

1 GERAGOS & GERAGOS

2 A PROFESSIONAL CORPORATION

3 LAWYERS

39<sup>TH</sup> FLOOR

350 S. GRAND AVENUE

4 LOS ANGELES, CALIFORNIA 90071-3480

5 TELEPHONE (213) 625-3900

6 FACSIMILE (213) 625-1600

FILED

SUPERIOR COURT of CALIFORNIA  
COUNTY OF SANTA BARBARA

APR 29 2004

GARY M. BLAIR, EXEC. OFFICER

BY *Alicia Alcocer*  
ALICIA ALCOCER, Deputy Clerk

6 MARK J. GERAGOS, SBN 108325  
Attorney for Defendant, MICHAEL JACKSON

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 FOR THE COUNTY OF SANTA BARBARA

11 THE PEOPLE OF THE STATE OF  
12 CALIFORNIA,

13 Plaintiff,

14 vs.

15 MICHAEL JACKSON,

16 Defendant.

Case No.: 1133603

MICHAEL JACKSON'S EX  
PARTE APPLICATION RE  
PROTECTIVE ORDER

[FILED UNDER SEAL]  
[FILED BY FAX]

Date: April 26, 2004

Place: Department 2 (Telephonic)

Time: 1:00 p.m.

19 TO: SANTA BARBARA COUNTY DISTRICT ATTORNEY TOM

20 SNEDDON; and

21 TO: CLERK OF THE ABOVE-ENTITLED COURT

22 PLEASE TAKE NOTICE that on April 26, 2004 at the hour of 1:00 p.m. in  
23 Department 2 of the above-named court, or as soon thereafter as counsel can be heard,  
24 Defendant Michael Jackson ("Mr. Jackson"), through counsel will seek the Court's  
25 guidance on the issue of appropriate statements following the April 30, 2004 proceedings  
26 in this matter.

28 EX PARTE APPLICATION RE PROTECTIVE ORDER

*Unsealed pursuant to 6/16/05 Judge's Order*

1 MEMORANDUM OF POINTS AND AUTHORITIES

2 RELEVANT FACTS

3 On April 2, 2004 the Court ordered as follows:

4 The Court orders that a modification to the safe harbor order shall be that an  
5 ex parte hearing must be calendared, whether the parties agree or disagree  
6 on the content of any responsive statement that either side wishes to make  
7 to some information that's out in the public sector; that the proposed written  
8 statement would be lodged with the Court for an In Camera review by the  
9 Court and then returned to the parties with either a denial, not allowing  
10 them to use that statement, or permission to use the statement, the  
understanding of the permission to be clearly stated in any release; that the  
11 Court is only making a finding that they're not in violation of the gag order  
12 by releasing that statement, not that it approves or disapproves the content  
13 of the statement; that if it became a lot of trips to the Courthouse, the Court  
14 would reconsider a different way of handling it; that this shall be the final  
15 order, completing the gag order.


11 (April 2, 2004 minute order at p. 2.)

12 Given the likelihood of a media frenzy following the upcoming April 30, 2004  
13 hearing in this matter, Mr. Jackson submits the attached proposed statements (Exhibit A)  
14 to be released immediately following the hearing.

16 Respectfully submitted,

17 Dated: April 23, 2004

GERAGOS & GERAGOS

18  
19 By:   
20 MARK J. GERAGOS  
21 Attorney for Defendant  
MICHAEL JACKSON

22 Benjamin Braffman (Admitted Pro Hac Vice)  
23 BRAFFMAN & ROSS PC  
24 767 Third Avenue, 26th Floor  
25 New York, NY 10017  
Telephone: 212-750-7800  
Facsimile: 212-750-3906

26 Steve Cochran (SBN 105541)  
27 KATTEN MUCHIN ZAVIS ROSENMAN  
28 2029 Century Park East, Suite 2600

EX PARTE APPLICATION RE PROTECTIVE ORDER

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Los Angeles, California 90067  
Telephone: 310-788-4400  
Facsimile: 310-712-8455

