

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA
2 IN AND FOR THE COUNTY OF SANTA BARBARA
3 SANTA MARIA BRANCH; COOK STREET DIVISION
4 DEPARTMENT SM-2 HON. RODNEY S. MELVILLE, JUDGE
5
6

7 THE PEOPLE OF THE STATE OF)
8 CALIFORNIA,)
9 Plaintiff,)
10 -vs-) No. 1133603
11 MICHAEL JOE JACKSON,)
12 Defendant.)
13
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15
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17 REPORTER'S TRANSCRIPT OF PROCEEDINGS
18

19 WEDNESDAY, MARCH 9, 2005
20

21 8:30 A.M.
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23 (PAGES 1333 THROUGH 1397)
24

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27 REPORTED MICHELE MATTSON McNEIL, RPR, CRR, CSR #3304

28 BY: Official Court Reporter

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I N D E X

Note:

Mr. Sneddon is listed as "SN" on index.
Mr. Zonen is listed as "Z" on index.
Mr. Auchincloss is listed as "A" on index.
Mr. Mesereau is listed as "M" on index.
Ms. Yu is listed as "Y" on index.
Mr. Sanger is listed as "SA" on index.
Mr. Oxman is listed as "O" on index.

PLAINTIFF'S
WITNESSES

DIRECT CROSS REDIRECT RECROSS

ARVIZO, Star David 1336-M
(cont'd)

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1 Santa Maria, California

2 Wednesday, March 9, 2005

3 8:30 a.m.

4

5 THE COURT: Good morning.

6 THE JURY: (In unison) Good morning.

7 MR. MESEREAU: Good morning.

8 THE COURT: Mr. Mesereau?

9 MR. MESEREAU: Yes. Thank you, Your Honor.

10 Whoops. Thank you, Your Honor.

11

12 STAR DAVID ARVIZO

13 Having been previously sworn, resumed the

14 stand and testified further as follows:

15

16 CROSS-EXAMINATION (Continued)

17 BY MR. MESEREAU:

18 Q. Star, did you discuss yesterday's testimony
19 with anyone last evening?

20 A. No.

21 Q. Did you talk to anyone from the sheriff's
22 department last evening?

23 A. No.

24 Q. Did you talk to anyone from the District
25 Attorney's Office last evening?

26 A. No.

27 Q. Did you discuss your testimony with any
28 attorney?

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1 A. No.

2 Q. Did you discuss your testimony with any
3 member of your family?

4 A. No.

5 Q. Did you see any members of your family last
6 evening?

7 A. Yes.

8 Q. Okay. But never a mention of this case or
9 your testimony?

10 A. No.

11 Q. Okay. Do you know someone named George
12 Lopez?

13 A. Yes.

14 Q. Who is George Lopez?

15 A. He's a comedian.

16 Q. And how do you know him?

17 A. From The Laugh Factory.

18 Q. Did you and your family hang out with him at
19 all?

20 A. Yes.

21 Q. And where did you hang out with George
22 Lopez?

23 A. We went to some of his comedy shows.

24 Q. Did you ever go to his home?

25 A. I didn't.

26 Q. Do you know if any of your family members

27 ever went to his home?

28 A. I think my brother and my dad did.

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1 Q. Okay. And did you ever go anywhere besides
2 The Laugh Factory with George Lopez?

3 A. Yes.

4 Q. Where did you go?

5 A. To his comedy shows and next door to The
6 Laugh Factory to get a drink.

7 Q. Now, George Lopez is on a television series
8 right now, right?

9 A. Yes.

10 Q. And have you seen that series?

11 A. Yes.

12 Q. When did you first speak with George Lopez?

13 A. I don't remember. It was a long time ago.

14 Q. At some point, did your family stop
15 associating with George Lopez?

16 A. Yes.

17 Q. Approximately when was that?

18 A. I don't remember.

19 Q. Your family had a dispute with him, right?

20 A. My dad did.

21 Q. Well, did anyone else in your family
22 complain about Mr. Lopez?

23 A. No.

24 Q. Okay. Did you ever complain about him?

25 A. No.

26 Q. Did Gavin ever complain about him?

27 A. No.

28 Q. Did your mom ever complain about him?

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1 A. No.

2 Q. Do you know anything about a Mr. Lopez being
3 accused of stealing money from Gavin?

4 A. Yes.

5 Q. And he was accused of stealing --

6 MR. SNEDDON: Your Honor, I'm going to
7 object, violation of the 403 order by the Court.

8 THE COURT: Sustained.

9 Q. BY MR. MESEREAU: I'd like to, at this
10 point, go into your testimony before the Santa
11 Barbara Grand Jury. You testified twice before the
12 Santa Barbara Grand Jury, right?

13 A. Yes.

14 Q. You were brought to the grand jury, you
15 testified, you left, and then at another date you
16 were brought back again, right?

17 A. Yes.

18 Q. Who brought you to the Santa Barbara Grand
19 Jury to testify each time, if you know?

20 A. It was one of the sheriffs.

21 Q. Okay. And did the sheriff always bring you
22 home afterwards?

23 A. We probably stood up there.

24 Q. Now, in the Santa Barbara Grand Jury, there
25 was no Judge, right?

26 A. Yes.

27 Q. There was no defense attorney, right?

28 A. Yes.

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1 Q. There was the prosecutors, the grand jurors,
2 and you, right?

3 A. And the court reporter.

4 Q. Okay. That's right. You testified that
5 there were times when your brother Gavin was
6 extremely ill but your family still brought him to
7 Neverland, right?

8 A. Yes.

9 Q. How many times, if you remember, was Gavin
10 seriously ill and still brought to Neverland?

11 A. Um, no.

12 Q. Do you have any idea how many times?

13 A. Most of the time.

14 Q. And was he typically brought to Neverland,
15 when he was ill, by your parents?

16 A. By my dad.

17 Q. Okay. Well, your mother came too, didn't
18 she?

19 A. No.

20 Q. The first visit to Neverland your mother was
21 there also; was she not?

22 A. Yes.

23 Q. Was Gavin ill at that point?

24 A. Yes.

25 Q. Your mother came to Neverland some other

26 occasions, correct?

27 A. After the Miami trip, yes.

28 Q. Did -- to your knowledge, was your mother at

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1 Neverland only one time before the Miami trip?

2 A. I think so.

3 Q. Are you sure of that?

4 A. Yes.

5 Q. Okay. Did you ever tell anyone that your
6 mother was at Neverland on numerous occasions before
7 the Miami trip?

8 A. No.

9 Q. Did you ever tell anyone your mother was at
10 Neverland on numerous occasions before the Miami
11 trip and stayed in the guest quarters?

12 A. No.

13 Q. Okay. You think your mother was there the
14 first time and then never came back till after the
15 Miami trip, is that correct?

16 A. Yes.

17 Q. Okay. Was Gavin ever at Neverland, when you
18 thought he was very ill, without either parent?

19 A. No.

20 Q. Okay. How many times do you think Gavin was
21 at Neverland, when he was actually ill, with your
22 dad?

23 A. Yes.

24 Q. I'm sorry, I -- you may not have understood
25 the question, or I may not have made it clear

26 enough.

27 A. Okay.

28 Q. How many times do you recall your father

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1 taking Gavin to Neverland when Gavin was ill?

2 A. All the time.

3 Q. A lot of times?

4 A. Yeah, a lot of times.

5 Q. Now, your father was living with your family
6 at that point, correct?

7 A. Yes.

8 Q. He was living with your mother at that
9 point, right?

10 A. Yes.

11 Q. Okay. Now, someone told me you play
12 football; is that right?

13 A. Yes.

14 Q. And how long have you played football?

15 A. This is my first year.

16 Q. Okay. Now, around the time Gavin was ill,
17 you told people you had a cyst on your brain,
18 correct?

19 A. Yes.

20 Q. And your mother did also, right?

21 A. I don't know.

22 MR. SNEDDON: Excuse me, Your Honor. That's
23 vague as to -- vague. The question's vague as to
24 what party.

25 THE COURT: The question was, "And your

26 mother did also?" And the answer was, "I don't
27 know." So overruled. Next question.

28 Q. BY MR. MESEREAU: You never heard your

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1 mother say you had a cyst on your brain to anyone,
2 right?

3 A. She probably told my grandmother.

4 Q. Did you ever hear her tell anyone else?

5 A. She probably did.

6 Q. Why do you say "She probably did"?

7 MR. SNEDDON: I'm going to object. Lack of
8 foundation and personal knowledge.

9 THE COURT: It's nonresponsive. Sustained.
10 The answer is nonresponsive.

11 MR. MESEREAU: Ok.

12 THE COURT: Do you want the question read
13 back?

14 MR. MESEREAU: Yes, please, Your Honor.

15 (Record read.)

16 MR. SNEDDON: Excuse me, that's compound,
17 "hear her tell."

18 THE COURT: Overruled. Next question.

19 Q. BY MR. MESEREAU: You think your mother
20 probably told people that; is that what you said?

21 A. Yes.

22 Q. Can I ask you what makes you think she
23 probably told people that?

24 A. Because her son has a cyst on her (sic)
25 brain.

26 Q. Do you still have one?
27 A. Yes.
28 Q. Has it ever been medically treated?

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1 A. No. It's not at that point yet. Well, it's
2 not going to be at that point.

3 Q. You were asked by the prosecutor in front of
4 the Santa Barbara Grand Jury when was the first time
5 you'd had an alcoholic beverage. Do you remember
6 that?

7 A. Yes.

8 Q. And your answer was, "I took one drink on
9 the plane"; is that right?

10 A. Yes.

11 Q. And is it your testimony that that was the
12 first time you'd ever tasted alcohol?

13 A. Yes.

14 Q. Okay. You told the grand jury that after
15 you returned from Miami, you probably stayed at
16 Neverland for a month. Do you remember that?

17 A. Yes.

18 Q. And was that true?

19 A. Yes.

20 Q. Okay. You think you were there for one
21 month after you returned from Miami?

22 A. And then that was the first time we left.
23 After that.

24 Q. Do you think you stayed there for
25 approximately four weeks after you got back from

26 Miami?

27 A. I don't know the exact dates on the month,

28 on that month.

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1 Q. Do you remember you told the sheriffs that
2 you looked in the soda can on the plane and saw
3 white wine?

4 A. No.

5 Q. Do you remember you told the sheriffs you
6 looked in the soda can and saw wine?

7 A. Yes.

8 Q. How did you know it was wine --

9 A. Because --

10 Q. -- if you'd never had a drink before you
11 were on the plane?

12 A. I know how it looks, though.

13 Q. You do?

14 A. Yes.

15 Q. If you look in a soda can?

16 A. Yes.

17 Q. You told the Santa Barbara Grand Jury that
18 you and your brother were drinking at Neverland
19 between the time you got back from Miami to the time
20 Jesus drove you off the property, right?

21 A. I don't remember.

22 Q. Would it refresh your recollection if I just
23 show you the transcript?

24 A. Sure.

25 MR. MESEREAU: May I approach, Your Honor?

26 THE COURT: Yes.

27 MR. MESEREAU: Thank you.

28 Q. Have you had a chance to look at that page

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1 of the grand jury transcript?

2 A. Yes.

3 Q. Has it refreshed your recollection, excuse
4 me, about what you said?

5 A. Yes.

6 Q. And you did say that you and your brother
7 were drinking alcohol at Neverland between the time
8 you got back from Miami to the time that Jesus drove
9 you off the property, right?

10 A. Yes.

11 Q. And you claim the first drink you ever had
12 was on the plane and then when you got back you just
13 kept drinking, right?

14 A. Yes.

15 Q. And you're blaming all of that on Michael
16 Jackson, true?

17 MR. SNEDDON: Object, Your Honor, as
18 argumentative.

19 THE COURT: Sustained.

20 Q. BY MR. MESEREAU: You've testified that the
21 only time you ever drank was when Michael Jackson
22 was there, right?

23 A. Yes.

24 Q. And you've testified you never drank when
25 Michael Jackson wasn't there, right?

26 A. Yes.

27 Q. Okay. You told the Santa Barbara Grand Jury
28 that if you wanted to get in the wine cellar, you

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1 could, right?

2 A. Yes.

3 Q. Yesterday you told this jury you didn't know
4 how to get in yourself, correct?

5 A. Yes.

6 Q. You didn't tell the truth yesterday, right?

7 A. No.

8 Q. Well --

9 A. If I really wanted to, but I didn't know how
10 to.

11 Q. You didn't know how to get into the wine
12 cellar?

13 A. Yes.

14 Q. You told the Santa Barbara Grand Jury:

15 "Q. Would you have been able to get into
16 the wine cellar without Michael Jackson?

17 "A. If I wanted to, yes."

18 Do you remember that?

19 A. Yes.

20 Q. How would you have gotten into that wine
21 cellar if you wanted to?

22 A. I'd search the lounge from top to bottom to
23 find the key.

24 Q. Didn't you tell the Santa Barbara Grand
25 Jury, "There's an easy way to get in"?

26 A. No, I don't remember saying that.

27 Q. Did you tell the Santa Barbara Grand Jury,

28 "It's just like the key would be on the hook in the

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1 maid room, because they used to have a resting room
2 thing"? Did you tell them that?

3 A. I don't remember.

4 Q. Would it refresh your recollection if I just
5 show you the page of transcript?

6 A. Yes.

7 Q. Okay. Before I do that, you told the Santa
8 Barbara Grand Jury you knew where the key was,
9 right?

10 A. No, I don't remember.

11 Q. Might it refresh your recollection if I show
12 you that page, too?

13 A. Sure.

14 MR. MESEREAU: May I approach, Your Honor?

15 THE COURT: Yes.

16 Q. BY MR. MESEREAU: Have you had a chance to
17 look at those pages from the grand jury transcript?

18 A. Yes.

19 Q. Do they refresh your recollection about what
20 you said to the Santa Barbara Grand Jury about that?

21 A. Yes.

22 Q. You told them you knew where the key was,
23 right?

24 A. Is that the transcript from the grand jury
25 or from the interviews with --

26 Q. Grand jury.

27 A. Okay.

28 Q. You told the Santa Barbara Grand Jury you

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1 knew where the key was to the wine cellar, true?

2 A. Yes.

3 Q. You told them you knew how to get the key,
4 right?

5 A. Yes.

6 Q. You told them you knew how to get in, right?

7 A. Yes.

8 Q. Yesterday you told this jury that you didn't
9 know where the key was or how to get in, right?

10 A. Yes.

11 Q. Why did you not tell the truth yesterday?

12 A. The key was on a hook, but we didn't know
13 where it was.

14 Q. The key was on a hook, but you didn't know
15 what it was?

16 A. No, where it was.

17 MR. MESEREAU: Your Honor, at this point I'd
18 like to read to the jury some lines from the Santa
19 Barbara Grand Jury transcript.

20 THE COURT: All right.

21 MR. MESEREAU: It would be page 1578, lines
22 16 through 28, and page 1579, lines 1 to 5. And the
23 date, Your Honor, would be Monday, April 19th, 2004,
24 Volume 7.

25 MR. SNEDDON: I'm sorry, on the second page,

26 1579, how far do you propose going down?

27 MR. MESEREAU: That would be 1 to 5.

28 THE COURT: All right.

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1 MR. MESEREAU: Thank you, Your Honor.

2 "Q. All right. Why do you say if you
3 wanted to? Wasn't it locked?

4 "A. Because there's an easy way to get in,
5 but we never went into there.

6 "Q. There was an easy way to get in there.
7 How do you mean?

8 "A. No, it's just like the key would be on
9 the hook in the maid room, because they used to have
10 a resting room there.

11 "Q. They used to have a what?

12 "A. About where they used to have a resting
13 room where they would take their breaks.

14 "Q. Okay. So there was actually a key and
15 you knew where the key was?

16 "A. Yeah.

17 "Q. So would it have been possible for you
18 to get the key and go in there if you wanted to?

19 "A. Yeah."

20 Q. Do you recall telling that to the grand
21 jury?

22 A. Yes.

23 Q. Why didn't you tell this jury the same
24 thing?

25 MR. SNEDDON: Object, Your Honor. That's

26 argumentative.

27 THE COURT: Sustained.

28 Q. BY MR. MESEREAU: Okay. Do you recall

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1 someone from the sheriff's department getting a DNA
2 sample from you?

3 A. No.

4 Q. Do you ever recall someone from the Santa
5 Barbara Sheriff's Department taking like a Q-tip and
6 getting a swab from you?

7 A. Yes.

8 Q. Do you know about when that was?

9 A. Probably in 2003.

10 Q. And did you ever discuss with the
11 prosecution what they used that for?

12 A. No.

13 Q. Did anyone from the prosecution or the
14 sheriffs ever tell you any results from any testing
15 of that DNA?

16 A. No.

17 Q. Okay. Do you recall in a police interview,
18 when you were discussing Mr. Jackson's bedroom,
19 saying, "There's a camera looking at you"?

20 A. Yes, when you walk through the hallway.

21 Q. And was there a camera that would look at
22 you when you walked through the hallway into the
23 area of Michael Jackson's bedroom?

24 A. When you walked into his bedroom, yes.

25 Q. Do you know what the purpose of that camera

26 was?

27 A. No.

28 Q. Did you ever talk to Mr. Jackson about why

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1 there was a camera looking at whoever walked into
2 his bedroom?

3 A. No.

4 Q. Do you have any idea if Mr. Jackson could
5 see if anybody was walking into his bedroom through
6 a camera?

7 A. Yes.

8 Q. Okay. Did you talk to Mr. Jackson about it?

9 A. Yes.

10 Q. Now, at this point, you had told the police
11 there are sensors that you trip when you go into Mr.
12 Jackson's bedroom, right?

13 A. Hallway

14 Q. Hallway. That's the hallway going into the
15 bedroom, correct?

16 A. Yes.

17 Q. And what did you mean by "There are sensors
18 that you trip"?

19 A. A bell goes off.

20 Q. And to your knowledge, where is the camera?

21 A. Above the doorways.

22 Q. And which doorway are you talking about?

23 A. The one where you enter Michael's bedroom.

24 Q. Okay. Now, where is the camera in relation
25 to the stairs that go up into the area where Michael

26 Jackson's bed is?

27 A. It's the first door. It's the double door.

28 Q. Okay. So that's the first door going into

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1 the hallway. There's both a sensor that you trip,
2 an alarm that goes off, and a camera, right?

3 A. Yes.

4 Q. Okay. And the camera produces a videotape,
5 right?

6 A. I think so.

7 Q. Is there a fireplace in Mr. Jackson's
8 bedroom?

9 A. Yes.

10 Q. And where is that fireplace?

11 A. When you first walk in, you look to the
12 left.

13 Q. And what part of the bedroom is the
14 fireplace in?

15 A. Downstairs, in a big area.

16 Q. And there's a camera with a videotape near
17 that fireplace, correct?

18 A. There's a T.V. right there where it -- where
19 you could see through the camera.

20 Q. Did you tell Santa Barbara Sheriffs in one
21 of your interviews, there are two big sensors as you
22 come into the hallway, right?

23 A. I don't understand "big."

24 Q. Well, you understand there's like sensors,
25 two big sensors, like those ones on the stores,

26 right?

27 A. Oh, yeah. Yeah.

28 Q. Now, what sensors were you talking about?

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1 A. You know how you walk out of the
2 supermarket, and there's like those things to see if
3 you're stealing?

4 Q. Right.

5 A. Those. I was talking about those.

6 Q. And where are those located?

7 A. On both sides when you exit Michael's
8 bedroom.

9 Q. Okay. You say you exit his bedroom. Where
10 exactly are you referring to?

11 A. To the hallway.

12 Q. Okay. Where in the hallway would you find
13 those two big sensors, if you know?

14 A. On both sides.

15 Q. Of the hallway?

16 A. Yes.

17 Q. Now --

18 A. When you first walked in.

19 Q. -- where are they in relation to the alarm
20 system?

21 A. What alarm system?

22 Q. Well, the bells that go off.

23 A. I don't know exactly where they are.

24 There's -- the sensors I'm talking about, they're
25 right by the door.

26 Q. Okay. Right by the first door when you go
27 into the hallway that leads to his bedroom, correct?
28 A. Yes.

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1 Q. That's where the sensors are, right?

2 A. No, they're right by the door when you first
3 enter into Michael's bedroom.

4 Q. Okay. And where are -- where was the camera
5 with the videotape?

6 A. On top of the two doors.

7 Q. Okay. What two doors now?

8 A. The first two -- the second two doors when
9 you enter Michael's bedroom.

10 Q. Okay. There's a camera looking at you,
11 right?

12 A. Yes.

13 Q. Okay. Have you ever looked at the videotape
14 that that camera works with?

15 A. I never saw the videotape.

16 Q. Okay. Are the seven locks you talked about
17 before the sensors that you said you trip?

18 A. What?

19 Q. You talked about seven locks, right?

20 A. Yes.

21 Q. Are the seven locks on the first door?

22 A. They're on the door when you enter Michael's
23 bedroom.

24 Q. Are those locks -- if you're walking into
25 the hallway, planning to go up the stairs into where

26 Michael's bed is --

27 A. Okay.

28 Q. -- where do you find the seven locks?

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1 A. They're on the door when you first enter.

2 Q. Okay.

3 A. The double doors.

4 Q. So you first enter the double doors, and you
5 got seven locks, right?

6 A. Yes.

7 Q. Where are the sensors that you trip?

8 A. In the hallway.

9 Q. In the hallway. So first you got to use a
10 code, right? The code deactivates seven locks,
11 correct?

12 A. No, it deactivates one lock.

13 Q. What do you do with the other locks?

14 A. You have to open them up from the inside.

15 Q. Okay.

16 A. Someone has to open it up from the inside.

17 Q. Now, you claim that twice you went in on
18 your own to Mr. Jackson's bedroom, and saw two acts
19 of molestation on your brother, right?

20 A. Yes.

21 Q. Was the main door open when you entered?

22 A. Yes.

23 Q. You didn't have to use a code?

24 A. Yes, I had to use a code. But the seven
25 locks were unlocked.

26 Q. Why would you have to use a code if the door
27 was open?

28 A. I thought -- you still have to use a code to

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1 enter his room.

2 Q. Okay. So you had to use a code to get in,
3 but the locks were unlocked, is that what you're
4 saying?

5 A. Yes.

6 Q. And you don't know if the camera was
7 operating, do you?

8 A. Probably was.

9 Q. But the bells went off, right?

10 A. Yes.

11 Q. Okay. You said there's a digital piano
12 somewhere in Michael's bedroom area, right?

13 A. Yes.

14 Q. And have you used that digital piano?

15 A. Yes.

16 Q. When did you use it?

17 A. I don't know. I don't remember exactly when
18 I used it.

19 Q. Did you use it often?

20 A. No.

21 Q. You mentioned there were diamonds. Do you
22 remember that?

23 A. No.

24 Q. You told the sheriffs, "There are diamonds
25 in everything." Do you remember that?

26 A. In what?

27 Q. Well, you were describing Michael's bedroom,

28 correct?

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1 A. Yes.

2 Q. You said there's a digital piano, right?

3 A. Uh-huh.

4 Q. Little game where you push with your
5 fingers, right?

6 A. Yes.

7 Q. A fireplace, right?

8 A. Yes.

9 Q. A big sword, right?

10 A. Yes.

11 Q. A bunch of pictures of his family, right?

12 A. On a table, right?

13 Q. And a big screen T.V. that's like a music
14 box, right?

15 A. Yes.

16 Q. And then you said there's a bunch of digital
17 sound, right?

18 A. Yes.

19 Q. And you said, "Two tables have a bunch of
20 pictures and stuff," right?

21 A. There's one table.

22 Q. Pardon me?

23 A. There's only one table.

24 Q. Well, you told the sheriffs "two tables,"
25 didn't you?

26 A. I don't remember saying it.

27 Q. And then you said, "Diamonds in everything,"

28 correct?

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1 A. Yes.

2 Q. What diamonds were you referring to?

3 A. I didn't know what they were called at that
4 time. But I -- I still don't know what they're
5 called, but they're like little fake things on the
6 quilt. They weren't actual diamonds, but --

7 Q. How did you know they weren't actual
8 diamonds?

9 A. Because -- I don't know. I wouldn't put
10 real diamonds on a quilt.

11 (Laughter.)

