

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SANTA BARBARA**

<b>Dated &amp; Entered:</b> NOVEMBER 23, 2004	<b>Time:</b> 10:00 A.M.	<b>F</b>	
<b>Honorable RODNEY S. MELVILLE</b>		<b>CC</b>	
<b>Deputy Clerk:</b> L. FREY	<b>Dept.</b> SM TWO	<b>CA</b>	
<b>Deputy Sheriff :</b> L. AVILA		<b>AC</b>	
<b>Court Reporter:</b> M. MC NEIL	<b>Case No.</b> 1133603	<b>SR</b>	
<b>Plaintiff:</b> THE PEOPLE OF THE STATE OF CALIFORNIA		<b>ST</b>	
<b>vs.</b>		<b>DOC</b>	<b>X</b>
<b>Defendant(s):</b> MICHAEL JOE JACKSON			
<b>District Attorney:</b> THOMAS W. SNEDDON, JR.			
<b>Defense Counsel:</b> THOMAS A. MESEREAU, JR.			
<b>Probation Officer:</b>	<b>Interpreter:</b>		

**NATURE OF PROCEEDINGS: IN CAMERA HEARING RE: COMPUTER HARD DRIVE ISSUES**

Felony Complaint Filed December 18, 2003 charging the Defendant with Counts 1 thru 7: 288(a) P.C. a Felony, Counts 8 and 9: 222 P.C. a Felony, Enhancements on Counts 1 through 7: 1192.7(c)(6) P.C. and 1203.066(a)(8) P.C.

Indictment filed April 21, 2004 charging the Defendant with Count 1: 182 P.C., a Felony, Counts 2 through 5: 288(a) P.C., Felonies, Count 6: 664/288(a) P.C., a Felony, Counts 7 through 10: 222 P.C., Felonies, Special Allegations on Counts 2 through 5: 1192.7(c)(6) P.C. and 1203.066(a)(8) P.C.

**The Court made orders re: EnCase Specialist, Computer Hard Drives, Copying of Subpoenaed Records**

Counsel present for the People are Thomas W. Sneddon, Jr., Ronald Zonen, Gordon Auchincloss and Gerald M. Franklin

Counsel present for the Defendant are Thomas A. Mesereau, Jr., Robert M. Sanger and Susan Yu

A 977 Waiver is on file and the Defendant's presence is excused for this hearing.

At 10:00 A.M. with Court, Research Attorneys Jed Beebe and Tracy Splitgerber present, hearing proceeded.

Counsel present for the People is Thomas W. Sneddon, Jr.

Counsel present for the Defendant are Thomas A. Mesereau, Jr., Robert M. Sanger, Susan Yu and Brian Oxman.

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A 977 Waiver is on file and the Defendant's presence is excused for this hearing.

Discussion was held regarding the hard drive issues and the EnCase specialist. The Court advised Counsel of the name of the EnCase specialist that the Court has selected.

The Court orders that the computer hard drives shall be turned over to the selected EnCase specialist on November 24, 2004; that he shall not examine the hard drives until the Court or Special Master gives authorization; that the EnCase specialist shall not share the hard drive material with any law enforcement agency or any person other than the Special Master; that the District Attorney shall pay for any of the specialist's fees that are not otherwise covered.

Attorney Sanger shall prepare the order and submit it to the Court for signature and filing by 10:00 A.M. on November 24, 2004.

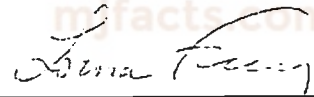
Upon stipulation of Counsel for respective parties the Court orders that certain bank records received under subpoena may be copied for both the prosecution and the defense.

The Court further orders that the Reporter's transcript shall be sealed pursuant to the protective order and findings previously made by the Court and shall not be transcribed without further order of the Court.

At 10:30 A.M. Court adjourned.

CLERK OF THE SUPERIOR COURT

BY



LORNA FREY, DEPUTY CLERK

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 DECEMBER 1, 20 04, I served a copy of the attached MINUTE ORDER, DATED 11/23/04 addressed as follows:

THOMAS A. MESEREAU, JR.  
COLLINS, MESEREAU, REDDOCK & YU, LLP  
1875 CENTURY PARK EAST, 7<sup>TH</sup> FLOOR  
LOS ANGELES, CA 90067

THOMAS W. SNEDDON, JR.  
DISTRICT ATTORNEY'S OFFICE  
1112 SANTA BARBARA STREET  
SANTA BARBARA, CA 93101

FAX

By faxing true copies thereof to the receiving fax numbers of: (310) 861-1007 (Thomas Mesereau, Jr.); (805) 568-2398 (Thomas Sneddon). 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 the person having charge thereof or by hand delivery to the above mentioned parties.

EXPRESS MAIL

By depositing such envelope in a post office, mailbox, sub-post 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 1<sup>ST</sup> day of DECEMBER, 20 04, at Santa Maria, California.

*Carrie L. Wagner*

CARRIE L. WAGNER