

J2411H1
SAN MATEO CJIS
ORGANIZATION: SC

SUPERIOR COURT - HALL OF JUSTICE & RECORDS
IN AND FOR THE COUNTY OF SAN MATEO

03/22/04
15:18

CASE NO. SC055500 A DATE: 02/02/04 TIME: 09:00 DEPT.: 42

PEOPLE VS. SCOTT LEE PETERSON

JUDGE:	ALFRED A DELUCCHI, JUDGE	CLERK:	MARYLIN MORTON
REPORTER:	LINDA SWANNER	2ND CLERK:	NONE
D.A.:	DISTASO/HARRIS	DEFENSE CO:	GERAGOS

PROCEEDINGS: FURTHER PROCEEDINGS
NUNC PRO TUNC MINUTE ORDER

CHARGES: 1. PC 187(A) W/PC 12022.9(A) W/PC 190.2(A) (3)
2. PC 187(A)

IT APPEARING THAT THROUGH INADVERTENCE AND CLERICAL
ERROR, THE MINUTE ORDER OF 02/02/2004 DOES NOT PROPERLY
REFLECT THE COURT'S MINUTES, SAID MINUTE ORDER IS
AMENDED NUNC PRO TUNC EFFECTIVE 03/22/2005 TO READ AS
FOLLOWS:

THE COURT ORDERED THE SHERIFF'S DEPARTMENT TO REMOVE ALL
FLOATING BILLBOARDS, ETC. FROM AROUND THE ENVIRONS OF
THE COURTHOUSE AND THE COMMONS THAT SURROUND THE
COURTHOUSE THAT REFLECT ANYTHING ABOUT THIS TRIAL.

THE REMAINING MINUTES ARE CORRECT.

8:55 A.M.: UNREPORTED CONFERENCE HELD IN CHAMBERS WITH
THE COURT AND COUNSEL REGARDING TRIAL SCHEDULING.

9:14 A.M.: UNREPORTED CONFERENCE CONCLUDED

9:16 A.M. : COURT CONVENED. COUNSEL PRESENT. DEFENDANT
PRESENT IN CUSTODY.

DEFENDANT'S MOTION OF TIMELINESS AS TO PEREMPTORY
CHALLENGE TO JUDGE RICHARD ARNASON IS WITHDRAWN BY MR.
GERAGOS.

THE HON. ALFRED DELUCCI TO REMAIN AS THE TRIAL JUDGE FOR
THIS MATTER.

THE ISSUE REGARDING MEDIA COVERAGE FOR THE TRIAL IS
ADDRESSED TO THE COURT BY ROCHELLE WILCOX, COUNSEL FOR
THE CAMERA MEDIA AND KARL OLSON, COUNSEL REPRESENTING
THE PRINT MEDIA.

MR. GERAGOS ARGUED THE ISSUE ON BEHALF OF MR. PETERSON
AND MR. HARRIS ARGUED ON BEHALF OF THE PEOPLE.

THE COURT WILL NOT PERMIT CAMERAS IN THE COURTROOM FOR
THE REASONS FULLY STATED ON THE RECORD.

THE COURT IS NOT OPPOSED TO THE PRINT MEDIA AND THEY
WILL BE ALLOWED IN THE COURTROOM AND ARTISTS WILL BE
ALLOWED TO DO DRAWINGS.

THE COURT STATED THE 60TH DAY WAS NOT WAIVED FOR A JURY
TRIAL BY THE DEFENDANT.

TIME WAIVED FOR TRIAL TO 02/09/2004 BY DEFENDANT.

COUNSEL TO PROVIDE THE COURT A MORE DETAILED LIST OF
PENDING MOTIONS IN LIMINE NOT PREVIOUSLY RESOLVED. ANY
MOTIONS TO BE BRIEFED TO BE PROVIDED TO THE COURT BEFORE
FEBRUARY 9, 2004.

THE COURT AND COUNSEL AGREE TO THE FOLLOWING TRIAL
SCHEDULE. TRIAL TO GO MONDAY - THURSDAY FROM 9:30 A.M.-
4:00-4:15 P.M. LUNCH RECESS 12:00 - 1:30 P.M.

EACH MONDAY THE COURT REPORTER'S TRANSCRIPTS ARE TO BE
CERTIFIED BY COUNSEL BEFORE THE TRIAL BEGINS.

COUNSEL TO RESOLVE THE ISSUE OF KEEPING THE WITNESSES'
LISTS CONFIDENTIAL.

MR. GERAGOS REQUESTED MR. PETERSON BE PROVIDED A LAP-TOP
COMPUTER TO REVIEW THE DAILY DISKS. THE COURT DENIED
THIS REQUEST, BUT THERE IS NO OBJECTION TO A DISK PLAYER
WITH HEADPHONES.

MR. DISTASO STATED THE SUBPOENAED RECORDS FROM NEXTEL
AND EMPLOYMENT RECORDS FROM STANISLAUS COUNTY WERE
RECEIVED BY HIS OFFICE. COUNSEL STIPULATE THE RECORDS
CAN BE COPIED BY THE PEOPLE AND THE ORIGINALS TO BE
RETURNED TO THE CLERK ON FEB. 9, 2004.

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THE COURT RESERVED RULING ON THE MEDIA REQUEST BY MR.
OLSON REGARDING THE RELEASE OF THE WITNESS LISTS. THIS
MATTER TO BE DISCUSSED WITH COUNSEL. MR. OLSON TO BE
NOTIFIED OF THE COURT'S RULING AT THE NEXT COURT
HEARING.

DEFENDANT REMAINS IN CUSTODY.

MATTER CONTINUED TO 02/09/2004 AT 9:00 A.M. IN SCRWC
COURT, D- 42 FOR MOTION IN LIMINE.

ENTERED ON CJIS BY MARYLIN MORTON DATE 02/02/2004.