Robert M. Sanger (SBN 58214)  
SANGER & SWYSEN  
233 E. Carrillo St., Suite C  
Santa Barbara, CA 93101  
Telephone: 805-962-4887  
Facsimile: 805-963-7311

mjfacts.com

mjfacts.com

mjfacts.com

mjfacts.com

mjfacts.com

mjfacts.com

mjfacts.com

mjfacts.com

mjfacts.com

mjfacts.com

mjfacts.com

mjfacts.com

mjfacts.com

mjfacts.com

mjfacts.com

---

EX PARTE APPLICATION RE PROTECTIVE ORDER



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com

# EXHIBIT A



mjfacts.com



mjfacts.com

FOR RELEASE IMMEDIATELY  
AFTER MICHAEL JACKSON'S  
ARRAIGNMENT IN SANTA MARIA,  
CALIFORNIA ON FRIDAY,  
APRIL 30, 2004

**STATEMENT TO BE ISSUED BY MICHAEL JACKSON'S  
ATTORNEYS FOLLOWING MR. JACKSON'S ARRAIGNMENT  
ON FRIDAY, APRIL 30, 2004**

Mr. Jackson has entered a plea of not guilty to the charges contained in the indictment.

Mr. Jackson and his attorneys are extremely confident that after a trial on these charges Mr. Jackson will be fully exonerated as the allegations contained in the indictment are patently false.

Michael is looking forward to his day in Court and has great confidence in the judicial system. Michael wishes to thank the millions of fans throughout the world who continue to support him. Their support and love is deeply appreciated. Michael wants everyone to know that he is fine, he is doing well, keeping very busy being Michael Jackson, the world's greatest recording artist. He continues to remain upbeat throughout this difficult ordeal because he knows in his heart that he is completely innocent.

**MARK GERAGOS, ESQ.**

Geragos & Geragos  
350 South Grand Avenue, Ste. 3900  
Los Angeles, California 90071  
Tel (213) 625-3900  
Fax (213) 625-1600  
E-mail: [Geragos@geragos.com](mailto:Geragos@geragos.com)

**BENJAMIN BRAFMAN, ESQ.**

Brafman & Ross, P.C.  
757 Third Avenue, 26<sup>th</sup> Floor  
New York, New York 10017  
Tel (212) 750-7800  
Fax (212) 750-3906  
E-mail: [Bratross@acj.com](mailto:Bratross@acj.com)

**ROBERT M. SANGER, ESQ.**

Sanger & Swysen  
233 East Carrillo Street, Ste. CC  
Santa Barbara, California 93101  
Tel (805) 992-4887  
Fax (805) 963-7311  
E-mail: [rsanger@sangerswysen.com](mailto:rsanger@sangerswysen.com)

**STEVE COCHRAN, ESQ.**

Katten Muchin Zavis Rosenman  
2029 Century Park East, Ste. 2600  
Los Angeles, California 90067  
Tel (310) 788-4400  
Fax (310) 788-4471  
E-mail: [steve.cochran@kmzr.com](mailto:steve.cochran@kmzr.com)

FOR RELEASE IMMEDIATELY  
AFTER MICHAEL JACKSON'S  
ARRAIGNMENT IN SANTA MARIA,  
CALIFORNIA ON FRIDAY,  
APRIL 30, 2004

**STATEMENT TO BE ISSUED BY MICHAEL JACKSON  
FOLLOWING MR. JACKSON'S ARRAIGNMENT ON FRIDAY,  
APRIL 30, 2004**

I am completely innocent of the charges in this case. I am very confident that at the end of these legal proceedings I will be completely exonerated.

I want to thank all of the millions of people who continue to support me and tell them how much their love and understanding means to me during this difficult time in my life. Thank you all very much.

**MARK GERAGOS, ESQ.**  
Geragos & Geragos  
350 South Grand Avenue, Ste. 3900  
Los Angeles, California 90071  
Tel (213) 625-3900  
Fax (213) 625-1600  
E-mail: [Geragos@geragos.com](mailto:Geragos@geragos.com)

**BENJAMIN BRAFMAN, ESQ.**  
Brafman & Ross, P.C.  
767 Third Avenue, 26<sup>th</sup> Floor  
New York, New York 10017  
Tel (212) 750-7800  
Fax (212) 750-3906  
E-mail: [Brafross@aol.com](mailto:Brafross@aol.com)

**ROBERT M. SANGER, ESQ.**  
Sanger & Swysen  
233 East Carrillo Street, Ste. CC  
Santa Barbara, California 93101  
Tel (805) 962-4887  
Fax (805) 963-7311  
E-mail: [rsanger@sangerswysen.com](mailto:rsanger@sangerswysen.com)

**STEVE COCHRAN, ESQ.**  
Katten Muchin Zavis Rosenman  
2029 Century Park East, Ste. 2600  
Los Angeles, California 90067  
Tel (310) 788-4400  
Fax (310) 788-4471  
E-mail: [steve.cochran@kmzr.com](mailto:steve.cochran@kmzr.com)

PROOF OF SERVICE BY FAX

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 350 S. Grand Avenue, 39th Floor, Los Angeles, California 90071.