12 Q. That's your reason?

13 A. Yes.

14 Q. Okay. You described the bathroom and you
15 said there are a bunch of razors, right?

16 A. Yes, in a drawer.

17 Q. When did you go into that drawer?

18 A. It was open when we first walked in.

19 Q. And you just went in and checked around?

20 A. No, I just scanned -- I just looked around.

21 Q. Okay. Went through all the drawers, right?

22 A. Draws?

23 Q. Yes.

24 A. Drawers.

25 Q. Drawers, sure. I'll take your way of

26 describing it. Did you go through all the drawers?

27 A. Yes.

28 Q. You and your brother went through all the

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1 drawers, right?

2 A. No, we didn't go through them. They were
3 just -- one drawer and it was open.

4 Q. You and your brother went through all the
5 drawers in Michael Jackson's room, didn't you?

6 A. No.

7 Q. You told the sheriffs there's a big dresser
8 with his pajamas, right?

9 A. Yes.

10 Q. You and your brother went into that big
11 dresser and looked around, didn't you?

12 A. Yes.

13 Q. You said this closet's next to the stairs,
14 right?

15 A. Yes. The walk-in closet.

16 Q. And you told the sheriffs that Michael
17 Jackson has a bunch of black pants and a bunch of
18 red shirts, right?

19 A. Yes.

20 Q. You and your brother have been through every
21 drawer in that main house, haven't you?

22 A. No.

23 Q. Well, you went through the drawers in
24 Paris's and Prince's rooms, didn't you?

25 A. No, the only drawers I went through is the

26 kitchen drawers.

27 Q. When did you go through the kitchen drawers?

28 A. When I was trying to cook.

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1 Q. Did you go through every kitchen drawer?

2 A. Yes, I was looking for a utensil.

3 Q. Did you cook in the kitchen?

4 A. Yes.

5 Q. How often did you cook in the kitchen?

6 A. Four times. Four to five times.

7 Q. Did you cook in the kitchen when Michael
8 wasn't around?

9 A. Yes.

10 Q. Okay. Do you remember telling the Santa
11 Barbara Sheriffs that there were two instances where
12 Michael Jackson inappropriately touched your
13 brother?

14 A. Yes.

15 Q. And you told them about the first and you
16 told them about the second, right?

17 A. Yes.

18 Q. And this is how you described the second
19 time that you claim Michael Jackson inappropriately
20 touched your brother.

21 A. Okay.

22 Q. You said, "A second time, where he was, I
23 was pretending like I was sleeping. I was in his
24 couch, the little couch, because he wanted my
25 brother to sleep with him that night.

26 "Q. Were you in his bedroom?

27 "Yes.

28 "Okay. You were in the couch?

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1 "He came back when my brother was already
2 knocked out from all the drinking that Michael had
3 him doing, and I was pretending like I was sleeping.
4 And I -- I saw Michael come in, but I was about to
5 say, 'Hi, Michael,' but we called him 'Doo-Doo.'"

6 Do you remember that?

7 A. No.

8 Q. Would it refresh your recollection if I show
9 you that portion of the transcript of the police
10 interview?

11 A. Yes.

12 MR. MESEREAU: May I approach, Your Honor?

13 THE COURT: Yes.

14 Q. BY MR. MESEREAU: Have you had a chance to
15 look at those pages of transcript from your recorded
16 police interview?

17 A. Yes.

18 Q. Do you recall telling the Santa Barbara
19 Sheriffs in that interview that the second time you
20 saw your brother inappropriately touched you were
21 not going up the stairs, you were on a couch?

22 MR. SNEDDON: Your Honor, I'm going to
23 object to the question by saying it's "the second
24 time."

25 MR. MESEREAU: That's what it says.

26 MR. SNEDDON: Well --

27 MR. MESEREAU: It's exactly what it says,

28 Your Honor.

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1 MR. SNEDDON: Judge, I know you don't want
2 me to say anything, but I can show you transcripts
3 if you give me the opportunity.

4 THE COURT: Are you reading from the actual
5 transcript?

6 MR. MESEREAU: Yes.

7 MR. SNEDDON: Well, what page are you on?

8 MR. MESEREAU: Page 44.

9 MR. SNEDDON: But, see --

10 MR. MESEREAU: It's -- well, Your Honor,
11 this is my examination.

12 MR. SNEDDON: Doesn't mean you can
13 mislead -- I think we should approach the bench,
14 Your Honor.

15 MR. MESEREAU: It's right here, Your Honor.

16 THE COURT: Have you found the page he's
17 referring to?

18 MR. MESEREAU: 44.

19 THE COURT: Find the reference he's referring
20 to, please.

21 MR. MESEREAU: And it's videotape 035670,
22 number 104.

23 MR. SNEDDON: Let it go. I'll take care of
24 it another way. Okay.

25 Q. BY MR. MESEREAU: Star, you were asked a

26 question: "Let me ask you a question now. Did you
27 ever see him doing other things to your brother?

28 "A. A second time, where he was, I was

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1 pretending like I was sleeping. I was in his couch,
2 the little couch."

3 Do you remember that?

4 A. Yes.

5 Q. You said that to the sheriffs in that
6 interview, correct?

7 A. Yes.

8 Q. Yesterday you told the jury the second time
9 you saw Mr. Jackson inappropriately touch your
10 brother, you sneaked up a stairwell, correct?

11 A. Yes, that's correct.

12 Q. You told the Santa Barbara Sheriffs in that
13 interview that the second time you saw Mr. Jackson
14 inappropriately touch your brother, your brother was
15 on his side, and Mr. Jackson was rubbing against
16 your brother, right?

17 A. What? Say it again, please.

18 Q. Yes. Yes. You told the Santa Barbara
19 Sheriffs that Mr. Jackson didn't see you. You said
20 that Mr. Jackson started scooting to your brother;
21 that he hugged your brother and kept on scooting.
22 You said he was moving his hips on your brother.
23 And you said your brother was lying on his side,
24 correct?

25 A. Yes.

26 Q. That's not what you told the jury yesterday,

27 is it?

28 MR. SNEDDON: Your Honor, that's

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1 argumentative.

2 THE COURT: Sustained.

3 Just a moment. I'm trying to -- I don't
4 have the transcript here to refer to, so I'm trying
5 to arrange to have it brought over. If you would
6 just wait a second.

7 You may proceed.

8 MR. MESEREAU: Thank you, Your Honor.

9 Q. Do you recall in that interview telling the
10 Santa Barbara Sheriffs that you caught Mr. Jackson
11 inappropriately touching your brother on two
12 occasions, right?

13 A. Yes.

14 Q. Okay.

15 A. There was actually three times.

16 Q. That's not what you said before, is it?

17 MR. SNEDDON: Your Honor, that's
18 argumentative, and that's --

19 THE COURT: Sustained.

20 Q. BY MR. MESEREAU: You told the Santa Barbara
21 Sheriffs that Mr. Jackson was masturbating himself
22 and your brother, didn't you?

23 A. No.

24 Q. Well, you were asked a question, "What do
25 you mean by masturbating, and what did you see him

26 do? And you said, "His right hand and his left hand
27 touching my brother." That was your answer to that
28 question, correct?

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1 A. Well, I was nervous when I was doing the
2 interview.

3 Q. So because you were nervous, you didn't get
4 the facts right?

5 A. Yes.

6 Q. Okay. You told the Santa Barbara Sheriffs
7 that your family had escaped from Neverland, right?

8 A. Yes.

9 Q. Now, when you say "escaped," was that the
10 night you went to Jesus and asked him to drive you
11 in the Rolls Royce to Los Angeles?

12 A. No. That was the last time we ever left.

13 Q. The last time you left, when you were driven
14 by Vinnie to your grandparents' house?

15 A. Yes.

16 Q. That was an escape?

17 A. Yes.

18 Q. How many times do you think your family
19 escaped from Neverland and then went back so they
20 could escape again?

21 A. I don't get the question.

22 Q. Yeah. How many times do you recall your
23 family escaping from Neverland?

24 MR. SNEDDON: Object as argumentative, Your
25 Honor.

26 THE COURT: Overruled.

27 You may answer.

28 THE WITNESS: Do you mean us leaving --

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1 Q. BY MR. MESEREAU: Well, what do you mean by
2 "escape"?

3 A. -- the last time?

4 Q. Okay. I mean, just tell the jury what
5 "escape" means to you, if you would.

6 A. To me?

7 Q. Yeah.

8 A. I don't know how to explain it, but --

9 Q. In your mind -- let me start again. You and
10 your family left Neverland a number of times, right?

11 A. Three times, yes.

12 Q. Okay. How many of those were escapes?

13 A. The last one.

14 Q. Okay. Did you ever escape before that?

15 A. No.

16 Q. So your escape was instead of going to
17 Brazil, Vinnie takes you to your grandparents' house
18 and drops you all off, right?

19 A. Yes.

20 Q. Do you remember describing for the Santa
21 Barbara Sheriffs the incident where you say,
22 "Michael Jackson had an erection"?

23 A. No, not really.

24 Q. Well, you described it for the sheriffs in
25 an interview, didn't you?

26 A. I don't know.

27 Q. You told them that Michael Jackson walked in
28 front of you and your brother with an erection,

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1 right?

2 A. Yes.

3 Q. And when you were asked, "Did you get a good
4 look at Michael's penis when he came out, when he
5 had an erection?" Your answer was, "No," right?

6 A. Yes.

7 Q. You talked to the Santa Barbara Sheriffs
8 about your description of websites that Mr. Jackson
9 and Frank showed you and Gavin, right?

10 A. What?

11 Q. Let me rephrase it. Maybe my question's not
12 good.

13 You, in your interview with the Santa
14 Barbara Sheriffs, told them about websites that you
15 claimed Michael Jackson and Frank showed you and
16 your brother, right?

17 A. Yes.

18 Q. And these were websites that you claim had
19 naked women, right?

20 A. Yes.

21 Q. And you were asked by the sheriffs if you
22 knew where those sites were, right?

23 A. Yes.

24 Q. And you told them, right?

25 A. I don't remember.

26 Q. Well, you told them "teen p-u-s-s-y dot
27 com," right?
28 A. Okay.

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1 Q. You've been to that site yourself, haven't
2 you?

3 A. Not by myself, I never went to that site.

4 Q. Pardon me?

5 A. I never went to that site by myself.

6 Q. So the only time you ever saw that site was
7 the one time with Michael Jackson and Frank?

8 A. Yes.

9 Q. How did you remember what the site was?

10 A. I don't know.

11 Q. Remember you told the jury yesterday that
12 Frank told you he would have your grandparents
13 killed?

14 A. He has ways, yeah, for my grandparents to
15 disappear.

16 Q. Frank told you that, right?

17 A. Yes.

18 Q. What you told the Santa Barbara Sheriffs in
19 an interview was that Frank said he'll "have your
20 grandparents killed, you killed, your mother killed,
21 your brother killed, your sister killed, your whole
22 family killed," right?

23 A. Okay.

24 Q. Is that what you told them?

25 A. I don't remember.

26 Q. Would it refresh your recollection if I show
27 you that page of transcript?

28 A. Yes.

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1 MR. MESEREAU: May I approach, Your Honor?

2 THE COURT: Yes.

3 Q. BY MR. MESEREAU: Have you had a chance to
4 look at that page of transcript?

5 A. Yes.

6 Q. And my question to you is this: Did Frank
7 say he would have your grandparents killed or did he
8 say everybody's going to get killed?

9 A. Well, I remember just me and my
10 grandparents. I might have said something different
11 in there.

12 Q. Okay. But what you recall as you sit here
13 today was just your grandparents being threatened by
14 Frank; is that correct?

15 A. That's all I was able to remember, yes.

16 Q. Okay. But in that particular interview, you
17 did tell the police what it says in the transcript?

18 A. Yes.

19 Q. That he said "everybody's going to get
20 killed"?

21 A. Yes.

22 Q. Okay. Do you remember telling the
23 sheriffs -- I say "police" sometimes. I mean
24 sheriffs. Do you remember telling the sheriffs that
25 there was a little table with a computer on it?

26 A. Yes.

27 Q. And where was that table with the computer?

28 A. I don't know how to explain it.

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1 Q. Well, it was in the area of Michael's
2 bedroom, wasn't it?

3 A. Yes.

4 Q. And if you can, just -- where was that table
5 with the computer?

6 A. It was against the railing of the stairs.

7 Q. Okay. Was it up in the area where the bed
8 is?

9 A. What do you mean?

10 Q. Well, if you go up the stairs, like you say
11 you did, do you find that little table with the
12 computer?

13 A. Yes.

14 Q. And is it near the bed?

15 A. No, it's against the railing.

16 Q. Okay. Against the railing that the stairs
17 sort of, at an incline, kind of goes up to and
18 touches eventually; is that right?

19 A. Yes.

20 Q. And in those pictures you saw, there's the
21 stairs. And you say you went up, and there's a
22 railing sort of up top; is that right?

23 A. Yes.

24 Q. And the little table with the computer was
25 next to the railing?

26 A. Yes.

27 Q. Okay. Did you ever use that computer?

28 A. No. I think it was broken.

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1 Q. Why do you think it was broken?

2 A. It was all covered up.

3 Q. Well, do you remember telling the police
4 that that computer did not have Internet access?

5 A. Probably.

6 Q. How did you know it didn't have Internet
7 access?

8 A. There was no -- it wasn't connected.

9 Q. But how did you know that if you never used
10 it?

11 A. We didn't -- it wasn't plugged in. There
12 was no phone line connecting to anywhere.

13 Q. Okay. But my question is, how would you
14 know all that if you never used it?

15 MR. SNEDDON: Object as argumentative, Your
16 Honor.

17 THE COURT: Sustained.

18 MR. MESEREAU: Okay.

19 Q. I'd like to just clarify the schooling you
20 were doing before you first went to Neverland. Now,
21 were you actually in school before you went -- first
22 went to Neverland?

23 A. Yes.

24 Q. And what school was that?

25 A. LeConte Middle School.

26 Q. And at some point you left that school,

27 right?

28 A. Yes.

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1 Q. Do you know about when that was?

2 A. When the year was over.

3 Q. And after you left that school --

4 A. School year was over.

5 Q. Oh. After the school year was over, what
6 did you do as far as your education's concerned?

7 A. My mom was trying to look for a school
8 closer to our area, because going to Hollywood every
9 day was a hassle. So -- but at first she didn't
10 want us put -- she didn't want us to go to a messed
11 up school, so she was trying to look for one. And
12 so we just settled for Hollenbeck Middle School.

13 Q. Okay. But at some point did you tell the
14 jury that you did sort of home study?

15 A. Oh, yes, that was in eighth grade.

16 Q. That was in eighth grade?

17 A. Yes.

18 Q. Approximately what year was that?

19 A. 2003 to 2004. That was the school year.

20 Q. That's when you're doing home study?

21 A. When I was doing home study, it was closer
22 to the end of eighth grade.

23 Q. Okay. Were you doing home study at any time
24 when you were at Neverland?

25 A. No.

26 Q. Okay. Were you --

27 A. After we -- after we left Neverland, we went

28 back to school. But then we moved again, so we

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1 decided to go into independent study.

2 Q. Okay. Were you ever doing independent study
3 at Neverland?

4 A. No.

5 Q. Have you ever been into one of those
6 bedrooms in Michael's main house where you see all
7 sorts of school books?

8 A. No.

9 Q. Never seen that room where you see
10 blackboards and school books and school materials?

11 A. No.

12 Q. Did Michael ever give you and your brother
13 advice regarding any school subjects?

14 A. No.

15 Q. Do you remember you were asked by the police
16 what types of things Michael would say to you, and
17 you said, "Like -- like the homework thing, like we
18 never had homework. He just gave us lots of
19 advice"? Do you remember that?

20 A. No.

21 Q. Would it refresh your recollection if I show
22 a transcript of that portion?

23 A. Sure.

24 MR. MESEREAU: May I approach, Your Honor?

25 THE COURT: Yes.

26 Q. Have you had a chance to look at that page?

27 A. Yes.

28 Q. Do you remember you were being asked

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1 questions about the rebuttal video, right?

2 A. Yes.

3 Q. And you were asked by the sheriff if you
4 actually -- excuse me, if Michael actually helped
5 you with your homework, and you said, "Like, we
6 never had homework. Like, he gave us lots of
7 advice." Do you remember that?

8 A. No.

9 Q. Why did you tell them he was giving you lots
10 of advice?

11 A. I don't even understand what I said.

12 Q. Okay. When you were discussing the rebuttal
13 video with the sheriffs, do you remember they were
14 asking you questions about were your answers
15 scripted?

16 A. Not really.

17 Q. Well, you were asked if you were ever handed
18 a script. Do you remember?

19 A. I think so.

20 Q. Okay. And what you told them was, "Once I
21 was there, they told me what to say because I only
22 had a couple of lines, but I forgot the lines,"
23 right?

24 A. Yes.

25 Q. Is that true?

26 A. Yes.

27 Q. Okay. So what you said in that rebuttal

28 video was not memorized, was it?

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1 A. No, I just said whatever came to my head.

2 Q. Okay. Now, you told the sheriffs that you
3 didn't refer to Michael Jackson as a father or
4 "Daddy," right?

5 A. Yes.

6 Q. Did you ever do that in any video or
7 interview, to your knowledge?

8 A. No. I don't remember.

9 Q. Okay.

10 A. Probably did. I don't know.

11 Q. Now, yesterday you told the jury that you
12 used the term "biological father" because you looked
13 up that word, correct?

14 A. Yes.

15 Q. And I think you told them it wasn't because
16 your mom told you to use it, right?

17 A. No, she never told me to use it.

18 Q. Okay. Do you remember being asked that
19 question by the sheriffs, "Who told you to use that
20 expression, 'my biological father,'" and you said,
21 "Because our mom -- biological, that's how we say
22 that's our father, that's all"?

23 A. I don't know what I said.

24 Q. Do you recall using that word, "Because our
25 mom, biological, that's how we say that's our

26 father"?

27 A. I don't understand what I said.

28 Q. Okay. Would it refresh your recollection if

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1 I just show you the page?

2 A. Sure.

3 MR. MESEREAU: May I, Your Honor?

4 THE COURT: No, he's not saying that he
5 doesn't remember. He's saying he doesn't understand
6 what he said.

7 MR. MESEREAU: Oh, okay.

8 Q. Would it refresh your recollection about how
9 you explained to the sheriffs why you were using the
10 term "biological father" if I showed you this page?

11 A. If -- even though I read it, I still won't
12 understand it.

13 Q. Okay. But you don't recall ever saying,
14 "It's really my mom is the reason I'm calling him
15 'biological father'"; is that right?

16 MR. SNEDDON: Your Honor, I'm going to
17 object to that question as argumentative.

18 THE COURT: Overruled.

19 You may answer. Do you want the question
20 read back?

21 THE WITNESS: Yes, please.

22 (Record read.)

23 THE WITNESS: Yes.

24 Q. BY MR. MESEREAU: Okay. Did any of your
25 period of independent study overlap with your visits

26 to Neverland?

27 A. No. We never had independent study during

28 Neverland.

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1 Q. Okay. Okay. So you never traveled to
2 Neverland just to visit while you were doing
3 independent study, right?

4 A. No, this was after all that.

5 Q. Okay. Now, you did tell the sheriffs that
6 your brother Gavin had to drop out of school because
7 of cancer, correct?

8 A. Yes. When he was younger.

9 Q. And when your brother was ill and visiting
10 Neverland, he wasn't in school, right?

11 A. Yes.

12 Q. When you say "yes," let me just make sure
13 that's clear. When your brother Gavin was ill and
14 was visiting Neverland, he was not a student in
15 school, right?

16 A. Yes.

17 Q. Okay.

18 A. He was unable to go to school.

19 Q. Right. Because of his illness.

20 A. Yes.

21 Q. Okay. Correct me if I'm wrong, you did tell
22 the police that Prince and Paris would often stay in
23 Michael Jackson's bedroom, right?

24 A. I probably said that. I don't know if I
25 did.

26 Q. Well, Prince and Paris did often stay in his
27 bedroom, right?

28 A. Yeah.

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1 Q. They're his children, right?

2 A. Yes.

3 Q. In fact, the time you claim Michael Jackson
4 made a comment, "Got milk," Prince and Paris were
5 sleeping on his bed, right?

6 A. Yes.

7 Q. Now, you told the sheriffs that the Miami
8 trip came about because of all the stuff that was
9 happening about "Living with Michael Jackson,"
10 right?

11 A. I think so.

12 Q. Well, you used the words "because of all the
13 stuff that was happening about the 'Living with
14 Michael Jackson' telecast," right?

15 A. Yes.

16 Q. What stuff were you talking about?

17 A. I don't know.

18 Q. You don't know?

19 A. No.

20 Q. Didn't you mean all the media attention at
21 school and elsewhere?

22 A. Sure.

23 Q. Okay. And you thought that Michael Jackson
24 was taking your family to Florida for a press
25 conference, right?

26 A. Yes.

27 Q. And your family wanted to be in a press
28 conference with Michael Jackson, right?

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1 A. Um, we weren't going to be in the press
2 conference.

3 Q. You weren't going to be?

4 A. Yes.

5 Q. I thought --

6 A. Just my brother was.

7 Q. Okay. And the reason your mother wanted all
8 of you to go to Florida was because of the press
9 conference, right?

10 MR. SNEDDON: Your Honor, I'm going to
11 object, calls for speculation. No personal
12 knowledge.

13 THE COURT: Sustained.

14 Q. BY MR. MESEREAU: Okay. Do you know why
15 your family went to Florida on Chris Tucker's plane?

16 A. So we wouldn't go on commercial.

17 Q. Okay. I'll accept that.

18 Do you know the general purpose of why your
19 family was going to Florida?

20 A. For a press conference.

21 Q. Okay. When you traveled on Chris Tucker's
22 plane, who did you think was going to be in the
23 press conference?

24 A. My brother.

25 Q. Okay. Now, when you got to the hotel where

26 Michael Jackson was staying, you went to his suite,

27 right?

28 A. In the morning.

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1 Q. In the morning, right?

2 A. Yes.

3 Q. That was the next day after the day you
4 arrived, right?

5 A. Yes.

6 Q. And his security were all over the floor,
7 right?

8 A. Yes.

9 Q. How many of Michael Jackson's security
10 people do you think you saw on that floor?

11 A. Seven.

12 Q. Okay. And during that day, you were playing
13 with Prince and Paris, right?

14 A. Yes.

15 Q. Prince and Paris were on that floor as well,
16 correct?

17 A. Yes.

18 Q. Okay. You told the sheriffs that on the
19 plane back, Prince and Paris were sitting across
20 from Michael, right?

21 A. Yes.

22 Q. And that's what you recall happened on that
23 plane, right?

24 A. Yes.

25 Q. You got Michael and Gavin sitting side to

26 side. You got Prince and Paris sitting across from
27 them, right?

28 A. It was actually my sister and Prince and

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1 Paris all in those two seats.

2 Q. But you told the sheriffs that Prince and
3 Paris were sitting across from Michael, right?

4 A. I know, and I also left out my sister. She
5 was on the plane also.

6 Q. Okay. Okay. But what I'm asking is this,
7 and I apologize if I'm not being clear: You told
8 the sheriffs Prince and Paris were sitting across
9 from Michael, right?

10 MR. SNEDDON: Asked and answered, Your
11 Honor.

12 THE COURT: Go ahead.

13 Q. BY MR. MESSEREAU: You said your sister was
14 sitting at the end of the couch, right?

15 A. No, I said Marie Nicole was sitting at the
16 end of the couch.

17 Q. Well, did you tell the sheriffs, "There was
18 like a couch, and my sister, she was sitting at the
19 end of the couch, which was facing the side of
20 Michael"?

21 A. At that time I didn't know exactly where my
22 sister was.

23 Q. Well, how would you --

24 A. Because all I remember is that Aldo and
25 Marie Nicole were sitting on the couch and I was

26 sitting on the seat way in the back.

27 Q. But you did tell the sheriffs that you

28 switched with your sister at one point, right?

