STATEMENT OF PROBABLE CAUSE

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Identification and Expertise of Affiant:

By HAUST

M HANSON

- Your Affiant, Paul Zelis, has been regularly employed as a law enforcement officer by
- 6 Santa Barbara County for ten years. Your Affiant started his career with the Santa
- 7 Barbara County Marshal's Office in May of 1993. He became a Sheriff's Deputy with
- the County of Santa Barbara in late 1996 when the Marshal's Office consolidated with
- 9 the Sheriff's Department. During this time period, your Affiant has investigated
- numerous property crimes and crimes against persons, including burglary, child molest,
- theft, assault, domestic violence, narcotic and drug violations. As a result of these
- investigations, your Affiant has made hundreds of arrests for the various crimes.

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- 14 Your Affiant has attended the basic law enforcement training academy and possesses
- the Basic and Intermediate P.O.S.T Certificates. Your Affiant has attended specialized
- courses, including Homicide Investigation (80 hrs.), and Sexual Assault Investigation
- 17 (40 hrs.). Your Affiant attends regular in-service training.

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- 19 Your Affiant has been a detective for the past two years with the Criminal Investigations
- 20 Division, and has acted and received the information set forth in this affidavit in that
- capacity. The following is a synopsis of events, individuals and timeframes set forth in
- 22 the more detailed account of the investigation, which your Affiant believes establishes
- 23 probable cause for the issuance of the requested search warrants for several locations
- 24 and the arrest warrant for Michael Joe Jackson.

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Introduction

- 1 The individual referred to in the affidavit as "Michael" or "Michael Jackson" is the well-
- 2 known singer and dancer, whose residence in Santa Ynez, Santa Barbara County is
- 3 commonly known as the "Neverland Ranch."
- The victims in this case are GAVIN ANTON ARVIZO, now almost 14 years old
- 5 ("Gavin"), STAR DAVID ARVIZO, his younger brother ("Star," now almost 13 years old),
- 6 DAVELLIN ARVIZO, his older sister, now 17 ½ years old, and their mother JANET
- 7 VENTURA-ARVIZO ("Mrs. Arvizo"), all residents of East Los Angeles.

- 9 In numerous instances, the victims' accounts set forth in this affidavit refer to several
- individuals collectively as "Jackson's people." They are referred to individually as
- "Vinnie," "Frank," "Deiter," and "Ronald." Vinnie's driver's license was provided to
- affiant from Mrs. Arvizo, along with a forged letter authorizing boys' release from
- Burroughs Middle School for their placement in an Arizona school, which she got from
- the school. It reveals Vinnie to be Vincent Amen. Frank's last name is believed to be
- 15 Tyson. Deiter's last name is Wiesner. Ronald's last name is Konitzer.

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- 17 The events that triggered the Santa Barbara Sheriff's Department's investigation that
- led to the request for this search warrant began in the year 2000 when Gavin, then 10
- 19 years old, was diagnosed with cancer and hospitalized for an extended period of time
- 20 for several operations and follow-up treatment. While hospitalized, Gavin was
- 21 contacted by Michael Jackson. A friendship between Michael and Gavin was created
- through numerous telephone calls.

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- 24 After his release from the hospital and over the next two years, Gavin and his family
- were invited and accepted invitations to stay at Michael Jackson's Neverland Ranch in
- 26 Santa Barbara County. Almost from the beginning of their several stays at Neverland
- 27 Ranch, Gavin consistently, and Star on many occasions, slept in Michael Jackson's
- bedroom while the remainder of the family stayed in separate guest quarters on the
- 29 ranch.

- In September 2002, a Jackson representative contacted them and Jackson then invited 1
- the children to come to Neverland Ranch for a visit. When the children arrived they 2
- were greeted by Michael Jackson and participated in the filming of a portion of the 3
- "Living with Michael Jackson" video production later shown on both English and 4
- American TV. Gavin was the main focus of that segment of the film. 5

- What prompted the events that followed was the publicity and outrage created by the 7
- British Broadcasting Company's broadcast of "Living with Michael Jackson," in which 8
- Jackson admitted sleeping with children and, specifically, with Gavin. The show was 9
- aired in England on February 3, 2003 and in the United States on February 6th. 10

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- Jackson's response to the public outrage it generated was to request the Arvizo family 12
- fly to Miami, Florida to participate in a press conference to support him. The trip was 13
- made. However, there was no press conference and the family was held virtual 14
- prisoners in the Miami hotel for two and a half days until they were flown back to 15
- California and taken to the Neverland Ranch. Thereafter the family, particularly the 16
- children, was not allowed to leave the ranch without one of the Jackson people with 17
- them. 18

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- 20 It was during the Miami hotel stay that Michael Jackson first started providing alcoholic
- beverages in Diet Coke cans to Gavin and, later, to Star and Davellin. He continued to 21
- provide alcohol to the children on numerous instances until they left the Ranch in mid-22
- March of 2003. 23

- Your Affiant believes that the more detailed investigative results set forth in this 25
- affidavit provides reasonable and probable cause to believe that Gavin was molested 26
- within the meaning of Penal Code section 288 by Michael Jackson. The molestations 27
- involve multiple instances of Jackson's masturbating Gavin in his Neverland Ranch 28
- 29 bedroom. Gavin describes at least five instances of masturbation occurring between
- February 7 and March 10, 2003. There are at least two other instances detailed in the 30

- affidavit, occurring within that period, in which Star observed Jackson with his hand
- down the front of Gavin's pants, in the area of his penis, while Jackson was
- masturbating himself. On those two occasions, Star believes Gavin to have been
- 4 passed out on Jackson's bed in the upstairs bedroom. Almost all the instances of the
- 5 molestations occurred after Jackson had provided alcohol to Gavin.

- 7 Furthermore, during this same time period the investigation disclosed that several
- 8 Michael Jackson employees conspired to falsely imprison Mrs. Arvizo and her three
- 9 children at the Neverland Ranch, as "false imprisonment" is defined by Penal Code
- section 236. Their repeated requests to leave were met with repeated denials, a
- pattern of intimidation and threats, and a series of verbal confrontations. Mrs. Arvizo
- was repeatedly told that she and her children could not leave until she agreed to allow
- the children to participate in the making of a film saying what a great person Michael
- Jackson was. Finally, on February 20th, she agreed. The children were taken to the
- residence of Hamid Moslehi in West Hills, and around 2:00 a.m. in the early morning
- hours of February 20, 2003, the film was made. But instead of allowing the family to go
- free as promised, they were taken back to the Ranch and not allowed to leave.

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- Between February 20th and the eventual escape on March 10, 2003, employees and
- 20 representatives of Michael Jackson told Mrs. Arvizo and the children that they were
- 21 going to be moved to Brazil. They were taken by Jackson representatives to the
- Federal Building in Los Angeles to procure passports and to the Brazilian Consulate to
- get visas. Eventually, around March 10th, Mrs. Arvizo was able to create a ruse which
- enabled her to obtain the release of her children from Neverland Ranch.

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Characteristics of persons involved in sex crimes against children:

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- As a result of the training and experience outlined above, your Affiant has learned that the
- following characteristics are generally found to exist in varying combinations and be true in
- 30 cases involving people who molest children "pedophiles."

mifacts.com 884686

1 Pedophiles are persons whose sexual objects are children. They receive sexual 2 gratification and satisfaction from actual physical contact with children and from fantasy 3 involving use of pictures, other photographic or art mediums and writings on or about 4 sexual activity with children. Pedophiles may collect sexually explicit materials consisting of 5 photographs, magazines, motion pictures, video tapes, books and slides depicting juveniles 6. or youngish-looking adults, which they use for their own sexual gratification, fantasy and for 7 displaying to potential victims. 8 9 10 Sexually explicit materials, including those listed above, may be used by pedophiles to lower the inhibitions of children, sexually stimulating children and themselves, and for 11 12 13

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demonstrating the desired sexual acts before, during and after sexual activity with children. Pedophiles rarely, if ever, dispose of their sexually explicit materials, especially if it is used in the seduction of their victims. Pedophiles often correspond with or meet with one another to share information and identities of their victims, and as a means of gaining status, trust, acceptance and psychological support. Pedophiles rarely destroy correspondence received from other people with similar interests unless they are specifically requested to do so. The majority of pedophiles prefer contact with children of a particular sex as well as a particular age or developmental range, the combination of which is peculiar to each individual pedophile. The photos and/or videos described above are kept to re-live fantasies or actual encounters with the depicted children. To reduce the chance of discovery, pedophiles may maintain and run their own photographic production and reproduction equipment. This may be as simple as the use of "instant" photo equipment such as Polaroid cameras and home video equipment, or as complex as a completely outfitted photo lab. Pedophiles often go to great lengths to conceal their collections of erotic materials and protect them from discovery, theft and damage.

Pedophiles often collect, read, copy or maintain names, addresses, phone numbers or lists of persons who have similar sexual interests. These may have been acquired by personal contact or through advertisements in various publications. These contacts are maintained

- as a means of personal referral, for exchange and for commercial profit. Pedophiles often
- 2 correspond with other pedophiles through the use of computerized bulletin boards and the
- 3 Internet. The names of such contacts may be maintained by preservation of the
- 4 publications in which they appeared, in phonebooks or notebooks, in computer hard or soft
- ware, or merely on scraps of paper. Vast quantities of child pornography may also be
- stored on electronic media such as computer hard drives, computer diskettes, magnetic or
- 7 digital tape, and computer CD-ROM disks.
- 8 Pedophiles often keep the names of children they are involved with or with whom they have
- 9 had sexual contact. They maintain these names in much the same manner as described in
- the preceding paragraph, and for much the same reasons.

Pedophiles often maintain diaries of their sexual encounters with children. These accounts

- of their sexual experiences are used as a means of reliving the encounter when the
- offender has no children to molest. Such accounts may be set out in a notebook, or on
- scraps of paper, or in a formal diary. Depending upon the resources available to the
- offender, they may be contained on audio tape or electronic entries into a "home
- 17 computer".

