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CLERK OF THE SUPERIOR COURT
COUNTY OF STANISLAUS

BY *[Signature]* DEPUTY

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 14 SANDY RIVERA, KEITH MORRISON, MICHAEL G.
 15 MOONEY, TY PHILLIPS, PATRICK GIBLIN, JUDY
 16 SLY, KIMBERLY CULP, JOHN WALSH, CHUCK
 17 ROSENBERG, MARVIN DAYE, MICHAEL REEL,
 18 GLORIA GOMEZ, DIANE SAWYER and MARK
 19 ROBERTSON

14 SUPERIOR COURT OF THE STATE OF CALIFORNIA
 15 FOR THE COUNTY OF STANISLAUS

17 THE PEOPLE OF THE STATE OF CALIFORNIA,
 18
 19 Plaintiff,
 20 vs.
 21 SCOTT LEE PETERSON,
 22 Defendant.

) NO. 1056770
)
) NOTICE OF MOTION AND MOTION
) BY NON-PARTY JOURNALISTS JOHN
) WALSH, CHUCK ROSENBERG,
) MARVIN DAYE, MICHAEL REEL,
) GLORIA GOMEZ, DIANE SAWYER
) AND MARK ROBERTSON FOR ORDER
) AUTHORIZING INSPECTION OF
) INTERCEPTED COMMUNICATIONS;
) JOINDER IN MEMORANDUM OF
) POINTS AND AUTHORITIES
) PREVIOUSLY FILED
)
) [Cal. Penal Code § 629.68]
)
) Date of Hearing: June 6, 2003
) Time of Hearing: 8:30 a.m.
) Department: 2
)

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that, pursuant to this Court's Order scheduling this matter for
3 hearing on June 6, 2003, at 8:30 a.m., in Department 2 of this Court, located at 1100 "I" Street,
4 Modesto, California 95353, Non-Party Journalists John Walsh, Chuck Rosenberg and Marvin
5 Daye, employed by NBC Enterprises, Inc., Michael Reel, employed by CBS Broadcasting Inc. and
6 working for CBS News, Gloria Gomez, employed by KOVR, an affiliate of CBS Broadcasting Inc.,
7 and Diane Sawyer and Mark Robertson, employed by American Broadcasting Companies, Inc. and
8 working for ABC News (collectively, "Non-Party Journalists"), will and hereby do move this Court
9 for an Order, pursuant to Penal Code § 629.68, authorizing them to inspect their intercepted
10 communications.

11 Non-Party Journalists do hereby join in the Motion and supporting Memorandum of Points
12 and Authorities submitted by Non-Party Journalists Judi Hernandez, Karen Brown, Dan Abrams,
13 Sandy Rivera, Keith Morrison, Michael G. Mooney, Ty Phillips, Patrick Giblin, Judy Sly and
14 Kimberly Culp on May 14, 2003. As set forth in that Motion and Memorandum of Points and
15 Authorities, the Non-Party Journalists submitting this Joinder respectfully request that they be
16 permitted to inspect any of their communications intercepted pursuant to Wiretap No. 2 or Wiretap
17 No. 3 in this matter.

18 DATED: June 2, 2003

DAVIS WRIGHT TREMAINE LLP
ALONZO WICKERS IV
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ROCHELLE L. WILCOX

19
20
21 By: Rochelle Wilcox /rw
Rochelle L. Wilcox

22
23 Attorneys for Non-Party Journalists
24 JODI HERNANDEZ, KAREN BROWN, DAN
25 ABRAMS, SANDY RIVERA, KEITH MORRISON,
26 JUDY SLY, MICHAEL G. MOONEY, TY
27 PHILLIPS, PATRICK GIBLIN, KIMBERLY CULP,
28 JOHN WALSH, CHUCK ROSENBERG, MARVIN
DAYE, MICHAEL REEL, GLORIA GOMEZ,
DIANE SAWYER and MARK ROBERTSON

PROOF OF SERVICE BY FACSIMILE AND U.S. MAIL

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 Davis Wright Tremaine LLP, Suite 2400, 865 South Figueroa Street, Los Angeles, California 90017-2566.

On June 2, 2003, I served the foregoing document(s) described as: **NOTICE OF MOTION AND MOTION BY NON-PARTY JOURNALISTS JOHN WALSH, CHUCK ROSENBERG, MARVIN DAYE, MICHAEL REEL, GLORIA GOMEZ, DIANE SAWYER AND MARK ROBERTSON FOR ORDER AUTHORIZING INSPECTION OF INTERCEPTED COMMUNICATIONS; JOINDER IN MEMORANDUM OF POINTS AND AUTHORITIES PREVIOUSLY FILED** on the interested parties to this action, by Facsimile and by U.S. Mail by placing a true copy of said document(s) enclosed in a sealed envelope(s) for each addressee named below, with the name and address of the person served shown on the envelope as follows:

Mark Geragos, Esq.
Geragos & Geragos
350 S. Grand Avenue
Suite 3900
Los Angeles, CA 90071
(213) 625-1600 Fax

Rick Distaso, DDA
Stanislaus County District Attorneys' Office
800 11th Street, Room 200
Modesto, CA 95353
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(FROM FACSIMILE TELEPHONE NO. (213) 633-6899) at Suite 2400, 865 South Figueroa Street, Los Angeles, California. Upon completion of the said facsimile machine transmission, the transmitting machine will issue a transmission report showing that the transmission was complete and without error.

(U.S. MAIL) - I placed such envelope(s) with postage thereon fully prepaid for deposit in the United States Mail in accordance with the office practice of Davis Wright Tremaine LLP for collecting and processing correspondence for mailing with the United States Postal Service. I am familiar with the office practice of Davis Wright Tremaine LLP, for collecting and processing correspondence for mailing with the United States Postal Service, which practice is that when correspondence is deposited with the Davis Wright Tremaine LLP, personnel responsible for delivering correspondence to the United States Postal Service, such correspondence is delivered to the United States Postal Service that same day in the ordinary course of business.

Executed on June 2, 2003, at Los Angeles, California.

- State I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct.
- Federal I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

HILDUR ROSIE DIAZ

Print Name

Signature