On execution date set forth below, I served the following

**MICHAEL JACKSON'S EX PARTE APPLICATION  
RE PROTECTIVE ORDER**

\_\_\_\_\_ placing a true copy thereof enclosed in sealed envelopes with postage thereon fully prepaid, to the attorneys and their perspective addresses listed below, in the United States Mail at Los Angeles, California.

transmitting by facsimile transmission the above document to the attorneys listed below at their receiving facsimile telephone numbers. The sending facsimile machine I used, with telephone number (213) 625-1600, complied with C.R.C. Rule 2003(3). The transmission was reported as complete and without error.

\_\_\_\_\_ personally delivering the document(s) listed above to the party or parties listed below, or to their respective agents or employees.

PARTIES SERVED BY FAX:

DA Thomas Sneddon  
Fax No.: 805-568-2398

Executed on APRIL 23, 2004, at Los Angeles, California.

I declare under penalty of perjury that the above is true and correct.

  
\_\_\_\_\_  
MARY Y. HAKOPIAN

# GERAGOS & GERAGOS

A PROFESSIONAL CORPORATION

LAWYERS  
39<sup>TH</sup> FLOOR

350 S. GRAND AVENUE  
LOS ANGELES, CALIFORNIA 90071-3480

TELEPHONE (213) 625-3900

FACSIMILE (213) 625-1600

## FAX COVER SHEET

From: CHRIS CAMPBELL  
Client/Matter: PEOPLE v. JACKSON  
Date: APRIL 23, 2004  
Pages: 10 (INCLUDING COVER)

RECIPIENT	FACSIMILE NUMBER
ALICIA ALCOCER	805-346-7591

COMMENTS:

UNDER SEAL FILING -- PLEASE CALL IF YOU HAVE ANY  
QUESTIONS.

Chris

*The information contained in this facsimile message is information protected by attorney-client and/or the attorney/work product privilege. It is intended only for the use of the individual named above. If the person actually receiving this facsimile is not the named recipient or agent responsible to deliver it to the named recipient, any use, dissemination, distribution, or copying of the communication is strictly prohibited. If you have received this communication in error, please notify us immediately.*

IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE US IMMEDIATELY AT (213)625-3900



# GERAGOS & GERAGOS

A PROFESSIONAL CORPORATION

LAWYERS

39<sup>TH</sup> FLOOR

350 S. GRAND AVENUE

LOS ANGELES, CALIFORNIA 90071-3480

TELEPHONE (213) 625-3900

FACSIMILE (213) 625-1600

## FAX COVER SHEET

**From:** CHRIS CAMPBELL  
**Client/Matter:** JACKSON  
**Date:** APRIL 23, 2004  
**Pages:** 8 (INCLUDING COVER)

RECIPIENT	FACSIMILE NUMBER
DA THOMAS SNEDDON	805-568-2398

COMMENTS:

*The information contained in this facsimile message is information protected by attorney-client and/or the attorney-work product privilege. It is intended only for the use of the individual named above. If the person actually receiving this facsimile is not the named recipient or agent responsible to deliver it to the named recipient, any use, dissemination, distribution, or copying of the communication is strictly prohibited. If you have received this communication in error, please notify us immediately.*

IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE US IMMEDIATELY AT (213)625-3900

TRANSMISSION VERIFICATION REPORT

TIME : 04/23/2004 11:16  
NAME : GERAGOS&GERAGOS  
FAX : 2136251600  
TEL : 2136253900  
SER.# : BRDL2J854125

DATE, TIME 04/23 11:15  
FAX NO./NAME 10055682398  
DURATION 00:01:05  
PAGE(S) 00  
RESULT OK  
MODE STANDARD  
ECM

# GERAGOS & GERAGOS

A PROFESSIONAL CORPORATION  
LAWYERS  
39<sup>TH</sup> FLOOR  
350 S. GRAND AVENUE  
LOS ANGELES, CALIFORNIA 90071-3480  
TELEPHONE (213) 625-3900  
FACSIMILE (213) 625-1600

## FAX COVER SHEET

From: CHRIS CAMPBELL  
Client/Matter: JACKSON  
Date: APRIL 23, 2004  
Pages: 8 (INCLUDING COVER)

RECIPIENT	FACSIMILE NUMBER
DA THOMAS SNEDDON	805-568-2398