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1 A. Yes.

2 Q. You said, "It's hard to explain, but there
3 was like a couch, and she was sitting at the end of
4 the couch," right?

5 A. Yeah, after we switched probably.

6 Q. Okay. And that was facing the side of
7 Michael, right?

8 A. Yes.

9 Q. Okay. And you claim that crank calls were
10 done on the plane, right?

11 A. Yes.

12 Q. In front of everybody?

13 A. Just between me, my brother and -- I don't
14 know who else was there.

15 Q. But the plane was packed, right?

16 A. Yes.

17 Q. You've got two nannies, all the kids, the
18 doctor, right?

19 A. Yes.

20 Q. Do you remember any security people on the
21 plane?

22 A. No.

23 Q. Okay. Now, correct me if I'm wrong, did you
24 tell the jury yesterday that Michael gave Gavin a
25 watch on the plane?

26 A. I didn't see the transaction.

27 Q. Okay.

28 A. I just know my brother left the plane with a

1383

mifacts.info

1 watch.

2 Q. But didn't you tell the sheriffs that you
3 saw Michael give Gavin a watch at Neverland?

4 A. Yeah, but -- yeah.

5 Q. And you told the sheriffs that you think
6 it's a \$75,000 watch, right?

7 A. Yes. That's what Michael said it was.

8 Q. But you told them you saw that transaction
9 at Neverland, correct?

10 A. Well, I probably forgot where I saw it. I
11 just remembered -- right now, I just remember seeing
12 my brother getting off the plane with a watch on his
13 wrist.

14 Q. But that wouldn't have happened if you saw
15 him give the watch at Neverland later on, right?

16 A. Well, I probably might have forgot.

17 Q. So you're not sure when Michael gave Gavin
18 the watch, right?

19 A. No, it could have been at Miami or it could
20 have been on the plane.

21 Q. Okay. And it was at Neverland that you
22 claim there was an effort to get the watch back from
23 Gavin, right?

24 A. Yes.

25 Q. And who was trying to get it back from

26 Gavin?

27 A. Dieter.

28 Q. All right. Do you recall telling the

1384

mifacts.info

1 sheriffs that Michael would give your sister
2 alcohol?

3 A. I think so.

4 Q. Pardon me?

5 A. I think so.

6 Q. Did your sister ever get alcohol from
7 Michael, to your knowledge?

8 A. Yes.

9 Q. And where was that?

10 A. In the kitchen.

11 Q. In the kitchen?

12 A. Yes.

13 Q. Okay. And do you recall what kind of
14 alcohol Michael gave your sister in the kitchen?

15 A. She got vodka.

16 Q. Okay. Wasn't in the wine cellar, right?

17 A. No.

18 Q. Okay. Do you remember telling the sheriffs
19 that after you returned from Miami and went to
20 Neverland, that you weren't in school?

21 A. Yes.

22 Q. And that's because you weren't in school at
23 that point, right?

24 A. We were in school.

25 Q. Pardon me?

26 A. We were in school.

27 Q. But you told them you were not in school,

28 didn't you?

1385

mifacts.info

1 A. Wait. Can I read that?

2 Q. Yes. Sure.

3 A. Thank you.

4 MR. MESEREAU: May I approach, Your Honor?

5 THE COURT: Yes.

6 THE WITNESS: Yeah. I know what I meant by
7 that.

8 Q. BY MR. MESEREAU: All right. Did you
9 tell -- pardon me, did you have a chance to review
10 that page?

11 A. Yes.

12 Q. And did you tell the sheriffs you weren't in
13 school?

14 A. Yes. We -- we couldn't attend school. We
15 were, I don't know, 100 miles away. School was
16 still going on, but we weren't attending school.

17 Q. Okay. So are you saying you should have
18 been going to school but you weren't?

19 A. Yes.

20 Q. And that's because you were making trips to
21 Neverland, right?

22 A. Yes.

23 Q. Okay.

24 MR. MESEREAU: If I could just look at one
25 exhibit, if I may, Your Honor.

26 THE COURT: Yes.

27 Q. BY MR. MESEREAU: Star, I'm going to show
28 you a photograph that's Exhibit 82? 82.

1386

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1 A. Okay.

2 THE BAILIFF: Judge, we need to go to
3 "Input 4."

4 MR. SANGER: There we are.

5 (Off-the-record discussion held at counsel
6 table.)

7 MR. MESEREAU: There we go. Okay.

8 Q. BY MR. MESEREAU: Star, do you recall seeing
9 that picture when Prosecutor Sneddon was asking you
10 questions?

11 A. Yes.

12 Q. And you claim you went up the stairwell and
13 saw Mr. Jackson and your brother on that bed on two
14 occasions, right?

15 A. Yes.

16 Q. You also told the jury that those lights
17 were off, correct?

18 A. Yes.

19 Q. You told the jury there was a light on the
20 stairwell that was on, but those lights over the bed
21 were off, right?

22 A. Yes.

23 Q. You have also told the grand jury that you
24 only watched for a couple of seconds, right?

25 A. Yes.

26 Q. So those lights are off; a light on the
27 stairwell is on; you see it for a few seconds and
28 you run, correct?

1387

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1 A. Yes.

2 Q. Okay. Both occasions?

3 A. Yes.

4 Q. Okay. You told the sheriffs and the grand
5 jury that every light in the bedroom was off, true?

6 A. No.

7 Q. Didn't you say that?

8 A. Every light in the bedroom was off except
9 the stairwell.

10 Q. Except the stairwell light, right?

11 A. Yes.

12 Q. Do you remember telling Prosecutor Sneddon
13 that at some point you went --

14 We can take that off.

15 -- you went and got passport visas?

16 A. Yes.

17 Q. Do you remember Prosecutor Sneddon showed
18 you an application for a passport --

19 A. Yes.

20 Q. -- right? And do you remember he asked you,
21 "Did you fill it out?"

22 A. Yes.

23 Q. And you told him, "No," right?

24 A. Yes.

25 Q. And on one of those documents you saw the

26 signature of Vinnie Amen, right?

27 A. No.

28 Q. It was on one of them, wasn't it?

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1 A. I think so.

2 Q. Okay. How old were you when you went to get
3 a passport?

4 A. 12.

5 Q. Were you able to fill out a passport
6 application at the age of 12?

7 MR. SNEDDON: I'm going to object, Your
8 Honor. No foundation with regard to -- never mind.
9 It doesn't make any difference. Go ahead.

10 Q. BY MR. MESEREAU: You had never filled
11 out --

12 THE COURT: Just a moment.

13 MR. SNEDDON: I withdraw the objection, Your
14 Honor.

15 THE COURT: Well, I'll -- I'm going to act on
16 it, because I think the question is ambiguous.

17 MR. MESEREAU: Okay. I'll withdraw it and
18 rephrase it, Your Honor.

19 Q. Had you ever filled out an application for a
20 passport in your life?

21 A. Never.

22 Q. Okay. Had anyone ever showed you how to
23 fill out a passport application?

24 A. I never knew there was a passport.

25 Q. Okay. But you were 12 years old when

26 someone filled out the information on that passport
27 application, correct?

28 A. I never saw the application.

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1 Q. Okay.

2 A. I just remember taking the picture.

3 Q. Okay. Now, you told the grand jury that you
4 were at a hotel across the street from a theater and
5 an ice cream shop and a riding type of place, right?

6 A. It was like a plaza of all different kinds
7 of shops.

8 Q. Okay. Did you go to those shops?

9 A. I don't remember doing that.

10 Q. Well, you mentioned "ice cream shop." Did
11 you ever go there?

12 A. Yes.

13 Q. And who took you to the ice cream shop?

14 A. Frank, Vinnie -- well, who went to the ice
15 cream shop?

16 Q. Yes.

17 A. Frank, Vinnie, my mom, my sister and me and
18 my brother.

19 Q. Did you go to the ice cream shop more than
20 once?

21 A. It was once.

22 Q. Okay. You said there was a riding type of
23 place. Do you remember that?

24 A. Writing type of place?

25 Q. Yeah.

26 A. Okay.

27 Q. Do you know what that was?

28 A. Not really. It was probably a shop where --

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1 I don't know. I don't remember the shop, but --

2 Q. Okay. But you don't remember giving that
3 description?

4 A. I probably said there's a writing shop,
5 but --

6 Q. Okay. How did you know there was a riding
7 shop?

8 A. We probably walked by it.

9 Q. Okay. And that's across the street from the
10 hotel?

11 A. Yes, in the plaza

12 Q. Is that in Calabasas?

13 A. That was the city's name?

14 Q. No, no. Is that the hotel -- that's not the
15 hotel in Florida you stayed at, right?

16 A. No.

17 Q. It's the other hotel in Los Angeles, right?

18 A. I don't think we stayed in Los Angeles.

19 Q. In -- well, in Los Angeles County. In
20 Calabasas.

21 A. Yes.

22 Q. That's where you were staying, right?

23 A. Was that the county?

24 Q. Well, the ice cream shop's across from the
25 hotel, correct?

26 A. Yes.

27 Q. Okay. And that's where the riding-type

28 place is, right?

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1 A. Okay.

2 THE COURT: Excuse me.

3 You're saying "writing," like w-r-i-t-i-n-g?

4 THE WITNESS: Probably.

5 THE COURT: And you're saying "riding"?

6 MR. MESEREAU: "Riding," yes.

7 THE COURT: So let's see if we can get on the
8 same subject.

9 Q. BY MR. MESEREAU: You told -- you said there
10 was a riding, r-i-d-i-n-g, type of place --

11 A. Oh.

12 Q. -- across from the hotel. Do you know what
13 that was?

14 A. I thought you were saying "writing place."

15 Q. I'm sorry, my mistake.

16 Do you know what you might have been
17 referring to?

18 A. There was a bike shop.

19 Q. A bike shop?

20 A. I don't know exactly.

21 Q. Okay. Do you remember going into the bike
22 shop?

23 A. No. I just -- I was probably just walking
24 by the shop.

25 Q. Okay.

26 A. There was a cell phone cart outside of --
27 outside of the theater.

28 Q. Okay. Do you know if your mother was

1392

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1 carrying a cell phone?

2 A. No. She never had a cell phone.

3 Q. Well, she had a cell phone during the J.C.
4 Penney case, didn't she?

5 A. What do you mean? The old one? She
6 probably did. I don't know.

7 Q. But you've seen your mother with a cell
8 phone, correct?

9 MR. SNEDDON: Object as to when, Your Honor.

10 MR. MESEREAU: At any time.

11 MR. SNEDDON: Lack of foundation.

12 THE COURT: All right. Rephrase the
13 question.

14 Q. BY MR. MESEREAU: Have you ever seen your
15 mother with a cell phone?

16 MR. SNEDDON: That's the same objection.

17 THE COURT: Overruled.

18 THE WITNESS: Yes.

19 Q. BY MR. MESEREAU: Okay. When have you seen
20 your mother with a cell phone?

21 A. The only time I could remember right now
22 is -- it was after all this, and my mom and my
23 stepdad decided to buy a cell phone.

24 Q. Okay.

25 A. This was after all that, though.

26 Q. But you saw your mother with a cell phone
27 before the events you've described in court today,
28 didn't you?

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1 A. No.

2 Q. You didn't see your mother with a cell phone
3 in her back pocket during the J.C. Penney incident?

4 A. Yes.

5 Q. Okay.

6 A. That one -- that one got broke.

7 Q. Okay.

8 A. Me and my brother.

9 Q. All right. Now, the prosecutor asked you
10 about the interview with the social workers, right?

11 A. Yes.

12 Q. You said you didn't remember what you had
13 said, right?

14 A. No.

15 Q. But to the grand jury -- you told the grand
16 jury that you told the social workers Michael
17 Jackson was like a father to you and a good guy,
18 right?

19 A. Okay.

20 Q. Did you say that?

21 A. Sure.

22 Q. Okay. You told the grand jury that the
23 first time you ever heard about a Brazil trip was
24 from Frank, right?

25 A. Yes.

26 Q. And you said that was after you talked to
27 the social workers, right?

28 A. Yes.

1394

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1 Q. Now, at some point, the Brazil trip got
2 cancelled, right?

3 A. That was when we left the last time.

4 Q. Okay. It was cancelled and you went to
5 Neverland instead, right?

6 A. No.

7 Q. Where did you go?

8 A. The Brazil trip was cancelled because we
9 left the last time.

10 Q. Okay. Left where?

11 A. We never went back.

12 Q. Okay. Never went back to Neverland?

13 A. Yes.

14 Q. Okay.

15 A. That was when we went to our grandparents'
16 house.

17 Q. But you left from Neverland to go to your
18 grandparents' house, didn't you?

19 A. Yes.

20 Q. And you never returned and you never went to
21 Brazil, right?

22 A. Yes.

23 Q. Do you remember Prosecutor Sneddon asked you
24 about looking at a movie called "The Devil's
25 Backbone"?

26 A. Yes.

27 Q. That's a horror film, isn't it?

28 A. Yes, it was in Spanish.

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1 Q. Okay. Can you tell the jury what that film
2 is about?

3 A. Um, it's about a boy that gets left at an
4 orphanage, and he meets a ghost that was killed by a
5 person that takes care of the kids, and the boy
6 finds a way to, like, relieve his soul or something.
7 That's what the movie is about.

8 THE COURT: Counsel? Break time.

9 MR. MESEREAU: Oh. Okay. All right.

10 (Recess taken.)

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REPORTER'S CERTIFICATE

THE PEOPLE OF THE STATE)
OF CALIFORNIA,)
Plaintiff,)
-vs-) No. 1133603
MICHAEL JOE JACKSON,)
Defendant.)

I, MICHELE MARILYN McNEIL, RPR, CRR,
CSR #3304, Official Court Reporter, do hereby
certify:

That the foregoing pages 1336 through 1396
contain a true and correct transcript of the
proceedings had in the within and above-entitled
matter as by me taken down in shorthand writing at
said proceedings on March 9, 2005, and thereafter
reduced to typewriting by computer-aided
transcription under my direction.

DATED: Santa Maria, California,
March 9, 2005.

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27

MICHELE MATTSON McNEIL, RPR, CRR, CSR #3304

28

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1 SUPERIOR COURT OF THE STATE OF CALIFORNIA
2 IN AND FOR THE COUNTY OF SANTA BARBARA
3 SANTA MARIA BRANCH; COOK STREET DIVISION
4 DEPARTMENT SM-2 HON. RODNEY S. MELVILLE, JUDGE

5
6
7 THE PEOPLE OF THE STATE OF)
8 CALIFORNIA,)
9 Plaintiff,)
10 -vs-) No. 1133603
11 MICHAEL JOE JACKSON,)
12 Defendant.)

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17 REPORTER'S TRANSCRIPT OF PROCEEDINGS

18
19 WEDNESDAY, MARCH 9, 2005

20
21 8:30 A.M.

22
23 (PAGES 1398 THROUGH 1525)

24
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27 REPORTED MICHELE MATTSON McNEIL, RPR, CRR, CSR #3304

28 BY: Official Court Reporter

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I N D E X

Note:

Mr. Sneddon is listed as "SN" on index.
Mr. Zonen is listed as "Z" on index.
Mr. Auchincloss is listed as "A" on index.
Mr. Mesereau is listed as "M" on index.
Ms. Yu is listed as "Y" on index.
Mr. Sanger is listed as "SA" on index.
Mr. Oxman is listed as "O" on index.

PLAINTIFF'S WITNESSES	DIRECT	CROSS	REDIRECT	RECROSS
ARVIZO, Star David			1452-S	1467-M
			1476-S (Further)	
ARVIZO, Gavin-Anton	1477-S			

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E X H I B I T S

DEFENDANT'S NO.	DESCRIPTION	FOR I.D.	IN EVID.
5002	DVD entitled "Neverland Channel Demo"	1419	1419
5003	DVD entitled "Michael Jackson and Gavin, Neverland, 9600"	1426	1426
5002	Various cards	1442	1443

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1401

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1 THE COURT: You may proceed.

2 MR. MESEREAU: Thank you, Your Honor.

3 Q. Star, the day that your family left
4 Neverland with Jesus, do you remember that day?

5 A. Yes.

6 Q. And the driver's name was Jesus Salas,
7 right?

8 A. I didn't know his last name.

9 Q. Okay. Were you with your mother that day?

10 A. That entire day?

11 Q. Yes.

12 A. No.

13 Q. Were you with your mother part of that day?

14 A. Yes.

15 Q. Were you with your mother when she went into
16 Los Olivos and had a body wax that day?

17 A. I don't remember that happening.

18 Q. Okay. So you don't know about that?

19 A. No.

20 Q. Okay. Do you recall being at Neverland
21 around February 24th, 2003?

22 A. I don't know any of the dates.

23 Q. Okay. Do you remember that your family went
24 for a dental appointment?

25 A. Yes.

26 Q. And the dental appointment was with a Dr.

27 Seamont, correct?

28 A. I don't remember the doctor's name, but he

1402

mifacts.info

1 was a dentist.

2 Q. Okay. You, your mother, Gavin went to the
3 dentist, right?

4 A. Just me and my brother.

5 Q. Pardon me. You and your brother?

6 A. Yes.

7 Q. Was your mother there?

8 A. Yes.

9 Q. Three of you, right?

10 A. Yes.

11 Q. Davellin wasn't there, right?

12 A. Yes, she went back to the ranch.

13 Q. Okay. How did you get to the dentist's?

14 A. By car.

15 Q. Do you know who drove you?

16 A. A guy named Joe.

17 Q. Okay. Was he working at Neverland?

18 A. Yes.

19 Q. Okay. And whose car was it; do you know?

20 A. It was the cook's car.

21 Q. Okay.

22 A. It's a van.

23 Q. Okay. And if you know, where was the
24 dentist's office?

25 A. I don't know.

26 Q. Okay. Was it nearby, to your knowledge?

27 A. We just drove there at night.

28 Q. Drove there at night. Okay.

1403

mifacts.info

1 And your mother wanted the dentist to remove
2 Gavin's braces, right?

3 A. And also mine.

4 Q. And your braces, too?

5 A. Yes.

6 Q. Did the dentist remove your braces?

7 A. Yes.

8 Q. Did he remove Gavin's braces?

9 A. Yes.

10 Q. Okay. And the driver dropped you all off at
11 the dentist's office, right?

12 A. No, he stood there with us.

13 Q. Stood there with you in the dentist's
14 office?

15 A. Yes.

16 Q. In the lobby? Or was he with you when you
17 were having your braces removed?

18 A. He was there standing next to us.

19 Q. When you had your braces removed?

20 A. Yes.

21 Q. Okay. Who paid for that dental visit; do
22 you know?

23 A. I don't know.

24 Q. Okay. Did your mother tell the dentist to
25 polish your teeth; do you know?

26 A. It was a long time ago.

27 Q. Don't remember that?

28 A. No.

1404

mifacts.info

1 Q. Okay. Do you recall the dentist and his
2 assistant asking you and your brother not to go into
3 the dental supplies?

4 A. That was long -- it was long ago. I don't
5 remember.

6 Q. Okay. Were there phones in the dentist's
7 office?

8 A. No.

9 Q. Didn't see any?

10 A. There was probably some at the front desk.

11 Q. Did you ever call your mother asking you to
12 use the phone?

13 A. No.

14 Q. Okay. Let me get back to the grand jury
15 transcript. Okay?

16 A. Okay.

17 Q. Do you recall telling the Santa Barbara
18 Grand Jury that the first time you saw Mr. Jackson
19 inappropriately touch your brother, that your
20 brother was looking out towards the far wall?

21 A. Yes.

22 Q. And what do you mean by that?

23 A. If you're looking at the bed --

24 Q. Oh.

25 A. -- like the picture we saw earlier --

26 Q. Sure.

27 A. -- he was facing to the right.

28 Q. Okay. So correct me if I'm wrong, you said

1405

mifacts.info

1 Mr. Jackson was lying flat, right?

2 A. Yes, on his back.

3 Q. And he appeared to be sleeping or --

4 A. Who?

5 Q. Mr. Jackson appeared to be sleeping,
6 correct?

7 A. No. No.

8 Q. Didn't appear to be sleeping?

9 A. He had his eyes closed, but he was
10 masturbating.

11 Q. Okay. So his eyes are closed. You say
12 Mr. Jackson is masturbating, you say your brother is
13 turned towards the far wall --

14 A. Yes.

15 Q. -- right? And you're saying Mr. Jackson has
16 his arm over your brother turned towards the far
17 wall, right?

18 A. Yes.

19 Q. And Mr. Jackson is moving his hand, right?

20 A. Yes.

21 Q. Now, when you were speaking to the grand
22 jury, you said there was vodka around, right?

23 A. Yes.

24 Q. Well, if you went up the stairs, there's no
25 light over the bed, and you only see what you see

26 for a few seconds, how do you see vodka?

27 A. The light from the stairwell, it wasn't just

28 one light. It was like two lights or something like

1406

mifacts.info

1 that. But it was bright enough to shine into the
2 room.

3 Q. Okay. So you see all of this in a few
4 seconds, with all the lights out over the bed,
5 correct?

6 A. Yes.

7 Q. Okay. Now, did your mother ever complain to
8 you that she wanted to leave the ranch?

9 A. Yes.

10 Q. Do you know about when that was?

11 A. No. I don't know exactly.

12 Q. Do you remember telling the Santa Barbara
13 Grand Jury when you were asked the question, "Star,
14 while you were at the ranch, did you ever have any
15 discussions with your mother about the subject of
16 her wanting to leave the ranch?" and your answer
17 was, "No"?

18 A. I remember her saying it to me. Probably
19 didn't even remember at that time.

20 Q. Would it refresh your recollection if I show
21 you what you told the Santa Barbara Grand Jury?

22 A. You told me what I said.

23 Q. Would it refresh your recollection to show
24 you the transcript?

25 A. Okay.

26 MR. MESEREAU: May I approach, Your Honor?

27 THE COURT: Yes.

28 Q. BY MR. MESEREAU: Have you had a chance to

1407

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1 see that page of transcript?

2 A. Yes.

3 Q. Does it refresh your recollection about what
4 you told the Santa Barbara Grand Jury under oath?

5 A. Yes.

6 Q. Your answer to the question was "No,"
7 correct?

8 A. Yes, but probably at that time I didn't
9 remember.

10 Q. At that time you didn't remember?

11 A. Yes. Probably.

12 Q. So your memory is better now than it was when
13 you testified before the Santa Barbara Grand Jury?

14 A. No, after you testify, you remember some
15 things that you didn't say; that you forgot to say.

16 Q. Okay. So your memory is better today than
17 it was March 29th, 2004, right?

18 MR. SNEDDON: Object as argumentative, Your
19 Honor.

20 THE COURT: Sustained.

21 Q. BY MR. MESEREAU: Did you ever talk to your
22 brother or sister about leaving the ranch?

23 A. No.

24 Q. Just another question about the door leading
25 up to the stairwell to Michael's bedroom. You were

26 asked questions about that while you were in front
27 of the Santa Barbara Grand Jury, correct?

28 A. Okay.

1408

mifacts.info

1 Q. You were asked questions by the prosecution?

2 A. Yes.

3 Q. And do you remember being asked the
4 following question: "Now, on both occasion -- on
5 the first occasion, you said the door was sort of
6 locked and it came loose. On the second occasion,
7 can you tell us whether or not that door was open or
8 closed?"

9 And your answer was, "It was open. Well,
10 the door was closed, but it was unlocked."

11 Why did you begin by saying, "It was open"?

12 A. Like the lock wasn't locked.

13 Q. Your answer began with the words, "It was
14 open."

15 A. Yeah. The door --

16 Q. Was it open?

17 A. If it was unlocked, yes.

18 Q. Okay. So you didn't mean the door was open.

19 A. Yes.

20 Q. You just meant it was unlocked?

21 A. Yes.

22 Q. Okay. You told the Santa Barbara Grand Jury
23 that the first time you saw Michael Jackson
24 inappropriately touching your brother, you had about
25 five or six seconds, and the second time three or

26 four seconds, right?

27 A. Yes.

28 Q. And you told them both times the light was

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1 out above the bed?

