

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SANTA BARBARA**

Dated & Entered: APRIL 26, 2005	Time: 8:30 A.M.	F	
Honorable RODNEY S. MELVILLE		CC	
Deputy Clerk: L. FREY	Dept. SM TWO	CA	
Deputy Sheriff: L. AVILA		AC	
Court Reporter: M. MC NEIL	Case No. 1133603	SR	
Plaintiff: THE PEOPLE OF THE STATE OF CALIFORNIA		ST	
Vs.		DOC	X
Defendant(s): MICHAEL JOE JACKSON			
District Attorney: THOMAS W. SNEDDON, JR.			
Defense Counsel: THOMAS A. MESEREAU, JR.			
Probation Officer:	Interpreter:		

**NATURE OF PROCEEDINGS: JURY TRIAL – FORTY FIFTH DAY**

Felony Complaint Filed December 18, 2003 charging the Defendant with Counts 1 thru 7: 288(a) P.C., Felonies, Counts 8 and 9: 222 P.C., Felonies, Enhancements on Counts 1 through 7: 1192.7(c)(6) P.C. and 1203.066(a)(8) P.C.

Indictment filed April 21, 2004 charging the Defendant with Count 1: 182 P.C., a Felony, Counts 2 through 5: 288(a) P.C., Felonies, Count 6: 664/288(a) P.C., a Felony, Counts 7 through 10: 222 P.C., Felonies, Special Allegations on Counts 2 through 5: 1192.7(c)(6) P.C. and 1203.066(a)(8) P.C.

The Court made orders re: **Continuance**

At 8:30 A.M. in the presence of the Jury with Court, Counsel and Defendant present, trial continued.

Counsel present for the People are Thomas W. Sneddon, Jr., Ronald Zonen, Gordon Auchincloss and Mag Nicola.

Counsel present for the Defendant are Thomas A. Mesereau, Jr., Robert M. Sanger and Susan Yu.

Investigating Officer Steve Robel present for the People.

Cynthia Montgomery sworn and examined as a witness on behalf of the People.

Attorneys Nicola and Mesereau examined the witness.

The following People's Exhibits Marked for Identification and Received into Evidence:

- 16 Photo of Fredric Marc Schaffel.
- 251 Xtra Jet, SBSO #1350, 6/8/03-6/13/03, Chris Carter, E. Jackson, Jose Rivera, M. Jackson  
M. J. Jackson, Jr., P.M. Jackson, P. J. J. Jackson, Patricia Chavez
- 253 Xtra Jet, SBSO #1677, 9/9/03-9/12/03, Michael Jackson, J. Jackson, Paris-Michael  
Jackson, Prince M. Jackson, Grace Rwaramba Karen Faye, Joseph Eric Jeszuck,  
Dieter Weisner
- 254 Xtra Jet, SBSO #1503, 3/24/03, Grace Rwaramba, Michael Jackson, M. J. Jackson,  
P. K. Jackson, Patricia Chavez, Christopher Carter, Elijah Jackson, Jose Rivera, Levon  
Jackson
- 848 PNR Computer Record Made by Cynthia Montgomery for Fredric Schaffel
- 849 PNR Computer Record Made by Cynthia Montgomery for Fredric Schaffel.

The following People's Exhibit Marked for Identification:

- 252 Xtra Jet, SBSO #1677, 9/1/03, Michael Jackson, Prince, Paris, M. Prince Jackson  
Grace Rwaramba.

Witness Cynthia Montgomery shall remain subject to recall.

Jeff Klapakis recalled for further examination as a witness on behalf of the People.

Attorneys Nicola and Sanger examined the witness.

Hamid Moslehi sworn and examined as a witness on behalf of the People.

Attorneys Auchincloss and Mesereau examined the witness.

The following People's Exhibits Marked for Identification and Received into Evidence:

- 844 Photo of Michael Jackson and Frank Casio
- 41 Photo of Miko Brando
- 42 Photo of Stuart Backerman
- 845 Photo of Marc Schaffel
- 846 Photo of Michael Jackson, Nick Carter, Frank Casio, Marc Schaffel and Rudy
- 847 Photo of Michael Jackson, Marc Schaffel, Aaron Carter, Rudy and Brad Boxer
- 39 Photo of Joseph Martin Marcus
- 27 Photo of Christian Robinson.

1133603

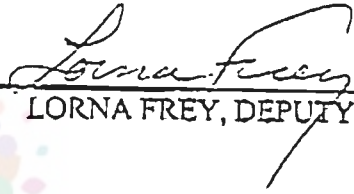
THE PEOPLE OF THE STATE OF CALIFORNIA  
VS  
MICHAEL JOE JACKSON  
APRIL 26, 2005  
PAGE THREE

At 2:30 P.M. the Court admonished the Jury and ordered a recess until April 27, 2005 at 8:30 A.M.

Defendant released on bail previously posted.

CLERK OF THE SUPERIOR COURT

BY

  
LORNA FREY, DEPUTY CLERK

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 May 3, 2005, 2005, I served a copy of the attached MINUTE ORDER addressed as follows:

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

THOMAS W. SNEDDON, JR.  
DISTRICT ATTORNEY'S OFFICE  
1112 SANTA BARBARA STREET  
SANTA BARBARA, CA 93101

FAX

By faxing true copies thereof to the receiving fax numbers of: (805) 456-0699 (Thomas Mesereau, Jr.); (805) 568-2398 (Thomas Sneddon). Said transmission was reported complete and without error. Pursuant to California Rules of Court 2005(1), 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.

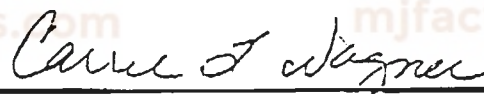
PERSONAL SERVICE

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 3<sup>RD</sup> day of MAY, 2005, at Santa Maria, California.



CARRIE L. WAGNER