26 Tacts.com

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- 19 Pedophiles often cut pictures of children out of magazines, newspapers, books, and other
- 20 publications, which they use to facilitate fantasy relationships. These pictures help the
- 21 investigator to identify the age and sexual preference of the person under investigation.
- Pedophiles may use sexual aids such as dildos, fashioned after a man's penis and of
- various sizes and shapes, in the seduction of their victims. They often utilize these as a
- 25 means of exciting their victims and of arousing the curiosity of the children.
- 27 Pedophiles may collect and maintain books, magazines, articles, and other writings on the
- subject of sexual activity. These books and materials may be on the topics of human
- 29 sexuality and sexual education or consist of sex manuals discussing or showing various
- 30 sexual acts, positions, or sexual activities. These books and materials are used as a

means of seduction of the victim by arousing curiosity, demonstrating the seeming propriety 1 of the desired acts, explaining or demonstrating what the offender desires to be done, and 2 as a means of sexual arousal on the part of the offender, particularly when naked children 3 are shown or depicted in the materials. 4 5 Pedophiles often use drugs as a means of inducement to get a child to a particular location 6 such as the offender's home. Alcohol is also used in this fashion. Both drugs and alcohol 7 are also used as a means of seduction, reducing the child's inhibitions for sexual 8 excitement. 9 10 Pedophiles often collect and maintain artifacts, statues, paintings or other media which 11 depict children or young persons in nude poses or sexual acts. These are kept or "left" in 12 places where the victims can find or "discover" them. 13 14 15 Pedophiles may maintain and keep things of interest to their victims. They may consist of 16 magazines, books, and toys for the age level of the victims they desire to attract, and may be as complicated as video games, toy train sets, and computers. 17 18 19 Pedophiles may keep mementos of their relationship with specific children as a means of 20 remembrance. The mementos may consist of underwear or other garments or things that are unique to the relationship they had with the child. 21 22 23 Pedophiles may obtain, collect, and maintain photographs of the children they are or have been involved with. These photos may depict children fully clothed, in various stages of 24 25 undress or totally nude, and in various activities, not necessarily sexually explicit. These photos are rarely, if ever, disposed of and are so treasured that they are often kept upon 26

the individual's person, in wallets and like containers. If a picture of a child depicting the

child in the nude is taken by a pedophile, there is a high probability the child was molested

before, during, or after the photo-taking session because the act of posing the child is such

a great sexual stimulus for the pedophile.

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2	Narrative:
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4	Your Affiant was assigned to investigate this case on June 13, 2003, when Lt. Jeff
5	Klapakis informed me that he had just spoken with Larry Feldman, an attorney, who
6	ndicated that he h <mark>ad bee</mark> n retained by Mrs. Arvizo's fami <mark>ly.</mark>
7	mifacts.com mifacts.com
8	Lt. Klapakis explained to me that the Arvizo family had been interviewed by Los
9	Angeles Child Protective Services (CPS) in February, 2003, regarding Michael
10	Jackson's televised admission he allowed children to sleep in his bed. At that time, the
11	family did not disclose any wrongdoing by Michael Jackson and the case was closed.
12	
13	Your Affiant has read and reviewed the April 10, 2003 Santa Barbara County Sheriff's
14	Department report of Detective Terry Flaa, documenting his March 10, 2003
15	conversation with Los Angeles County Child Protective Services worker Brenda
16	Blackburn. In that interview, Ms. Blackburn read, word for word, a report summarizing
17	the February 20, 2003 interview of the Arvizo family members by her colleagues, Social
18	Workers Peters, Bowen and Walker in Los Angeles. Ms. Blackburn's rendition of the
19	report was tape-recorded and transcribed.
20	
21	The initial interview was with Mrs. Arvizo and focused on allegations of her general
22	neglect of her children. During this portion of the interview Mrs. Arvizo recounted her
23	abusive relationship with her ex-husband, her efforts to provide for the children, their
24	extra-curricular activities and Gavin's cancer history and current status.
25	
26	The conversation then focused on the Michael Jackson child abuse allegations. The
27	following are verbatim excerpts from the transcribed report (with Davellin's name
28	correctly spelled):

On 02-20-03, CSW Peters, CSW Bowen and SCSW Karen Walker responded to
an immediate referral with allegations of general neglect by mother, Janet
Ventura, and sexual abuse by Michael Jackson, 'a well known public figure.'
CSW went to the home of a family friend named Major Jackson, located at 450
S. St. Andrews Place in Los Angeles, California, zip code 90020 [U]pon
arrival at the location of 450 St. Andrews Place, CSW Peters, CSW Bowen and
SCSW Walker were met and greeted by mother Janet Ventura and minor
children Gavin, Star and Davellin Arvizo. Also present at this time was one of
Michael Jackson's security guards, a family friend and her child. Mother Janet
Ventura appeared to be somewhat anxious and was eager to state that she
needed some support, therefore, she requested that her friends be present
during the interviews. Mother immediately went over to the VCR and started to
play a video. The video consisted of Michael Jackson and Gavin at Neverland.
The video pictured a walk around the grounds of Neverland with Michael
Jackson and Gavin. It showed Michael and Gavin riding on a train, sitting on a
blanket, watching the swans on the lake. After the video was played, SCSW
Walker requested that all parties who were not involved with the referral leave
the premises due to confidentiality of the [inaudible]. Mother Janet became
somewhat agitated, but she felt that the friends were part of the family. Mother
also stated that the security guard was there to protect the family because of all
the media hype and harassment that her family has had to endure since the
airing of the Michael Jackson's interview on 02-06-03. Mother continued to state
that she needed some support during this process. CSW Peters, CSW Bowen
insured that the family there [sic; assured the family there?] was no need to be
afraid and all of the information was confidential."

"[Mrs. Arvizo] [']Michael is like a father to my children. He's like family. Michael gives advice to my children and that is something that they have never had with their father. He loves them and I trust them with him.['] . . . Mother further states Michael was an important part of Gavin's recovery from cancer. . . .

Question: [']Were you aware that Gavin and Star slept in bed with Michael Jackson, according to the broadcast?['] Response: [']My children are never solely alone with Michael Jackson. There's always someone around. When we go to Neverland, we're always around people. Sometimes I stay in the visitor's quarters, but mostly I am in the main house. Gavin, Star and Davellin have all been in Michael's room. Yes, Gavin and Star have been with Michael on his bed watching TV. As to the allegations that they share a bed, it is no. . . . I'm usually up walking around the house all night long. The room is open and there are no doors to shut. It makes me sick that someone accuses Michael of doing harm to my son and other children, when he has never been anything but wonderful. . . . I was not aware that the taping with Mr. [Brashir] would be aired. We did not sign any consent to have my children on this interview.['] . . . She also denied any knowledge of knowing that Michael Jackson slept in bed with her children Gavin and Star. . . .

"Gavin is a 13 year old boy that appears to be within the normal range of development. He is of average size and weight. . . . He was polite and respectful and appeared to enjoy the attention. Question: [']What is your relationship with Michael Jackson?['] [Answer:] [']Michael has been like a father to me. He has been there for me. I met Michael about three years ago. . . . Michael has been by my side through it all. I have gone to Neverland on several occasions. I like it there. You could be free and feel like there is no care in the world. When I go to Neverland, Star and Davellin are with me. . . . Michael sends his staff to get my family and we have a ball. . . . Since the airing of the Michael Jackson broadcast, I have not felt comfortable. I was in the gas station and some kids came up to me and asked if I was the boy on TV that slept with Michael Jackson. Everywhere we go there's always people staring at us. . . . Mr. Bashir did not get my consent from my mother. My mother thought this taping was private like the previous one.['] Question: [']What happens when you spend the night at Neverland?['] [Answer:] [']Usually when I visit Neverland, we

eat, play video games, ride to the park and watch movies. Sometimes we have slumber parties and everyone sleeps in the room.['] SCSW Karen Walker asked Gavin if anyone has ever touched him in a way that was inappropriate. Gavin became upset and said that [']people think that something's happened sexually between Michael and I. That's not true. Michael's like a father to me and he has never done anything to me sexually. My mother has been there at Neverland with me and always comes in and out of the room to see how we are doing.

...['] Question: [']Have you ever slept in a bed with Michael Jackson?['] [Answer:] [']No, I've never slept in a bed with Michael Jackson. Sometimes my brother and I fall asleep in a bed with Michael Jackson. Sometimes my brother and I fall asleep on the bed with our pajamas or our clothes on. Everybody sleeps in Michael's room together because it's so big. Nothing has ever happened. My mother is always aware of what goes on in Neverland.['] Child Gavin denied all the allegations of sexual abuse of Michael Jackson. He denied that he'd ever slept in bed with Michael."

"Star is a 12 year old boy who is somewhat large for his age. He appears healthy and well cared for in both dress and hygiene. . . . Question: [']What is your relationship with Michael Jackson?['] [Answer:] [']Michael is like a father to me. He listens to me and gives me advice. . . . When we go to Neverland, it makes me real happy. We have fun with Michael, we all give each other nicknames. My name is Blow Hole, like the fish. . . ['] Question: [']What happens when you spend the night at Neverland?['] [Answer:] [']When we go to Neverland we usually ride to the park, play video games and watch movies. There's always something to do. When we stay overnight at Neverland, sometimes we are in Michael's room watching TV. . . . We fall asleep with our pajamas or clothes on. My mother is there. When we are in Michael's room, we are never left alone.['] Question: [']Have you ever slept in a bed with Michael Jackson?['] [Answer:] [']I have slept in Michael's bed before, when I fell asleep after watching TV. No, I've never slept in the bed with Michael Jackson. If

Michael is in the room, he will make a bed on the floor.['] Child Star denied all allegations of sexual abuse on Michael Jackson. He denies that he has ever slept in bed with Michael Jackson."