2 A. Yes.

3 Q. Now, on both of these occasions that you've
4 described as Mr. Michael Jackson inappropriately
5 touching your brother, did your brother ever move?

6 A. No.

7 Q. Do you know someone named Kiki --

8 A. Yes.

9 Q. -- who works at Neverland? Who's Kiki?

10 A. She's a -- I don't know what her -- she's a
11 house-cleaning lady.

12 Q. Did you have a dispute with her?

13 A. No. We're friends.

14 Q. Okay. You're friends to this day?

15 A. I don't know. I haven't talked to her.

16 Q. Okay. When did you last see her?

17 A. At Neverland.

18 Q. Pardon me?

19 A. At Neverland.

20 Q. Do you know when you last spoke to her?

21 A. At Neverland.

22 Q. Okay. So that's quite a while ago, right?

23 A. Yes.

24 Q. You told the Santa Barbara Grand Jury that
25 on a flight coming back from Miami, Dr. Farshshian

26 was facing Michael Jackson, right?

27 A. Yes.

28 Q. So he would have been facing Michael Jackson

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1 when you claim Michael started licking your
2 brother's hair, right?

3 A. No, my mom was -- she was turned around most
4 of the time.

5 Q. No, I'm talking about Dr. Farshshian.

6 A. Oh, yes.

7 Q. He was facing Michael Jackson the whole
8 time?

9 A. Yes.

10 Q. Okay. Now, you never reported either of
11 these two times you claim Mr. Jackson was
12 inappropriately touching your brother, right?

13 MR. SNEDDEN: I'm going to object as vague
14 as to time.

15 MR. MESEREAU: I'll rephrase it. He's
16 right.

17 Q. You didn't immediately go to your mother and
18 report that, did you, when you saw it happen?

19 A. No.

20 Q. You didn't immediately go to your father and
21 report it, right?

22 A. My dad wasn't there.

23 Q. You didn't immediately tell Davellin about
24 it, right?

25 A. No.

26 Q. Okay. And you say you never slept in the

27 theater, right?

28 A. Yes.

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1 Q. Okay.

2 A. Only my sister and Marie Nicole did.

3 Q. Okay. But you didn't?

4 A. Yes.

5 Q. "Yes" means you never slept there, right?

6 A. Yes.

7 Q. Okay. When your father was with you at
8 Neverland, did you ever sleep in Michael Jackson's
9 room?

10 A. Yes.

11 Q. How many times?

12 A. Once.

13 Q. That was the first time you visited
14 Neverland, right?

15 A. Yes.

16 Q. And every other time your father was there,
17 you didn't sleep in Michael's room, correct?

18 A. Yes.

19 Q. But you're saying the first time you visited
20 Neverland, your father let you sleep in Michael's
21 room?

22 A. Yes.

23 Q. Was your mother there on that trip?

24 A. Yes.

25 Q. Did your mother let you sleep in Michael's

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26 room?

27 A. She was probably with my sister. We just

28 asked our dad.

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1 Q. Well, you all had dinner in the main house
2 that night, right?

3 A. Yes.

4 Q. Was there a discussion at the dinner table
5 about whether or not you and Gavin could sleep in
6 Michael Jackson's room?

7 A. No.

8 Q. Okay. Did your mother at any time when she
9 was at Neverland ever ask you where you were
10 sleeping in the main house?

11 A. I don't remember. I don't remember.

12 Q. Okay. Do you remember telling the Santa
13 Barbara Grand Jury that your mother never asked you
14 one time where you were sleeping in the main house?

15 A. I don't know if I did.

16 Q. Would it refresh your recollection if I just
17 show you the page from the grand jury transcript?

18 A. Okay.

19 MR. MESEREAU: May I, Your Honor?

20 THE COURT: Yes.

21 Q. BY MR. MESEREAU: Have you had a chance to
22 look at that page of the grand jury transcript?

23 A. Yes.

24 Q. Does it refresh your recollection about what
25 you told the Santa Barbara Grand Jury?

26 A. Yes. I said, "I think so. I don't
27 remember," on the transcript.

28 Q. Well, you said in response to the question,

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1 "Did your mother ever ask you where you were
2 sleeping inside the main house?" You said, "No."

3 A. And right below it, it says, "I think so. I
4 don't remember."

5 Q. Do you know, or not?

6 A. No.

7 Q. It says, "Did you ever have a conversation
8 with" --

9 And you go, "Wait. I think so. I don't
10 remember."

11 Is that what you're referring to?

12 A. Yes.

13 Q. Okay. But you're not sure if you did?

14 A. Yes.

15 Q. You never did at the dinner table, though?

16 A. No.

17 Q. Well, then we went further, Star. It says
18 you said, "No," and you said, "I think so."

19 "Let me ask the question again: Did your
20 mother ever talk with you about where you slept
21 inside the main house?

22 "A. No."

23 A. But I don't think so. I don't really
24 remember.

25 Q. Okay. You don't remember saying that to the

26 grand jury, or you don't remember if you talked to
27 your mom about it?

28 A. I don't remember if I talked to my mom about

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1 it.

2 MR. MESEREAU: Okay. I think I've already
3 done so, Your Honor, but I think I'd like to read
4 that portion of the grand jury --

5 THE COURT: Give me that citation. I have
6 the transcript now.

7 MR. MESEREAU: Yes, Your Honor. It's page
8 1585. Actually, let me start before that. It's
9 page 1584, lines 22 to 28, and page 1585, lines 1
10 to 6.

11 MR. SNEDDON: The second page, how far did
12 you end up?

13 THE COURT: Do you have a volume?

14 MR. MESEREAU: Yes, I think I do. It would
15 be Volume 6. No, it's Volume 7.

16 THE COURT: I have it. Thank you.

17 MR. MESEREAU: Okay. Thank you, Your Honor.

18 "Q. Did your mother ever ask you where you
19 were sleeping inside the main house?

20 "A. No.

21 "Q. Did you ever have a conversation with --

22 "A. Wait. I think so. I don't remember.

23 "Q. I'm sorry?

24 "A. I think so. I don't remember.

25 "Q. I don't?

26 "A. I think so. I don't remember.

27 "Q. You said 'No,' and you said, 'I think

28 so.' Let me ask the question again: Did your

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1 mother ever talk with you about where you slept
2 inside the main house?

3 "A. No."

4 Q. Do you remember you told the Santa Barbara
5 Grand Jury that you saw Michael Jackson touching
6 your brother a lot?

7 A. Probably. I don't remember.

8 Q. You said he would try to fix your brother's
9 shirt. Do you remember that?

10 A. Yeah.

11 Q. You said he would be touching him a lot,
12 right?

13 A. I don't remember.

14 Q. You said, "He would, like, fix his shirt."
15 Do you remember that?

16 A. Not really.

17 Q. Okay. Would it refresh your recollection if
18 I just show you that page of the transcript?

19 A. Sure.

20 MR. MESEREAU: May I, Your Honor?

21 THE COURT: Yes.

22 Q. BY MR. MESEREAU: Have you had a chance to
23 look at those pages?

24 A. Yes.

25 Q. Do they refresh your recollection about what

26 you told the Santa Barbara Grand Jury?

27 A. Yes.

28 Q. Okay. You were asked the question, "He

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1 would be touching him a lot?"

2 "A. Yeah.

3 "Q. Not his genitals, not his penis?

4 "A. I never saw that."

5 A. At the table.

6 Q. "I saw it in the paper."

7 A. I saw it on paper?

8 Q. That's what you said, right?

9 A. I don't know what I meant by saying not on
10 paper.

11 Q. Now, at the time you claim you watched
12 Mr. Jackson in his bedroom inappropriately touch
13 your brother, you were approximately five-feet-two;
14 is that right?

15 A. Sure. Yeah. I don't -- I don't remember
16 how exactly -- how tall I was.

17 Q. You told the grand jury you were five-feet-
18 two, right?

19 A. I was just guessing.

20 Q. Okay. Do you think you were five-feet-two?

21 A. I don't know.

22 Q. Do you have any idea?

23 A. (Shakes head from side to side.)

24 Q. And you told the Santa Barbara Grand Jury on
25 both of the occasions when you claim you saw

26 Mr. Jackson in bed with your brother, you never went
27 to the top of the stairs, right?

28 A. Yes.

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1 Q. And you claim that both occasions when you
2 saw Mr. Jackson and your brother, they were not
3 under the sheets, right?

4 A. Yes.

5 Q. You said they were on top of a blanket,
6 right?

7 A. Yes.

8 MR. MESEREAU: At this time, Your Honor, I'd
9 like to play a video, DVD. It would be --

10 MR. SANGER: Your Honor, if I may, just for
11 bookkeeping purposes, we'd like to have marked for
12 identification next in order a video that's
13 entitled, "Neverland Channel Demo."

14 BAILIFF CORTEZ: Can't hear you.

15 MR. SANGER: Oh. Sorry.

16 I'd like to mark -- to mark next in order a
17 video or CD that is labeled "Neverland Channel
18 Demo." We have discussed this with the District
19 Attorney, Mr. Sneddon. He has no objection to our
20 playing it.

21 THE COURT: What's the exhibit number, then?

22 THE CLERK: It's 5003.

23 MR. SANGER: Okay. Thank you.

24 THE BAILIFF: Do you want it on the box?

25 MR. SANGER: And if it's acceptable to the

26 Court, we'll play it at this time.

27 THE BAILIFF: Are you playing it out of your

28 computer or --

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1 MR. SANGER: We're going to play it.

2 THE BAILIFF: It's "Input 4."

3 THE COURT: So it's admitted into evidence.

4 There's no objection?

5 MR. SNEDDON: There is none, Your Honor.

6 THE CLERK: I'm sorry, Judge. That should be
7 Exhibit 5002. I skipped one.

8 MR. SANGER: Your Honor, I think we need the
9 screen.

10 THE COURT: You need "Input" --

11 THE BAILIFF: "4."

12 THE COURT: "4"? Are you ready?

13 MR. SANGER: I hope so.

14 (Whereupon, a DVD, Defendant's Exhibit 5002,
15 was played for the Court and jury.)

16 MR. SANGER: Your Honor, you can turn the
17 screen off.

18 THE COURT: Thank you.

19 Q. BY MR. MESEREAU: Star, you had asked
20 Michael Jackson to help you be in a video like that?

21 A. No.

22 Q. You never asked Michael Jackson to help you
23 do that video?

24 A. No.

25 Q. Your brother wanted Michael Jackson to help

26 him do a video also, didn't he?

27 A. I can't speak for my brother.

28 Q. Okay. You never heard your brother ask

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1 Michael Jackson that?

2 A. No.

3 Q. So as far as you know, Michael Jackson knew
4 nothing about this video you were putting together
5 at Neverland?

6 A. No. He asked me if I wanted to be in it,
7 and I said, "Yes."

8 Q. And you told him you wanted to narrate a
9 video, correct?

10 A. No. I just said, "Okay."

11 Q. You never told Michael Jackson you wanted to
12 be the narrator?

13 A. No.

14 Q. Never told Michael Jackson you wanted to be
15 the center of attention on the Neverland Channel
16 video, right?

17 A. No.

18 Q. Okay. So Michael Jackson, in your mind, was
19 not doing you a favor when he helped you make this
20 video?

21 A. No.

22 Q. Okay. And in your mind, Michael Jackson was
23 not doing Gavin a favor when he helped you make this
24 video, right?

25 A. We didn't have no one to interview, so we

26 interviewed my brother.

27 Q. No one to interview. You had kids

28 everywhere, didn't you?

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1 A. No, not at that time. They brought them.

2 Q. To your knowledge, did your mother know you
3 were making this video?

4 A. I don't know if she did or not.

5 Q. Never told her?

6 A. Long time ago. I don't know if she did or
7 not.

8 Q. But you don't recall ever telling your
9 mother that you and Gavin were going to make this
10 video at Neverland?

11 A. My dad knew.

12 Q. Did your mother know?

13 A. I don't know. I can't speak for my mom.

14 Q. Do you remember ever telling your mom,
15 "We're going to make a video at Neverland"?

16 A. No. I don't remember telling her.

17 Q. Do you think she knew about it before you
18 made it?

19 A. I don't know.

20 MR. SNEDDON: Object as asked and answered.

21 MR. MESEREAU: I'll withdraw it. I'll
22 withdraw.

23 Q. Do you ever recall Gavin telling your
24 mother, "We're going to make a video at Neverland"?

25 A. I can't speak for my brother, and I can't

26 speak for my mom.

27 Q. I'm just asking what you heard. Okay? You

28 never heard him discuss it with your mother, right?

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1 A. No.

2 Q. After this video was made, did you ever show
3 it to your mother?

4 A. We never got a copy, so I was unable to show
5 it to my mom.

6 Q. Did you ever watch it at Neverland?

7 A. No. After we recorded it, we never saw it.

8 Q. So you've never seen it since you made it,
9 right?

10 A. We saw it at Hamid's house, while we were
11 about to do the rebuttal.

12 Q. Yes.

13 A. I found it at Hamid's house.

14 Q. Well, but you were there with your mother
15 then.

16 A. When?

17 Q. At Hamid's. That's where you filmed the
18 rebuttal video.

19 A. My mom, when I got there, she wasn't there.
20 She hasn't -- well, she didn't arrive at that time
21 when I watched it. Vinnie was still picking her up
22 from St. Andrews.

23 Q. Okay. So who watched the video at Hamid's
24 house?

25 A. I think it was me, my brother, and probably

26 my sister.

27 Q. And you never wanted your mother to see it?

28 A. I didn't care if she saw it or not.

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1 Q. Okay. Okay. Gavin saw it at Hamid's house?

2 A. Okay, yes.

3 Q. And you saw it at Hamid's house?

4 A. Yes.

5 Q. How do you know the video was at Hamid's
6 house?

7 A. We were hooking up the Play Station to play
8 "Need for Speed 2," and we saw it above his DVD
9 player.

10 Q. Okay. And that's the first time you had
11 seen it, right?

12 A. Yes.

13 Q. Okay. And were you excited when you made
14 the video?

15 A. I was kind of tired.

16 Q. You were kind of tired when you made this
17 video?

18 A. Yes.

19 Q. The Neverland Channel?

20 A. Okay. Whatever you call it.

21 Q. Okay. So you weren't too excited when you
22 made it, right?

23 A. I was kind of sleepy.

24 Q. Okay. And were you excited when it finally
25 got put together?

26 A. What do you mean?

27 Q. Well, when it finally was completed, were

28 you excited?

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1 A. At the end of the day?

2 Q. Pardon me?

3 A. I don't --

4 Q. I'm sorry, let me just rephrase the
5 question. I'll withdraw it.

6 When this video was completed, how old were
7 you?

8 A. When we recorded it?

9 Q. Yes.

10 A. Fourth grade.

11 Q. Fourth grade?

12 A. Yeah, I had long hair in fourth grade.

13 Q. I'm sorry, pardon me?

14 A. I had long hair in fourth grade.

15 Q. Okay. How old do you think you were when
16 you made this video?

17 A. I don't know. I was probably about 10 or
18 11.

19 Q. And my question to you is, were you excited
20 to narrate a video like this at Neverland?

21 A. No. I was sleepy.

22 Q. Okay. All the time?

23 A. What? During that -- no, I slept really
24 late last night. Well, that night.

25 Q. That night you were sleepy. When you found

26 out you had narrated a video called "The Neverland
27 Channel" at Michael Jackson's ranch, my question to
28 you is, were you excited about it?

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1 A. And I said no.

2 Q. Okay. All right.

3 MR. SANGER: Your Honor, with the Court's
4 permission, we're going to ask to play Exhibit 340,
5 which is already in evidence.

6 THE COURT: All right. That's a DVD?

7 MR. SANGER: Yes, sir.

8 Your Honor, just for the record, there are
9 two disks in 340, Disk 1 and 2. And I'm going to
10 put Disk 1 in at this time.

11 MR. SNEDDON: Your Honor, can I ask a
12 procedural question before we begin this?

13 THE COURT: Yes.

14 MR. SNEDDON: Since we've already seen it,
15 is this a situation where we're going to play a
16 portion of it and ask questions about it, or are we
17 just going to look at the whole video again, which I
18 think would be repetitive?

19 MR. MESEREAU: Excuse me.

20 (Off-the-record discussion held at counsel
21 table.)

22 MR. SANGER: Oh, I'm sorry.

23 MR. MESEREAU: I can answer that question.

24 We are going to -- next we're going to play the
25 rebuttal video, with your permission, Your Honor,

26 and we're going to stop it and ask questions about
27 it, as we go, of the witness, yes.

28 MR. SANGER: Sorry.

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1 THE BAILIFF: You need to use your
2 microphone.

3 MR. SANGER: We're going to -- we had a
4 technical problem. We're going to ask, then, that a
5 DVD that's entitled, "Michael Jackson and Gavin,
6 Neverland 9-6-0-0," that that be marked as defense
7 next in order, and we would like to play that. We
8 have discussed this with the District Attorney, and
9 he has no objection to the foundation or to us
10 playing it.

11 (Off-the-record discussion held at counsel
12 table.)

13 MR. SNEDDON: Yeah, that's fine. Yeah, we
14 talked about it. That's fine.

15 THE COURT: This one would be 5003, then.

16 MR. MESEREAU: Your Honor, this I would play
17 and then ask questions after it. The rebuttal video
18 I would be asking questions throughout it. Thank
19 you.

20 THE COURT: There's no objection to it going
21 in evidence, then?

22 MR. SNEDDON: No, Your Honor, there is not.

23 THE COURT: It's admitted.

24 MR. SANGER: Just before we start....

25 (Off-the-record discussion held at counsel

26 table.)

27 MR. SANGER: Okay. Are you ready?

28 (Whereupon, a DVD, Defendant's Exhibit 5003,

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1 was played for the Court and jury.)

2 Q. BY MR. MESEREAU: Star, have you seen that
3 video before?

4 A. I think so, yes.

5 Q. In fact, your mother showed that video to
6 the three social workers when they came to Jay
7 Jackson's apartment to interview her about her
8 fitness as a mother and what Michael Jackson had
9 done, correct?

10 A. I don't remember that.

11 Q. Well, she showed that video to the social
12 workers to let them know that Michael Jackson had
13 tried to help heal your brother from cancer, right?

14 A. Are you telling me this, or --

15 Q. I'm asking a question.

16 A. I don't know.

17 Q. Okay. Do you remember seeing it with the
18 three social workers?

19 MR. SNEDDON: I'm going to object. Asked
20 and answered.

21 THE COURT: Sustained.

22 Q. BY MR. MESEREAU: When you appeared in this
23 video, your family had asked Michael Jackson to help
24 them with Gavin, who they thought was dying of
25 cancer, right?

26 A. I never heard my family say that.
27 Q. Never heard anyone in your family say,
28 "Michael, would you please help us, our son is dying

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1 of cancer"?

2 A. Probably did. I wasn't there.

3 Q. Okay. Well, it's your understanding that
4 Michael Jackson met your brother because your
5 brother was at Kaiser, in the hospital, and wanted
6 to talk to Michael Jackson, right?

7 A. Okay.

8 Q. Is that your understanding?

9 A. Yeah.

10 Q. Okay. And your entire family wanted to come
11 to Neverland and asked Michael if he would help them
12 with your brother, who was dying of cancer, right?

13 MR. SNEDDEN: I'm going to object. Assumes
14 a fact not in evidence.

15 THE COURT: Sustained.

16 Q. BY MR. MESEREAU: Ever hear your mother ask
17 Michael Jackson to please help your family because
18 Gavin has terminal cancer, or words to that effect?

19 A. No.

20 Q. Do you remember hearing Michael Jackson talk
21 about Pac Man and how you can eat up cancer cells?

22 A. No.

23 Q. Never heard that?

24 A. No.

25 Q. Okay. Ever hear Michael Jackson encourage

26 your brother to get better, that he could survive

27 this?

28 A. When?

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1 Q. One time?

2 A. No, I said when?

3 Q. Anytime.

4 A. Probably told him over the phone.

5 Q. Pardon me?

6 A. Probably told him over the phone. I don't
7 know.

8 Q. To your knowledge, Michael Jackson spent a
9 lot of time with your brother at Neverland trying to
10 encourage him to beat cancer, right?

11 MR. SNEDDON: Objection, Your Honor. Calls
12 for facts not in evidence; lack of foundation.

13 THE COURT: Overruled.

14 He's asking your knowledge, if you know
15 that.

16 THE WITNESS: Michael was only there with
17 Gavin a couple times while he was at Neverland. He
18 wasn't there the whole entire cancer.

19 Q. BY MR. MESEREAU: Okay. I didn't ask you
20 that. Let me just ask the question again, because
21 you probably didn't understand it.

22 To your knowledge --

23 THE COURT: Counsel, he answered your
24 question. Please ask another question.

25 MR. MESEREAU: Okay.

26 THE COURT: I don't want you commenting like

27 that.

28 MR. MESEREAU: I apologize, Your Honor. I

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1 withdraw that comment.

2 Q. When did you last see this particular video,
3 if you know?

4 A. I don't remember, but it was a long time
5 ago.

6 MR. MESEREAU: At this point, Your Honor,
7 we'd like to play the rebuttal video, which is in
8 evidence.

9 THE COURT: All right.

10 MR. MESEREAU: Thank you.

11 MR. SANGER: For the record, that would be
12 Exhibit 340 and we're going to start with Tape 1
13 of 2. Actually, *mifacts.info* says Tape 1 of 2, but it would
14 be DVD 1 of 2.

15 THE BAILIFF: I'm not sure if that's --

16 MR. SANGER: That's on the film.

17 THE BAILIFF: Oh.

18 MR. SANGER: It will be over in a second.
19 Sorry.

20 (Whereupon, a portion of a DVD, People's
21 Exhibit 340, Disk 1, was played for the Court and
22 jury.)

23 Q. BY MR. MESEREAU: Now, Star, when you made
24 those comments, were you telling the truth?

25 A. No.

26 Q. Were you lying?
27 A. I was actually talking about my stepdad.
28 Q. You weren't talking about Michael Jackson?

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1 A. No; how Jay stepped in and took over where
2 my dad left off.

3 Q. So when you said, "My first impression was
4 like a father. He actually seemed more
5 fatherly-like than my biological father. He --
6 there is -- I just -- that was my first impression
7 of Michael," you were really talking about Jay
8 Jackson?

9 A. Yes, sir.

10 Q. Why did you use the name "Michael"?

11 A. Well, because he told us to say good things
12 only about -- because he told us only to say good
13 things about Michael.

14 Q. Okay. So you really were referring to Jay
15 Jackson?

16 A. Exactly.

17 Q. I see. Okay.

18 We can keep going through.

19 (Whereupon, a portion of a DVD, People's
20 Exhibit 340, Disk 1, was played for the Court and
21 jury.)

22 Q. BY MR. MESEREAU: Now, Star, when you heard
23 your mother make those comments about Michael
24 Jackson, did you think she was talking about Jay
25 Jackson?

26 A. I wasn't really listening. I was like
27 practically falling off my chair.

28 Q. So you didn't really hear any of this?

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1 A. No, I was really sleepy. It was like 4:00
2 in the morning.

3 Q. So you really don't know what your mother
4 was talking about?

5 A. No. I --

6 Q. Okay. We can keep going.

7 (Whereupon, a portion of a DVD, People's
8 Exhibit 340, Disk 1, was played for the Court and
9 jury.)

10 Q. BY MR. MESEREAU: Now, you said -- Davellin
11 says about Michael, "He gives Gavin advice," and
12 then you say, "He helped me with homework," right?

13 A. Okay.

14 Q. Was that the truth?

15 A. No. We didn't even have homework.

16 Q. Was that a lie?

17 A. Yes.

18 Q. We can keep going.

19 (Whereupon, a portion of a DVD, People's
20 Exhibit 340, Disk 1, was played for the Court and
21 jury.)

22 Q. BY MR. MESEREAU: Star, do you remember
23 making those comments about Michael Jackson?

24 A. Sure.

25 Q. Were you telling the truth?

26 A. No, not really.
27 Q. Were you lying?
28 A. Yeah. On there, yes.

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1 Q. So you were lying.

