

AUG 13 2004

GARY M. BLAIS, Executive Officer

BY *[Signature]*
CARRIE L. WAGNER, Deputy Clerk

ORIGINAL

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14 Attorneys for Defendant
MICHAEL JOE JACKSON

15
16 SUPERIOR COURT OF THE STATE OF CALIFORNIA
17 FOR THE COUNTY OF SANTA BARBARA
18 SANTA MARIA DIVISION

19 THE PEOPLE OF THE STATE OF
CALIFORNIA,

20 Plaintiff,

21 vs.

22 MICHAEL JOE JACKSON

23 Defendant.

) CASE NO. 1133603

) REQUEST THAT MICHAEL JACKSON BE
) PERMITTED TO MAKE PUBLIC
) STATEMENT

) FILED UNDER SEAL

) ~~HEARING:~~

) ~~DATE: AUGUST 16, 2004~~

) ~~TIME: 8:30 A.M.~~

) ~~Place: Dept. SM-2~~

unused vol per order, dated 8/22/04

1 Michael J. Jackson ("Mr. Jackson"), by and through his counsel, Thomas A.
2 Mesereau, Jr., respectfully requests that the Court permit him to make a public statement,
3 which is attached hereto as Exhibit A. This statement has been crafted so as to avoid
4 issues of concern in this criminal matter.

5 Last week, a cable television station, VH1, repeatedly televised a movie about the
6 life of Michael Jackson. It was titled "Man in The Mirror." The movie purported to
7 portray the upbringing, family relationships and personality of Michael Jackson. This
8 movie continues to appear on television.

9 This movie repeatedly attempts to spread falsehoods about Mr. Jackson's relations
10 with his family and the way he was raised. For example, false information is presented
11 about Mr. Jackson's father. Although the movie does cover certain areas relating to the on-
12 going criminal matter, the enclosed statement is intentionally designed not to respond to
13 this. Consistent with the Court's Protective Order, these issues will be litigated in Court.

14 However, the Court is respectfully requested to recognize the necessity for Mr.
15 Jackson to respond to false portrayals about he and his family. As a public figure, he is
16 very vulnerable to such falsehoods. The defense suggests that it would be very unfair to
17 deny him these rights.

18 The requested public statement does not refer directly or indirectly to this case, the
19 prosecution, the police or any witnesses or procedures involved in this case. It is only
20 meant to respond to personal attacks on Mr. Jackson's family. It is short, concise and, we
21 believe, consistent with the spirit and letter of the Court's Protective Order.

22 Because this movie continues to appear on television, Mr. Jackson and his family
23 believe that time is of the essence. We do hope that the Court will consider the situation
24 in its entirety and grant this Request forthwith.

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1 DATED: August 13, 2004

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Respectfully submitted,

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Thomas A. Mesereau, Jr.
Susan C. Yu
COLLINS, MESEREAU, REDDOCK & YU

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By:


Thomas A. Mesereau, Jr.
Attorneys for Mr. MICHAEL J. JACKSON

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EXHIBIT A



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STATEMENT OF MICHAEL JACKSON



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"My family and I have dedicated our lives to spreading unity and peace to the world through our music. The most recent unauthorized version of my life story, "Man in The Mirror," in no way shape or form represents who we are as a family. It is unfortunate that for years, we have been targets of completely inaccurate and false portrayals. We have watched, as we have been vilified and humiliated. I personally, have suffered through many hurtful lies and references to me as 'Wacko Jacko' as well as the latest untruth about me fathering quadruplets.

"This is intolerable and must stop. The public depiction of us is not who we are, or what we are. We are a loving family. My success on stage can be attributed to the love and support of my family off stage. My brothers and I are 'brothers' first, we started out together and will always be together. All I can hope for is that one day, my family will be shown the same kindness and respect that we have, throughout our lives, shown to others."



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PROOF OF SERVICE

I, the undersigned, declare:

I am a citizen of the United States of America, am over the age of eighteen (18) years, and not a party to the within action. I am employed at 1875 Century Park East, 7th Floor, Los Angeles, CA 90067. On August 13, 2004, I served the following document:

REQUEST THAT MICHAEL JACKSON BE PERMITTED TO MAKE PUBLIC STATEMENT

on the interested parties addressed as follows:

Thomas Sneddon, Esq., District Attorney
Gerald Franklin, Esq.
Ronald Zonen, Esq.
Gordon Auchincloss, Esq.
District Attorney's Office
1105 Santa Barbara Street
Santa Barbara, CA 93108
FAX: (805) 568-2398

 BY MAIL: I placed each envelope, containing the foregoing document, with postage fully prepaid, in the United States mail at Los Angeles, California. I am readily familiar with the business practice for collection and processing of mail in this office; that in the ordinary course of business said document would be deposited with the US Postal Service in Los Angeles on that same day.

 X BY FACSIMILE: I served a copy of the within document on the above-interested parties, by way of a facsimile, at the facsimile numbers listed above.

 BY MESSENGER/ATTORNEY SERVICE: I caused _____ to personally serve the within document on the above interested parties.

 X (State) I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

 (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on August 13, 2004, at Los Angeles, California.


Susan C. Yu