"Davellin is a 16 year old girl that appears healthy and well cared for in both dress and hygiene. She attends Roosevelt High School and is an honor student. Davellin appears to be a happy child. Question: [']What is your relationship with Michael Jackson?['] [Answer:] [']Teary eyed Michael is like a father to all of us. He has provided us with guidance. He is so kind and loving. . . . My mother has always been with us and I've never seen Michael do anything sexually inappropriate with Gavin or Star.['] [Question:] [']What happens when you spend the night at Neverland?['] [Answer:] [']When we go to Neverland, we go and relax. There's so many things to do. We usually go to the media room and watch movies and eat candy. Most of the time I take a girlfriend with me to keep me company. We stay in the room down the hall in the main house. My mother always knows what's going on when she is at Neverland with us.[']"

Lt. Klapakis told me Attorney Feldman sent the Arvizo children to Dr. Stan Katz, a psychologist, for an evaluation. During the evaluation, Dr. Katz obtained some disclosures he was mandated to report to law enforcement. The disclosures included the following:

Michael Jackson provided alcohol to the children;

Jackson showed the boys pictures of nude women;
Jackson allowed the boys to sleep with him in his bed;

Jackson inappropriately touched the boys through their clothing.

- 1 Lt. Klapakis assigned this case to me and instructed me to telephone Dr. Katz so that
- 2 he could report the disclosures in greater detail. On Friday, June 13, 2003, I
- 3 telephoned Dr. Katz.

- 5 Dr. Katz explained to me that the children were referred to him by an attorney. Dr. Katz
- told me that he is a forensic and clinical psychologist and that he specializes in child
- sexual abuse. He said he was with Children's Hospital in Los Angeles and Children's
- 8 Institute for many years.

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- Dr. Katz told me that he interviewed the three Arvizo children and their mother. He
- said the information was very complex and it includes allegations of sexual abuse,
- endangering, threats, and sort of false imprisonment. Each was interviewed
- 13 separately.

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- Dr. Katz began by giving me the personal identifying information of the three Arvizo
- children. He explained there are two boys and one girl, and he gave me their names.
- Dr. Katz told me it is his professional opinion that the kids are credible, although he
- said Davellin, the 17-year-old sister, doesn't know too much about what happened.

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- 20 Dr. Katz explained that 13-year-old Gavin has a very rare form of cancer, but is
- currently in remission. He has only one kidney and that kidney is at high risk. He said
- 22 alcohol is a very significant threat to his medical health.

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- Dr. Katz said the children had problems giving specific dates and times, but they placed
- the events as occurring some time within a three- to six-week period after the airing of
- the television show "Living with Michael Jackson." He said the family was taken to
- 27 Miami the day before the television show aired in the United States.

- 29 Dr. Katz stated that in his conversation with 12-year-old Star, they focused on what Star
- 30 was 100% sure of. Dr. Katz told me that both Star and Gavin reported that Michael

- 1 gave Gavin alcohol on one night in Miami and, on the private plane flight back from
- 2 Miami, Michael gave both Star and Gavin alcohol. Michael would usually pour red
- wine in Diet Coke cans and give it to them. When Gavin would tell Michael he was not
- supposed to have alcohol, Michael would tell him he would be fine and not to worry
- 5 about it. Star told Dr. Katz that Michael gave him a can of Diet Coke containing red
- 6 wine. He tasted it and he knows what red wine tastes like. Star disclosed that on the
- 7 same airplane flight back from Miami, Gavin had fallen asleep with his head on
- 8 Michael's chest. Star said he was sitting in a position to see Michael licking Gavin's
- 9 head. He said Michael was awake and Star knew that he (Michael) was drunk.
- Star disclosed that upon returning from Miami, the children and the mother stayed at
- the Neverland Ranch. During this three- to six-week period after the TV show while at
- Neverland Ranch, he and Gavin continuously slept in Michael's room. Michael and
- Gavin would always sleep in the bed and Star would usually sleep on the floor and
- once in a while on the bed. Michael always wanted Gavin to sleep in his room, but
- didn't really want Star around. Gavin, however, insisted that Star stay.
- Star said Michael would offer them red wine, which Michael would call "Jesus juice,"
- every night. Star also said that one of Jackson's guys by the name of Frank told him
- that if he told anyone about the alcohol, they would kill them and their parents. Star
- 21 also disclosed that Michael Jackson often talked about sex. He talked about
- 22 masturbation and nudity. Michael talked about ejaculation and showed Star and Gavin
- 23 adult nude women on the computer and also in magazines. Michael asked if they
- 24 "jacked off" (masturbated) and if "white stuff" came out. Michael asked them if they
- 25 wanted to learn how to "jack off."

- 27 Star told Dr. Katz that Michael was naked one time in front of them. Michael walked
- into the bedroom, then stopped to talk to them. He was completely nude.

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- Dr. Katz reported Star disclosed that on two occasions, he saw Michael place his hand
- on Gavin's crotch on top of his clothes. Star said Gavin was passed out in bed from
- drinking too much. He said Michael and Gavin were both on top of the covers. He
- described Michael as wearing a T-shirt and briefs. Star said Michael was on his back,
- with his legs open and right hand inside his briefs. He said Michael had an erection
- and was rubbing himself while his left hand was on Gavin's crotch.

- 8 Star disclosed that on a different occasion he saw Michael get into bed and rub his
- 9 private part against Gavin's "butt." He said Michael kissed Gavin on the cheek and
- touched Gavin's butt. Star did not say whether Michael or Gavin were clothed.

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- Star informed Dr. Katz that Michael has a girl mannequin in the bedroom. Star once
- observed Michael "hump" the mannequin. He couldn't recall if Michael was clothed or
- 14 not.

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- Star told Dr. Katz that on one occasion while at the Ranch during their stay, he was in a
- golf cart with Michael. Michael placed his hand on Star's penis, on top of his pants.
- Star also said that Michael had touched his "butt," and he saw Michael touch Gavin's
- "butt" a lot, on top of his clothes. He said Michael kissed Gavin a lot on the cheek and
- 20 also hugged him a lot.

21

- 22 Dr. Katz then discussed Gavin's interview. Gavin is 13 years old and Dr. Katz
- described him as very emotional and scared. Dr. Katz said he purposefully did not
- 24 push Gavin too hard for more information, or more details. Gavin told Dr. Katz he was
- 25 scared that people would tease him if this comes out and he is very frightened that a
- crazed fan of Michael's will try to kill him. Dr. Katz told me he thought Gavin was really
- 27 honest and forthcoming. He thought that Gavin may feel on some level that he is
- 28 betraying his friend.

- Dr. Katz said Gavin told him of an airplane flight back from Miami, during which he was
- given alcohol by Michael. Michael gave him a very expensive watch and told him not to
- tell anybody about the drinking. Michael told him that the watch was worth \$75,000.

- 5 Gavin disclosed to Dr. Katz that during their stay at Neverland Ranch after the Miami
- 6 flight, he drank alcohol every night and got "buzzed." Gavin said he told Michael that
- 7 he was not supposed to drink, but Michael replied he would "be just fine." Michael
- gave Gavin wine in Diet Coke cans. Gavin reported that his head would hurt afterward.
- 9 Michael would tell Gavin he (Gavin) was "stressed out" and told him to keep drinking.
- The alcohol included whiskey, vodka and Bacardi rum. Gavin added that Michael also
- 11 would have Star drink.

12

- Also, during a visit to Neverland Ranch, Michael gave him a laptop computer. They
- connected the laptop to AOL and Michael started looking for naked women. Gavin
- was shown pictures of naked women on the computer screen. Michael told him and
- Star not to tell anyone and to say they were watching the Simpson's.

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- Gavin reported that Michael would hug him frequently, would stroke him, touch him,
- kiss his head and kiss his cheek over and over again. Gavin said he saw Michael
- 20 naked one time. He explained that they (Gavin and Star) were watching TV and
- 21 Michael just stood there naked for a moment.

22

- Gavin said that Michael Jackson talked to them a lot about masturbation. Michael
- would tell them that he had to masturbate or he'd go crazy. Michael would ask if Gavin
- touched himself and if white stuff came out of his penis. Michael told Gavin that he
- would tell Gavin how to masturbate. Dr. Katz told me that he then asked Gavin if
- Michael ever demonstrated it (masturbation), and Gavin started crying and didn't want
- to talk about it.

- Dr. Katz said his interview with Davellin Arvizo revealed that she was mostly excluded
- from Michael Jackson's and they didn't want her around. She did say that on one
- occasion while they were at the Neverland Ranch after the trip to Miami, she entered a
- 4 room in Michael's house and saw Michael pouring wine into a cup. He gave her some
- 5 wine. She also mentioned seeing Michael kissing Gavin on the cheek, hugging,
- 6 always rubbing him, and always readjusting his shirt.

- 8 Dr. Katz told your Affiant that based on his conversation with Janet Arvizo, there is also
- 9 reason to believe that the family may have been imprisoned at Neverland Ranch and
- 10 not allowed to leave. She related that the Jackson employees got them passports and
- were moving them around. Dr. Katz explained that the mother has a lot of anxiety
- about this and is really scared. He learned from the family that after the program
- aired, Jackson's employees arranged for the production of a video tape in which they
- were made to say, "He's a father figure to me. He's great. He's never done anything
- 15 bad."

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- Dr. Katz told me that in terms of his reporting duties, he thinks there is reasonable
- suspicion to believe that the Arvizo boys were endangered and possibly fondled.

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This concluded my conversation with Dr. Stan Katz.

21

- 22 On Sunday, July 6, 2003, your Affiant and Detective Sgt. Steve Robel met with Mrs.
- 23 Arvizo's family, who were staying at a local hotel in Goleta. The meeting had been
- 24 arranged by Sgt. Robel and Janet Arvizo. It had been agreed that we would interview
- Mrs. Arvizo first to get background history for the investigation. We transported Mrs.
- 26 Arvizo to Sheriff's Headquarters in Santa Barbara. Gavin, Star and Davellin remained
- 27 at the hotel.

