

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

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| Dated & Entered: MAY 5, 2005 | Time: 8:30 A.M. | F | |
| Honorable RODNEY S. MELVILLE | | CC | |
| Deputy Clerk: L. FREY | Dept. SM TWO | CA | |
| Deputy Sheriff: L. AVTLA | | 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 – FIFTY SECOND 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)(8) P.C.

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

The Court made orders re: Exhibits, Motion for Judgment on Acquittal Denied, Motion to Strike Denied, Motion for Mistrial Denied, Request for Specific Instruction to Jury Denied

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

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

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

Investigating Officer Steve Robel present for the People.

Attorneys Auchincloss and Sanger addressed the Court re: Exhibits 400 thru 422.

The Court orders that People's Exhibits 418, page 3 and 419, page 3 shall be separated from the remainder of the documents; that the remainder of the pages in People's Exhibit 418 shall be marked as Exhibit 418-A and the remainder of the pages in People's Exhibit 419 shall be marked as Exhibit 419-A.

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The following People's Exhibits Received into Evidence:

418 and 419.

The Court further orders that the Defendant's Motion for a Mistrial shall be denied.

The Court further orders that the Defendant's Request for Specific Instructions to the Jury shall be denied.

Attorneys Sanger and Sneddon made their arguments to the Court re: the Defendant's Motion for Judgment on Acquittal and Motion to Strike.

The Court orders that the 1118.1 Motion shall be denied; that the Motion to Dismiss Charges shall be denied.

At 12:15 P.M. in the presence of the Jury with Court, Counsel and Defendant present, trial continued.

Wade J. Robson sworn and examined as a witness on behalf of the Defendant.

Attorneys Mesereau and Zonen examined the witness.

Brett Christopher Barnes sworn and examined as a witness on behalf of the Defendant.

Attorneys Mesereau and Zonen examined the witness.

The following People's Exhibits Marked for Identification:

893 Photos of Brett Barnes and Michael Jackson
892 Photos of Brett Barnes and Michael Jackson
890 Photos of Brett Barnes and Michael Jackson
891 Photos of Michael Jackson
889 Photos of Brett Barnes
894 Photos of Michael Jackson
896 Photos of Michael Jackson and Buildings.

At 2:30 P.M. the Court admonished the Jury and ordered a recess until May 6, 2005 at 8:30 A.M.

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Defendant released on bail previously posted.

CLERK OF THE SUPERIOR COURT

BY *Lorna Frey*
LORNA FREY, DEPUTY CLERK

PROOF OF SERVICE

1013A(1)(3), 1013(c) 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 May 12, 2005, 2005, I served a copy of the attached MINUTE ORDER 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(i), a transmission report was properly issued by the transmitting facsimile machine and is attached hereto.

MAIL

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

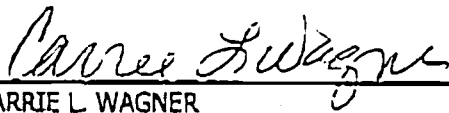
PERSONAL SERVICE

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

EXPRESS MAIL

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

I certify under penalty of perjury that the foregoing is true and correct. Executed this 12th day of MAY, 2005, at Santa Maria, California.


CARRIE L. WAGNER