

SUPERIOR COURT, STATE OF CALIFORNIA, COUNTY OF STANISLAUS

THE PEOPLE OF THE STATE OF CALIFORNIA VS. SCOTT LEE PETERSON

NATURE OF HEARING: AMENDED PROTECTIVE ORDER/DECISION NO: 1056770

JUDGE: A. GIROLAMI Bailiff: Larry Sweatman Date: July 1, 2003
Clerk: J. Carvalho Reporter: none Modesto, California

Appearances: none

The Court, having considered the Points and Authorities submitted and having heard the arguments of Counsel hereby amends the Protective Order of June 12, 2003 as follows:

1. The Defendant is clearly specified as being subject to the order.

2. Those expected to testify are limited to those so notified by the Prosecution or Defense.

3. Paragraph 2 of the prohibitions is modified to delete the last phrase and insert "that may be relevant to the guilt or innocence of the Defendant herein in that the document, exhibit, or photograph or any other evidence tends to either prove or disprove a material fact in issue in this matter.

4. Paragraph 3 of the prohibitions is modified in the same manner as paragraph 2. Also, "or authorize" is inserted after the first word.

Attachment: Amended Order of July 1, 2003

**AMENDED ORDER
(JULY 1, 2003)**

It is the Order of this Court that no attorney connected with this case as Prosecutor or Defense Counsel, nor any other attorney working in those offices, nor their agents, staff, or experts, nor the Defendant himself, nor any judicial officer or court employee, nor any law enforcement employee of any agency involved in this case, nor any persons subpoenaed or have been told by the Prosecution or the Defense that they are expected to testify in this matter, shall do any of the following:

1. Release or authorize the release for public dissemination of any purported extrajudicial statement of either the defendant or witnesses relating to this case;

2. Release or authorize the release of any documents, exhibits, photographs, or any evidence that may be relevant to the guilt or innocence of the Defendant herein in that the document, exhibit, or photograph or any other evidence tends to prove or disprove a material fact in issue in this matter;

3. Make or authorize any statement for public dissemination as to the existence or possible existence of any document, exhibit, photograph or any other evidence that may be relevant to the guilt or innocence of the Defendant herein in that the document, exhibit, or photograph or any other evidence tends to prove or disprove a material fact in issue in this matter;

4. Express outside of court an opinion or make any comment for public dissemination as to the weight, value, or effect of any evidence as tending to establish guilt or innocence;

5. Make any statement outside of court as to the nature, substance, or effect of any statements or testimony that have been given;

6. Issue any statement as to the identity of any prospective witness, or the witness's probable testimony, or the effect thereof;

7. Make any out-of-court statement as to the nature, source, or effect of any purported evidence alleged to have been accumulated as a result of the investigation of this matter.

8. Make any statement as to the content, nature, substance, or effect of any testimony which may be given in any proceeding related to this matter.


Any violation of this order will result in a contempt action for any offender within the jurisdiction of this Court.

This order does not include any of the following:

1. Factual statements of the accused persons name, age, residence, occupation and family status.
2. The circumstances of the arrest, namely, the time and place of the arrest, the identity of the arresting and investigating officers and agencies, and the length of the investigation.
3. The nature, substance, and text of the charge, including a brief description of the offenses charged.
4. Quotations from, or any reference without comment to, public records of the Court in the case, or to other public records or communications heretofore disseminated to the public.
5. The scheduling and result of any stage of the judicial proceedings held in open court in an open or public session.
6. A request for assistance in obtaining evidence.
7. Any information as to any person not in custody who is sought as a possible suspect or witness, nor any statement aimed at warning the public of any possible danger as to such person not in custody.
8. A request for assistance in obtaining of evidence or the names of possible witnesses.
9. Any witness may discuss any matter with any Prosecution or Defense Attorney in this action, or any agent thereof; and if represented may discuss any matter with his/her own attorney.

A copy of this order shall be provided to any prospective witness that a party intends to call for any proceeding in this action. If held to answer at the preliminary hearing, the Court will consider at the arraignment whether this order should be modified or terminated pending jury selection. Any objections or suggested modifications to the continuation of this order should be filed in writing five days prior to the arraignment.

Dated: 7/1/03



A. Girolani
Judge of Stanislaus Superior Court

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Copy sent to:

Mark Geragos, Esq.
350 South Grand Avenue
39th Floor
Los Angeles, California 90071

Kirk W. McAllister, Esq.
1012 11th Street, Suite 101
Modesto, California 95354

Rick Distaso, DDA
Office of the District Attorney
Courthouse
Modesto, California

David Harris, DDA
Office of the District Attorney
Courthouse
Modesto, California

Gloria Allred, Esq.
6300 Wilshire Blvd.
Los Angeles, California 90048

Charity Kenyon, Esq.
2500 Venture Oaks Way, Suite 220
Sacramento, California 95833