- 29 At approximately 1500 hours on Sunday, July 6, 2003, your Affiant and Sgt. Robel
- interviewed Janet Arvizo. During the interview, Mrs. Arvizo was very detailed about

1	events but could not remember exact dates. Sometimes she could only recall that a
2	given event happened in a particular month. At other times she could recall only the
3	season in which the event occurred.
4	
5	Mrs. Arvizo began by telling us that her son Gavin is in remission from an unknown
6	type of cancer. He lost his left kidney, his spleen, and multiple lymph nodes. The
7	doctors removed a 16-pound tumor from him. The cancer increased to Stage Four
8	terminal cancer in both of his lungs. Gavin received extensive chemotherapy for almost
9	a year and was not expected to live. His right kidney is currently malfunctioning and he

has to take medication.

Mrs. Arvizo said she is not exactly sure how Michael Jackson came to be in contact with Gavin. She said either Carroll Lamir (unknown spelling) or Jamie Masada arranged for Michael to call Gavin at the hospital. Mrs. Arvizo explained that Carroll Lamir had taught her children tap dance, and that Jamie Masada is the owner of the "Laugh Factory" in Hollywood. She said her children had previously attended a "Laugh Camp" sponsored by the Laugh Factory where they met Jamie Masada. I subsequently learned that Mrs. Arvizo said Gavin had wanted to meet Michael Jackson and other stars. She believes he requested to meet Adam Sandler, Chris Tucker, Michael Jackson and possibly Jim Carey.

Mrs. Arvizo was unsure of the exact date Michael first called Gavin at the hospital, but said it was shortly after Gavin was diagnosed with cancer in June, 2000. Mrs. Arvizo told us that Gavin and Michael Jackson had long phone conversations and that Michael called him repeatedly at the hospital. When asked how many calls Michael had made to Gavin, Mrs. Arvizo said he called almost daily.

Mrs. Arvizo said that sometime in August, 2000, Michael Jackson invited Gavin and the whole family to Neverland Ranch. At that time she was still together with David Arvizo, her husband. She, Mr. Arvizo, Gavin, Star and Davellin all stayed at the Neverland

- Ranch for several days. Michael sent a car to pick the family up in Los Angeles.
- 2 During their stay at Neverland, Mr. and Mrs. Arvizo and Davellin stayed in a guest
- 3 house. Gavin and Star both stayed with Michael in his bedroom. She did not know if
- 4 Gavin and Star slept on the floor or in Michael's bed at that time. During the first visit
- 5 Michael gave Gavin a laptop computer as a gift. She also met Frank (later identified
- as Frank Tyson), who was introduced to her as a long-time friend of Michael's. She
- described Frank as Michael's personal assistant, who told her he conducted "damage"
- 8 control" for Michael.

15

- On November 17, 2003, your affiant met with District Attorney Tom Sneddon. Mr.
- Sneddon related to your Affiant that on Saturday, November 15th, around 11:30 a.m.,
- he talked to Mrs. Arvizo. She told Mr. Sneddon that the term "damage control" was
- used by Frank, Deiter, Ronald and Vinnie at various times to describe their role with
- 14 Michael Jackson.
- In the July interview, Mrs. Arvizo said that in October, 2000 Michael Jackson also gave
- Gavin a white Ford Bronco as a gift. Since Gavin was too young to drive, she drove
- the truck as a family vehicle. They had the Bronco until the summer of 2001 when it
- began having mechanical problems. She called the Jackson organization and they
- said they would take care of it. Gary (unknown last name), who is a driver for Jackson,
- 21 picked up the Bronco in Los Angeles and it was never returned. Mrs. Arvizo had
- 22 pictures of the Bronco and retained the DMV registration. She said the Bronco
- 23 pictures and registration were among items of their property later placed in a storage
- unit obtained by Jackson's people under the name of "Brad Miller."
- Mrs. Arvizo said that in the spring or summer of 2001, a key popped off the keyboard of
- the laptop computer Michael Jackson had given to Gavin. When Gavin told Michael
- about it, Michael said to send it back and it would be fixed. Mrs. Arvizo mailed the
- laptop computer back to Michael Jackson. It was never returned.

30

- 1 Mrs. Arvizo told us that Michael Jackson was in phone contact with Gavin a lot during
- this time period. She said they would talk on the phone for hours at a time.

- 4 Mrs. Arvizo explained that in the summer of 2001, Michael Jackson became upset with
- 5 her because Michael wanted Gavin to come to Neverland alone and Mrs. Arvizo would
- 6 not allow it. She said she had set the condition that all three of her children should go
- to Neverland or none at all. Michael was also upset because she complained that his
- 8 phone conversations with Gavin were too long. Mrs. Arvizo believes this was
- 9 Michael's motivation for not returning the Bronco and laptop.

10

- Sgt. Robel asked Mrs. Arvizo when her children next visited with Michael at Neverland
- after the first visit in August, 2000. Mrs. Arvizo said Mr. Arvizo took the kids back to
- Neverland Ranch sometime before December, 2000. She did not go with them at this
- 14 time. Mr. Arvizo also took Gavin to the Universal Studios Hotel to meet with Michael
- shortly before Christmas, 2000, and again she did not go. Michael Jackson gave
- 16 Christmas gifts to Gavin. Only Gavin received gifts from him. The only gift she can
- 17 remember was a Play Station 2 or Nintendo 64 with video games.

18

- Mrs. Arvizo said Gavin also got to meet Chris Tucker, the comedian and movie actor,
- 20 and his fiancée, Aja. Gavin first met Tucker soon after meeting Michael Jackson.
- Mrs. Arvizo liked Chris Tucker because he would invite all three of her kids to
- Nickelodeon and the theater. Mrs. Arvizo believes Chris Tucker and Michael Jackson
- met each other through their shared relationship with Gavin.
- Mrs. Arvizo told us that she separated from David Arvizo in May, 2001, because he
- 25 physically abused her and the children. She showed us a copy of a restraining order
- 26 filed in Los Angeles that prohibits Mr. Arvizo from contacting her and the children.

- When asked, Mrs. Arvizo said there were no visits to Neverland Ranch in 2001.
- Michael would only call and send gifts to Gavin. Mrs. Arvizo explained that Gavin was
- going through progressive chemotherapy and was too sick to go to Neverland in 2001.

1	
2	Mrs. Arvizo said that In the spring of 2002, Gavin and Star spent a week with Chris
3	Tucker at Neverland Ranch. She said Michael Jackson was not there during their visit.
4	Soon after the visit to Neverland Ranch with Chris Tucker, Michael Jackson called her
5	and asked to have Gavin and Star return to Neverland. Michael told her that he would
6	not be there, so the kids would have the ranch to themselves. Gavin and Star visited
7	the ranch for a few days.
8	1. O. J. J. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1.
9	In September of 2002, she received a call from Evie (believed to be Evelyn Joanna
10	Tavasci), who is Michael Jackson's personal assistant. Evie left a message on the
11	answering machine that Michael wanted to talk with Gavin. Shortly afterward, Michael
12	spoke with Gavin and invited him, Star and Davellin to Neverland. Mrs. Arvizo said the
13	kids stayed at Neverland for one night and they did not share any information with her
14	about the stay. She added that she was unaware at that time that her children had
15	been filmed for the "Living with Michael Jackson" film.
16	
17	On February 4 th or 5 th , 2003, after "Living With Michael Jackson" aired in England on
18	Monday, February 3, 2003, Mrs. Arvizo received a call from Michael Jackson. Michael
19	had told her about death threats being made against Gavin as a result of his
20	appearance in "Living with Michael Jackson." Michael wanted Gavin to fly to Miami for
21	a press conference to "clear things up." Michael had arranged to have her and her
22	three children to fly on a commercial flight to Miami the next day. The next day, when
23	Jackson's driver arrived to take them to the airport, he told them that there was a
24	change of plans. They were actually <mark>going to f</mark> ly to Miami on Chris Tucker's private
25	plane. Mrs. Arvizo told investigators that Chris Tucker actually flew with them to

Mrs. Arvizo said the Arvizo family stayed at the Turnberry Resort Hotel in Miami. Their 28 room was almost directly below Michael's suite. There never was a press conference. 29 The TV show "Living With Michael Jackson" was to air that night (Thursday, February 30

Miami.

26

- 6th), but they were kept in Michael's suite and were not allowed to see the show. On
- the day after "Living With Michael Jackson" aired in the United States on ABC, they
- were flown to Neverland Ranch in Michael Jackson's private jet. On the plane were
- 4 Michael, his children, his children's two nannies and Michael's doctor. Mrs. Arvizo
- said that at one point during the flight she got up to use the restroom. She noticed that
- 6 everyone was asleep. As she stood, she saw Michael licking Gavin face while Gavin
- was asleep with his head on Michael's chest. I observed Mrs. Arvizo to be emotionally
- 8 upset as she described this incident. Mrs. Arvizo explained that she thought at the
- 9 moment that she was seeing things, but later her son Star told her he saw the same
- thing. When Mrs. Arvizo was asked if she saw anything else on the plane, she
- mentioned seeing soda pop drinks.

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- 13 At this point, due to Mrs. Arvizo's emotional state and time restraints, the interview
- ended. It was agreed that the interview would continue the next day.
- On Monday, July 7, 2003, at about 1010 hours, your Affiant and Sgt. Robel resumed
- our interview of Mrs. Arvizo at the CALM Cottage in Santa Barbara. The reason for the
- change of location was to maintain confidentiality and our desire to continue the
- interview in a non-police environment.
- Mrs. Arvizo began telling us what Star and Gavin had disclosed to her.
- 23 Mrs. Arvizo related that Star disclosed to her the following information.
- Star and Gavin had both seen pornography on Gavin's laptop computer in Michael's
 bedroom.
- Gavin and he saw Michael Jackson pretend to have sex with a female child
- mannequin in Michael's bedroom. (When asked, Mrs. Arvizo did not know if
- 29 Michael was dressed or not.)
- Star and Gavin were both given alcohol to drink.