2 So when you said Michael lets you feel like
3 his son, you weren't telling the truth?

4 A. Yes.

5 Q. And when you said he lets you call him
6 "father," you weren't telling the truth?

7 A. Yes.

8 Q. "And we call him 'father' and he calls us
9 'son,'" you weren't telling the truth?

10 A. Yes.

11 Q. And you say, "He helps us with basically
12 anything we ask and we love him." When you said
13 that, you weren't telling the truth, right?

14 A. Repeat it.

15 Q. "He helps us with basically anything we ask
16 and we love him." You're saying you weren't telling
17 the truth?

18 A. Yes. The only reason why we did that is
19 because Dieter told us to.

20 Q. So everybody just memorized all these lines?

21 A. I just said whatever came to my head.

22 Q. Okay. Okay.

23 A. I was trying to get out of there. I was
24 kind of tired.

25 Q. I understand. So, so far every statement

26 you've made is a lie, you're saying, right?

27 A. Basically, yes.

28 MR. MESEREAU: Okay. We can keep going.

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1 (Whereupon, a portion of a DVD, People's
2 Exhibit 340, Disk 1, was played for the Court and
3 jury.)

4 Q. BY MR. MESEREAU: Star, you heard your
5 mother make those remarks, right?

6 A. Yes.

7 Q. Did you think she was lying?

8 A. I wasn't really paying attention.

9 Q. Pardon me?

10 A. Um, I don't know.

11 Q. You don't know, right?

12 A. Yeah, I can't speak for her.

13 Q. I'm just asking what you thought. Did you
14 think your mother was telling lies when she made
15 that statement?

16 A. I wasn't really paying attention.

17 Q. Okay.

18 (Whereupon, a portion of a DVD, People's
19 Exhibit 340, Disk 1, was played for the Court and
20 jury.)

21 Q. BY MR. MESEREAU: Now, Star, when you heard
22 your mother make the statement, "He claimed these
23 three little munchkins as his kids," did you think
24 your mother was telling the truth?

25 A. Um, no.

26 Q. Did you think your mother was lying?

27 A. No, she was doing what Dieter asked her to

28 do.

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1 Q. Did you think she was lying?

2 A. No, she was doing what Dieter asked her to
3 do.

4 Q. So you don't think your mother was acting in
5 a spontaneous kind of way when she answered these
6 questions, right?

7 A. I don't know. It was her emotions.

8 Q. Okay.

9 (Whereupon, a portion of a DVD, People's
10 Exhibit 340, Disk 1, was played for the Court and
11 jury.)

12 Q. BY MR. MESERER: Star, did you ever discuss
13 with your mother the idea that Michael Jackson would
14 be a father figure to you?

15 A. To me?

16 Q. Yes.

17 A. No.

18 Q. Did you ever discuss with your mother the
19 notion that Michael Jackson would be a father figure
20 to Gavin?

21 A. No.

22 Q. Ever discuss with your mother the idea that
23 Michael Jackson would be a father figure for your
24 sister?

25 A. No.

26 Q. So you and your mother never talked about
27 Michael Jackson being any kind of a father figure at
28 all, right?

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1 A. Yes.

2 MR. MESEREAU: Okay. Keep going.

3 (Whereupon, a portion of a DVD, People's
4 Exhibit 340, Disk 1, was played for the Court and
5 jury.)

6 Q. BY MR. MESEREAU: Now, Star, are you telling
7 the jury, under oath, you never heard Michael
8 Jackson ever mention anything about Pac Man to your
9 brother?

10 A. No. I was yawning in the video --

11 Q. Pardon me?

12 A. I don't remember even hearing that.

13 Q. Okay.

14 (Whereupon, a portion of a DVD, People's
15 Exhibit 340, Disk 1, was played for the Court and
16 jury.)

17 MR. SANGER: Your Honor, that's -- actually,
18 that does that, and that's the end of this tape, so
19 I'm going to stop it, if that's all right.

20 THE COURT: Yes.

21 Q. BY MR. MESEREAU: Star, you heard your
22 mother say all of her children want to be in movies.
23 Is that a true statement?

24 A. No, I don't want to be in movies.

25 Q. So is your mother lying?

26 A. No, she's doing what Dieter told her to do.

27 Q. Okay. Okay. So as far as you know, none of

28 the children wanted to be in movies; is that right?

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1 MR. SNEDDON: Your Honor, I would object.

2 Assumes facts not in evidence.

3 THE COURT: Overruled.

4 You may answer.

5 THE WITNESS: What was the question again?

6 Q. BY MR. MESEREAU: As far as you know,
7 neither you, Gavin or Davellin ever wanted to be in
8 movies?

9 MR. SNEDDON: It's compound now.

10 THE COURT: Sustained.

11 Q. BY MR. MESEREAU: You've said you never
12 wanted to be in movies, right?

13 A. Yes. I'm too shy to act.

14 THE COURT: You're going to put in the other
15 disk?

16 MR. SANGER: I put in Disk 2, if that's all
17 right, Your Honor.

18 THE COURT: Okay.

19 (Whereupon, a portion of a DVD, People's
20 Exhibit 340, Disk 2, was played for the Court and
21 jury.)

22 Q. BY MR. MESEREAU: Star, do you know what
23 your mother is referring to when she mentioned "gang
24 signs"?

25 A. Probably the guy behind the camera was doing

26 something.

27 Q. You say "probably." Is that something you

28 thought at the time?

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1 A. At that time?

2 Q. Yes.

3 A. No. I was just thinking about sleep.

4 Q. Did you think your mother was talking about
5 a cameraman making gang signs? Is that what she was
6 saying?

7 A. She was pointing at off camera, so it
8 couldn't be the cameraman. It had to be someone
9 else.

10 Q. Okay. Let me just get this straight. You
11 think she was talking about the cameraman --

12 A. No, I know she was talking about not the
13 cameraman, but someone off camera.

14 Q. Making gang signs?

15 A. They probably weren't even doing gang signs.
16 He was probably doing a signal or something. I
17 don't know.

18 Q. But I think what you're saying is you don't
19 know what she was referring to, right?

20 A. No.

21 Q. Now, was it your -- are you telling the jury
22 that while all this was going on, your family was
23 being falsely imprisoned?

24 MR. SNEDDON: Objection. Argumentative,
25 Your Honor. It's a legal conclusion using those

26 words.

27 THE COURT: Sustained.

28 Q. BY MR. MESEREAU: Do you feel that while

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1 this was all going on, your family was not free to
2 leave?

3 A. Yes.

4 Q. Okay. And do you think the way your mother
5 was acting, that she was in fear?

6 A. I don't know. I can't speak for her.

7 Q. Were you in fear?

8 A. I was just sleepy.

9 Q. Okay. All right.

10 (Whereupon, a portion of a DVD, People's
11 Exhibit 340, Disk 2, was played for the Court and
12 jury.)

13 THE COURT: Hold on, please. Take our break.

14 MR. MESEREAU: Yes, Your Honor.

15 (Recess taken.)

16 THE COURT: Go ahead.

17 MR. MESEREAU: Thank you, Your Honor. Oops.

18 THE COURT: Do you want me to -- are you
19 ready to continue with the film?

20 MR. MESEREAU: Yes, please, Your Honor.

21 (Whereupon, a portion of a DVD, People's
22 Exhibit 340, Disk 2, was played for the Court and
23 jury.)

24 Q. BY MR. MESEREAU: Star, the person who's
25 doing the interview says, "Davellin, Star, when you

26 guys first went to the ranch, I'm sure you were

27 pretty down."

28 When you first went to Neverland Ranch, were

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1 you pretty down?

2 A. The first ever time?

3 Q. Yes.

4 A. Yes.

5 Q. And you were down because your brother was
6 ill, right?

7 A. Yes.

8 MR. MESEREAU: Keep going.

9 (Whereupon, a portion of a DVD, People's
10 Exhibit 340, Disk 2, was played for the Court and
11 jury.)

12 Q. BY MR. MESEREAU: Now, Star, when you made
13 that statement, were you telling the truth?

14 A. What was the statement?

15 Q. The statement was, "The first time before
16 our brother ever went to the ranch, he was always
17 sad, he was always crying, he was always just down
18 all the time. When he went to the ranch, he was
19 always happy. He was always playful. He was happy
20 again. He was cheerful, and it also gave him
21 something to look forward when we left."

22 Was that a true statement?

23 A. It was kind of true, because my brother was
24 sad and -- what's the other word I used? Well, he
25 was sad and down, because he was going through a

26 life-threatening disease.

27 Q. And he was happy at the ranch, correct?

28 A. Yes. In the beginning, yes.

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1 Q. Okay.

2 (Whereupon, a portion of a DVD, People's
3 Exhibit 340, Disk 2, was played for the Court and
4 jury.)

5 Q. BY MR. MESEREAU: At this point, Star,
6 you're trying to speak out, correct?

7 A. No. I was just saying I was sleepy.

8 Q. Well, he said he can hear you, Star, right?

9 A. Yeah. I was complaining.

10 Q. Was it your understanding that this film was
11 supposed to be on a television show?

12 A. No.

13 Q. Did you ever learn that this film was
14 supposed to appear on FOX Television?

15 A. No.

16 Q. Okay.

17 We can go forward.

18 (Whereupon, a portion of a DVD, People's
19 Exhibit 340, Disk 2, was played for the Court and
20 jury.)

21 MR. MESEREAU: Your Honor, there's a final
22 piece of evidence we'd like to use that the
23 prosecution wants to look at. It's on DVD. It's a
24 card on DVD, and I think -- is it true you have
25 that?

26 MR. SNEDDON: No. You came up at the break
27 and asked me for something, and it's locked up in
28 evidence at the sheriff's department.

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1 MR. SANGER: Your Honor, we have it. I said
2 we'd show it to him. And we're going to try to
3 use -- we're going to try to use the electronic
4 version, and then they'll bring the actual piece of
5 evidence over later, and we can substitute that.

6 So with the Court's indulgence, we need just
7 a minute for them to huddle over here, or somebody
8 to take a look at it, if that's all right.

9 THE COURT: Go ahead.

10 MR. SNEDDON: Do you have it?

11 MR. SANGER: I have it right here. It's on
12 the screen.

13 MR. SNEDDON: Oh, it's on your computer.

14 MR. SANGER: Yeah.

15 (Off-the-record discussion held at counsel
16 table.)

17 MR. SNEDDON: Judge, I have no objection to
18 them using that in lieu of the original for right
19 now, and we'll get the original over here, if not
20 today, tomorrow.

21 THE COURT: All right. We will give it a
22 number now. So it will be 5004. And we'll mark the
23 original when you bring it over.

24 MR. SANGER: Your Honor, I believe there are
25 three cards, if I'm not mistaken. But we can mark

26 them as a group as 5004. We don't have to give them
27 separate numbers, unless the Court wants to.

28 THE COURT: Okay. Well, let's mark them,

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1 three cards, as a group, numbered 5004.

2 MR. SANGER: May I walk around here? I have
3 to hook the thing up to the screen. Is that all
4 right, Your Honor?

5 THE COURT: Yes.

6 THE BAILIFF: It will be "Input 1."

7 THE COURT: "Input 1," okay.

8 THE BAILIFF: And Mr. Mesereau, can you hit
9 the "PC" button?

10 THE COURT: These are agreed they go in
11 evidence? No objection to them going into evidence?

12 MR. SNEDDON: Yes, none whatsoever, Your
13 Honor.

14 THE COURT: All right. They're admitted.
15 5004 is admitted.

16 MR. MESEREAU: Thank you, Your Honor.

17 Q. BY MR. MESEREAU: Star --

18 THE BAILIFF: You need to hit "Black
19 Screen."

20 Q. BY MR. MESEREAU: -- you have sent greeting
21 cards from time to time?

22 A. Your microphone's not on.

23 Q. Excuse me? You're right.

24 THE COURT: They're having trouble hearing
25 you.

26 MR. MESEREAU: You're right.

27 Q. You have sent greeting cards from time to

28 time to people whom you asked for money, true?

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1 MR. SNEDDON: Object; assumes facts not in
2 evidence.

3 THE COURT: Sustained.

4 Q. BY MR. MESEREAU: The language that you hear
5 on that rebuttal tape is language similar to
6 language you have used in greeting cards to people
7 you were seeking money from, right?

8 A. We were never seeking --

9 MR. SNEDDON: Object, Your Honor. I object.
10 Assumes facts not in evidence.

11 MR. MESEREAU: I'll start again.

12 Q. Do you know Louise Palanker?

13 A. Yes.

14 Q. How long have you known Louise Palanker?

15 A. Since the comedy camp.

16 Q. Are you still in touch with her?

17 A. Yes.

18 Q. When did you last talk to Louise Palanker?

19 A. I think my sister talked to her. I haven't
20 talked to her since -- I don't know exactly. But it
21 was -- it was within this year. Well --

22 Q. You -- I'm sorry.

23 A. It was within the last year.

24 Q. Okay. You sent Louise Palanker greeting
25 cards and you called her "Mommy," correct?

26 A. I don't remember doing that.

27 Q. Would it refresh your recollection if you

28 see a greeting card that you signed?

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1 A. Sure.

2 MR. SANGER: I take it Your Honor has it on
3 the one where --

4 THE COURT: I have it on "1." Do you want me
5 to try it on "4"?

6 MR. SANGER: May as well.

7 THE COURT: That's "4."

8 (Off-the-record discussion held at counsel
9 table.)

10 MR. SNEDDON: I have a suggestion.

11 THE COURT: Yes.

12 MR. SNEDDON: Since he's only asking him to
13 refresh his recollection, just take the computer and
14 show it to him.

15 MR. MESEREAU: We've moved it into evidence,
16 Your Honor. I'd like the jury to see it, if we can.

17 THE COURT: It is in evidence.

18 THE BAILIFF: It will just be a minute.

19 THE COURT: Do you have a technician coming?

20 THE BAILIFF: We do.

21 THE COURT: There's someone coming to help.

22 I remember when an attorney just had to be
23 able to come into court and talk.

24 (Laughter.)

25 THE COURT: Now they're frozen if the

26 machine doesn't work.

27 MR. SANGER: I understand there's somebody

28 coming down in one second.

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1 THE COURT: Yes, somebody's been --

2 MR. MESEREAU: I can ask a few questions in
3 the meantime, if you'd like, Your Honor.

4 THE COURT: That would be good.

5 Q. BY MR. MESEREAU: Do you know whether or not
6 Louise Palanker gave \$20,000 to your family?

7 A. I know that she gave it to my dad, yeah.

8 Q. Do you know what the purpose for giving that
9 money was?

10 A. To fix my brother's bedroom at my grandma's
11 house, so he can live in

12 THE COURT: Would you like to wait just a
13 moment, so --

14 MR. MESEREAU: Sure.

15 THE COURT: It would be better to let the
16 technician....

17 (Off-the-record discussion held at counsel
18 table.)

19 MR. SANGER: Oh, how about that?

20 Your Honor, I just learned something new.

21 THE BAILIFF: So everything is ready.

22 THE COURT: Yes. Thank you.

23 THE TECHNICIAN: No problem.

24 Q. BY MR. MESEREAU: You asked Louise Palanker
25 for a computer, didn't you?

26 A. No. That's not my writing.

27 Q. We'll get to that. There's some other

28 pages.

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1 A. Okay.

2 Q. Did you ever ask Louise Palanker for a
3 computer?

4 A. Never.

5 Q. Are you aware of anyone else in your family
6 asking Louise for a computer?

7 A. No.

8 Q. Ever get a computer from Louise, to your
9 knowledge?

10 A. No.

11 Q. Okay. Now, I want to show you this card.
12 It says, "From your boys and girl, Louise Mommy."
13 Do you see that?

14 A. Yes.

15 Q. It says, "You're smiling when I'm happy and
16 you hug me when I'm hurt." Do you see that?

17 A. Yes.

18 Q. Did you call Louise "Mommy"?

19 A. Looks like my sister's writing.

20 Q. Let me ask you if you called her "Mommy,"
21 ever?

22 A. No.

23 Q. Did you ever hear your sister or Gavin call
24 her "Mommy"?

25 A. No.

26 Q. Do you know why a card was sent to her that
27 said "Mommy"?

28 A. I don't know.

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1 Q. Okay.

2 Let's go to some other pages, if we can,

3 Bob. Thanks.

4 Now, who is in that picture?

5 A. Me, my brother, my sister.

6 Q. Okay. Do you know approximately when those
7 photos were taken?

8 A. When my sister was in the Los Angeles
9 Explorers.

10 Q. Okay. Do you know about what year that is?

11 A. No.

12 Q. Okay. Okay. Let's look at this, then.

13 Do you see the message at the bottom?

14 A. Okay.

15 Q. It says, "Dear Louise, I think of you every
16 second of my life (sic) and pray for every night,
17 every morning. I love you. I wish I can spend time
18 with you. Love, Star," right?

19 A. I misspelled "life."

20 Q. That's your writing, though, isn't it?

21 A. Yeah.

22 Q. Okay. The question I have is, you see a
23 message from Gavin and a message from Davellin,
24 right?

25 A. Okay.

26 Q. And why is everybody calling her "Mommy"; do
27 you know?

28 MR. SNEDDON: Your Honor, I'm going to

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1 object to that question.

2 MR. MESEREAU: Excuse me, I'll rephrase it.

3 Q. Do you have any idea why the card is
4 addressed to "Mommy"?

5 A. "Mommy's" not --

6 Q. Pardon me?

7 A. "Mommy's" not in my letter.

8 Q. I'm asking about the card.

9 A. I don't know what's written on there.

10 Doesn't look like my writing.

11 Q. Did you see the card before you wrote on it,
12 if you remember?

13 A. No.

14 Q. But did you refer to her as "Mommy" ever?

15 A. No.

16 MR. SNEDDON: Asked and answered, Your
17 Honor.

18 THE COURT: Sustained.

19 Q. BY MR. MESEREAU: Okay. Let's go to the
20 next card. Okay. Now, this is another card.

21 A. Okay.

22 Q. It says, "Dear Louise, once I see you, my
23 day is wonderful. Louise, I miss you. I love you.
24 Every day I want to be with you. Thank you. I love
25 you. Love, Star." Do you see that?

26 A. Yes.

27 Q. Did you often send cards to Louise?

28 A. Not really.

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1 Q. Do you remember how many you might have
2 sent?

3 A. No.

4 Q. Okay. Keep going.

5 Do you see that card, Star?

6 A. Yes.

7 Q. It says, "Our darling Louise, Wheezy." Do
8 you see that?

9 A. Yes.

10 Q. And that says, "We dearly love you and care
11 about you. We love you to the moon and back.
12 Faithfully, devotedly, your friends, your family,
13 Davellin, David, Gavin, Janet, Star." Do you see
14 that?

15 A. Yes.

16 Q. Did you used to refer to Louise as being in
17 your family?

18 A. Not really. Just my brother probably did,
19 because she was with my brother during the whole
20 cancer.

21 Q. The question I want to ask you is this: Did
22 you typically call people "family" that your mother
23 was seeking funds from?

24 A. My mom was never seeking funds from --

25 Q. She never did that with anybody?

26 A. No.

27 Q. Not Chris Tucker?

28 A. No.

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1 Q. Not Louise?

2 A. No. You can even ask Louise. My dad was
3 the one trying to seek funds from her.

4 Q. And your mother was never involved in that
5 at all?

6 A. No.

7 Q. How about with Jay Leno?

8 A. I've never met Jay Leno in my life.

9 Q. Are you aware of your mother ever seeking
10 funds from him?

11 A. No.

12 MR. MESEREAU: Okay. I have no further
13 questions.

14 THE COURT: Redirect?

15 Are you through with this exhibit?

16 MR. MESEREAU: Yes, Your Honor.

17 THE COURT: Do you need it?

18 MR. SNEDDON: No, I don't need it.

19 Your Honor, I'm going to need a moment to
20 get a couple of photographs from the clerk, if you
21 don't mind.

22 THE COURT: All right.

23 MR. SANGER: Your Honor, while that's
24 occurring, did the Court want to --

25 THE BAILIFF: You have to use the

26 microphone.

27 MR. SANGER: I'm sorry.

28 Did the Court want to have us lodge this DVD

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1 with the Court until the physical exhibits are here?

2 THE COURT: That would be a good idea.

3 MR. SANGER: All right.

4 THE COURT: Just temporarily. Temporary

5 Exhibit 5004.

6 MR. SANGER: Thank you.

7 MR. SNEDDON: Your Honor, with your

8 permission, I'd like to show the exhibits -- the

9 witness some exhibits and put them up on the board.

10 And I'm specifically -- we're going to start with

11 People's No. 50 in evidence.

12

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REDIRECT EXAMINATION

14 BY MR. SNEDDON:

15 Q. Star, let me begin by asking you some

16 questions about Mr. Jackson's bedroom. How many

17 floors are there to his bedroom?

18 A. One.

19 Q. And how many floors are there in the suite

20 to his bedroom?

21 A. In the suite?

22 Q. Well, let me ask -- let me show you a

23 photograph.

24 A. Okay.

25 Q. Let me do it this way. I don't want to get

26 sidetracked here.

27 You told the ladies and gentlemen of the

28 jury during your testimony that on the occasion that

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1 you saw Mr. Jackson lying on the bed with your
2 brother, that you had to walk up some stairs.

3 A. Yes.

4 Q. Is that correct?

5 A. Yes.

6 Q. And so is the bedroom where you saw those
7 activities occur on the same level as the area
8 below?

9 A. No.

10 Q. I'm going to have to do it one at a time
11 while I'm down here.

12 Now, the exhibit that you have that's in
13 front of you that's People's 50, do you see that?

14 A. Yes.

15 Q. Now, what door is that? Where does that
16 lead to?

17 A. That's leading to a hallway that leads to
18 the second double door into his bedroom.

19 Q. And in relation to this particular door, is
20 this the door you go through that sets off the
21 sensors?

22 A. Yes.

23 Q. Where about, when you go through those
24 doors, do you actually hear it?

25 A. A little after you pass the duck. The duck.

26 Q. And can you tell the ladies and gentlemen of
27 the jury, what is the sound that you hear when it
28 goes off?

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1 A. It's hard to explain. But it goes like
2 "doom-doom-doom." Something like that.

3 Q. How long do you think it is?

4 A. Couple seconds.

5 Q. Is that the only sound that goes off?

6 A. Yes.

7 Q. The exhibit number on that photograph, I
8 believe, is 53; is that correct?

9 A. Yes.

10 Q. Do you see in that photograph what you were
11 referring to in answering Mr. Mesereau's questions
12 as the sensors?

13 A. What do you mean?

14 Q. Well, he asked you about some sensors. Do
15 you remember that?

16 A. Oh, yes.

17 Q. All right. And what were you referring to?
18 Do you see anything in that photograph that you were
19 referring to in answering his questions?

20 A. Yes.

21 Q. All right. What is it?

22 A. It's the silver one to the right of the
23 picture. It's under the picture of a little girl.

24 Q. Now, just wait a second.

25 All right. Now, show the ladies and

26 gentlemen of the jury what you were referring to

27 just a moment ago.

28 A. Okay.

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1 Q. So there's one on each side?

2 A. Yes.

3 Q. Now, is there a separate key pad entry that
4 you have to touch to get in?

5 A. Yes.

6 Q. Now, when you were answering Mr. Mesereau's
7 questions, you indicated that there was a double
8 door you had to go through to get into Mr. Jackson's
9 bedroom.

10 A. Yes.

11 Q. Do you recall that

12 A. Yes.

13 Q. Do you see the double doors that you were
14 referring to in your testimony to Mr. Mesereau?

15 A. Yes.

16 Q. Would you point them out to the jury in this
17 photograph?

18 A. Okay.

19 Q. So you're indicating in the middle of the
20 photograph, one on the right and one on the left?

21 A. Yes.

22 Q. I've now handed you People's 54. Do you
23 recognize that photograph?

24 A. Yes.

25 Q. Now, what is that?

26 A. That's the view inside Michael's bedroom.

27 Q. Now, do you see in that photograph the

28 double doors you were referring to in answering Mr.

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1 Mesereau's questions?

