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10 Attorneys for Defendant
11 MICHAEL JOE JACKSON

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

15 THE PEOPLE OF THE STATE OF)
CALIFORNIA,)
16)
Plaintiff,)
17)
vs.)
18)
MICHAEL JOE JACKSON)
19)
Defendant.)

CASE NO. 1133603
EX PARTE APPLICATION TO FILE UNDER
SEAL THOMAS A. MESEREAU, JR.'S
REQUEST TO MAKE A PUBLIC
STATEMENT: [PROPOSED] ORDER
THEREON

FILED UNDER SEAL & BY FAX

HEARING:
DATE: SEPTEMBER 21, 2004
TIME: 9:30 A.M.
Place: Dept. SM-2

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

SEP 21 2004

GARY M. BLAIR, Executive Officer
By *Carrie L. Wagner*
CARRIE L. WAGNER, Deputy Clerk

1 On behalf of Mr. Michael J. Jackson ("Mr. Jackson"), lead counsel, Thomas A.
2 Mesereau, Jr., hereby applies *ex parte* for leave to file under seal a request that he be
3 permitted to make a public statement. Until the Court orders otherwise, the Request must
4 be filed under seal because the content therein includes references to matters that are
5 subject to this Court's Protective Order. Concurrently filed herewith are the Request and
6 the redacted version of the Request.

7 This application is based upon the attached declaration of Thomas A. Mesereau, Jr.,
8 the files and record in this case and any other information presented prior to a ruling
9 hereon.

10 Dated: September 21, 2004

Respectfully submitted,

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

14 SANGER & SWYSEN
15 Robert M. Sanger

16 OXMAN & JAROSCAK
17 Brian Oxman

18 By:

Thomas Mesereau, Jr.
19 Thomas A. Mesereau, Jr.
20 Attorneys for MICHAEL JOE JACKSON
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1 **DECLARATION OF THOMAS A. MESEREAU, JR.**

2 I, Thomas A. Mesereau, Jr., declare:

3 1. I am an attorney at law duly licensed to practice law in the courts of the
4 State of California, a partner in the law firm of Collins, Mesereau, Reddock & Yu, and lead
5 counsel for Mr. Michael Jackson. I submit this declaration in support of an *ex parte*
6 application for leave to file under seal a request that I, as Mr. Jackson's lead counsel, be
7 permitted to make a public statement.

8 2. The Request describe materials that are subject to this Court's Protective
9 Order. Therefore, in accordance with the directives by this Court, leave is sought to file
10 this motion under seal.

11 I declare under penalty of perjury that the foregoing is true and correct and that this
12 declaration was executed this 21st day of September, 2004 at Birmingham, Alabama.

13
14 
15 Thomas A. Mesereau, Jr.