- Star and Gavin both saw Michael naked in Michael's bedroom. Michael was sitting
 on the edge of his bed while Star and Gavin were on the bed watching TV.
- Michael wanted Star to take a sleeping pill. (Mrs. Arvizo said Star kept the pill and
 that it is currently with their attorney.)
- Star saw Gavin and Michael in bed together. Gavin was passed out and Michael
 was up against Gavin, with his leg over Gavin. Michael was moving his hips against
 Gavin. (Mrs. Arvizo had no other detail on this incident.)
- Star and Gavin played an alcohol drinking game with Michael, in which they were
 required to make prank telephone calls of a sexual nature or drink.
- Star saw a suitcase full of pornography.
- Michael touched Star's private area.

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- 13 Mrs. Arvizo told us Gavin disclosed the following to her:
- Gavin told her "I saw Michael naked."
- Michael told Gavin a story about seeing a child having sex with an animal.
- Gavin drank alcohol given to him by Michael.
- Michael talked to Gavin about masturbation and said that "it's natural."
- Gavin and Michael were in bed together and Michael told Gavin, "I want to be your father" while caressing Gavin's chest and stomach.
- Michael wanted Gavin to wear Michael's pajamas and sleep in bed with him.
- 23 Mrs. Arvizo did not have any further detail of the disclosures made to her by the boys.
- These disclosures were made to her after February or March of this year. She
- explained that she would interrupt and tell Star and Gavin to "forgive and forget." She
- 26 did this because she thought she was doing the right thing. She wanted Star and
- 27 Gavin to make the disclosures to a priest or someone else. She has since learned that
- this was wrong of her to do. Mrs. Arvizo said Star is more outgoing and is more open
- 29 about talking with her, while Gavin has kept more to himself. I observed Mrs. Arvizo to
- 30 be emotional and crying during parts of the interview. On occasion she appeared

- angry to what has been done to her and her children. She was upset that Michael
- 2 knew of Gavin's medical condition and still gave him alcohol.

- 4 Mrs. Arvizo went on to tell us that after returning from Miami, she and her children
- 5 stayed at Neverland Ranch. She was told that there were death threats on her
- 6 children's lives because of the show, and that they would be safe there. Mrs. Arvizo
- 7 said she was asked to have the children make a rebuttal show and she refused.

8

- 9 Mrs. Arvizo related that after a few days at the ranch she asked to take her children
- 10 home. She was told they could not leave Neverland Ranch. A person named Deiter
- (later identified as Deiter Wiesner), who said he does "damage control" for Michael
- Jackson, insisted that they could not leave because of the death threats to the kids.
- Mrs. Arvizo was in fear that Deiter would harm her, so she did not argue with him.

14

- Mrs. Arvizo said she was not able to watch news on TV while at Neverland. She was
- intimidated and learned that her telephone conversations were being monitored. She
- was threatened by Ronald Konitzer, who also works for Jackson. She was told that if
- she went to the police or talked with anyone, he would make the kids disappear. Mrs.
- 19 Arvizo also described being kept away from the boys. When she asked to see her
- children, she was told they were busy with Michael.

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- Mrs. Arvizo said she suspected that her personal telephone calls were being monitored
- 23 at Neverland Ranch because she mentioned something during a call to a friend and
- she was later confronted by Jackson's people regarding the same subject. She asked
- 25 Frank if her phone conversations were being monitored and he said "no," but that they
- 26 had the capability to tap outside phone lines.

- Your Affiant learned from Mrs. Arvizo that on one occasion she finally spoke with Jesus
- 29 (later identified as Jesus Salas), who she thought was head of security at Neverland.
- It was late one night while Michael Jackson and the two Germans, Deiter and Ronald,

- were meeting with Michael, that she was able to convince Jesus to take the family
- 2 home to Los Angeles. She described running in the dark through Neverland, being led
- by Marie Nicole, to find their way to the car. Mrs. Arvizo was unable to recall exact
- dates of events during this time period. She stated that there were no clocks or
- 5 calendars at Neverland and she would lose track of the date

- 7 Soon after leaving Neverland, she received a call from Frank Tyson. Frank told her
- that they should return to Neverland because the children were not safe because of
- 9 death threats. Mrs. Arvizo told Frank about being threatened by Deiter and Ronald
- and he told her that they had been fired. Mrs. Arvizo said Frank talked her into
- returning to Neverland for safety reasons.

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- When she and her children returned to Neverland, Mrs. Arvizo saw that Deiter and
- Ronald were still there. Mrs. Arvizo again asked to leave and was told that she could,
- but her children could not leave. "Jackson's people" kept insisting the kids participate
- in the making of a rebuttal film, but she would not allow it. By "Jackson" people, Mrs.
- 17 Arvizo said she means Frank, Vinnie, Deiter, and Ronald.

18

- Mrs. Arvizo told us that when they returned to Neverland, Jesus was still there. When
- she approached him, he said he was ordered not to talk to her. He said he got in a lot
- of trouble and they were angry about what he had done. She pleaded with Jesus to
- 22 help her escape again, but he said he could not.

- During our initial interview with Mrs. Arvizo, she provided us with a Neverland Ranch
- letterhead which contained the name "Jesus Salas" typed on the document. The
- 26 letterhead paper had been given to her by Jesus. Using this information from the
- letterhead, your Affiant conducted a Department of Motor Vehicles check for a Jesus
- 28 Salas. Your Affiant determined that a Jesus Salas resided in Santa Maria. On October
- 29 28, 2003, your Affiant placed a phone call to the Salas residence. A female answered.
- 30 She spoke Spanish. Your Affiant also speaks Spanish. From the conversation, your

- Affiant learned that a Jesus Salas in fact lived there, but was not there at the time. The
- female did say that Mr. Salas had indeed formerly been employed at Neverland Ranch.

- 4 On November 12, 2003, your Affiant met with District Attorney Tom Sneddon. Mr.
- 5 Sneddon related that on Saturday, November 8, he met with Mrs. Arvizo in the Los
- 6 Angeles area. Mr. Sneddon said he showed her the photograph portion of the
- 7 Department of Motor Vehicles record for Jesus Salas that your Affiant had earlier
- 8 obtained. Mr. Sneddon said he had covered up the printed information on the
- 9 document and that only the photograph was visible to Mrs. Arvizo. Upon seeing the
- photograph, Mrs. Arvizo immediately said, "That's Jesus. Head of Security at
- 11 Neverland Ranch."

12

- Mrs. Arvizo told us that several weeks after being held at Neverland Ranch following
- their return from Miami, and while her children were still there, she received calls from
- 15 Child Protective Services (CPS) in Los Angeles. Mrs. Arvizo told the Jackson people
- about the calls and how CPS wanted to interview the children. She said she saw this
- as an opportunity to get her children out of Neverland. She was told by Frank that her
- children would have to return to Neverland after the CPS interview and could not leave
- until they made a public relations rebuttal film for Michael Jackson.

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- Mrs. Arvizo said she agreed that her children could participate in the film so that they
- 22 would be allowed to leave Neverland. The three children were taken to the home of
- Hamid Moslehi in West Hills to make the film. Mrs. Arvizo explained that the film was
- made at three o'clock in the morning on February 20, 2003, just hours before the
- scheduled 9:00 a.m. CPS interview at her home.

- 27 Your Affiant was present on November 7, 2003, when Detective Sgt. Steve Robel
- 28 called Mrs. Arvizo to get more details about the filming incident. Sgt. Robel has since
- relayed to your Affiant the information he gathered during the conversation. Mrs.
- 30 Arvizo told Sgt. Robel that Vinnie Amen picked her up at her boyfriend Jay's place and

- that the children were brought from Neverland by Vinnie. They all met at Mr. Moslehi's 1 house where the filming occurred. She described the house as a two-story home with 2 a pool table and that to the right of the entryway was a bedroom and a bathroom. 3 Present at the filming were Hamid, Vinnie, Brad Miller and a young male she could only
- identify as working for Marc Schafel, and who asked a lot of questions. The filming was 5
- done by Hamid in the living room of his house. Hamid was in charge of the filming. A 6
- 7 big black movie camera on a tri-pod and a large background screen were used in the
- filming. 8

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During your Affiant's initial conversation with Mrs. Arvizo, she said the name of the 10 filmer was Hamid Moslehi and provided home and cell phone numbers and an e-mail 11 12 address for him. She said this information was given to her by Hamid. From this

information, your Affiant was able to confirm from Department of Motor Vehicles 13 records that Hamid Moslehi lives at 14 West Hills, California 91307.

- 16 On November 4, 2003, at your Affiant's request, Los Angeles Police Department
- Detective Crowe, from the West Hills Division, drove by the above address. Det. 17
- Crowe related to your Affiant that 18
- residence with green trim. It is located on the east side of the street. It has a two-car 19
- garage and the numbers are stenciled in black on the curb. Det. Crowe 20
- observed a 2001 Chevrolet Suburban, license number registered to Hamid 21
- 22 Moslehi, in the driveway. With this information in hand, your Affiant accessed Accurint
- Database to see what other information could be learned about this person. Through 23
- this source you Affiant determined that Moslehi owns a business named "I Film, Inc." 24
- located at 25 in Los Angeles, California. The business's
- corporate headquarters is listed as West Hills, California 91307. 26
- 28 On Wednesday, November 12, 2003, your Affiant learned from District Attorney Tom
- Sneddon that on Saturday, November 8, 2003, he personally met with Mrs. Arvizo in 29
- the Los Angeles area. He showed her a copy of a Department of Motor Vehicles record 30

- containing a picture of Hamid Moslehi. Only the picture portion of the record was
- visible. Upon seeing the photograph she immediately said, "That's Hamid." She
- identified the person in the picture as the same person who lived at the Lester Lane
- address and did the filming of the children in the early morning hours of February 20,
- 5 2003, before the CPS interview.

- 7 Mrs. Arvizo was asked about the February CPS interview and why they did not make
- any disclosures to the CPS investigators. She told us that one of Michael's security
- guards, Asef (unknown spelling and unknown last name), was present when CPS
- investigators showed up at her home. Mrs. Arvizo said when Asef was told by CPS to
- leave the room for the interview, he pulled her into the bedroom and gave her a small
- recording device and told her to keep it on during the interview. Asef warned her not to
- say anything wrong about Michael Jackson, because they knew where her parents
- lived. He also had hidden a recording device in the room, just in case she did not do
- as she was told. She felt she had no choice but to deny to CPS any wrongdoing by
- Michael Jackson. She added that she did turn off the recorder that Asef gave to her.

