

JUN - 9 2005

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** Unsealed pursuant
to 6/16/05 Court
order*

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 FOR THE COUNTY OF SANTA BARBARA, COOK DIVISION
12

13 THE PEOPLE OF THE STATE OF
CALIFORNIA,

14 Plaintiffs,

15 vs.

17 MICHAEL JOSEPH JACKSON,

18 Defendant.
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) Case No. 1133603

) REQUEST FOR FURTHER INQUIRY

) UNDER SEAL AND IN CAMERA

) Honorable Rodney S. Melville
) Date: TBD
) Time: TBD
) Dept: SM 8

22 I.

23 THE VIDEOTAPE FOUND IN THE JURY ROOM CONTAINS PREJUDICIAL
24 CONTENT

25 The VHS tape, found in the VCR in the jury room, contains material that would be highly
26 prejudicial to Mr. Jackson if it was viewed by any members of the jury. The videotape contains
27 footage of Mr. Jackson interspersed with footage of other "celebrity defendants" including Scott
28

REQUEST FOR FURTHER INQUIRY

1 Peterson, Michael Skakel, and Marjorie Knoller, all of whom were found guilty. This tape would
2 undermine Mr. Jackson's right to a fair trial, if viewed by the jury.

3 **II.**

4 **FURTHER INQUIRY OF THE JURORS IS NECESSARY TO DETERMINE IF ANY**
5 **JURORS VIEWED THE VIDEOTAPE**

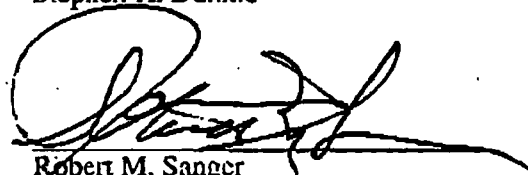
6 We respectfully submit that the Court should make further inquiry to determine if any of the
7 jurors viewed this tape. There was seemingly no reason for jurors to use the VCR because the video
8 evidence is contained on DVD and, therefore, there is a question as to how it was discovered.
9 Furthermore, we have been informed by the Court Administrative Officer that the tape was not
10 rewound.

11 Dated: June 9, 2005

COLLINS, MESEREAU, REDDOCK & YU
Thomas A. Mesereau, Jr.
Susan C. Yu

13 SANGER & SWYSEN
14 Robert M. Sanger
Stephen K. Dunkle

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17 By:


18 Robert M. Sanger
Attorneys for Defendant
MICHAEL JOSEPH JACKSON

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REQUEST FOR FURTHER INQUIRY

PROOF OF SERVICE

I, the undersigned declare:

I am over the age of 18 years and not a party to the within action. I am employed in the County of Santa Barbara. My business address is 301 East Cook Street, Suite A, Santa Maria, California 93454.

On June 9, 2005, I served the foregoing document: REQUEST FOR FURTHER INQUIRY on the interested parties in this action by depositing a true copy thereof as follows:

Tom Sneddon
Gerald Franklin
Ron Zonen
Gordon Auchincloss
District Attorney's Office
312 East Cook Street
Santa Maria, CA 93454

- BY U.S. MAIL** - I am readily familiar with the firm's practice for collection of mail and processing of correspondence for mailing with the United States Postal Service. Such correspondence is deposited daily with the United States Postal Service in a sealed envelope with postage thereon fully prepaid and deposited during the ordinary course of business. Service made pursuant to this paragraph, upon motion of a party, shall be presumed invalid if the postal cancellation date or postage meter date on the envelope is more than one day after the date of deposit.
- BY FACSIMILE** - I caused the above-referenced document(s) to be transmitted via facsimile to the interested parties at the above-referenced number.
- BY HAND** - I caused the document to be hand delivered to the interested parties at the address above.
- STATE** - I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed June 9, 2005, at Santa Maria, California.


Bobette J. Tryon