

ORIGINAL

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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

DEC 08 2004

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

SUPERIOR COURT FOR THE STATE OF CALIFORNIA
FOR THE COUNTY OF

FILED UNDER SEAL

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

v.

MICHAEL JACKSON,

Defendant.

CASE NO. 1133603 ** J. Carrera*

DECLARATION OF ROBERT M. TURNER REGARDING DOCUMENTS PRODUCED IN RESPONSE TO THE SUBPOENA DUCES TECUM DATED NOVEMBER 11, 2004 AND SIGNED BY R. BRIAN OXMAN, ATTORNEY FOR MICHAEL J. JACKSON

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

I, Robert M. Turner, declare as follows:

1. I am an attorney licensed to practice law in the State of California and am of counsel with the firm of Kaye Scholer LLP, counsel for Larry R. Feldman.
2. In responding to the subpoena duces tecum dated November 11, 2004 and signed by R. Brian Oxman as the attorney for Michael Jackson, there was a clerical error and certain documents were not produced that should have been produced in response to the subpoena.
3. The documents that were not produced are being produced together with this declaration.

KAYE SCHOLER LLP

1 I declare under penalty of perjury under the laws of the State of California that the
2 foregoing is true and correct.

3 Executed on December 7, 2004 at Los Angeles, California.

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5 _____
6 Robert M. Turner

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KAYE SCHOLER LLP

1 **PROOF OF SERVICE**

2 **STATE OF CALIFORNIA**
3 **COUNTY OF LOS ANGELES**

4 I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 1999 Avenue of the Stars, Suite 1700, Los Angeles, California 90067.

5 On December 7, 2004, I served the following documents described as:

6 **DECLARATION OF ROBERT M. TURNER REGARDING**
7 **DOCUMENTS PRODUCED IN RESPONSE TO THE SUBPOENA**
8 **DUCES TECUM DATED NOVEMBER 11, 2004 AND SIGNED BY R.**
9 **BRIAN OXMAN, ATTORNEY FOR MICHAEL J. JACKSON**

10 by placing a true copy of the above entitled document in a sealed envelope addressed as follows:

11 **Thomas A. Mesereau, Jr.**
12 **1875 Century Park East, Suite 700**
13 **Los Angeles, CA 90067**

14 by **FEDERAL EXPRESS**

15 by **U.S. MAIL** (I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. Postal Service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.)

16 **OR**

17 by **PERSONAL SERVICE**

18 by personally delivering such envelope to the addressee.

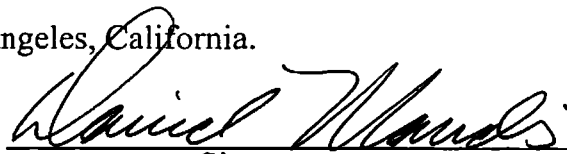
19 by causing such envelope to be delivered by messenger to the office of the addressee.

20 (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

21 (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

22 Executed on December 7, 2004, at Los Angeles, California.

23 David Mandis
24 Name

25 
26 Signature

KAYE SCHOLER:lp