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- After the CPS interview, the Arvizo family was then taken back to Neverland by Chris
- 19 Tucker's fiancée, Aja. Mrs. Arvizo said the Jackson people wanted to verify that
- 20 nothing was said to CPS and to make sure the film was okay. Mrs. Arvizo said the
- Jackson people then got them passports and were insistent that they leave for Brazil to
- 22 keep them out of the public's eye. She did not want to go to Brazil and told the
- Jackson people Gavin had to keep pre-scheduled doctor appointments in Los Angeles.
- Even after doing the film, they were not allowed to leave the Ranch.

- Mrs. Arvizo said that she and the children remained at Neverland until March of 2003.
- 27 She recalled that Gavin had an appointment to go to a medical laboratory on March 10,
- 28 2003. She and Gavin were taken to the appointment in Los Angeles by Vinnie. The
- 29 appointment was for a creatine clearance. Mrs. Arvizo explained that a 24-hour urine
- sample had been collected from Gavin and was to be delivered to the lab. This is when

- she learned about Gavin's drinking alcohol. Gavin told her he had drunk alcohol the 1 2 night before and was afraid it would show in the urine test. Gavin told her that Michael gave him wine and that Michael called it "Jesus Juice." Gavin also said that Michael 3 was concerned the alcohol would show in the urine test. On the way to the laboratory. 4 5 the driver, Vinnie, stopped at a restaurant so that Mrs. Arvizo could use the restroom. When Mrs. Arvizo returned to the car, she noticed that the container of Gavin's urine 6 7 was almost empty, though it had been full before they stopped at the restaurant. Vinnie 8 told her that he had accidentally knocked it over and spilled the contents. Mrs. Arvizo 9 told us that the container had a screw-on top and it would have been impossible to spill 10 the container's contents. She believes Vinnie emptied the urine from the container on purpose so that the alcohol would not be detected. 11 12 13 Subsequently, investigators determined that follow-up questions needed to be asked of Mrs. Arvizo. On Wednesday, August 13, 2003, at 1720 hours, your Affiant and Sgt. 14
- Robel met Mrs. Arvizo in Los Angeles to conduct a follow-up interview. The interview took place in a hotel near the victims' residence

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- Mrs. Arvizo was asked if she had any information about the telephone conversations between Michael Jackson and Gavin. She replied that she remembered Gavin telling her things which she felt were peculiar. For example, Gavin's favorite color is the same as Michael's favorite color. Also, whatever Gavin liked, Michael liked as well. Mrs. Arvizo said that Gavin would share these things with her. She said soon after Michael learned that Gavin was sharing information with her about their conversations, Gavin began closing up and not telling her things. Mrs. Arvizo explained it was a process over time. When asked if Gavin ever shared with her any threats made by Michael to Gavin, she said no.
- 28 It was clarified with Mrs. Arvizo that every time she was at Neverland Ranch, she 29 stayed in the guest quarters. She described there being four separate guest quarters

that were all furnished slightly different. Each guest quarter building was a one-room

2 structure with an attached bathroom.

3

4 Mrs. Arvizo was asked to clarify why some of her things are in a storage unit. Mrs.

5 Arvizo began by telling us that "they," meaning "Jackson's people," had given her

different reasons why it was important that she and the children no longer live in their

7 Los Angeles apartment. The reason most often given was because there were people

that were going to kill her and the children. She was asked who was telling her this,

and she said "Michael's people," and she named Frank, Vinnie, Deiter, Ronald and

10 Brad Miller, all of whom told her that at different times. They told her that people had

broken into her apartment. Mrs. Arvizo told us she believed them. They promised her

they would be buying her a house and an apartment, so the family would have two

places to go to, back and forth. She was told the reason for this was so nobody could

14 find them. She explained that at that time her residence was in East Los Angeles, and

that it was a small "bachelor apartment." Mrs. Arvizo said Michael's people moved her

things the first weekend in March of this year (2003).

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Mrs. Arvizo explained they wanted to get rid of all of her things because, she was told,

they were going to get her all new furniture. It was during this time, they were talking

about relocating her to a different country. This is when, Mrs. Arvizo explained, things

weren't "matching up" to her. They were promising they were going to put the children

in a private school as a security measure, due to the fact reporters were following the

children. Mrs. Arvizo found out that was not true. When she contacted the children's

school, she was told that no reporters had come to the school to speak with the

children. School officials also told her they were unaware of the children being

followed. She said there was never anything like what Michael's people had made

them feel frightened of.

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Mrs. Arvizo advised your Affiant that she was not physically present when her

possessions were boxed, moved and stored. The items stored included furniture and

- clothes and other personal belongings. There was not much furniture because it was a 1
- very small apartment. What she found peculiar was that the interest in moving her 2
- things manifested itself when they found out she had kept the notes Michael Jackson 3
- had sent or written Gavin. She had hidden some of the notes in a planted clay pot that 4
- wound up in the storage locker. Others notes and the registration documents for the 5
- Bronco were in her apartment prior to Michael's people placing her belongings in 6
- 7 storage.

- At the time of storage, Mrs. Arvizo was not told the location of the storage facility, but 9
- only that it would be in her name. Later, after she had escaped from the Ranch, she 10
- 11 hired attorney Bill Dickerman to formally request of Michael Jackson that her stored
- possessions be returned to her. Through Dickerman's efforts, the storage unit was 12
- 13 located, but they learned from the storage company that the unit was under the name of
- a "Brad Miller" and that storage fees were in arrears. 14

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- During our initial interview on July, 2003, Mrs. Arvizo provided us with numerous 16
- documents and correspondence between her attorney, Mr. Dickerman, and attorney 17
- Mark J. Geragos. A review of these letters reveals that Dickerman authored a March 18
- 26, 2003, "Demand Letter" for the return of numerous items belonging to Mrs. Arvizo's 19
- family, including the possessions in the storage unit and other items that were either in 20
- 21 Michael Jackson's or Jackson's agent's possession. In an April 6, 2003 letter to
- 22 Attorney Dickerman, Attorney Geragos responded, "Please give me a call so we can
- make arrangements." In a letter dated April 15, 2003, Geragos wrote, "We have 23
- retrieved various items from storage and would appreciate your advising us as to where 24
- 25 they should be delivered."

- 27 From these letters and conversations referenced in other letters that form the
- correspondence between Attorneys Geragos and Dickerman, it is clear to your Affiant 28
- 29 that Mark Geragos was acting, or at least purporting to act, as the agent for Michael
- 30 Jackson in reference to Dickerman's demands, and that he possessed knowledge of

- and control over many of the items demanded, particularly those in the storage unit.
- 2 Interesting among the various discussions in the correspondence was the information
- in an April 8, 2003, letter authored by Attorney Dickerman to Attorney Geragos
- documenting a conversation they had had earlier that afternoon. The letter references
- 5 the fact that, according to Geragos, the move was videotaped and that there is a
- document purporting to show that had Mrs. Arvizo signed off on the move. Mrs. Arvizo
- 7 denies signing any such document.

- 9 During a conversation with Mrs. Arvizo and Jay Jackson on September 16, 2003, your
- 10 Affiant learned that the storage company and Jackson's lawyers agreed that the
- Arvizos could regain possession of the stored items if they paid the outstanding storage
- fees of \$580. Mrs. Arvizo did not have the money to pay for retrieval of the items. The
- Santa Barbara County Sheriff's Department and the District Attorney's Office agreed
- amongst themselves to split the amount of the storage fees so that a search could be
- conducted of the stored property to determine whether evidence in the form of notes
- authored by Michael Jackson to Gavin were still among the stored possessions. Jay
- Jackson further related that when he initially called Dino's Storage and spoke with
- "George" (last name unknown) who purported to be the owner, he was informed that
- they could not get access to the storage unit because Mrs. Arvizo's name was not on
- the account.

- 22 On October 1, 2003, Jay Jackson (Mrs. Arvizo's boyfriend) and Mrs. Arvizo went to
- Dino's Moving and Storage located at 12641 Saticoy Street, North Hollywood,
- 24 California 91605. The \$580 outstanding storage fee was paid and they retrieved the
- items from the locked container and placed them in a U-Haul. Before leaving, Mrs.
- 26 Arvizo checked to see if the Michael Jackson notes were still there, hidden in the
- 27 potted plant. They were not. Nor were they or the other notes concealed in her
- 28 apartment's furnishings among any of the items retrieved from the container. After
- loading the possessions into the rental U-Haul, your Affiant learned from a

- conversation with Sgt. Robel that they met Sgt. Robel and Lt. Jeff Klapakis at a nearby 7-Eleven Store.
- Sgt. Robel told your Affiant that he obtained the paperwork given to Jay Jackson by
- 5 Dino's earlier that morning. Your Affiant has reviewed this paperwork. It reflects that
- the storage unit was rented on March 1, 2003. The address on the billing statement
- 7 was "Brad Miller, 211 South Beverly Drive, Beverly Hills, California 90212." Another
- 8 document, which appears to be the storage rental agreement, also reflects "Brad Miller"
- 9 as the renter, but with a different address. "CK #1477" is handwritten on that
- document. It is dated "3-1-03" at the top. A third document, entitled "Non-Negotiable
- Warehouse Receipt and Contract," with "Warehouse Receipt No. 439" printed in the
- upper right-hand corner, reflects that the items that were placed in storage were
- received on the account of "Brad Miller, 211 S. Beverly Drive. B.H. 90212 #108."
- On October 30, 2003, your Affiant requested a Department of Motor Vehicles records
- for "Brad Miller." The returned record, with photograph, reflects a Brad Greg Miller with
- an address of 2160 Century Park East 1707, Los Angeles, California 90067.
- 19 A confidential reliable agent was asked to visit the building located at 211 South
- 20 Beverly Boulevard, Beverly Hills. Around 11:00 a.m. on November 14, 2003, that
- individual made contact with a female employee in the reception area of office No. 205,
- which was the number shown next to Mr. Miller's name on the directory inside the
- 23 entrance to the building. The receptionist stated that Private Investigator Miller was no
- longer in that office, but had moved downstairs to office No. 108. The individual
- proceeded downstairs to Office No. 108 and observed the name "Bradley Miller" on the
- 26 door. The door was locked.