2 A. Yes.

3 Q. Okay. Would you point it out to the jury?

4 A. Okay.

5 Q. You're indicating to the right and to the
6 left of the photograph?

7 A. Yes.

8 Q. Now, directly ahead in that photograph, do
9 you see that?

10 A. Yes.

11 Q. What is that? What part of the room is
12 that?

13 A. That's the downstairs.

14 Q. The downstairs to what?

15 A. Michael's bedroom. That's the big area.

16 Q. That's the what?

17 A. That's the big area.

18 Q. Now, earlier in your testimony the other
19 day, when we were going through -- and I'm not going
20 to walk through all of them, but we were going
21 through the photographs, you identified an area as a
22 bathroom that had a tub in it. Do you recall that?

23 A. Yes.

24 Q. What floor is that on?

25 A. The first floor.

26 Q. And the area with the piano?
27 A. It's on the first floor also.
28 Q. Now, in that photograph, if one were to

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1 enter those doors and want to go to Mr. Jackson's
2 bedroom - okay? - which way would they turn after
3 they come through those doors?

4 A. You would turn to the right.

5 Q. And then after you turn to the right, where
6 would you have to go?

7 A. You would have to open up a door and turn to
8 your left and walk up the stairs.

9 Q. And do you know approximately how much
10 distance there is between the time you enter the
11 door and turn right, before you get to the door?

12 A. Like 17 stairs.

13 Q. No, no, ~~that's~~ that's not what I asked you.

14 What I asked you was, when you turn to the
15 right through this door, before you get to the door
16 that leads to the stairway, approximately how far is
17 that?

18 A. Eight feet.

19 MR. AUCHINCLOSS: Your Honor, could you
20 black the screen just for a moment?

21 (Off-the-record discussion held at counsel
22 table.)

23 MR. SNEDDON: Now -- do you want to put that
24 back up?

25 MR. AUCHINCLOSS: Thank you, Your Honor.

26 That's fine.

27 MR. SNEDDON: Put the other one back up.

28 I have one last question on the original one. There

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1 we go.

2 Q. All right. Star, you indicated to Mr.
3 Mesereau that there was a door that had several
4 locks on it from the inside. Do you recall that?

5 A. Yes.

6 Q. And can you tell us which door or doors it
7 is that has those locks?

8 So you're referring -- and the exhibit
9 number on that, Star?

10 A. Yes.

11 Q. Hate to interrupt you, but -- what's the
12 exhibit number on that?

13 A. 54.

14 Q. 54. So you were indicating the two doors to
15 the entrance to the bedroom?

16 A. Yes.

17 Q. Okay. Now, are those doors visible in this
18 photograph or on the other side of the doors?

19 A. The other side of the doors.

20 Q. And what kind of locks are they?

21 A. Um, there's two at the top -- well, one on
22 each door at the top. And you have to push it till
23 it locks. And on the bottom, it's like the same
24 thing, but you're pushing down.

25 Q. So you counted each one of those things as a

26 lock?

27 A. Yes.

28 Q. Okay. And what else was locked, do you

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1 consider a lock?

2 A. The key pad. It will lock the -- I don't
3 know what it's called, but it's that (indicating).
4 Not the doorknob. It was like -- well, it will just
5 unlock it.

6 Q. And where was the key pad that unlocked it?
7 Back over there that you showed us on that other
8 photograph?

9 A. Yes. And there's a lock that you just
10 twist, and there's one more lock. Wait. Wait, I
11 think there's just six, then.

12 Q. Okay. In any case, those were what you
13 considered the locks that you were talking about
14 with the jury?

15 A. Yes. Yes.

16 Q. All right. Now, let's go to the --

17 A. Six.

18 Q. All right. We have a photograph marked as
19 People's 72. It's in evidence. Do you see that?

20 A. Yes.

21 Q. Is that the one you have in front of you
22 right now?

23 A. Yes.

24 Q. Now, with regard to that particular
25 photograph, there is a door depicted in that

26 particular photograph. Do you see that?

27 A. Yes.

28 Q. Now, with regard to your testimony and the

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1 answering of the questions of Mr. Mesereau yesterday
2 and today, do you see the door that you were
3 referring to that leads to Mr. Jackson's bedroom?

4 A. Yes.

5 Q. All right. Can you point that out to the
6 jury?

7 A. Yes.

8 Q. All right. And that's the door that is
9 indicated about two-thirds of the way over on the
10 left-hand side of the photograph?

11 A. Yes.

12 Q. Right by the stairwell?

13 A. Yes.

14 Q. Now, is that door a different -- is that
15 door different from the one you showed us before
16 that you come into the entryway?

17 A. No.

18 Q. Pardon?

19 A. Well, yes, it's different. It's a single
20 door.

21 Q. And when you referred to a door the first
22 time that you went up the stairs that was -- that
23 you thought was locked until you pushed it the
24 second time, is that the door you're referring to?

25 A. Yes.

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26 Q. Now, Star, you can put that down if you'd
27 like.
28 And we can turn the lights on, if you'd

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1 like, Your Honor.

2 Just a couple of other things that have to
3 do with the residence.

4 You indicated in your testimony that you
5 needed a combination for pads to get into certain
6 locations in Mr. Jackson's -- at Neverland Ranch.

7 A. Yes.

8 Q. Now, you've described some of the locations
9 that you needed the pad to get into certain
10 locations. Did you need a combination to get into
11 the arcade?

12 A. No.

13 Q. Did you need a combination to get into Mr.
14 Jackson's office?

15 A. Yes.

16 Q. Did the combination that you had work?

17 A. Yes.

18 Q. Did you need a combination to get into the
19 theater?

20 A. I think it was locked with a key.

21 Q. With a key?

22 A. Yeah.

23 Q. Did you know where they kept the key?

24 A. No, I think security had the key. I don't
25 know who exactly had the key.

26 Q. With regard to the kitchen, did you need a
27 pad to get into the kitchen?

28 A. No, it was open.

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1 Q. And when you told us about entering the
2 front door, but there is a rear entrance to Mr.
3 Jackson's residence, correct?

4 A. Yes.

5 Q. Did you need to have a combination to get in
6 there?

7 A. Yes.

8 Q. And the same combination you've described in
9 answering both my questions and Mr. Mesereau's, that
10 combination worked?

11 A. Yes.

12 Q. Now, speaking of the kitchen, Mr. Mesereau
13 asked you about being in the kitchen, and you
14 indicated that you had been out there looking around
15 for some utensils to cook.

16 A. Yes.

17 Q. Do you recall that?

18 A. Yes.

19 Q. Okay. Will you tell the ladies and
20 gentlemen of the jury why you were in the kitchen
21 cooking?

22 A. Because sometimes the cooks didn't cook it
23 right, so I cooked some stuff.

24 Q. Do you like to cook?

25 A. Yes.

26 Q. Is that one of your hobbies?

27 A. One of my hobbies, yes.

28 Q. One other thing, just -- when you answered

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1 Mr. Mesereau's question and you said that Gavin went
2 to Neverland Valley Ranch when he was seriously ill;
3 do you recall that?

4 A. Yes.

5 Q. What did you mean by that?

6 A. He was seriously ill and he went to
7 Neverland Ranch.

8 Q. What did you mean by "seriously ill"?

9 A. He had cancer.

10 Q. Is that what you meant?

11 A. Yes.

12 Q. How did you find out that there was a
13 telescope up on the hill?

14 A. We -- me, my brother and -- I don't remember
15 who, but me, my brother and someone else were riding
16 up there with our ATV's and we saw a trail, and so
17 we went up there, and we found like a glass table
18 and -- it was like a covered area. And there was a
19 telescope that was mounted right there.

20 Q. All right. I'm going to ask you some
21 questions now about some things that Mr. Mesereau
22 asked you about. Okay?

23 A. Okay.

24 Q. Now, do you remember Mr. Mesereau asking you
25 about the incident that you described where Mr.

26 Jackson got on the bed and scooted over towards your
27 brother, and I think Mr. Mesereau said put his arm
28 around him and was next to him?

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1 A. Yes.

2 Q. Do you recall Mr. Mesereau asking you that?

3 A. Yes.

4 Q. Now, did you tell the Santa Barbara
5 Sheriff's Department about that incident?

6 A. Yes.

7 Q. And did you also tell the sheriff's
8 department that there were two other incidents that
9 you saw Mr. Jackson on the bed with your brother?

10 A. Yes.

11 MR. MESEREAU: Objection; leading.

12 THE COURT: Overruled.

13 THE WITNESS: Yes.

14 THE COURT: The answer was in.

15 Q. BY MR. SNEDDON: So you told them there were
16 actually three incidents that occurred?

17 A. Yes.

18 Q. And you told them that in the initial
19 interview; isn't that correct?

20 A. Yes.

21 Q. And you also testified to that at the grand
22 jury, did you not?

23 A. Yes.

24 Q. You testified to all three incidents?

25 A. Yes.

26 Q. So there was two you saw on the stairs, and
27 one you saw when you were in the bedroom?

28 A. Yes.

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1 Q. Now, with regard to the time that you saw
2 Mr. Jackson on the bed with your brother, okay?

3 A. Okay.

4 Q. And that you've described to the jury with
5 Mr. Jackson's hand inside your brother's private
6 parts, okay?

7 A. Okay.

8 Q. Now, did you have any difficulty seeing what
9 was going on?

10 A. No.

11 Q. Could you see their eyes?

12 A. A little bit, yes.

13 Q. Could you tell whether or not in the first
14 incident, whether or not your brother's eyes were
15 opened or closed?

16 A. His head was facing down, and I saw his
17 eyes. They were closed.

18 Q. And with regard to Mr. Jackson in the first
19 incident, did you see whether his eyes were open or
20 closed?

21 A. His eyes were closed.

22 Q. And in the second -- well, in the first
23 incident, I think you indicated that you -- well,
24 let me just do it the other way.

25 When you said that you had seen alcohol in

26 Mr. Jackson's room before --

27 A. Yes.

28 Q. -- on the first incident when you went up

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1 there and you saw Mr. Jackson on the bed next to
2 your brother and your brother curled up, did you see
3 alcohol on that occasion?

4 A. Yes.

5 Q. And where was it in the room?

6 A. It was the nightstand next to the bed.

7 Q. On which side?

8 A. My brother's side.

9 Q. So you had no difficulty seeing the alcohol
10 on the nightstand?

11 A. No.

12 Q. Now, you were asked by Mr. Mesereau to look
13 at a section of the transcript during your grand
14 jury testimony about whether you saw Mr. Jackson
15 fiddling with your brother's shirts or otherwise
16 touching him. Do you recall him asking you that?

17 A. Yes.

18 Q. And then you were asked a question by Mr.
19 Mesereau, where you said -- there was a question,
20 "He would be touching him a lot?"

21 "Yeah."

22 And then you said, "Not his genitals. Not
23 his penis. I never saw that." Okay?

24 A. Yes.

25 Q. What were you referring to in connection

26 with that statement in relationship to the
27 information you had just talked about?

28 A. I was talking about at the table.

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1 Q. At the what?

2 A. At the table.

3 Q. Is that where that incident occurred?

4 A. Yes.

5 Q. So you didn't see him touch your brother's
6 privates or genitals at the table?

7 A. Yes.

8 Q. Star, is there any doubt in your mind as to
9 what you saw with regard to your brother and the
10 defendant while they were laying on the bed on the
11 two occasions you testified to the ladies and
12 gentlemen of the jury?

13 A. No.

14 Q. Was it the truth?

15 A. Yes.

16 MR. SNEDDON: I have no further questions,
17 Your Honor.

18 THE COURT: Recross?

19 MR. MESEREAU: Very briefly, Your Honor.
20 If I may take a second.

21 THE COURT: Yes.

22

23 RECCROSS-EXAMINATION

24 BY MR. MESEREAU:

25 Q. Have you told the truth throughout your

26 testimony in this courtroom?

27 A. Yes.

28 Q. Have you told any lie at all?

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1 A. No.

2 Q. Did you tell the truth to the grand jury?

3 A. Yes.

4 Q. Ever tell any lie to the grand jury?

5 A. No.

6 Q. Did you tell the truth to the police every
7 time you interviewed with them?

8 A. Yes.

9 Q. Ever tell them any lies?

10 A. No. No.

11 Q. Have you ever lied before?

12 A. Yes.

13 THE COURT: Counsel? One of the jurors
14 needs to use the rest room, so we'll -- I think what
15 we should do is break early.

16 MR. MESEREAU: Yes, Your Honor.

17 THE COURT: We're on a break.

18 (Recess taken.)

19 THE COURT: Go ahead, Counsel.

20 MR. MESEREAU: Thank you, Your Honor.

21 Q. Star, you said there were 17 stairs, right?

22 A. Give or take a few, yes.

23 Q. Did you count them?

24 A. Over time, yeah.

25 Q. What do you mean, "over time"?

26 A. We stood there for a long time.

27 Q. Well, I'm asking you, did you count the

28 stairs?

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1 A. Yeah.

2 Q. How did you come up with the number "17"?

3 A. I don't know.

4 Q. Pardon me?

5 A. Most stairs like that have 17 stairs.

6 Q. Most stairs like that have 17 stairs?

7 A. Well, most stairways like that have 17
8 stairs.

9 Q. How do you know that?

10 A. Because my house has 17 stairs.

11 Q. Did someone from the prosecution team tell
12 you there was 17 stairs?

13 A. No, they no, I just knew there were 17
14 stairs.

15 Q. Did someone from the sheriff's department
16 tell you there were 17 stairs?

17 A. No.

18 Q. Did you actually count those stairs?

19 A. Yes.

20 Q. When?

21 A. I don't know the exact date. But I remember
22 counting them.

23 Q. When you were at Neverland?

24 A. Yes.

25 Q. And what was the purpose for counting them?

26 A. I don't know. I do that at every house I go
27 to with stairs. I just count the stairs.

28 Q. So you're a compulsive stair-counter?

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1 A. No. I just count the stairs.

2 Q. Is that one of your hobbies also?

3 A. No, my other hobby's building airplanes,
4 model airplanes.

5 Q. In none of the police reports do you mention
6 "17 stairs," correct?

7 A. No.

8 Q. Before the grand jury, you never mentioned
9 "17 stairs," correct?

10 A. Yes.

11 Q. But you're saying years ago, you counted 17
12 stairs, right?

13 A. Yes, I just remember the number.

14 Q. You did it just for fun, right?

15 A. Yeah. Just happened to count them.

16 Q. Okay. Now, you gave an eight-foot figure.
17 Remember that?

18 A. Yeah.

19 Q. How did you figure out eight feet --

20 A. I don't know. It looked like eight feet, so
21 I just said --

22 Q. Did you measure that also?

23 A. No.

24 Q. Okay. You just kind of guessed?

25 A. Well, I don't know. Yeah.

26 Q. Did the prosecutor ever tell you eight feet?

27 A. No.

28 Q. Did any member of the sheriff's department

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1 ever tell you to say eight feet?

2 A. No.

3 Q. How many stairs are there in the main house
4 leading to the kids' room?

5 A. Let's see. Six -- I don't know exactly
6 how --

7 Q. You didn't count them?

8 A. No. They're not in a straight line, so I
9 didn't count them.

10 (Laughter.)

11 Q. So when you count stairs, you only do it
12 when they're in a straight line?

13 A. When they're straight.

14 Q. Okay. You didn't count those stairs, did
15 you?

16 A. I did count those stairs.

17 Q. You mentioned you some rode ATV's, right?

18 A. Yes.

19 Q. And you and your brother used to ride --
20 rode ATV's on the ranch, right?

21 A. Until someone got lost in the mountains,
22 so....

23 Q. You actually rode those ATV's into Los
24 Olivos one day, didn't you?

25 A. We never left the ranch.

26 Q. Huh?
27 A. We never left the ranch.
28 Q. Well, you were caught in Los Olivos with

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1 them, weren't you?

2 A. By who?

3 Q. By someone who works on the ranch.

4 A. No, it's not true.

5 Q. Never went off the property on the ATV's?

6 A. No.

7 Q. Never were caught by anybody?

8 A. No.

9 Q. Now, you were not supposed to be in the
10 kitchen cooking, correct?

11 A. The cooks encouraged me to cook.

12 Q. You were confronted by Kiki one time about
13 you were not supposed to be in the kitchen, right?

14 A. No.

15 Q. You don't recall that?

16 A. No.

17 Q. You don't recall threatening Kiki with a
18 knife when she confronted you in the kitchen?

19 A. No.

20 Q. Never happened?

21 A. No.

22 Q. Now, Prosecutor Sneddon asked you what you
23 meant when you told the grand jury you hadn't seen
24 Michael Jackson touch Gavin's genitals or penis.

25 Do you remember that?

26 A. Yes.

27 Q. And your response to Mr. Sneddon was, "Well,

28 I was just talking about the dinner table," right?

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1 A. Yes.

2 Q. How come you never mentioned "dinner table"
3 to the grand jury when you made that statement?

4 A. I don't know if they asked me.

5 Q. Well, let me just go through what you said.

6 A. Okay.

7 Q. Okay?

8 "Q. What kind of things?

9 "Fix his shirt.

10 "Q. What else?

11 "A. He looked like from -- if you're
12 standing in front of him, it looked like he's
13 trying to fix his shirt. But it's hard to
14 explain. But he would like fix it, like he would
15 touch -- well, it was weird.

16 "Q. He would be touching him a lot?

17 "A. Yeah.

18 "Q. Not his genitals, not his penis?

19 "A. I never saw that. But I saw it in the
20 paper."

21 A. I don't know what I meant by "paper," but I
22 was trying to say that I didn't see it that time.

23 Q. But you never mentioned any kitchen table,
24 right?

25 A. But it wasn't the kitchen table.

26 Q. But you never mentioned any table at all,

27 correct?

28 A. I know.

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1 Q. When did you come up with that explanation?

2 MR. SNEDDON: Object; argumentative.

3 THE COURT: Sustained.

4 Q. BY MR. MESEREAU: Did you discuss with
5 Prosecutor Sneddon that you were going to be asked
6 that question?

7 A. No.

8 Q. Have you ever discussed the statement you
9 made to the grand jury about not seeing genitals or
10 penis; ever discuss that statement with Mr. Sneddon?

11 A. No.

12 Q. Ever discuss it with any prosecutor?

13 A. No.

14 Q. Ever discuss it with anyone in the sheriff's
15 department?

16 A. No.

17 Q. You don't mention that kitchen table in this
18 context anywhere in the police reports, do you?

19 A. I don't know.

20 MR. SNEDDON: Your Honor, I'm going to
21 object. Assumes facts not in evidence as to -- I
22 won't say anything.

23 THE COURT: I don't think he knows what's in
24 the police reports, so --

25 MR. MESEREAU: Okay. I'll rephrase it, Your

26 Honor.

27 Q. In none of your police interviews do you
28 ever make that statement and say, "I'm limiting this

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1 to what I saw at the kitchen table," right?

2 MR. SNEDDON: That's what I'm objecting to.
3 It assumes facts not in evidence as to the -- I know
4 you don't want me to speak, but --

5 THE COURT: I don't want you to speak.

6 MR. SNEDDON: All right. Then --

7 THE COURT: I'll allow the question. I'll
8 have it read back.

9 (Record read.)

10 THE WITNESS: No.

11 Q. BY MR. MESEREAU: And in none of your police
12 interviews do you limit that statement about not
13 seeing genitals, a penis touched to any table,
14 right?

15 A. No.

16 Q. Today is the first time you ever limited
17 that statement to what you saw at a table, correct?

18 A. I don't -- yes.

19 Q. Now, you've indicated the first time you
20 ever discussed any alleged inappropriate touching by
21 Michael Jackson was with Psychologist Stanley Katz,
22 right?

23 A. Yes.

24 Q. And you have admitted that you gave Stanley
25 Katz a different description than you've given in

26 this courtroom, right?

27 A. Yes.

28 Q. In fact, you never mentioned the third event

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1 that you've described today to Stanley Katz?

2 A. Because I might have forgot about it.

3 MR. MESEREAU: No further questions.

4 THE COURT: Mr. Sneddon?

5

6 FURTHER REDIRECT EXAMINATION

7 BY MR. SNEDDON:

8 Q. Star, with regard to the table that you're
9 talking about, was it the kitchen table?

10 A. It was the dinner table.

11 Q. And there's -- there's a difference in that
12 particular residence between the kitchen table and
13 the dinner table, correct?

14 A. Yes.

15 Q. And when you were asked this question, you
16 were asked this question at the grand jury, correct?

17 A. Yes.

18 Q. And you were asked by Mr. Zonen?

19 A. Yes.

20 Q. And he was asking you about Mr. Jackson
21 fiddling with your brother's shirt?

22 A. Yes.

23 Q. Is that the only occasion that you saw him
24 fiddling with his shirt?

25 A. Yes.

26 Q. And that was in response to Mr. Zonen's

27 question?

28 A. Yes.

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1 MR. SNEDDON: Nothing further, Your Honor.

2 MR. MESEREAU: Nothing further, Your Honor.

3 THE COURT: All right. Thank you. You may
4 step down.

5 Call your next witness.

6 MR. SNEDDON: Gavin Arvizo, Your Honor.

7 THE COURT: When you get to the witness
8 stand here, please remain standing.

9 GAVIN ARVIZO: Yes, sir.

10 THE COURT: Face the clerk here. Raise your
11 right hand.

12

13

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GAVIN-ANTON ARVIZO

14 Having been sworn, testified as follows:

15

16 THE CLERK: Please be seated. State and
17 spell your name for the record.

18 THE WITNESS: Gavin -- Gavin-Anton Arvizo.

19 THE CLERK: Will you spell your name, please?

20 THE WITNESS: G-a-v-i-n, dash, A-n-t-o-n,
21 A-r-v-i-z-o.

22 THE CLERK: Thank you.

23

24 DIRECT EXAMINATION

25 BY MR. SNEDDON:

26 Q. Okay. I'm going to have to ask you to lean
27 right into that mike and talk loud so we can all
28 hear what you have to say. All right?

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1 A. All right.

2 Q. Do you recognize the defendant in this case?

3 A. Yes.

4 Q. Who is that?

5 A. Michael Jackson.

6 Q. Did you know Mr. Jackson for a while?

7 A. Yes.

8 Q. All right. Gavin, tell the ladies and
9 gentlemen of the jury, how old are you?

10 A. Right now, I'm 15 years old.

11 Q. And what's your date of birth?

12 A. December 2nd, 1989.

13 Q. And do you have any brothers and sisters?

14 A. Yes. One brother and one sister. And right
15 now I have one half brother. One big brother.

16 Q. And your mother's name?

17 A. Janet -- well, I guess her name right now is
18 Janet Jackson.

19 Q. And your stepfather's name?

20 A. Jay Jackson.

21 Q. And your father's name?

22 A. David Gavino Arvizo.

23 Q. Do you have a sister?

24 A. Yes.

25 Q. His name -- her name?

26 A. Davellin Love Arvizo.

27 Q. And you have a brother?

28 A. Yes.

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1 Q. Another brother?

2 A. Star David Arvizo.

3 Q. And you said you have a half brother. I'm
4 assuming you mean --

5 A. Jett.

6 Q. Jett?

7 A. Yes.

8 Q. Now, when you were growing up and you
9 started school, do you remember what school you
10 started at?

11 A. Well, like, I think the first school I went
12 to is a school called Durphy. And then I went to a
13 school called Northwood.

14 Q. You got to lean into the mike.

15 A. I think the first school I went to was
16 Durphy, and it was like when I was like four years
17 old. And the teacher said I wasn't, like, old
18 enough to go to school, and I had to go to
19 kindergarten to another school when I was five,
20 something like that.

21 Q. When you were -- like, say, from
22 kindergarten through the third or fourth grade,
23 where were you living?

24 A. I was living at my -- first my grandmother's
25 house, and then we moved to East L.A.

26 Q. And do you remember the street in East L.A.

27 that you moved to?

28 A. Soto.

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1 Q. And when you lived on Soto Street, who did
2 you live with at that place, in the beginning?

3 A. I lived with my biological father David and
4 my mom Janet.

5 Q. And what about your brother and sister?

6 A. My brother Star, and my sister Davellin.

7 Q. And can you describe to the ladies and
8 gentlemen of the jury what the inside of the place
9 that you lived at on Soto Street was like?

