

JAN 24 2005

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

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County of Santa Barbara
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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF SANTA BARBARA
10 SANTA MARIA DIVISION

11
12 THE PEOPLE OF THE STATE OF CALIFORNIA,

13 Plaintiff,

14 v.

15 MICHAEL JOE JACKSON,

16 Defendant.

No. 1133603

PLAINTIFF'S APPLICATION
FOR ORDER THAT DISTRICT
ATTORNEY AND SHERIFF MAY
MAKE A PUBLIC STATEMENT
REGARDING INFORMATION
"LEAKED" TO THE MEDIA;
PROPOSED STATEMENT

DATE: ~~January 28, 2005~~

TIME: ~~9:50 am.~~

DEPT: TBA (Melville)

~~UNDER SEAL~~

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20 TO THE CLERK OF THE ABOVE-ENTITLED COURT:

21 Plaintiff respectfully requests that the Court issue an order that the District Attorney
22 and the Sheriff of Santa Barbara County may jointly issue a public statement concerning the
23 recent unfortunate "leak" to the media of confidential information concerning the background
24 and evidence in the above-captioned matter. This request is based on the interest of both
25 parties to due process and a fair trial.


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1 DATED: January 24, 2005.

2 THOMAS W. SNEDDON, JR.
3 District Attorney

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5 Attorney for Plaintiff

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MEMORANDUM

THE SHERIFF AND DISTRICT ATTORNEY SHOULD BE ALLOWED
TO MAKE A PUBLIC STATEMENT CONCERNING THE UNLAWFUL
AND REGRETTABLE "LEAK" OF CONFIDENTIAL INFORMATION

The content of the transcript of the Grand Jury proceedings and certain investigative reports in this case were leaked to the press by a person or persons presently unknown to Santa Barbara County's District Attorney and Sheriff. That leak has properly been condemned by defendant and his counsel. Defendant was authorized to make a public statement to mitigate the prejudice to the defendant occasioned by that leak.

The District Attorney and Sheriff wish to join defendant in deploring the leak. The District Attorney and Sheriff wish to solicit information from anyone who may be able to assist them in discovering who is responsible for the leak.

A copy of the proposed statement of the Santa Barbara County Sheriff and District Attorney is attached.

CONCLUSION

For the reasons set forth above, Plaintiff respectfully requests that the Court authorize the Sheriff and the District Attorney to release the attached statement, with such amendments as the Court may require.

DATED: January 24, 2005

Respectfully submitted,

THOMAS W. SNEDDON, JR.
District Attorney



PRESS RELEASE

Santa Barbara County
Sheriff Jim Anderson

Santa Barbara County
District Attorney Tom Sneddon

Recently there has been a noticeable increase in the release to the public of highly confidential transcripts, investigative reports, and documents about the Michael Jackson case. These materials are squarely covered by Judge Melville's Protective Order. We consider the release of these materials to be a violation of the law. Some media commentators have alleged that we are responsible for these leaks. We are not. These accusations are irresponsible, unfounded and untrue.

We are actively investigating this matter. In the meantime, if anybody has any information about who or under what circumstances these materials were released, please contact the Santa Barbara County Sheriff's Department, Detective Bureau at (805) 681-4150. Any individual wishing to provide written information should do so by registered receipt so full accountability for any information provided can be achieved.

1 PROOF OF SERVICE

2
3 STATE OF CALIFORNIA }
4 COUNTY OF SANTA BARBARA } SS

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6 I am a citizen of the United States and a resident of the County aforesaid; I am over
7 the age of eighteen years and I am not a party to the within-entitled action. My business
8 address is: District Attorney's Office; Courthouse; 1112 Santa Barbara Street, Santa Barbara,
9 California 93101.

10 On January 24, 2005, I served the within PLAINTIFF'S SUPPLEMENTAL
11 OPPOSITION TO DEFENDANT'S REQUEST THAT HEARING OF § 1108 MOTIONS BE
12 HELD IN CAMERA on Defendant, by THOMAS A. MESEREAU, JR., ROBERT SANGER
13 and BRIAN OXMAN, by personally delivering a true copy to Mr. Sanger's office and a true
14 copy to be transmitted to Mr. Mesereau at the confidential facsimile number given us for their
15 Santa Maria branch office, and then causing that copy to be mailed to Mr. Mesereau at the
16 address shown on the Service List.

17 I declare under penalty of perjury that the foregoing is true and correct.

18 Executed at Santa Barbara, California on this 24th day of January, 2005.

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20 
21 _____
22 Gerald McC. Franklin

SERVICE LIST

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17 BRIAN OXMAN, ESQ.
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