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- 28 Records of the California Bureau of Security and Investigative Services reflect that
- 29 Bradley Greg Miller of Beverly Hills is currently licensed as a private investigator
- 30 (License No. 17530.)

Mr. Sneddon informed your Affiant he met with Mrs. Arvizo on November 8, 2003. The purpose of the meeting was to secure her signature to some applications for victims' compensation, to pick up several items of evidence that she wanted turned over to investigators, and to show her two photographs. Mr. Sneddon showed her a Department of Motor Vehicles photograph of Brad Miller he had obtained from Sheriff's investigators. Only the photograph itself, and not any of the printing on the document. was shown to the witness. Upon seeing the photograph, she immediately said, "That is Brad Miller." Mrs. Arvizo was asked to clarify if the storage of her household goods happened before

- or after the CPS interview. She said it was after the interview. Mrs. Arvizo explained she was becoming more concerned. Michael's people promised to get a tutor for the children; that did not happen. She stated matter-of-factly that the school books her children had taken to Neverland disappeared. She believes they were taken by Frank, Vinnie, Ronald or Deiter. Mrs. Arvizo said those individuals were getting angry with her and threatening her when she wanted to go to the doctor's appointments with Gavin in Los Angeles. She was thinking that if they really cared about her children, they would want Gavin to go to his appointments with his doctor. She could not understand the urgency of them wanting the family to leave the country.
- Mrs. Arvizo explained that everything that they were made to endure with Michael and
 Michael's people has interrupted her family's life and affected Gavin's and Star's
 behavior. Mrs. Arvizo said Gavin's demeanor and conduct has changed noticeably.
 He recently shot her in the leg with a BB gun, and he gets angry for no reason or
 cause. Star now clings to her for no reason.
- Mrs. Arvizo went on to say that Michael's people wanted her and the children to go to Brazil. She did not want to. She told them she did not want to be moved and leave her things behind. They wanted her to sign a piece of paper stating she wanted to

- move. She told them she was not signing anything. She demanded to know where her things were and who had moved them.

 Your Affiant has read and reviewed a Santa Barbara County Sheriff's Continuation
- 5 Sheet authored by Sgt. Steve Robel, dated October 31, 2003. The report reflects that
- on October 28, 20<mark>03, at 1</mark>600 hours, Sgt. Robel talked to Mrs. Arvizo by telephone
- 7 regarding the passports and visas she had mentioned in her earlier discussions with us
- 8 in July 2003. Your Affiant gleaned from that report the following information:

Frank Tyson and Vinnie Amen told Mrs. Arvizo and her children they needed to get
passports and visas in order to travel to Brazil. They told her and her children that they
needed to re-locate to Brazil due to the death threats being placed on her family's lives.

- Some time around February 26, 2003, Mrs. Arvizo and her children were driven to a
- Wal-Mart or a Rite-Aid store, possibly in the Santa Maria area, to have passport
- photographs taken. After getting their photographs taken, they were driven to Marc
- Schafel's house, who lives in the Calabasas area. According to Mrs. Arvizo, Schafel
- was represented to be the head of "MJJ Productions." Mrs. Arvizo said that Tyson and
- 18 Amen picked up the passport applications from Schafel.
- 19 mjfacts.com mjfacts.com
- Thereafter, Tyson and Amen drove them to the Federal Building in Los Angeles at
- which time they submitted their passport applications. The fees for the passports were
- paid with a check from "MJJ Productions." Mrs. Arvizo believes it was around March 1,
- 23 2003, when Tyson and Amen then took the family to the Brazilian Consulate in Los
- 24 Angeles to get their visas. She said that during the passport and visa process, she and
- 25 her children, along with Frank Tyson and Vinnie Amen, stayed at a motel in Calabasas.
- She believes the motel was a Country Inn and Suites, but she is not positive of that.
- During their stay at the motel, she and the children were not able to leave their room
- unless they were escorted by Tyson or Amen. She further added that Jackson's
- representatives purportedly purchased airline tickets for them to fly to Brazil. She
- reported to Sgt. Robel that neither she nor the children knew the name of the airline,

- but she did see the visas and the passports. Neither she nor her children were given 1
- possession of the visas or passports, which were retained by the Jackson people. She 2
- 3 believes the "Jackson people" still have them.

- 5 Mrs. Arvizo was asked why she returned to Neverland after escaping in the middle of
- the night in February, 2003. She said Frank called her and told her he wanted her to 6
- 7 go back to the Ranch, and that Ronald and Deiter had been fired. She said Frank also
- 8 told her that the children were in grave danger, and that Mrs. Arvizo didn't know that
- Michael Jackson's people were receiving daily death threats on the children. Frank 9
- 10 told her not to return to her apartment, because if she did, she'd see that the threats
- are real. Frank told her that her parents' house was under surveillance by the persons 11
- making the death threats on the children. Mrs. Arvizo said she believed what Frank 12
- was telling her. When she told Frank about Ronald and Deiter threatening her, he 13
- 14 (Frank) assured her that Ronald and Deiter had been fired. Mrs. Arvizo said those are
- the reasons she returned to Neverland Ranch with her children. 15

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- Mrs. Arvizo said that upon returning to Neverland, the first people she saw were Ronald 17
- 18 and Deiter. When she saw that Deiter and Ronald had not been fired, she wanted to
- leave the Ranch with her children. Frank told her she could leave, but the children 19
- had to stay. 20

- Mrs. Arvizo was asked to clarify what happened after Gavin's medical appointment in
- L.A. on March 10th. Mrs. Arvizo said only she, Vinnie and Gavin went to the medical 23
- 24 lab. Star and Davellin were still back at Neverland Ranch. They were supposed to
- 25 return to the Ranch after the appointment. After Vinnie spilled Gavin's urine sample.
- 26 she finally felt she had something people were going to believe and that she was not
- 27 crazy. In the past Frank had told her that they did things a certain way so that if she
- 28 ever went to somebody they would be able to refute her. Mrs. Arvizo said that is why
- 29 she has been very careful about not telling anyone what has happened to her and her

- family. Mrs. Arvizo stated that along the way, she had to make things appear "natural 1
- 2 and normal" and she went along with their requests.

- 4 Among the things discussed in the previously noted November 15, 2003 conversation
- between District Attorney Sneddon and Mrs. Arvizo was the fact that what remained of 5
- 6 the urine sample had been delivered to the lab that day. She subsequently received a
- letter from Kaiser Hospital stating that the sample was insufficient to do the creatine 7
- 8 clearance test. Attorney Dickerman has the Kaiser letter.

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- 10 Directly after Gavin's medical appointment, she told Vinnie since she was going to
- Brazil she needed to get her nails done and other feminine beauty treatments. What 11
- 12 she really wanted was to get as close as she could to her boyfriend's place of work to
- contact him. She told Vinnie she would return to Neverland, but first needed to stop by 13
- 14 the salon, which was near her boyfriend's work. Vinnie called Frank at Neverland.
- 15 Frank told Vinnie to take her to the salon, but they had to leave immediately afterward.

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- From the salon Mrs. Arvizo called her boyfriend and told him of her situation. She said 17
- 18 her boyfriend arrived at the salon shortly after. When Vinnie saw her boyfriend arrive,
- he told her it was time to go. Mrs. Arvizo said she wanted to spend some time with her 19
- boyfriend, but Vinnie responded it was not part of the plan. Vinnie stepped outside of 20
- 21 the salon to call Frank. Vinnie then returned inside the salon and told her it was
- unacceptable and that she had to return to Neverland. When Vinnie again stepped 22
- 23 out of the salon she noticed Gavin to be nervous and frightened. Gavin told her, "No
- Mommy, you're messing up the plan." She said that Frank's plan was for them to 24
- 25 return to Neverland and immediately leave for Brazil. Mrs. Arvizo said she knew if she
- went back to Neverland Ranch, she would be made to go to some unknown city in 26
- Brazil. They described it as away from any hotels in a place that would have no 27
- 28 Americans, so no one would recognize them and be able to send the killers there.

- 1 Mrs. Arvizo was asked if she ever went back to Neverland Ranch and she said no.
- 2 She told Vinnie she had to make a court appearance regarding child support the next
- day (March 11, 2003). She said Davellin and Star would need to be present in court.
- 4 Mrs. Arvizo explained this would be a chance for her to get all of her children in Los
- 5 Angeles. They refused to bring Davellin and Star, and told her that she needed to
- 6 return. When this plan failed, she thought of another way to get Davellin and Star out
- of Neverland Ranch. Mrs. Arvizo explained she had to make some type of plan that
- was not suspicious, because she said Frank told her he could make the children
- 9 disappear.

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Mrs. Arvizo explained how she was able to get Davellin and Star out of Neverland

Ranch. She told Frank that her parents were ill and she wanted the children to see

their grandparents one last time before leaving for Brazil. She told Frank the

grandparents would see that the children are well taken care of, and if anyone ever

15 questioned the grandparents, the grandparents would say everything is fine with the

children. Mrs. Arvizo had Jay Jackson contact her parents and tell them of the

17 situation. He did, and they agreed to go along with the plan. Her father then called

Neverland and spoke with the children, knowing that Frank would be listening to the

19 phone call.

Mrs. Arvizo's father told the children that he was ill and needed to see them. Soon she

received a phone call from Frank. He told her that the children could only visit

grandpa for one hour and that she had to promise him that she would return. Mrs.

