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16 Attorneys for Defendant
MICHAEL J. JACKSON
17

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

21 THE PEOPLE OF THE STATE OF
CALIFORNIA,

22 Plaintiff,

23 vs.

24 MICHAEL J. JACKSON

25 Defendant.
26

CASE NO. 1133603

27 RESPONSE TO OBJECTIONS RE:
SERVICE OF RECUSAL MOTION
AND REQUEST TO RE-
CALENDAR HEARING

Hearing Date: October 14, 2004
Time: 8:30 a.m.

~~FILED UNDER SEAL~~

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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

OCT 12 2004

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

1 MEMORANDUM OF POINTS AND AUTHORITIES

2 I. SERVICE OF MOTION FOR RECUSAL

3 The objections of the Attorney General and the prosecution regarding service
4 of the motion for recusal are correct. Defense counsel respectfully apologize for the
5 inconvenience.

6 The prosecution received service of the recusal motion on October 1, 2004.
7 The Attorney General's office was personally served on October 6, 2004.

8 II. REQUEST TO RE-CALENDAR HEARING.

9 The Government's reading of the pertinent statute concerning timing for
10 hearing is correct, ten (10) court, not calendar days is the notice period.

11 Mr. Jackson respectfully requests that this Court re-calendar the hearing on this
12 motion. Such a hearing is proper any time after October 20, 2004.

13
14 Dated: October 12, 2004

Respectfully submitted,

15 Thomas A. Mesereau, Jr.
16 Susan Yu
17 COLLINS, MESEREAU, REDDOCK & YU

18 Steve Cochran
19 Stacey McKee Knight
20 KATTEN MUCHIN ZAVIS ROSENMAN

21 Robert M. Sanger
22 SANGER & SWYSEN

23 Brian Oxman
24 OXMAN & JAROSCAK

25 By: Steve Cochran
26 Steve Cochran
27 Attorneys for Defendant
28 MICHAEL J. JACKSON

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PROOF OF SERVICE

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen and not a party to the within action, and my business address is Katten Muchin Zavis Rosenman (the "business"), 2029 Century Park East, Suite 2600, Los Angeles, California 90067.

On October 12, 2004, I served the foregoing documents described as **RESPONSE TO OBJECTIONS RE: SERVICE OF RECUSAL MOTION AND REQUEST TO E-CALENDAR HEARING** on the interested parties in this action as follows:

() I am readily familiar with the business's practice for collection and processing of correspondence for mailing with the United States Postal Service; such correspondence would be deposited with the United States Postal Service the same day of deposit in the ordinary course of business.

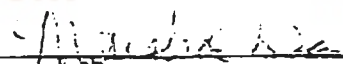
(X) By Facsimile Machine, I caused the above-referenced document(s) to be transmitted to the persons listed below:

Thomas W. Sneddon, Jr.
District Attorney of Santa Barbara
1105 Santa Barbara Street
Santa Barbara, CA 93101 Fax: 805-568-2398

Bill Lockyer
Attorney General of the State of California
Robert R. Anderson
Pamela C. Hamanaka
Robert M. Snider
Steven D. Matthews
300 South Spring Street
Los Angeles, CA 90013 Fax: 213-897-2408

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

Executed on October 12, 2004 at Los Angeles, California.



Marsha Davis