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SUPERIOR COURT OF THE STATE OF CALIFORNIA

SEP 08 2004

CLERK OF COURT  
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1000 ANTELOPE BLVD  
SANTA MARIA, CA 93458

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

**DENIED**

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

v.

MICHAEL JOE JACKSON,

Defendant.

No. 1133603

~~PROPOSED~~

ORDER DIRECTING THAT  
PLAINTIFF'S RESPONSE TO  
DEFENDANT'S REPORT RE:  
FAILURE TO PRODUCE  
DISCOVERY AND REQUEST  
FOR SANCTIONS REMAIN  
UNDER SEAL PENDING  
FURTHER ORDER OF COURT

It appearing from the Declaration of Gerald McC. Franklin and from the Plaintiff's Response To Defendant's Report Re: Failure To Produce Discovery, etc. that information that hitherto has been sealed is set forth in the Response, disclosure of which may prejudice the right of the parties to a fair trial and the privacy of individuals alleged to be victims in the Indictment, the Court orders as follows:

1. Plaintiff's Response to Defendant's Report Re: Failure to Produce Discovery And Request for Sanctions is conditionally sealed;
2. The motion to maintain those documents under conditional seal until further order of court shall be heard on September 16, 2004, at 8:30 a.m;
3. The Court will consider the moving party's suggested redacted version of Plaintiff's Response to Defendant's Report Re: Failure to Produce Discovery And Request for

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1 Sanctions. and may, between the date of this Order and September 16, 2004, release a redacted  
2 version of the Response to Defendant's Report, etc.

3  
4 DATED: September 8, 2004

*Rodney S. Melville*  
\_\_\_\_\_  
5 RODNEY S. MELVILLE  
6 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 10, 20 04, I served a copy of the attached ORDER DIRECTING THAT PLAINTIFF'S RESPONSE TO DEFENDANT'S REPORT RE FAILURE TO PRODUCE DISCOVERY AND REQUEST FOR SANCTIONS REMAIN UNDER SEAL PENDING 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.

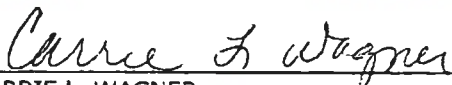
PERSONAL SERVICE

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 10<sup>TH</sup> day of SEPTEMBER, 20 04, at Santa Maria, California.

  
CARRIE L. WAGNER