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FILED

03 JUN 19 PM 2:17

CLERK OF THE SUPERIOR COURT
COUNTY OF STANISLAUS

BY Cindy Avila DEPUTY

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF STANISLAUS**

THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiff,

vs.

SCOTT LEE PETERSON,

Defendant.

Case No. 1056770

STIPULATION TO CONTINUE
BRIEFING SCHEDULE AND
HEARING ON DEFENDANT'S
MOTION FOR SANCTIONS RE
WIRETAPS; ~~proposed~~ ORDER

DATE: June 26, 2003
TIME: 8:30 a.m.
PLACE: Dept 2

TO: CLERK OF THE ABOVE-ENTITLED COURT:

The People of the State of California and Defendant Scott Lee Peterson ("Mr. Peterson") respectfully request that the Court continue the briefing schedule and hearing date related to Mr. Peterson's motion for sanctions regarding wiretaps. Counsel have spoken regarding this issue and agreed such a continuance will further the interest of justice.

This joint request is based on the fact that the defense has not yet received

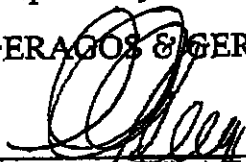
1 discovery of all conversations between Mr. Peterson and the media. As the Court will
 2 recall, during the June 6, 2003 hearing the Court ordered that the taped conversations
 3 between the media and Mr. Peterson would be released to both the prosecution and the
 4 defense at 12 noon on June 17, 2003.^{1/} The defense cannot properly prepare its motion
 5 until these tapes have been reviewed. Additionally, the defense and prosecution have
 6 become aware of a related discovery issue on which they hope to seek the Court's
 7 guidance during the June 26, 2003 hearing.^{2/}

8 In light of the foregoing, the parties respectfully request that the Court continue
 9 this matter until the defense has been supplied with all wiretap-related discovery and the
 10 parties have received the Court's guidance as to the new discovery issue.

11
 12 Dated: June 18, 2003

Respectfully submitted,
 GERAGOS & GERAGOS

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 15 By:


 MARK J. GERAGOS
 Attorney for Defendant
 SCOTT LEE PETERSON

16
 17
 18 Dated: June 18, 2003

JAMES C. BRAZELTON
 District Attorney

19
 20 By:


 RICK DISTASO
 Deputy District Attorney

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 26 ¹The Court set June 17, 2003 as the date to permit the media to appeal. The Fifth Appellate
 27 District denied the media's Petition (Case No. F043224) and the Supreme Court denied the media's
 Petition for Review (Case No. S116683).

28 ²The defense believes there may be additional wiretap-related discovery not covered by this
 Court's prior discovery orders.

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[proposed] ORDER

GOOD CAUSE HAVING BEEN SHOWN, it is hereby ordered that the briefing schedule and hearing on Mr. Peterson's motion for sanctions regarding wiretaps, be, and hereby is, continued pending the June 26, 2003 hearing in this matter.

IT IS SO ORDERED.

Dated: June 19, 2003

A. Girolami
A. GIROLAMI
JUDGE OF THE SUPERIOR COURT



1 JAMES C. BRAZELTON
2 District Attorney
3 Stanislaus County
4 Courthouse
5 Modesto, California
6 Telephone: 525-5550
7
8 Attorney for Plaintiff
9

10 STANISLAUS COUNTY SUPERIOR COURT
11 STATE OF CALIFORNIA
12
13 -----o0o-----
14

15 D.A. No. 1056770)	No. 1056770
16 THE PEOPLE OF THE STATE OF CALIFORNIA)	
17)	
18 Plaintiff,)	Hrg: 6/6/03
19)	Time: 8:30 a.m.
20 vs.)	Dept: 2/8
21)	
22 SCOTT LEE PETERSON,)	DECLARATION OF
23)	SERVICE BY FAX
24 Defendant.)	
25)	

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28 I, the undersigned, say:

29 I was at the time of service of the attached REQUEST FOR
30 COURT REVIEW OF WIRETAPE RECORDINGS RECOVERED FROM AUDIO BUFFER
31 over the age of eighteen years. I served by fax a copy of the
32 above-entitled document(s) on the 19th day of June, 2003,
33 delivering a copy thereof to the office(s) of:

34 Mark Geragos
35 Attorney for Defendant
36 Fax No. (213)625-1600

37 I declare under penalty of perjury that the foregoing is
38 true and correct.

39 Executed this 19th day of June, 2003, at Modesto,
40 California.

41 kjh

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