

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

Dated & Entered: MARCH 1, 2005	Time: 8:35 A.M.	F	
Honorable RODNEY S. MELVILLE		CC	
Deputy Clerk: L. FREY	Dept. SM TWO	CA	
Deputy Sheriff: L. AVILA		AC	
Court Reporter: M. MC NEIL	Case No. 1133603	SR	
Plaintiff: THE PEOPLE OF THE STATE OF CALIFORNIA		ST	
Vs.		DOC	X
Defendant(s): MICHAEL JOE JACKSON			
District Attorney: THOMAS W. SNEDDON, JR.			
Defense Counsel: THOMAS A. MESEREAU, JR.			
Probation Officer:	Interpreter:		

NATURE OF PROCEEDINGS: JURY TRIAL -- TENTH DAY

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

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

The Court made orders re: Continuance

At 8:35 A.M. in the presence of the Jury with Court, Counsel and Defendant present, trial continued.

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

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

The Defendant's Jury Consultant J. Lee Mcihls present.

The People's Investigator Steve Robel present.

Attorney Mesereau continued his opening statement to the Jury.

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Upon stipulation of Counsel for respective parties the Court orders that the Grand Jury Exhibits shall be released to the District Attorney for mutual use by both sides.

Martin Bashir sworn and examined by Attorneys Sneddon and Mesereau as a witness on behalf of the People.

The following People's Exhibits Marked for Identification and Received into Evidence:

- 1 Certification of Philip Lunt from Granada Television re: Video Tape of "Living With Michael Jackson"
- 2 Vidco Cassette of "Living With Michael Jackson" Copy Shown in Great Britain.

Exhibit No. 2 was shown to the Jury.

Examination of Martin Bashir as a witness on behalf of the People continued.

Attorney Theodore Boutros present in Court as Counsel for Martin Bashir and objects to Mr. Bashir testifying to certain questions asked of him on the grounds of the Shield Law and First Amendment Rights. Counsel for the Defendant requests that Mr. Bashir be held in Contempt of Court for failure to answer questions asked of him. The Court shall take under submission the issue of whether or not to issue an order to show cause for Mr. Bashir.

The Court orders that Martin Bashir shall remain on call to return as a witness when called by Counsel or the Court. Counsel for the Defendant shall file the appropriate application for subpoena of Mr. Bashir and declarations thereto.

Ann Marie Kite aka Ann Gabriel sworn and examined by Attorney Auchincloss as a witness on behalf of the People.

The following People's Exhibit Marked for Identification and Received into Evidence:

- 3 Photo of David Le Grand.

The Court orders that the District Attorney shall lodge a transcript of the video tape, Exhibit No. 2, as soon as possible.

Upon stipulation of Counsel for respective parties the Court orders that Exhibit No. 2 shall be released to the District Attorney for preparing a transcript of said exhibit.

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The Court further orders that Counsel shall provide redacted documents to the Court pursuant to 2073 California Rules of Court for the documents the Court allows remote access to.

At 2:30 P.M. the Court admonished the Jury and ordered a recess until March 2, 2005 at 8:30 A.M.

Defendant released on bail previously posted.

CLERK OF THE SUPERIOR COURT

BY 

LORNA FREY, DEPUTY CLERK

PROOF OF SERVICE
1013A(1)(3), 1013(e) CCP

STATE OF CALIFORNIA, COUNTY OF SANTA BARBARA:

I am a citizen of the United States of America and a resident of the county aforesaid. I am employed by the County of Santa Barbara, State of California. I am over the age of 18 and not a party to the within action. My business address is 312-H East Cook Street, Santa Maria, California.

On March 10, 2005, 2005, I served a copy of the attached MINUTE ORDER, DATED 3/01/05 addressed as follows:

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

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

FAX

By faxing true copies thereof to the receiving fax numbers of: (805) 456-0699 (Thomas Mesereau, Jr.); (805) 568-2398 (Thomas Sneddon). Said transmission was reported complete and without error. Pursuant to California Rules of Court 2005(1), a transmission report was properly issued by the transmitting facsimile machine and is attached hereto.

MAIL

By placing true copies thereof enclosed in a sealed envelope with postage fully prepaid, in the United States Postal Service mail box in the City of Santa Maria, County of Santa Barbara, addressed as above. That there is delivery service by the United States Postal Service at the place so addressed or that there is a regular communication by mail between the place of mailing and the place so addressed.

PERSONAL SERVICE

By leaving a true copy thereof at their office with the person having charge thereof or by hand delivery to the above mentioned parties.

EXPRESS MAIL

By depositing such envelope in a post office, mailbox, sub-post office, substation, mail chute, or other like facility regularly maintained by the United States Postal Service for receipt of Express Mail, in a sealed envelope, with express mail postage paid.

I certify under penalty of perjury that the foregoing is true and correct. Executed this 10TH day of MARCH, 2005, at Santa Maria, California.


CARRIE L. WAGNER