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7 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
8 FOR THE COUNTY OF SANTA BARBARA  
9 SANTA MARIA DIVISION

10  
11 THE PEOPLE OF THE STATE OF CALIFORNIA, )  
12 Plaintiff, )

No. 1133603

13 v.  
14 MICHAEL JOE JACKSON,

15 Defendant. )  
16

~~PROPOSED~~  
ORDER DIRECTING THAT  
SEARCH WARRANT NO.  
SW 5128, THE SUPPORTING  
AFFIDAVIT AND ANY RETURN  
BE MAINTAINED UNDER  
CONDITIONAL SEAL UNTIL  
FURTHER ORDER OF COURT

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18 It appearing from the Declaration of Gerald McC. Franklin and from the supporting  
19 affidavit in Santa Barbara Superior Court Search Warrant File No. SW 5128 that the affidavit  
20 contains confidential information, premature disclosure of which may prejudice an ongoing  
21 investigation and the constitutional right of both parties to a fair trial, the Court orders as  
22 follows:

23 1. That search warrant number SW 5128, its supporting affidavit, and any return  
24 presently on file or which may be filed between now and September 16, 2004 in Santa Barbara  
25 Superior Court File No. SW 5128, are conditionally sealed;

26 2. The motion to maintain those documents under conditional seal until further order  
27 of court shall be heard on September 16, 2004, at 8:30 a.m.

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DATED: SEP 02 2004, 2004

*Rodney S. Melville*  
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RODNEY S. MELVILLE  
Judge of the Superior Court



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 9, 20 04, I served a copy of the attached ORDER DIRECTING THAT SEARCH WARRANT NO. SW 5128, THE SUPPORTING AFFIDAVIT AND ANY RETURN BE MAINTAINED UNDER CONDITIONAL SEAL UNTIL FURTHER ORDER OF COURT 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, 7<sup>TH</sup> 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 9<sup>TH</sup> day of SEPTEMBER, 20 04, at Santa Maria, California.

Carrie L. Wagner  
CARRIE L. WAGNER