

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

Dated & Entered: JULY 21, 2005	Time: 8:40 A.M.	F	
Honorable RODNEY S. MELVILLE		CC	
Deputy Clerk: L. FREY	Dept. SM TWO	CA	
Deputy Sheriff : A. MORENO		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: MOTION FOR AN ORDER THAT PROPERTY BE RETURNED; STATUS OF UNSEALING CERTAIN TRANSCRIPTS, EXHIBITS AND DOCUMENTS

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: Return of Property and Exhibits, Unsealing of Documents

Counsel present for the People is Thomas W. Sneddon, Jr.

Counsel present for the Defendant is Steve Dunkel.

At 8:40 A.M. with Court, Attorneys Sneddon and Dunkel present, in the absence of the Defendant, hearing proceeded.

Counsel made their arguments to the Court.

The Court orders that the items seized that the District Attorney has in his possession that were not brought to Court and that are not contraband shall be returned to Mr. Jackson; that if there are any items the District Attorney feels that should not be returned, the District Attorney shall make a special request of the Court; that the exhibits marked for identification in the trial shall be maintained by the Court for a period of time that will

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be designated in the Court's order; that videos of children are protected by privacy issues and copyright issues; that Counsel shall review their exhibit lists and submit any requests re: the exhibits to the Court; that the 1993 photos and evidence are subject to the 1993 order and shall be maintained under the currently existing order; that items belonging to the Arvizo family are exhibits 13, 49, 199, 259, 260, 261, 342, 343, 348 and 806 which shall be released to the District Attorney for return to the Arvizos; that the Court shall issue a written order regarding the return of property and exhibits; that the Court's order will indicate that items in evidence will be returned to the person placing them in evidence and that person shall then return the items to the appropriate party with the exception of contraband.

The Court advised Counsel that the sealed documents shall be released during August with privacy matters, juror issues and attorney client privilege items excepted.

At 9:05 A.M. Court adjourned.

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 September 23, 2005, 2005, I served a copy of the attached MINUTE ORDER addressed as follows:

THOMAS A. MESEREAU, JR.
MESEREAU & YU, LLP
1875 CENTURY PARK EAST, SUITE 700
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: (310) 861-1007 (Thomas Mesereau, Jr.); (805) 568-2398 (Thomas Sneddon). Said transmission was reported complete and without error. Pursuant to California Rules of Court 2005(l), 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 23RD day of SEPTEMBER, 2005, at Santa Maria, California.

Carrie L. Wagner

CARRIE L. WAGNER