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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

OCT 28 2004

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

10 SUPERIOR COURT OF CALIFORNIA
11 COUNTY OF SANTA BARBARA
12 SANTA MARIA DIVISION
13

14 THE PEOPLE OF THE STATE OF
CALIFORNIA,

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16 Plaintiff,

17 v.

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20 MICHAEL JOE JACKSON,

21 Defendant.
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Case No. 1133603

~~PROPOSED~~ ORDER GRANTING
THE ATTORNEY GENERAL'S
MOTION TO FILE AND MAINTAIN
UNDER SEAL THE ATTORNEY
GENERAL'S OPPOSITION TO THE
DEFENDANT'S MOTION TO RECUSE
THE SANTA BARBARA COUNTY
DISTRICT ATTORNEY'S OFFICE

~~FILED UNDER SEAL~~

Date: November 4, 2004
Time: 8:30 a.m.
Dept: SM-2
Judge: Hon. Rodney S. Melville

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Judge: Hon. Rodney S. Melville

23 WHEREAS good cause exists to keep sealed and protected from disclosure certain
24 information in the Attorney General's Opposition to Defendant Michael Jackson's Motion to Recuse
25 The Santa Barbara County District Attorney's Office.

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27 ///

[PROPOSED] ORDER GRANTING THE ATTORNEY GENERAL'S MOTION TO FILE AND MAINTAIN
UNDER SEAL THE ATTORNEY GENERAL'S OPPOSITION TO THE DEFENDANT'S MOTION TO
RECUSE THE SANTA BARBARA COUNTY DISTRICT ATTORNEY'S OFFICE

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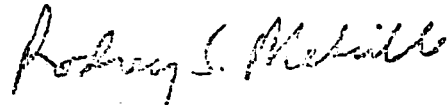
THE COURT HEREBY ORDERS AS FOLLOWS:

1. The Attorney General's Opposition to Defendant's Motion to Recuse the District Attorney is conditionally sealed;

2. The motion to maintain that document under conditional seal until further order of court shall be heard on November 4, 2004, at 8:30 a.m.;

3. The Court will consider the moving party's [Proposed] redacted version of the Attorney General's Opposition to Defendant's Motion to Recuse the District Attorney, and may, between the date of this Order and November 4, 2004, release a redacted version of the Opposition.

DATED: OCT 29 2004



RODNEY S. MELVILLE
Judge of the Superior Court

DECLARATION OF SERVICE

Case Name: *People v. Michael Joe Jackson*

Case No.: 1133603

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the Bar of this Court at which member's direction this service is made. I am 18 years of age or older and not a party to the within entitled cause; I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service that same day in the ordinary course of business.

On October 28, 2004, I placed the attached

[PROPOSED] ORDER GRANTING THE ATTORNEY GENERAL'S MOTION TO FILE AND MAINTAIN UNDER SEAL THE ATTORNEY GENERAL'S OPPOSITION TO THE DEFENDANT'S MOTION TO RECUSE THE SANTA BARBARA COUNTY DISTRICT ATTORNEY'S OFFICE (FILED UNDER SEAL)

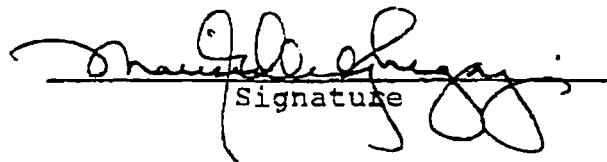
in the internal mail collection system at the Office of the Attorney General, 300 S. Spring Street, Los Angeles, California, 90013, for deposit in the United States Postal Service that same day in the ordinary course of business, in a sealed envelope, postage thereon fully prepaid, addressed as follows:

PLEASE SEE ATTACHED SERVICE LIST

I certify that the document was produced on paper purchased as recycled paper.

I declare under penalty of perjury the foregoing is true and correct and that this declaration was executed on October 28, 2004, at Los Angeles, California.

M.O. LEGASPI



Signature

SDM:mol
LA2004RE0012

SERVICE LIST

THOMAS A. MESEREAU, JR.
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Los Angeles, CA 90067
(Attorney for Defendant Michael Jackson)

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Santa Barbara, CA 93001
(Co-counsel for Defendant)

Thomas W. Sneddon, Jr.
District Attorney of Santa Barbara
ATTN.: RONALD ZONEN
Deputy District Attorney
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Santa Barbara, CA 93101

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(Attorneys for (Collectively) "Media")

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 OCTOBER 29, 20 04, I served a copy of the attached ORDER GRANTING THE ATTORNEY GENERAL'S MOTION TO FILE AND MAINTAIN UNDER SEAL THE ATTORNEY GENERAL'S OPPOSITION TO THE DEFENDANT'S MOTION TO RECUSE THE SANTA BARBARA COUNTY DISTRICT ATTORNEYS' OFFICE addressed as follows:

THOMAS W. SNEDDON, DISTRICT ATTORNEY
DISTRICT ATTORNEY'S OFFICE
1105 SANTA BARBARA STREET
SANTA BARBARA, CA 93101

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

X FAX

By faxing true copies thereof to the receiving fax numbers of: (805) 568-2398 (District Attorney's Office); (310) 861-1007 (Thomas Mesereau, Jr.). 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.

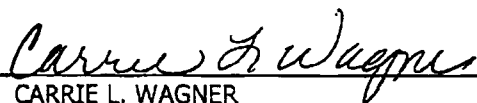
 PERSONAL SERVICE

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 29TH day of OCTOBER, 20 04, at Santa Maria, California.


CARRIE L. WAGNER