

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

Dated & Entered: MAY 16, 2005	Time: 8:35 A.M.	F	
Honorable RODNEY S. MELVILLE		CC	
Deputy Clerk: L. FREY	Dept. SM TWO	CA	
Deputy Sheriff: L. AVILA		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 NINTH 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 8:35 A.M. in the presence of the Jury with Court, Counsel and Parties 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.

Jean Lorraine Scamont sworn and examined as a witness on behalf of the Defendant.

Attorneys Sanger and Zonen examined the witness.

The following Defendant's Exhibits Received into Evidence:

5023, 5028 and 5029.

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Attorney Mc Cleary Sanborn addressed the Court re: physician-patient privilege. The Court orders that the witness shall testify re: the subject patients.

Tiffany Haynes sworn and examined as a witness on behalf of the Defendant.

Attorneys Sanger and Zonen examined the witness.

The Court orders the witness to testify re: the subject patients.

The Court weighs the considerations for the privacy of the patient and finds that the necessity of said testimony outweighs the consideration of the patient.

Carole Mc Coy sworn and examined as a witness on behalf of the Defendant.

Attorney Sanger examined the witness.

The following Defendant's Exhibit Marked for Identification and Received into Evidence:

5087 Carole Mc Coy's Billing Statement.

Kathryn Bernerd sworn and examined as a witness on behalf of the Defendant.

Attorney Mesereau examined the witness.

Maria Gomez sworn and examined through the interpreter as a witness on behalf of the Defendant.

Certified English-Spanish Interpreter Rose O'Neill interpreted for the witness.

Attorneys Mesereau and Auchincloss examined the witness.

In the absence of the Jury with Court, Counsel and Defendant present, trial continued.

Attorneys Zonen and Sanger addressed the Court re: the testimony of Angel Vivanco.

The Court finds that A thru N in the brief filed by the District Attorney on May 11, 2005 are properly objected to and the Court sustains the objection to A thru N.

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In the presence of the Jury with Court, Counsel and Defendant present, trial continued.

Shane Merideth sworn and examined as a witness on behalf of the Defendant.

Attorneys Mesereau and Auchincloss examined the witness.

Brian Sulce sworn and examined as a witness on behalf of the Defendant.

Attorneys Mesereau and Auchincloss examined the witness.

Russell Birchim sworn and examined as a witness on behalf of the Defendant.

Attorneys Sanger and Sneddon examined the witness.

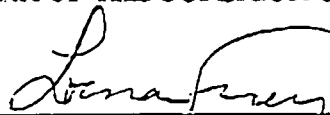
Angel Vivanco sworn and examined as a witness on behalf of the Defendant.

Attorney Sanger examined the witness.

At 2:20 P.M. the Court admonished the Jury and ordered a recess until May 17, 2005 at 8:30 A.M.

Defendant released on bail previously posted.

CLERK OF THE SUPERIOR COURT

BY 
LORNA FREY, DEPUTY CLERK

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 23, 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.

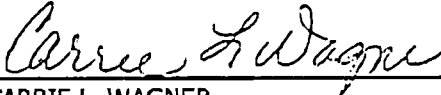
PERSONAL SERVICE

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 23RD day of MAY, 2005, at Santa Maria, California.


CARRIE L. WAGNER