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10 Attorneys for Defendant
11 **MICHAEL JOSEPH JACKSON**

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
14 **FOR THE COUNTY OF SANTA BARBARA, COOK DIVISION**

16 **THE PEOPLE OF THE STATE OF CALIFORNIA,**

17 Plaintiffs,

18 vs.

20 **MICHAEL JOSEPH JACKSON,**

21 Defendant.

Case No. 1133603

ORDER ON MOTION TO QUASH VENTURA AND BANK OF THE WEST SUBPOENAS

Honorable Rodney S. Melville

Date: January 14, 2005

Time: 8:30 am.

Dept: SM 2

FILED UNDER SEAL AND IN CAMERA

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

FEB 25 2005

GARY M. BLAIR, Executive Officer

Carrie L. Wagner
CARRIE L. WAGNER, Deputy Clerk

* Unsealed pursuant to 6/16/05 Court order

RECEIVED
05 FEB 18 PM 4:18
SANTA BARBARA COUNTY SUPERIOR COURT

24
25 The Motion of Objectors, David and Maria Ventura, to Subpoenas Duces Tecum issued to David
26 Ventura, Maria Ventura, and Bank of the West came on regularly for a hearing on January 14, 2005, in
27 Department SM-2 of the above-entitled court. In Camera and in Chambers, the Honorable Rodney S.
28

1 Melville, Judge Presiding. Julian Brew and Larry Feldman appeared for Objectors, David and Maria
2 Ventura. Robert Sanger and Brian Oxman appeared for Michael Jackson. The Court having read the
3 papers submitted by the parties and considered the oral argument of their counsel, hereby enters the
4 following Order:

5 IT IS ORDERED:

6 (1) The Subpoena Duces Tecum dated December 22, 2004, to Bank of the West be and hereby is
7 modified to as to David Ventura and Maria Ventura to require the Bank to produce all records in any
8 account belonging to David Ventura or Maria Ventura as described in the subpoena as it relates to deposits,
9 ^{RSM} [REDACTED] and checks from third parties other than the Venturas' regular employer. The Bank shall
10 produce all documents contained in such accounts to the Court for In Camera review so that the Court may
11 determine who would qualify as third parties and whether receipts or disbursements from the account are
12 relevant and material to the issues in the case.

13 (2) In all other respects to persons other than David Ventura and Maria Ventura, there having been
14 no objection lodged concerning the subpoena, the Bank of the West shall comply to the Subpoena for
15 production of such records to the Court.

16 (3) The Subpoena Duces Tecum dated December 22, 2004 to Maria Ventura and the Subpoena
17 Duces Tecum dated December 22, 2004, issued to David Ventura, be and hereby are modified to require
18 production of all materials, documents, and financial records relating to fund raising activities, including
19 the collection, holding, and disbursement of money on behalf or for the benefit of Janet Arvizo, Davellin
20 Arvizo, Gavin Arvizo, and Star Arvizo, ^{abn} [REDACTED]
21 [REDACTED]
22 [REDACTED] ^{RSM}

23
24 DATED: 2/25/05

25 Rodney S. Melville

26 Judge Rodney S. Melville
27 Santa Barbara Superior Court
28

PROOF OF SERVICE

1013A(1)(3), 1013(c) CCP

STATE OF CALIFORNIA, COUNTY OF SANTA BARBARA:

I am a citizen of the United States of America and a resident of the county aforesaid. I am employed by the County of Santa Barbara, State of California. I am over the age of 18 and not a party to the within action. My business address is 312-H East Cook Street, Santa Maria, California.

On FEBRUARY 25, 2005, I served a copy of the attached ORDER ON MOTION TO QUASH VENTURA AND BANK OF THE WEST SUBPOENAS addressed as follows:

THOMAS A. MESEREAU, JR.
COLLINS, MESEREAU, REDDOCK & YU, LLP
1875 CENTURY PARK EAST, 7TH FLOOR
LOS ANGELES, CA 90067

JULIAN BREW, ESQ.
TED MAYA, ESQ.
LARRY FELDMAN, ESQ.
1999 AVENUE OF THE STARS, SUITE 1700
LOS ANGELES, CA 90067

FAX

By faxing true copies thereof to the receiving fax numbers of: (805) 456-0699 (Thomas Mesereau, Jr.); (310) 788-1200 (BREW, ETAL). Said transmission was reported complete and without error. Pursuant to California Rules of Court 2005(i), a transmission report was properly issued by the transmitting facsimile machine and is attached hereto.

MAIL

By placing true copies thereof enclosed in a sealed envelope with postage fully prepaid, in the United States Postal Service mail box in the City of Santa Maria, County of Santa Barbara, addressed as above. That there is delivery service by the United States Postal Service at the place so addressed or that there is a regular communication by mail between the place of mailing and the place so addressed.

PERSONAL SERVICE

By leaving a true copy thereof at their office with the person having charge thereof or by hand delivery to the above mentioned parties.

EXPRESS MAIL

By depositing such envelope in a post office, mailbox, sub-post office, substation, mail chute, or other like facility regularly maintained by the United States Postal Service for receipt of Express Mail, in a sealed envelope, with express mail postage paid.

I certify under penalty of perjury that the foregoing is true and correct. Executed this 25TH day of FEBRUARY, 2005, at Santa Maria, California.


CARRIE L. WAGNER