

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

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|------------------------------|---------------------------------------|----------|-----------|-----|---|
| Dated & Entered: | MARCH 29, 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 - TWENTY EIGHTH 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: Continuance

At 8:30 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 Mag Nicola.

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

People's Investigator Steve Robel present.

Examination of Robert Spinner as a witness on behalf of the People continued.

Attorneys Sanger and Nicola examined the witness.

Jamie Masada sworn and examined as a witness on behalf of the People.

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Attorneys Zonen and Mesereau examined the witness.

The following People's Exhibits Marked for Identification:

- 624 Copy of 10-13-00 \$350.00 Check to David Arvizo from Jamie Masada
- 623 Copy of \$800.00 Check to David Arvizo from The Laugh Factory.

At 11:50 A.M. in the absence of the Jury with Court, Counsel, Research Attorney Jed Beebe and Defendant present, trial continued.

The Court orders that Dr. Katz shall not give his opinion as to the children's credibility and shall not give his opinion as to whether or not the events occurred.

Attorney Mesereau submitted a limited waiver of psychotherapist-patient privilege by Bradley Miller to the Court.

Attorneys Zonen and Mesereau addressed the Court.

The Court accepts the limited waiver. The Court orders that cross examination shall not go beyond the limited waiver without the Court's permission.

At 12:05 P.M. in the presence of the Jury with Court, Counsel and Defendant present, trial continued.

Examination of Jamie Masada as a witness on behalf of the People continued.

The following People's Exhibits Received into Evidence:

623 and 624.

Cynthia Ann Bell sworn and examined as a witness on behalf of the People.

Attorneys Auchincloss and Mesereau examined the witness.

At 2:30 P.M. the Court admonished the Jury and ordered a recess until March 30, 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 April 7, 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(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.

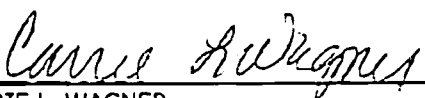
PERSONAL SERVICE

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 7th day of APRIL, 2005, at Santa Maria, California.



CARRIE L. WAGNER