

DEC 15 2004

GARY A. BLAIR, Executive Officer

Gary Blair
CARRIE L. ...

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

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

v.

MICHAEL JOE JACKSON,

Defendant.

No. 1133603

~~PROPOSED~~
ORDER DIRECTING THAT
SEARCH WARRANT NO.
SW 5192, THE SUPPORTING
AFFIDAVIT AND THE
RETURNS WHEN FILED BE
MAINTAINED UNDER
CONDITIONAL SEAL UNTIL
FURTHER ORDER OF COURT

It appearing from the Declaration of Gerald McC. Franklin and from the supporting affidavit in Santa Barbara Superior Court Search Warrant File No. SW 5192 that the affidavit contains confidential information, premature disclosure of which may prejudice an ongoing investigation and the constitutional right of both parties to a fair trial, the Court orders as follows:

1. That search warrant number SW 5192 and its supporting affidavit in Santa Barbara Superior Court File No. SW 5192 is conditionally sealed;
2. The motion to maintain that document under conditional seal until further order of court shall be heard on December 23, 2004, at 8:30 a.m.

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1 DATED: Dcccember 15, 2004

Rodney S. Melville
2 RODNEY S. MELVILLE
3 Judge of the Superior Court

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18 ORDER SEALING SEARCH WARRANT NO. 5192

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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 15, 20 04, I served a copy of the attached ORDER DIRECTING THAT SEARCH WARRANT NO. SW 5192, THE SUPPORTING AFFIDAVIT AND THE RETURNS WHEN FILED BE MAINTAINED UNDER CONDITIONAL SEAL UNTIL FURTHER ORDER OF COURT addressed as follows:

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

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

X 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 15TH day of DECEMBER, 20 04, at Santa Maria, California.

Carrie L. Wagner
CARRIE L. WAGNER