10 A. It was like one room, and then we had like a
11 kitchen, there was like a hallway kind of, and we
12 had to put all our appliances and stuff in there.
13 And we had one room, and one closet, so it was
14 like a bachelor apartment.

15 Q. And where did you sleep in that room?

16 A. We slept like -- when you would open the
17 door, there was -- we would put our bunk beds right
18 there. But then later we didn't have any more bunk
19 beds, and then we all slept on one bed together.

20 Q. Now, during the time that you were living on
21 Soto Street in your -- well, let me ask it this way:
22 At some point did your father leave?

23 A. Yeah.

24 Q. Do you remember that?

25 A. I was at my grandmother's house when it

26 happened. But my mom told me that something
27 happened where he wanted him to take -- she wanted
28 to take my -- my sister and my brother to go to,

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1 like, a park or something, and he got angry and he
2 left.

3 Q. Now, did you ever see your father after
4 that?

5 A. No.

6 Q. During the time that your mother and father
7 lived together and you lived with your mother and
8 your father - okay? --

9 A. Uh-huh.

10 Q. -- how would you describe the nature of
11 their relationship?

12 A. Well, like, they would fight every day,
13 about where we lived and, like, bills and whatever.

14 Q. You got to lean in there.

15 A. They would fight about bills, and his
16 family, and our family. Well, the -- like my mom's
17 mother and father, and their cousins and my -- they
18 would fight about his family; you know what I mean?

19 Q. Did you ever see any physical abuse?

20 A. Yeah.

21 Q. By whom?

22 A. My dad would hit my mom sometimes. Like I
23 saw him one time grab a fire hydrant and my mom
24 tripped over a cart -- or those -- it was like a
25 black cart that was like about that tall.

26 Q. What did you use the cart for?

27 A. Used it for grocery shopping. It broke
28 really easy, though. And my mom tripped over it

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1 because my dad was about to hit her with a fire
2 hydrant.

3 Q. Do you mean -- a fire hydrant; do you mean
4 like --

5 A. It was a fire -- oh, it was a fire hydrant
6 about that big, about that tall. They had them in
7 our apartment.

8 Q. Okay. Were you ever struck by your father?

9 A. Yeah.

10 Q. How many times were you struck?

11 A. Well, I was not hit as much as my mom was,
12 but I got hit sometimes.

13 Q. How about your brothers and sisters?

14 A. I saw him hit my brother a lot, like in his
15 head. He -- and my sister sometimes, too, he
16 slapped her.

17 Q. During the summer one time, did you ever
18 attend a comedy camp?

19 A. Yes.

20 Q. Tell the ladies and gentlemen of the jury
21 about that.

22 A. When I was -- when I was eight years old, my
23 mom found this flyer, and she always thought that I
24 was, like, kind of funny. So she wanted me to go to
25 this comedy camp that was at a comedy club, and it

26 was called Laugh Factory.

27 And so I went there, and we would -- Jamie

28 would have comedians come, and then we would -- they

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1 would teach us and we would take notes and stuff.
2 And then, like, toward the end -- well, when we have
3 our graduation from comedy camp, we each had like
4 a -- like our own coach for each people -- for each
5 person, and my coach was George Lopez.

6 Q. Now, you used the name "Jamie." Do you know
7 Jamie's last name?

8 A. Masada.

9 Q. And did he become a family friend?

10 A. Yeah. He's really close. Like when I had
11 cancer, he would always visit me. And he would feed
12 me food, because I didn't really want to eat,
13 because the chemotherapy makes you always nauseous
14 and always want to throw up. And it got to the
15 point where I got to, like, 68 pounds. And Jamie
16 would feed me pineapple and melon and stuff.

17 Q. Now, when you were at the comedy camp that
18 summer - okay? - did you have somebody that you
19 admired as a comedian?

20 A. Uh-huh.

21 Q. Who was that?

22 A. Jay Leno.

23 Q. And did you ever talk to anybody about Jay
24 Leno?

25 A. Yeah.

26 Q. Who? Just tell me who first.

27 A. Jamie.

28 Q. Okay. Go ahead.

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1 A. At the comedy camp, I would always ask Jamie
2 if Jay Leno was ever going to come, if Jay Leno's
3 going to come and teach us, come to the camp,
4 because I really liked him. Jay Leno was my
5 favorite comedian. But he never came to the camp.

6 Q. At some point in time, you learned -- you
7 became ill, correct?

8 A. Yes.

9 Q. And when you became ill, what was the first
10 thing that you realized that something wasn't right
11 with your body?

12 A. Well, my stomach was hurting a lot, like it
13 felt like there was a knife in your stomach. And I
14 couldn't sleep at night. I would put my pillow in
15 my stomach, because it really hurt. And then I
16 looked at myself in the mirror and lifted up my
17 shirt, and I saw there was a big bump, like my lower
18 left torso.

19 Q. Okay.

20 A. And my grandmother came, and she saw it, and
21 she told my parents. And a couple days later we
22 went to the hospital, and they told me -- the
23 doctors were saying, like, it's an inflamed spleen
24 or it's this and that. They weren't really saying
25 it was cancer yet.

26 Q. When you went to the hospital for the first
27 time and they examined you, did they put you in the
28 hospital on that date?

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1 A. Yeah. And then I had a surgery that same
2 week on Thursday. So we went there on Monday, I
3 think, and then surgery was on Thursday.

4 Q. When did you personally learn that you had
5 cancer?

6 A. Um, it was before my surgery. They were
7 very open. They would -- didn't try to hide it from
8 me that I had cancer. The surgeons came in and they
9 talked about it, and they said what the cancer was.
10 And they said how they were going to take it out,
11 and they were going to need to take out this --
12 they're going to need to remove the cancer. And
13 then Thursday they did the surgery. And they had --
14 they didn't just have to take out the cancer, they
15 had to take out my spleen and my left kidney,
16 because the cancer was eating away at the -- my
17 spleen and my kidney.

18 Q. Now, after you came out of surgery, and
19 you -- did you remain in the hospital for some
20 period of time?

21 A. Yes.

22 Q. How long; do you remember?

23 A. A few weeks, I guess.

24 Q. During that first period of time after the
25 surgery and you were there for two weeks, did you

26 have any visitors?

27 A. Yeah.

28 Q. Who was that?

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1 A. Like my old coach, George Lopez, came, and
2 he would always -- he visited me. Jamie would visit
3 me. And then Louise Palanker would visit me. My
4 grandparents would visit me a lot. George Lopez
5 would always bring me shirts and stuff, because a
6 lot of my clothes didn't fit me anymore. And Jamie
7 would buy me these little toys that I could play
8 with.

9 Jamie would always say like -- I remember
10 hearing him say to my parents actually, to "Always
11 keep him happy. Always keep him happy."

12 Q. Now, did you become friends with George
13 Lopez?

14 A. Oh, yeah. He was like a brother to me. He
15 was very close and caring about everything that
16 happened with my cancer.

17 Q. Are you still close to Mr. Lopez?

18 A. No. Not really.

19 Q. What happened?

20 A. Well, I heard about something that happened
21 between my biological father and George Lopez.
22 There was a confrontation where he went to one of
23 his clubs -- not one of his clubs. One of his shows
24 at a club, and --

25 Q. Between your -- between who?

26 A. My biological father David and George.

27 Q. After that, did you have any contact with

28 Mr. Lopez?

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1 A. No.

2 Q. Was that after your cancer had gone into
3 remission?

4 A. Yes, I believe so.

5 Q. So Mr. Lopez was there for you during the
6 time you were having cancer?

7 A. Yeah, he was always there for me. He would
8 always call and talk to me, call me and say that to
9 "Always" -- that "Always be happy." He'd cheer me
10 up when I was sad and stuff.

11 Q. Now, during the time that you were in the
12 hospital with cancer, did you ever have a
13 conversation with regard to some people that you
14 would like to meet?

15 A. Yeah.

16 Q. Now, at the time that you asked -- you made
17 the request to meet these people, what was your
18 condition at that point in time in terms of whether
19 you thought you were going to live or die?

20 A. Well, me, when I had cancer, I never thought
21 I was going to die. I always -- I never even
22 thought about that. I always thought about, oh,
23 getting done with the chemo and going to school
24 again; you know what I mean?

25 Q. Did the doctors tell you something

26 different?

27 A. Yeah, there was one time that I was -- well,
28 they thought I was sleeping in my bed, and they were

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1 talking to my mother and my biological father. And
2 my doctor told them to prepare for my funeral. And
3 that if the cancer didn't kill me, the chemotherapy
4 would. Because the chemotherapy is toxic and they
5 were giving me adult dosages.

6 Q. So who did you make the request of to meet
7 some people while you were undergoing cancer
8 treatment?

9 A. Jamie.

10 Q. And who did you ask to see?

11 A. Well, there's -- asked -- like every time
12 I would watch Jay Leno's shows was -- Jay Leno was a
13 really nice, really nice comedian, and I always
14 wanted to meet him. And he was like -- I thought he
15 was like the coolest comedian.

16 And then Louise Palanker and Jamie Masada
17 knew that, and so they gave me his phone number.
18 And I would call him up, and I would ask him if he
19 could come and visit me or he could give me his
20 phone number so I could call him, and I would leave
21 messages.

22 Q. Anybody else other than Mr. Leno?

23 A. Michael.

24 Q. Okay. Anybody else?

25 A. Chris Tucker.

26 Q. Okay. Were there any others? Were there
27 others that you asked to meet but you didn't meet?
28 A. Oh, that I didn't meet? No, I don't think

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1 so.

2 Q. Okay. Tell me about Mr. Tucker. How was it
3 that you met Mr. Tucker?

4 A. He came to my first benefit that Jamie
5 allowed me to have. And he was sitting there and
6 talking to me, and he was talking to me about God
7 and stuff, and that God's going to bless me and all
8 this stuff like that. And then he wrote his phone
9 number down on a napkin. He told me to call him and
10 that we would hang out sometime.

11 And then so -- the next day I called him
12 because I was -- because it was Chris Tucker and he
13 was really cool

14 Q. Okay. Did he come over?

15 A. I went over to his house.

16 Q. How did you get there?

17 A. I think my dad drove me over the first time.

18 Q. So you met Mr. Tucker at his house, the
19 first time you met him in person?

20 A. Yeah. No, I met him in person the first
21 time at the benefit. Like he was there. He was --
22 he was wearing like this white hat and white shirt.

23 Q. During the time that you had cancer, did you
24 become close friends with Mr. Tucker?

25 A. Yeah. He is --

26 Q. Tell us what Mr. Tucker did to help you.

27 A. He was really close to me. Like, he would

28 always -- like, he took us to the Nickelodeon Awards

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1 like two years in a row. And he said, "Well, this
2 is our tradition. We're always going to go to the
3 Nickelodeon Awards." And he got really -- like, we
4 were really close.

5 And, like, one night, on New Year's, I was
6 feeling really sad because I had to be in the
7 hospital, and I was watching the New Year's stuff.

8 And so I called up Chris, and I asked him,
9 "Hey" -- I actually -- I just left a message. I
10 didn't really talk to him in person. I said,
11 "Chris, man, I need my brother. I don't really have
12 anybody here."

13 And then he didn't even -- he didn't call me
14 back. But like at twelve o'clock midnight, he was
15 at my hospital -- well, actually, he was in the
16 elevator coming up to my hospital room as New Year's
17 rang out. And then he came up there, and we were
18 like -- I was all, "Oh, Chris." And he brought Aja,
19 his girlfriend, and little Dustin, his baby. And
20 then I didn't think they were going to come because
21 New Year's already rang out and stuff. Like, ten --
22 seven -- five seconds after New Year's, he was in my
23 hospital room. And I was really happy, and -- I
24 don't know. And he said, "Well, it's not about
25 looking at when it rings out. It's about being with

26 the people you love." And that's one of the reasons

27 I really like Chris and I got close to Chris.

28 Q. Did Mr. Tucker take you any other places?

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1 A. Yeah, he took me to Neverland a couple of
2 times. He took me out there.

3 Q. All right. Any other places that you recall
4 going with Mr. Tucker?

5 A. Oakland.

6 Q. Oakland?

7 A. Yeah. To see --

8 Q. What was the occasion?

9 A. Oh, because he knew I liked the Raiders
10 football team, so he -- he knew this guy, he knew
11 one guy on the football team. I don't know his
12 first name, but his last name is Pope. And he took
13 me up there in his plane, and then we went and saw
14 an Oakland Raider game. And I remember the Raiders
15 played the Jets. And then the Raiders won that
16 game. And we went into the locker room afterwards.
17 I met a bunch of players and he signed a jersey that
18 I had. So it was pretty cool.

19 Q. Did you ever go to any Laker games with him?

20 A. Yeah.

21 Q. Tell us about that.

22 A. Like, he had these -- like, these pretty
23 rich friends, and he would take me to -- over there,
24 and he would always have, like, front-row seats to
25 the Laker games, and they would take me.

26 And then, like, Chris -- one time Chris
27 bought me a jersey, and we would always have
28 those -- like, I remember seeing -- always go right

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1 when we come in, and it was the front-row seats so
2 you could see the line of the court. It was pretty
3 cool.

4 Q. Did you ever go in the locker room?

5 A. No. We went -- it wasn't really a locker
6 room we went to. It was like -- kind of like a
7 garage place, and then we saw, like, all the
8 players. They were already like dressed, leaving.
9 And then I saw Shaq. Like, his whole -- it was
10 like my head came barely past his waist.

11 Q. Big guy, huh?

12 A. Yeah.

13 Q. Are you friends with Mr. Tucker anymore
14 currently?

15 A. Well, I don't know if he still wants to be
16 my friend, but I'm -- no, I haven't called him in a
17 while. And he hasn't -- he hasn't called me and we
18 haven't really talked in a while.

19 Q. Why?

20 A. I don't know. I guess because of all this
21 stuff.

22 Q. Now, you told the ladies and gentlemen of
23 the jury that you had gone to a benefit. I think
24 that's what you said. A benefit?

25 A. Uh-huh.

26 Q. At The Laugh Factory?

27 A. Yeah. Jamie donated one of his nights to --

28 for me. I think it was like Thursday or something.

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1 Q. And was that a different night or the same
2 night that you met Mr. Tucker for the first time?

3 A. I think that was the -- the first night I
4 met him was -- oh, actually, when I met Chris
5 Tucker, I met him at a graduation for the 2000 class
6 of comedy camp. Like, Jamie invited me over there
7 for that, and Chris Tucker was there. That wasn't
8 when the benefit was. I just remembered that right
9 now. It was then.

10 Q. But did you meet him at a benefit?

11 A. I met Chris at the graduation for, like,
12 2000 comedy camp.

13 Q. All right. Do you know whether Mr. Tucker
14 ever attended any of the benefits that Mr. Masada
15 arranged?

16 A. Yeah, he came to my first benefit.

17 Q. Now, were you at the benefit?

18 A. Yes. I performed in it.

19 Q. Well, who else was there, from your family?

20 A. I had my doctor, my -- Chris and his -- all
21 his friends. And Kobe was there. And he brought
22 his girlfriend or his now wife. I don't know,
23 some -- it was a lady. Louise Palanker was there.
24 A lot of people came, so....

25 Q. And members of your family. Who was there?

26 A. My mom was there, and my biological father.
27 Oh, I don't know if my mom was there. My biological
28 father was there, I think.

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1 Q. Any of your brothers or sisters?

2 A. I'm pretty sure they were there.

3 Q. Now, did you have occasion on that
4 particular night to meet Kobe Bryant?

5 A. No. The first time I really met -- I met
6 Kobe Bryant was at one of the Laker games that Chris
7 brought me. And they were all talking, like, in
8 this hallway. It was -- I don't know, it was
9 like -- it was like a really long hallway. It was
10 all cement.

11 And then Chris and like, all these other
12 guys were talking to Kobe and they were all leaning
13 against the wall and they were all talking, and I
14 was just sitting there because I was bored. They
15 were all talking about, like, adult stuff.

16 Q. Did you ever have a picture taken with Mr.
17 Bryant?

18 A. Yeah.

19 Q. Where was that picture taken at?

20 A. That was at my first benefit.

21 Q. At where?

22 A. At The Laugh Factory.

23 Q. Now, at any of these benefits -- there were
24 two benefits; is that correct?

25 A. Yes.

26 Q. I don't want to put words in your mouth.

27 Were there more than two, or is that --

28 A. No, I'm pretty sure there was only two.

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1 Q. And where was the second benefit?

2 A. At The Laugh Factory.

3 Q. And do you remember how much time elapsed
4 between the first benefit and the second benefit?

5 A. Probably a month maybe.

6 Q. At the first benefit -- or at the second
7 benefit -- let's just go to the second benefit for a
8 second. Just tell me what members of your family
9 were at that benefit.

10 A. I don't know. Maybe -- I guess my dad would
11 be there.

12 Q. Why?

13 A. Because he was the one that was always with
14 me.

15 Q. At either of these benefits, did you ever
16 hear your mother ask for any money?

17 A. No.

18 Q. Did you ever hear your father ask for any
19 money at these benefits?

20 A. I wouldn't really see him asking for money,
21 but I knew he would be the one getting the money.

22 Q. How do you know that?

23 A. Because he would be the one talking to Jamie
24 about that stuff.

25 Q. During the time that you had cancer, was it

26 necessary for the members of your family to do
27 something to -- with regard to where you stayed when
28 you were not in the hospital?

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1 A. Yeah.

2 Q. What was that?

3 A. Well, they didn't want me to stay at the
4 apartment anymore. And they wanted to also make me
5 happy, and they knew I loved my grandma, so they had
6 me go live with my grandma.

7 But the problem was, I couldn't go to my
8 grandma's house, because they didn't have a room
9 that I could stay in that was clean, because I had
10 to stay in a clean room.

11 So Louise Palanke gave us some money so
12 that we could fix up a room at my grandma's house.
13 And they gave us money so I could get, like, a --
14 linoleum tile floors, and -- because I couldn't have
15 carpet because it would be too dusty and bacteria
16 could be there. And I didn't have a spleen, and I
17 had, like, no white blood cells, so I could get
18 sick, really sick, and get fevers and have to go to
19 the hospital and stuff. That's why they had to put
20 down linoleum floors. And then they painted the
21 rooms all, like, this green color. And then they
22 painted white because it was a different color.
23 They got me a better bed and then they also found me
24 a T.V. in my room.

25 Q. Do you remember, how big was the T.V.?

26 A. It was probably about that big (indicating).

27 Q. Okay. I'm a bad judge of distance there.

28 About three feet?

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1 A. I don't know.

2 MR. SNEDDON: Counsel, three feet?

3 Q. Depending whether they're Shaq's or not, I
4 guess, huh?

5 Okay. That's good.

6 All right. I'm going to show you some
7 photographs.

8 A. Okay.

9 MR. SNEDDON: Hang on a second. Could we
10 have the lights, Your Honor?

11 Q. Okay. Gavin, do you recognize the people
12 depicted in that photograph?

13 A. Yeah.

14 Q. Would you tell the ladies and gentlemen of
15 the jury -- and what the number is on that
16 photograph?

17 A. It was like four numbers. Exhibit number?

18 Q. Yes.

19 A. 49.

20 Q. 49. Okay. People's 49 in evidence. Who
21 are those people?

22 A. All the way to the right is my little
23 brother Star. And then that lady right there is
24 Louise Palanker. And then that's my sister to the
25 right of Louise Palanker. And then that's me.

26 Q. And do you recall when that photograph was

27 taken?

28 A. That was during our camp at Laugh Factory.

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1 Q. Do you know where the money came from to fix
2 up your room?

3 A. I think it came from Louise.

4 Q. Did you have a nickname you used to call
5 her?

6 A. Wheezy. Wheezy.

7 Q. Okay. Why don't you turn that photograph
8 over. And I think the next one is 199; is that
9 correct?

10 A. Yes.

11 Q. All right. Do you recognize that
12 photograph?

13 A. Yes.

14 Q. And is that you in that photograph?

15 A. Yes.

16 Q. Do you recall where you were when that was
17 taken?

18 A. I believe that was in my first benefit. And
19 then at The Laugh Factory.

20 Q. Okay. Why don't we turn over -- let's go to
21 the next photograph, if we could. Do you recognize
22 that?

23 A. Yeah.

24 Q. And the number on that photograph is -- look
25 on the exhibit, if you would.

26 A. 337.

27 Q. 337. Okay. Do you recognize that person?

28 A. Yeah, that's me.

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1 Q. And where was this taken, this photograph?

2 A. This is in a room that Louise got me, the
3 room that Louise paid for so that I could have it.

4 Q. This is what it looked like after they fixed
5 it up?

6 A. Yeah.

7 Q. All right. Thanks, Gavin.

8 A. All right.

9 MR. SNEDDON: All right. We can turn the
10 lights back on, Your Honor. Thank you.

11 Q. Gavin, at some point in time, did you have
12 some contact with the defendant in this case, Mr.
13 Jackson?

14 A. Yes.

15 Q. Would you tell the ladies and gentlemen of
16 the jury how that happened?

17 A. I'm not sure who exactly got Michael to call
18 me. But he -- one night -- it was either Jamie or
19 this lady named Carol Lamir. One day when I was in
20 the hospital, Michael called me up -- well, someone
21 called me up, and I was like, "Who is this?"

22 Q. Lean into the microphone, please.

23 A. Someone called me in my hospital room, and I
24 asked who was this? And then they said they were
25 Michael Jackson.

26 Q. And did you believe them?

27 A. Well, yeah.

28 Q. And how long did the conversation last?

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1 A. That was a pretty short conversation. It
2 was only about, like, five minutes long.

3 Q. Now, did you have other conversations with
4 Mr. Jackson?

5 A. Yeah.

6 Q. How many do you think you had -- let me ask
7 you this. Let's do it this way: At some point in
8 time, were you invited to go to Mr. Jackson's ranch
9 at Neverland Valley Ranch?

10 A. Yeah.

11 Q. Between the time you received the first
12 telephone call from the person identifying
13 themselves as Michael Jackson until you went to the
14 ranch, how many calls did you think you had between
15 you and Mr. Jackson?

16 A. That was -- there was only one call, because
17 the first time that he called me, he invited me up
18 to the ranch, said he wanted me to come down.

19 Q. Were you undergoing chemotherapy at this
20 time?

21 A. Yes, I was in the middle of a round of
22 chemotherapy.

23 Q. During this conversation with Mr. Jackson,
24 was a date set for you folks to go there, or how was
25 it that the date was set for you to go?

26 A. He just said that he wanted me to come down.
27 And then I'm not sure how it got set up, but he was
28 telling me like -- about, like, my cancer, and

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1 talked to me about -- that he wanted me to go to his
2 ranch and stuff like that.

3 I don't know how it got set up to go up
4 there. I think they talked to my parents or
5 something.

6 Q. During the time that you had cancer, did you
7 have other telephone calls with Mr. Jackson?

8 A. Yes.

9 Q. Could you give us an estimate of how many
10 calls that you had from him?

11 A. I don't know. Like 20 maybe. 20 calls.

12 Q. Were some of them quite lengthy?

13 A. Yeah.

14 Q. Were they all in the hospital?

15 A. No.

16 Q. Where were you when you had other calls with
17 Mr. Jackson?

18 A. My grandma's house.

19 Q. Now, you said that you were invited by Mr.
20 Jackson to go up to his ranch?

21 A. Uh-huh.

22 Q. And had you ever heard of Mr. Jackson's
23 ranch prior to that?

24 A. No. After when he, like, called me and said
25 "ranch," I thought it was like a ranch with horses.

26 Q. So how did you get up to the ranch?

27 A. There was a limousine that came to my

28 grandma's house and then we went up in a limousine.

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1 Q. And who went up there?

2 A. It was me, my mom, my biological father, my
3 sister, my brother and me.

4 Q. And do you remember about -- like, was it
5 daylight or was it dark when you got there?

6 A. It was daylight.

7 Q. And do you remember what happened when you
8 first got there?

9 A. Um, yeah, I think -- I guess they told
10 Michael we were up there already. And he had a bib
11 on, because he was eating. And then he ran out and
12 he greeted us and he had, like, a red shirt on, a
13 black tie.

