

1 Thomas A. Mesereau, Jr. (SBN 91182)
Susan C. Yu (SBN 195640)
2 COLLINS, MESEREAU, REDDOCK & YU, LLP
1875 Century Park East, 7TH Floor
3 Los Angeles, California 90067
Tel: (310) 284-3120; Fax: (310) 284-3133

4 Steve Cochran (SBN 105541)
5 Stacey McKee Knight (SBN 181027)
KATTEN MUCHIN ZAVIS ROSENMAN
6 2029 Century Park East, Suite 2600
Los Angeles, California 90067
7 Tel: (310) 788-4400; Fax: (310) 712-8455

8 Robert M. Sanger (SBN 58214)
SANGER & SWYSEN
9 233 E. Carrillo St., Suite C
Santa Barbara, CA 93101
10 Tel: (805) 962-4887; Fax: (805) 963-7311

11 Brian Oxman (SBN 072172)
OXMAN & JAROSCAK
12 14126 East Rosecrans
Santa Fe Springs, California 90670
13 Tel: (562) 921-5058; Fax: (562) 921-2298

14 Attorneys for Defendant
MICHAEL JOE JACKSON

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

18 THE PEOPLE OF THE STATE OF
19 CALIFORNIA,

20 Plaintiff,

21 vs.

22 MICHAEL JOE JACKSON

23 Defendant.

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

AUG 18 2004

GARY M. SLAID, Executive Officer
BY *Carrie L. Wagner*
CARRIE L. WAGNER, Deputy Clerk

) CASE NO. 1133603
)
) OBJECTION AND RESPONSE TO NOTI
) OF MOTION AND MOTION OF JIM
) ANDERSON



~~PROPOSED REDACTED VERSION~~

~~FILED UNDER SEAL~~

HEARING:

) DATE: AUGUST 19, 2004
) TIME: 8:30 A.M.
) Place: Dept. SM-2

1 Michael J. Jackson ("Mr. Jackson"), by and through his counsel, Thomas A.
2 Mesereau, Jr., objects and responds to the above-entitled Motion as follows:

3 [REDACTED]
4 [REDACTED]
5 [REDACTED] The prosecution knows that Mr. Jackson was not permitted to
6 speak to representatives of the Attorney General's Office regarding this matter due to the
7 on-going criminal case. Mr. Jackson's counsel would not permit such an interview. As
8 such, this purported investigation was flawed from the outset. [REDACTED]
9 [REDACTED]

10 Furthermore, Mr. Jackson never filed a formal complaint with any agency regarding
11 this issue. Mr. Jackson made statements critical of the way he was treated prior to the
12 Court's imposition of a Protective Order. In response, the prosecution and its agents in the
13 Santa Barbara Sheriff's Department went on television and denied these allegations. They
14 not only denied these allegations, but they also threatened further prosecution of Mr.
15 Jackson for making a false report. [REDACTED]
16 [REDACTED]

17 This purported investigation was conducted by the prosecution - no one else. The
18 Office of the Attorney General supervises and controls all District Attorneys' Offices
19 throughout California. Both organizations are part of the same branch of government.
20 [REDACTED]

21 [REDACTED] With Mr. Jackson unable to participate in the investigation, there is
22 no conceivable way it could be deemed complete or accurate. [REDACTED]
23 [REDACTED]
24 [REDACTED]
25 [REDACTED]
26 [REDACTED]
27 [REDACTED]
28 [REDACTED]

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These concern, but are not limited to, the reality that Mr. Jackson did not file a formal complaint or lawsuit and that personnel investigations like this are often deemed confidential.

The defense, as can be expected, has been investigating various issues relating to prosecution dishonesty; disrespect for the Court's Protective Order; misrepresentations to the Court about discovery; intimidation of witnesses and obstruction of justice; false statements to the Court; and related misbehavior.



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[REDACTED]

The Protective Order should remain in place.

DATED: August 13, 2004

Respectfully submitted,

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

Steve Cochran
Stacey McGee Knight
KATTEN MUCHIN ZAVIS ROSENMAN

Robert M. Sanger
SANGER & SWYSEN

Brian Oxman
OXMAN & JAROSCAK

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

1 PROOF OF SERVICE

2 I, the undersigned, declare:

3 I am a citizen of the United States of America, am over the age of eighteen (18)
4 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:

5 **OBJECTION AND RESPONSE TO NOTICE OF MOTION AND MOTION OF JIM
6 ANDERSON**

7 PROPOSED REDACTED VERSION

8 FILED UNDER SEAL

9 on the interested parties addressed as follows:

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

15 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
16 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.

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

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

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

22 _____ (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.

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

24 
25 Susan C. Yu