

1 **COLLINS, MESEREAU, REDDOCK & YU**
2 Thomas A. Mesereau, Jr., State Bar Number 091182
3 Susan C. Yu, State Bar Number 195640
4 1875 Century Park East, 7th Floor
5 Los Angeles, CA 90067
6 Telephone: (310) 284-3120
7 Facsimile: (310) 284-3133

8 **KATTEN MUCHIN ZAVIS ROSENMAN**
9 Steve Cochran, State Bar Number 105541
10 Stacey McKee Knight, State Bar Number 181027
11 2029 Century Park East, Suite 2600
12 Los Angeles, CA 90067-3012
13 Telephone: (310) 788-4455
14 Facsimile: (310) 712-8455

15 **SANGER & SWYSEN**

16 Attorneys at Law

17 Robert M. Sanger, State Bar Number 058214
18 233 East Carrillo Street, Suite C
19 Santa Barbara, CA 93101
20 Telephone: (805) 962-4887
21 Facsimile: (805) 963-7311

22 Attorneys for Defendant MICHAEL JOSEPH JACKSON

23 SUPERIOR COURT OF THE STATE OF CALIFORNIA
24 FOR THE COUNTY OF SANTA BARBARA, COOK DIVISION

25 THE PEOPLE OF THE STATE OF
26 CALIFORNIA,

27 Plaintiffs,

28 vs.

29 MICHAEL JOSEPH JACKSON,

30 Defendant.

) Case No. 1133603

) ~~PROPOSED~~ ORDER

) Honorable Rodney S. Melville

) Date: July 9, 2004

) Time: 8:30 am.

) Dept: SM 2

31 _____
32 _____
33 _____
34 _____
35 _____
36 _____
37 _____
38 _____
39 _____
40 _____
41 _____
42 _____
43 _____
44 _____
45 _____
46 _____
47 _____
48 _____
49 _____
50 _____
51 _____
52 _____
53 _____
54 _____
55 _____
56 _____
57 _____
58 _____
59 _____
60 _____
61 _____
62 _____
63 _____
64 _____
65 _____
66 _____
67 _____
68 _____
69 _____
70 _____
71 _____
72 _____
73 _____
74 _____
75 _____
76 _____
77 _____
78 _____
79 _____
80 _____
81 _____
82 _____
83 _____
84 _____
85 _____
86 _____
87 _____
88 _____
89 _____
90 _____
91 _____
92 _____
93 _____
94 _____
95 _____
96 _____
97 _____
98 _____
99 _____
100 _____

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

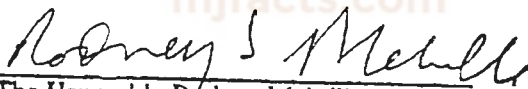
JUL 08 2004

GARY M. ELAIR, Executive Officer
By: *Carrie L. Wagner*
CARRIE L. WAGNER, Deputy Clerk

1 The Court having permitted Counsel to submit an Ex Parte Application, Counsel having
2 done so and good cause appearing therefor,

3 IT IS HEREBY ORDERED that the hearing on the Motion To Set Aside The Indictment
4 Pursuant to Penal Code Section 995 is hereby continued to July 27, 2004, at 8:30 am. in the
5 above entitled Court and Counsel for Mr. Jackson is order to file and serve its reply by 12:00 pm.
6 on July 12, 2004.

7
8 Dated: July 12 2004

9 
10 The Honorable Rodney Melville
11 Judge of the Superior Court

PROOF OF SERVICE

I, the undersigned declare:

I am over the age of 18 years and not a party to the within action. I am employed in the County of Santa Barbara. My business address is 233 East Carrillo Street, Suite C, Santa Barbara, California, 93101.

On July 7, 2004, I served the foregoing document **EX PARTE APPLICATION FOR CONTINUANCE OF HEARING ON MOTION TO SET ASIDE INDICTMENT; DECLARATION OF ROBERT M. SANGER; MEMORANDUM OF POINTS AND AUTHORITIES; AND [PROPOSED] ORDER THEREOF** on the interested parties in this action by depositing a true copy thereof as follows:

Tom Sneddon
Gerald Franklin
Ron Zonen
Gordon Auchincloss
District Attorney
1105 Santa Barbara Street
Santa Barbara, CA 93101
568-2398

Gibson, Dunn & Crutcher LLP
Theodore J. Boutros, Jr.
William E. Thomson
Michael H. Dore
333 South Grand Avenue
Los Angeles, CA 91171
Fax - 213-229-7520

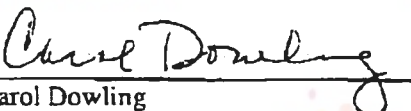
___ **BY U.S. MAIL** - I am readily familiar with the firm's practice for collection of mail and processing of correspondence for mailing with the United States Postal Service. Such correspondence is deposited daily with the United States Postal Service in a sealed envelope with postage thereon fully prepaid and deposited during the ordinary course of business. Service made pursuant to this paragraph, upon motion of a party, shall be presumed invalid if the postal cancellation date or postage meter date on the envelope is more than one day after the date of deposit.

X **BY FACSIMILE** - I caused the above-referenced document(s) to be transmitted via facsimile to the interested parties at

___ **BY HAND** - I caused the document to be hand delivered to the interested parties at the address above.

X **STATE** - I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed July 7, 2004, at Santa Barbara, California.


Carol Dowling

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 JULY 8, 20 04, I served a copy of the attached ORDER addressed as follows:

THOMAS W. SNEDDON, DISTRICT ATTORNEY
DISTRICT ATTORNEY'S OFFICE
1105 SANTA BARBARA STREET
SANTA BARBARA, CA 93101

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

FAX

By faxing true copies thereof to the receiving fax numbers of: 805-568-2398 (DISTRICT ATTORNEY); 310-861-1007 (THOMAS A. MESEREAU, JR). 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.

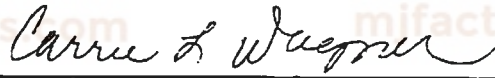
PERSONAL SERVICE

By leaving a true copy thereof at their office with their clerk therein or the person having charge thereof.

EXPRESS MAIL

By depositing such envelope in a post office, mailbox, subpost 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 8TH day of JULY, 20 04, at Santa Maria, California.


CARRIE L. WAGNER