14 Q. All right. Did you have any conversation
15 with Mr. Jackson at that time, during the greetings?

16 A. Well, he just said hi to us, because he had
17 to go do something.

18 Q. So where did you go after Mr. Jackson went
19 to do something?

20 A. I think we ate.

21 Q. All right.

22 A. I guess.

23 Q. What did you do after that?

24 A. We went and saw the unit that he put us in.

25 And then they were afraid -- like, my dad was kind

26 of afraid of putting me on rides, because he thought
27 maybe, because of my surgery, I might, like, rupture
28 something or whatever. And then -- but I eventually

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1 talked him into letting me go on rides, and we
2 started going on rides and stuff.

3 Q. At the amusement park?

4 A. Yeah, at the ranch.

5 Q. Now, let's go back just a moment. Okay?

6 You said that you were placed in some room somewhere
7 to stay. Where -- where were those located in
8 relationship to the main residence?

9 A. They were like 50, 100 yards away from the
10 main house, and that's where they put, like, all our
11 bags and stuff.

12 Q. All the what?

13 A. All our bags. All in the place where we
14 were staying. They put all our bags in those rooms.

15 Q. The room that you stayed in, who stayed in
16 that room with you?

17 A. Well, the first night I didn't really stay
18 in that room. But the person that was supposed to
19 stay in that room was me and my brother.

20 Q. And where was your mother and your sister?

21 A. My mother, my sister stood in the guest --
22 a queen-sized room or something. No, I think me, my
23 brother, and my sister was going to stay in one
24 room, and then my mom and my biological father were
25 going to stay in another.

26 Q. Do you remember any incident while you were
27 at Neverland Ranch on this first visit involving
28 your mother and your father?

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1 A. Yeah.

2 Q. What happened?

3 A. They kind of got in a fight again, and my
4 mom had makeup on and my dad made fun of her and
5 said she looked like a clown, and then my dad got a
6 cup of soda and threw it in her face.

7 Q. Now, after you got to Neverland Ranch,
8 before we go to the next day or to that night, did
9 you ever ride any of the carts, the motorized carts
10 there?

11 A. Yeah.

12 Q. Tell us about that.

13 A. Well, I couldn't really ride one yet because
14 Michael said, like, I had to go through his driving
15 test to see if I could drive the carts. And then I
16 could drive them. So --

17 Q. What did the test amount to?

18 A. Just make sure I wouldn't crash it; I knew
19 how to, like, drive it and not run into things.

20 Q. And did you -- did you ride in one of those
21 carts?

22 A. Yeah.

23 Q. Was somebody with you?

24 A. Well, when -- like, riding -- those times
25 when I was riding it?

26 Q. I'm sorry, I couldn't hear you.
27 A. What do you mean? That one time?
28 Q. Yeah, in the beginning.

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1 A. I had to take his test first. So Michael
2 was in the car with me. And it was in his cart,
3 like a black one with doors and, like, it's all
4 covered up.

5 Q. And what about your brother, Star?

6 A. I didn't really see when he got his test,
7 but my brother would ride in one, too.

8 Q. All right. When you were at Neverland
9 Ranch, was there ever an occasion where you slept in
10 Mr. Jackson's room with Mr. Jackson?

11 A. Yeah.

12 Q. Would you tell the ladies and gentlemen of
13 the jury how it came about that you ended up
14 sleeping with Mr. Jackson in his bedroom?

15 A. I think we were in his office. We were all
16 talking.

17 Q. Who's "we"?

18 A. Me, my brother and Michael. We were all in
19 his office, and we were talking. And then Michael
20 said we should sleep in his room. And then I was
21 like -- I was, like, "Okay, yeah," because we were,
22 like, wanted to sleep in his room, too. And then he
23 told us to ask in front of our parents if we could
24 sleep in his room.

25 So I think it was like at dinner, we had

26 asked her -- we asked our parents if we could sleep
27 in Michael's room, and then so we did. And then my
28 parents said yeah, it was okay.

1505

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1 Q. So when you say "we," who else went with
2 you?

3 A. My brother.

4 Q. Now, at some point that night, then, you go
5 into Mr. Jackson's bedroom?

6 A. Yes.

7 Q. What were you doing in there; do you recall?

8 A. Well, it started out, like, we were going to
9 watch some Disney cartoons, and a bunch of these
10 videotapes of the Simpsons. And then Frank had --
11 Frank Tyson had a computer -- I don't remember
12 whether it was my computer or his computer -- in
13 there.

14 Q. Okay. Tell us what happened.

15 A. And then he set up the computer. And then
16 Frank started doing this -- doing stuff on the
17 Internet. And then they started looking up, like,
18 adult material sites.

19 Q. Where -- was Mr. Jackson there?

20 A. Yeah.

21 Q. Was Mr. Jackson involved in that?

22 A. Yes.

23 Q. And in what way?

24 A. Well, we were -- he was, like, pointing out
25 girls. Like, "Oh, I like her." And then -- but, I

26 mean, he wasn't typing. Frank was typing.

27 Q. So how long do you think -- how many

28 different sites do you think you went to?

1506

mifacts.info

1 A. Maybe, like, seven sites. We didn't go to
2 that many sites.

3 Q. And how long do you think you were doing
4 this?

5 A. I don't know. Maybe, like, 15, 30 minutes.
6 Something like that.

7 Q. I couldn't hear you.

8 A. I think maybe, like, 15, 30 minutes or
9 something.

10 Q. And you described it as adult materials.
11 Can you tell us whether it was male or female?

12 A. It was female.

13 Q. Can you tell us about the age -- in your
14 estimation, the age of the females that you saw?

15 A. Maybe, like, 15 to, like, 25 years old.

16 Q. So between that range?

17 A. Yeah.

18 Q. Now, during the time that you were on the --
19 you were seeing the --

20 The bailiff tells me that I'm to ask you to
21 scoot closer to the microphone. And we all do what
22 the bailiff says. Okay?

23 A. All right.

24 Q. So lean into it and talk into it just like I
25 am. Okay?

26 A. All right.

27 Q. Perfect.

28 Now, during the time that you were in the

1507

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1 room going through these sites on the computer, did
2 Mr. Jackson say anything?

3 A. Yeah.

4 Q. Tell the jury what he said.

5 A. Like one time we were, like, looking at the
6 site, and there was this girl with her shirt up.
7 And Michael says -- like, it was all quiet and
8 stuff, and Michael was like, "Got milk?" And we
9 started laughing because he said that.

10 Q. Okay. Did he say anything else?

11 A. Like, Paris and Prince were sleeping in his
12 bed. And then Michael leaned over to Prince in his
13 ear and he said, "Prince, you're missing all the
14 p-u-s-s-y."

15 Q. Did he spell it?

16 A. No.

17 Q. During the time that you became acquainted
18 with Mr. Jackson, did you have a nickname that he
19 used?

20 A. Well, it wasn't really a nickname just for
21 me. Like, he would call all the kids that came to
22 his ranch that. It was either like "Doo-Doo Head"
23 or "Apple Head."

24 Q. So he would call you either one of those two
25 things?

26 A. Yes.

27 Q. And do you recall whether he had a nickname

28 for your brother?

1508

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1 A. Yeah. Like, we were trying to make up
2 nicknames one time. He has a video library. And
3 then we made up one for my brother, "Blow Hole."

4 Q. Did your sister Davellin have a nickname?

5 A. No.

6 Q. After you visited the ranch on the occasion
7 that you described -- just described to us - okay? -
8 did you go back to the ranch?

9 A. Yeah.

10 Q. Did you go back to the ranch?

11 A. Yes.

12 Q. Who did you go back with?

13 A. My biological father.

14 Q. And do you recall how many times you went
15 back?

16 A. Maybe, like, seven, ten times, something
17 like that. I mean --

18 Q. Do you remember a time when you went back to
19 the ranch and there was a video taken of you and
20 Star with Mr. Jackson?

21 A. Yes.

22 Q. And do you recall on that particular
23 occasion when the video was made, like how many --
24 where on these trips was that? In the beginning,
25 the middle or the end? Where was it?

26 A. It was really toward the beginning.

27 Q. And did your mother go with you on any of

28 those trips?

1509

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1 A. No. I think she, like, didn't come with me
2 after the first time.

3 Q. How about your sister?

4 A. I don't think she did either, because she
5 was at school. Between that and to Miami, or --

6 Q. Yes.

7 A. -- when I had cancer?

8 Q. Yes, between that and Miami.

9 A. Okay.

10 Q. Was there -- let me put it this way: Was
11 there a time when you went back to the ranch with
12 Chris Tucker?

13 A. Yes.

14 Q. Okay. So let's just use that as a point in
15 time. All right?

16 A. Okay.

17 Q. From the time you went there for the very
18 first time with your whole family, when Mr. Jackson
19 invited you, to the time when you went back with Mr.
20 Tucker - okay? - for the first time?

21 A. Okay.

22 Q. How many times had you visited the ranch?

23 A. Maybe, like, seven times probably.

24 Q. And during those times -- during that period
25 of time, was your mother ever with you, other than

26 the first time?

27 A. No.

28 Q. How about your sister?

1510

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1 A. No, I don't think so.

2 Q. The video that shows you and Mr. Jackson and
3 your brother Star, when you're wheeled around in the
4 wheelchair --

5 A. Uh-huh.

6 Q. -- did anybody tell you why they were doing
7 that?

8 A. No. Michael just said he wanted to make a
9 video and keep it, of me and him.

10 Q. During the time from when -- the first time
11 you went to the ranch that you've described to us to
12 the time that you went there with Mr. Tucker -
13 okay? - during that, I think you said seven times,
14 how many of those times was Mr. Jackson actually
15 present on the ranch?

16 A. Maybe twice.

17 Q. And on those occasions when Mr. Jackson was
18 on the ranch, did you have any contact with him?

19 A. Those two occasions, yeah. But, I mean,
20 like, sometimes I would go up to the ranch and he
21 would say that he's not there, and then he would be
22 there.

23 Q. What do you mean by that?

24 A. Like, when I would have cancer. I don't
25 know what happened, but Michael, like, kind of

26 stopped talking to me and stuff, right in the middle
27 of my cancer.

28 And, like, I would go up there, and I would

1511

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1 see, like, Prince and Paris playing there, and I
2 would think that Michael was there, and they would
3 tell me that Michael wasn't there. And then, like,
4 I would see him somewhere, and -- I don't know.

5 Q. Was there one occasion when you actually ran
6 into him by accident?

7 A. Yeah.

8 Q. Tell the jury about that.

9 A. Well, I was playing with Prince and Paris
10 outside, like in the back of the house near where
11 the arcade was. And then we were walking into
12 the -- into the main house. And I knew the code,
13 because they would give me the codes. And then I
14 walked in the door with Prince in my hand and Paris
15 in my other hand, and -- we were holding hands. And
16 then we walked into the house and there I saw
17 Michael walking, like, toward me. But I guess he
18 didn't see me turn the corner. And then he acted as
19 if, "Oh, crap," you know what I mean? Like, he saw
20 me. And then -- then he just played it off and,
21 like, acted like, "Oh, hi, Doo-Doo Head." You know,
22 at the time I -- I was kind of hypnotized and, like,
23 he's my --

24 MR. MESEREAU: Objection; calls for a
25 narrative and nonresponsive.

26 THE COURT: Sustained.

27 Q. BY MR. SNEDDON: Okay.

28 A. And then, like --

1512

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1 Q. That's all right. I'll give you a question.

2 So in any case, you bumped into him?

3 A. Yeah. And I was -- because of --

4 Q. That's okay. How much more contact did you
5 have with him on that time when you bumped into him?
6 How much time did the contact last?

7 A. I didn't really see him through my cancer a
8 lot.

9 Q. I mean, you told the ladies and gentlemen of
10 the jury there was an occasion where you were there
11 when you kind of bumped into him by accident?

12 A. Yeah.

13 Q. When you actually made contact with him -
14 okay? - how long did that last? Just -- how long
15 was the conversation between the two of you?

16 A. Maybe, like, five minutes. When -- that
17 time we bumped into each other, and then we just
18 talked about -- and stuff, and he said he had to go
19 somewhere.

20 Q. Now, you mentioned that you -- well, let me
21 ask you this: Did you ever have a phone number for
22 Mr. Jackson?

23 A. Yeah. He gave me a lot of phone numbers.

24 Q. I couldn't hear you.

25 A. Yes.

26 Q. And how did you get those phone numbers?

27 A. Michael would give them to me, or Frank

28 would sometimes.

1513

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1 Q. And when did you get those phone numbers?

2 A. Toward the beginning.

3 Q. Beginning of what?

4 A. Like, the beginning of my cancer. First or
5 second time we went up to the ranch.

6 Q. Was there a certain point in time when those
7 phone numbers weren't working anymore?

8 A. Yeah. Like --

9 Q. Do you remember how long it was into your
10 cancer when those phone numbers were no longer good?

11 A. Maybe, like, halfway through. Like, it
12 seemed like he changed all his numbers, or the
13 numbers that I called, he wouldn't pick up. And --
14 or, like, Frank's cell phone wasn't -- he wouldn't
15 pick up. Frank wouldn't pick up his phone either.
16 And --

17 Q. Now, you told the ladies and gentlemen of
18 the jury that there was a time that you went back to
19 the ranch with Mr. Tucker. Do you remember that?
20 Do you remember when you went?

21 A. Yes.

22 Q. Tell the jury when it was you went.

23 A. I don't know. It was for his little
24 son's -- Dustin's birthday.

25 Q. And who went with you?

26 A. Me, my now dad Jay, and I think my mom went,
27 and my brother and my sister, and they had his
28 birthday party there.

1514

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1 Q. Were there other times that you spent on the
2 ranch with Mr. Tucker?

3 A. Yeah.

4 Q. And how long do you think you were there
5 with Mr. Tucker?

6 A. For -- with Dustin's party?

7 Q. Yes.

8 A. I don't know. It was just a day thing. We
9 went up there for one day and then we came back.

10 Q. You came what?

11 A. I think we just went there for that and then
12 came back home.

13 Q. Were there other occasions when you were up
14 there with Mr. Tucker?

15 A. Yeah, one other time.

16 Q. And how long did you stay on that occasion?

17 A. We stood there for, like, a few -- like a
18 week or -- maybe a week and a half, something like
19 that.

20 Q. Was Mr. Jackson there on the day of Mr.
21 Tucker's son's birthday?

22 A. No.

23 Q. And when you went back and stayed for about
24 a week or a week and a half, was Mr. Jackson there?

25 A. With Chris?

26 Q. Yes.

27 A. He was there, like, for a few days. That

28 was when -- I believe that was when the Martin

1515

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1 Bashir thing happened.

2 Q. I'm sorry?

3 A. I believe that was when the Martin Bashir
4 thing happened.

5 Q. Okay. Let's talk a little bit about Martin
6 Bashir.

7 Were you introduced to a person by the name
8 of Martin Bashir?

9 A. Yes.

10 Q. And where were you introduced to the person
11 by the name of Martin Bashir?

12 A. In Michael's living room, in his main house.

13 Q. And who introduced you to Mr. Bashir?

14 A. Michael.

15 Q. Now, how did you get to the ranch?

16 A. Um, I think Chris drove me up that time.

17 And then -- in his bus.

18 Q. And did any other members of your family go
19 with you?

20 A. It was only me, my sister and my brother.

21 Q. And did you know why you were going to the
22 ranch?

23 A. Michael wanted me to go up there, and then I
24 think I called Chris. Because I would always tell
25 him that we never went up there, like together.

26 We'd never been at the ranch together with Chris.
27 He would go up there one time, and I would be at
28 home. And then I would go up, and he would be home.

1516

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1 So we said that we'd all go there together. So we
2 all went up there, and Chris took us up there.

3 Q. Do you -- when you got there -- let me go
4 back in point in time.

5 Did you have a conversation with Mr. Jackson
6 before you went up to the ranch for the Bashir
7 thing - meaning Mr. Bashir - within, let's say, days
8 of that?

9 A. Michael told me that he wanted me to go up
10 to the ranch, but -- that's when he wanted me to go
11 with -- well, that's when I was set up with Chris,
12 but I mean before that. I didn't talk to him in a
13 very, very long time.

14 Q. So when you said Mr. Jackson told you he
15 wanted you to go up to the ranch, how did that
16 communication occur between you and Mr. Jackson?

17 A. I don't know. He called my house. And he
18 kind of said he was trying to find me or something.

19 Q. All right. So you go up to the ranch and
20 you meet Mr. Bashir. When you got to the ranch,
21 what was the first thing that happened?

22 A. Well, he put our bags away. And then I
23 had -- and I went into the main house. And --
24 Michael took me to the main house.

25 Q. Who did?

26 A. Michael.
27 Q. The defendant?
28 A. Yes.

1517

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1 Q. Okay.

2 A. And then introduced me to Martin Bashir.

3 Q. All right. What happened then?

4 A. He told me --

5 Q. Who's "he"?

6 A. No, actually, I don't think that's the first

7 thing that happened. I think -- he started talking

8 to me about what was going to happen and stuff.

9 Like, he was pointing -- he was telling me about

10 another young man that was a burn victim. And he

11 was telling me about how he helped him or whatever.

12 Q. Who's this? Who's the "he"?

13 A. I don't know.

14 Q. No, who was talking to you?

15 A. Michael.

16 Q. Okay.

17 A. And then --

18 Q. Where were you when you had this

19 conversation?

20 A. I think we were driving in one of the carts.

21 And then he was telling me that he was filming

22 something or something like that.

23 Q. All right. Did -- did you at some point go

24 inside?

25 A. Yeah.

26 Q. Did you have any other conversations with
27 Mr. Jackson?

28 A. Yeah, that's when he introduced me to Martin

1518

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1 Bashir.

2 Q. Any other conversation with Mr. Jackson?

3 A. Yeah. Like, he introduced me to Martin
4 Bashir, and then he took me -- I think it was in the
5 library where he took me. And then he was telling
6 me, "Hey, you want to be an actor, right? And I was
7 like, "Yeah. I want to be comedian though." And
8 then he was like, "But you can act too, right?" And
9 then I was like, "Yeah."

10 "Well, I'm going to put you in the movies.
11 And this is your audition. Okay?"

12 And I was like, "Oh, all right."

13 And he told me, "Okay. I want you to go in
14 and then tell them about how I helped you." And he
15 told me to, like, make sure -- tell them about,
16 like, this and that, and about "that you call me
17 dad," or "Daddy," or --

18 MR. MESEREAU: Objection. Nonresponsive;
19 calls for a narrative.

20 MR. SNEDDON: Your Honor, this is the
21 conversation.

22 THE COURT: Well, it is narrative, though.

23 MR. SNEDDON: All right.

24 THE COURT: Sustained.

25 Q. BY MR. SNEDDON: Was there anything else

26 said during the conversation?

27 A. He told me that he wanted me to say certain

28 things on the videotape.

1519

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1 Q. What did he tell you to say on the
2 videotape?

3 A. He told me to say that he helped me, and
4 that he -- he pretty much cured me of cancer.

5 Q. Did you do that?

6 A. Um --

7 Q. On the video?

8 A. Yeah.

9 Q. Was it true?

10 A. Not really, because he -- during my cancer,
11 he wasn't really even there. I mean, the real
12 people -- I mean, it's like, the real people who
13 were there were George Lopez, because he would
14 always visit me in the hospital like every day, and
15 he would bring me shirts and stuff. Chris Tucker
16 would always visit me in the hospital. Louise
17 Palanker would come and we'd make jokes because,
18 like, I wasn't good at smelling stuff. Chemotherapy
19 would clear out everything. And then Fritz Coleman,
20 would always come with Louise and talk to me, and --

21 Q. At this point in time, when you went up to
22 the Bashir video --

23 A. Yeah.

24 Q. -- to the Bashir interview, okay? --

25 A. Uh-huh.

26 Q. -- did you have -- did you admire Mr.

27 Jackson?

28 A. Yeah. I was like --

1520

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1 Q. What was your attitude towards Mr. Jackson
2 at this point in time?

3 A. I thought, like, he was the coolest guy in
4 the world. He was like my best friend ever. Do you
5 know what I mean?

6 Q. So you had a genuine affection for Mr.
7 Jackson at this time?

8 A. Yeah, I really liked him. He was like -- I
9 don't know, he was just -- like -- I --

10 Q. So during the course of the interview with
11 Mr. Bashir - okay? - after that interview was
12 completed, all right?

13 A. Uh-huh.

14 Q. Tell us what happened after the interview
15 was completed. Was there any other filming that
16 went on that day?

17 A. No, I don't think so.

18 Q. Do you know whether or not your brother and
19 sister ever got their picture taken in the filming?

20 A. Well, yeah. Well, there was one time that I
21 saw on the tape that they filmed us. I didn't even
22 know the camera was on. And they were inside of the
23 kitchen and my sister and brother were there. And
24 me and my brother were showing Michael a marching
25 cadence from one of the programs that we were in

26 that we had learned.

27 Q. Okay. What was -- what was the -- what was

28 the marching cadence from, what program?

1521

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1 A. It's from a program called the United States
2 Naval Sea Cadets.

3 Q. And had you -- what was the situation of you
4 learning this cadence? Just part of the training?

5 A. Yeah, it was part of the basic training that
6 we went to.

7 Q. How long was the basic training?

8 A. Two weeks ago.

9 Q. Where was it?

10 A. He went to a Navy Leaguer boot camp, and it
11 was for, like, younger kids. And then I went to a
12 sea cadet boot camp. It's harder and it's for older
13 kids.

14 Q. Now, did you know at the time that Mr.
15 Bashir was interviewing you with Mr. Jackson, the
16 defendant in this case, did you know that that video
17 was going to be shown around the world?

18 A. No, not at all. I thought it was another
19 thing like -- like he had filmed before, like him
20 carrying me across the bridge, that video. I
21 thought it was going to be another thing like that,
22 like he was going to, like, put it away somewhere
23 and keep it just for himself.

24 Q. Had there been other instances on the ranch
25 where you had been filmed with Mr. Jackson, other

26 than the one with him carrying you across the
27 bridge, and the one with Mr. Bashir, that you
28 recall?

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1 A. No.

2 Q. Now, after the filming was over, do you
3 recall seeing Mr. Jackson at all, after that?

4 A. After the film? After the Martin Bashir
5 thing?

6 Q. Yes.

7 A. Well, I think he left, like, the next day.
8 And me and my brother and my sister, like, stood up
9 there, and we were, like, swimming and stuff.

10 Q. Did you have any contact with Mr. Jackson
11 after the filming?

12 A. No. Like, the same thing happened. Like,
13 the phone number they gave me while I was up there
14 wasn't working no more.

15 Q. It's a bad question on my part.

16 While you were at the ranch for the Mr.
17 Bashir filming and after the filming was over with
18 but before you and your brother or your sister left,
19 did you have any contact with Mr. Jackson at all?

20 A. No. A day after the filming, he left the
21 ranch and went somewhere.

22 Q. So where did you spend the night after the
23 Bashir film?

24 A. In our unit that they gave us.

25 MR. SNEDDON: Your Honor, this would be a

26 good place to stop. If you want me to go on --

27 THE COURT: All right. You know, I've

28 decided that if I have to go to the rest room, I'm

1523

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1 not going to say that. I'm going to say, "I have an
2 important call."

3 (Laughter.)

4 See you tomorrow at 8:30.

5 (The proceedings adjourned at 2:30 p.m.)

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REPORTER'S CERTIFICATE

THE PEOPLE OF THE STATE)
OF CALIFORNIA,)
Plaintiff,)
-vs-) No. 1133603
MICHAEL JOE JACKSON,)
Defendant.)

I, MICHELE MARILYN McNEIL, RPR, CRR,
CSR #3304, Official Court Reporter, do hereby
certify:

That the foregoing pages 1402 through 1524
contain a true and correct transcript of the
proceedings had in the within and above-entitled
matter as by me taken down in shorthand writing at
said proceedings on March 9, 2005, and thereafter
reduced to typewriting by computer-aided
transcription under my direction.

DATED: Santa Maria, California,
March 9, 2005.



26

27

MICHELE MATTSON McNEIL, RPR, CRR, CSR #3304

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