24 Arvizo told Frank she agreed to return, but she wanted the children to have two days

- with the grandparents, not just one hour. Frank agreed only after Mrs. Arvizo promised
- 26 Frank she would stay in Brazil for as long as they wanted. Mrs. Arvizo said both
- Davellin and Star were then brought down by Vinnie to the grandparents' home.
- Mrs. Arvizo was asked if they had returned to Neverland Ranch after two days. Mrs.
- 30 Arvizo said no. The day after they returned Davellin and Star to her she called Jesus

- and left a voice-mail message, telling him they were not going to return. Frank then
- 2 called her parents' house and told them they are not getting their things back. He
- repeatedly called her parents' home and left threatening messages on the answering
- 4 machine. Mrs. Arvizo was asked if they still had the answering machine tape, and she
- said no.

- Michael's people continued to try to get the Arvizo children back to Neverland Ranch.
- 8 They refused to return her things in storage. Someone slipped a note under her
- 9 parents' front door indicating Gavin and Star needed to call Neverland immediately. In
- addition, Frank and Vinnie both came knocking on her apartment door. When she
- wouldn't answer the door, they started throwing rocks at her apartment.

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- Mrs. Arvizo was asked why, in her opinion, Jackson's people lied to her about the
- death threats and were trying to move her to Brazil. Mrs. Arvizo replied, "Because they
- did wrong." Mrs. Arvizo was asked what they did wrong, and she said "because of the
- things they knew they did to Gavin, Star, Davellin and to her." She said she believed
- they thought because she lived in East Los Angeles, that nobody would care or miss
- 18 them.

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- Mrs. Arvizo was reminded of the CPS interview incident, and asked if the bodyquard
- 21 Asef ever retrieved the second recorder. Mrs. Arvizo said as soon as the interview
- was over, the bodyguard entered the living room while the three ladies were still there.
- 23 It was during this time she believes Asef retrieved the second recorder, but she did not
- 24 know from where. Mrs. Arvizo added that Asef did not leave until he made sure that
- 25 the three ladies from Child Welfare Services were gone.

- 27 On Monday, July 7, 2003, at about 1150 hours, Detective Sqt. Steve Robel and I
- interviewed Davellin. The interview took place at the CALM Cottage in Santa Barbara.
- Davellin said she met Michael Jackson during the time Gavin was hospitalized in the
- year 2000. She explained that Michael Jackson was in telephone contact with Gavin

- and Michael had invited the whole family to go to Neverland Ranch. Davellin said she,
- 2 her father, her mother, Gavin and Star visited Neverland Ranch for about one week.
- While at Neverland Ranch, Davellin and her parents had their own rooms in guest
- 4 units. Gavin and Star stayed in Michael Jackson's bedroom. Davellin went on to say
- 5 Gavin told her Michael asked Gavin and Star to stay in his bedroom and that Michael
- told Gavin and Star to ask their parents during dinner for permission for them stay with
- 7 him in his room.

- 9 Davellin said Star told her that during this first visit to Neverland Ranch, Gavin and Star
- saw pornography on the computer. Star also told her about a book containing naked
- women in Michael's office. Gavin was present when Star told her this information.
- 12 Gavin told her not to say anything because Michael would get mad. Gavin told her
- everything is secret and that they can't say anything.

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- Davellin related that Gavin and Star visited Neverland Ranch many times without her.
- She had been to Neverland Ranch only twice before February of 2003. The second
- time she visited Neverland Ranch was when the TV show "Living with Michael Jackson"
- was being filmed in September 2002. The family learned about the airing of "Living"
- with Michael Jackson" in the United Kingdom when reporters came to their house in
- Los Angeles. Right after the show aired in England, Michael called Gavin and invited
- the family to join him in Florida for a press conference "to fix all this."

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- Davellin said she was mostly excluded from joining Gavin and Star when they were with
- 24 Michael. She was never invited to stay in Michael's bedroom. Days would go by
- without her seeing Gavin or Star while at Neverland Ranch. Davellin told me Michael
- 26 had given Gavin and Star nicknames. Gavin's nickname was "Apple Head" and Star's
- was "Blowhole." She did not get a nickname.

- Davellin was asked if she ever saw or heard of Michael ever doing anything
- inappropriate with Gavin or Star. Davellin said she saw Michael give alcohol to Gavin

- and Star. During a visit to the Ranch, as she walked into the arcade room she saw the 1 three go down a hidden staircase behind the jukebox. She followed Michael, Gavin and Star into the wine cellar where she saw Michael giving Gavin and Star cups of 3 wine. I asked Davellin how she knew it was wine. She replied that they were in a 4 wine cellar and there was nothing else there to be drinking. Also, Gavin later told her 5 6 that they (Gavin and Star) drank wine with Michael in the wine cellar. 7 Gavin also told her they were drinking alcohol every night and asked her not to tell their 8 9 parents. Gavin told her that they drank wine and alcohol given to them by Michael in 10 Sprite and Diet Coke cans. They also drank "Skyy" (a brand of vodka) and tequila.
- On another occasion she walked into the kitchen at Neverland and saw Michael mixing
 alcoholic drinks and giving them to Gavin and Star. She said Michael called wine
 "Jesus Juice" and she personally heard Michael use the term "Jesus Juice."

Gavin told her that he told Michael the doctors said he couldn't drink alcohol and

Michael replied something to the effect of he, Gavin, shouldn't believe in doctors.

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- Davellin said that in Michael's jet on the way back from Miami in February of this year, she saw Gavin and Star drinking from Diet Coke cans. She said later, Gavin told her he was drinking wine on the plane and that Michael had given him a watch and jacket as a bribe not to tell anyone.
- Davellin said she was told by Gavin and Star that they played a game with Michael
 where they made prank phone calls. They told her that if they didn't make a prank
 phone call they had to drink alcohol.
- Both Gavin and Star disclosed to her that Michael talked about masturbation and if
 white stuff came out when they touched themselves. Gavin and Star also told her
 about Michael "humping" a mannequin and another instance when Michael undressed
 in front of Gavin and Star. Gavin also disclosed to her that Michael had touched

- Gavin's "behind" with Michael's hand outside of Gavin's clothing and that Gavin felt
- 2 uncomfortable. Michael talked to him about sex and that Michael wanted Gavin to
- leave his underwear in Michael's basket (hamper) when he changed clothes. Later she
- 4 learned Gavin's underwear was never returned. When Gavin's clothes were sent back
- to him in a suitcase after they left Neverland for the last time, he found all of his
- 6 clothes, except for his underwear.

- 8 Davellin went on to say that she observed Michael always kissing, caressing and
- 9 hugging Gavin. Michael would obsessively adjust Gavin's shirt all the time. Michael
- did this mostly with Gavin and not Star. She believes Michael's behavior with Gavin
- was inappropriate, however Gavin has not disclosed anything else to her. She feels
- that there is more that Gavin is not talking about. Davellin described seeing a change
- in Gavin's behavior. He used to be more open with her and now he keeps to himself.
- Before the last visit to Neverland, he was a "loving little boy," but now he is more
- 15 aggressive and quiet. Davellin feels something is very wrong with Gavin.

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- Davellin said Star did not disclose anything to her about being touched by Michael, but
- he told her of a phone in Michael's bedroom that could monitor all of the phone lines in
- 19 Neverland Ranch. He told her of an instance where he walked into Michael's room
- and saw Frank and the "German guy" listening to Mrs. Arvizo's personal telephone call.
- 21 Star told her that when they saw him they quickly turned it off.

22

- Davellin was asked why none of this was told to the CPS workers during the interview
- in February of this year. Davellin said she was scared to say anything. One of
- Michael's security guards was there and that he had talked with Mrs. Arvizo in the
- 26 bedroom before CPS arrived. She was told of death threats on them and she felt she
- couldn't say anything. Also, while at Neverland Ranch she was told they could not
- leave because of death threats. She said that when they did call 9-1-1, it rang the
- 29 security office at Neverland.

- 1 Davellin was asked to describe Michael's room. She said there is a hallway leading to
- 2 Michael's bedroom. In the hallway is a double door which has a code lock and a
- surveillance camera. She did not know the code, but Gavin and Star may know it. 3
- 4 After entering the double doors, there are stairs that lead down into a room. She
- explained that Michael's bedroom has two levels. On the lower floor there is a TV, 5
- jukebox, couch and fireplace. There are two restrooms on the lower floor and a 6
- staircase that leads to the upper level which contains Michael's bed. On the level that 7
- 8 contains Michael's bed, there is also a computer, tapes and a pull-down TV screen.
- This concluded our initial interview with Davellin. 9
- 11 On August 3, 2003 at 1702 hours, there was a follow-up interview of Davellin in Los
- Angeles. The interview took place at the same location as her mother's interview. 12
- 13 Davellin was asked how Gavin has been acting. Davellin described Gavin as
- 14 becoming progressively more argumentative. Davellin was asked if Gavin has shared
- 15 any information from our previous interview with him. She said no.
- 17 Davellin was reminded of the wine cellar incident, and she was asked to describe the
- 18 wine cellar. She described going down a staircase and turning to the right where there
- are some "cubby holes" that contained sleeping bags. There is a doorway leading into 19
- a room. In the room were wine bottles on the wall, and a counter with a cupboard of 20
- cups. When asked when she observed the wine cellar, she said it was many times 21
- during their last visit to Neverland Ranch after the trip to Miami. Davellin added that 22
- she observed Michael, Gavin, Star, and Frank come up from the wine cellar many times 23
- 24 carrying cups.

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- Next, Davellin was asked about the time they left Neverland Ranch late in the evening. 26
- Davellin explained that a worker by the name of Jesus took them out of Neverland at 27
- her mother's request. She believes the car used to transport them was a black Rolls 28
- Royce, and that they left about midnight. The reason for them leaving Neverland late 29
- 30 at night was because Michael's people were very controlling and told them they could

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- not leave Neverland. They were not allowed to call their grandparents and say where
- they were. They were being told there were death threats on their lives. When asked
- who Michael's people are, she said Frank, Vinnie, Deiter, and Ronald. She added
- they were also not allowed to watch the news. Deiter and her mother were in a room,
- 5 and they were always yelling. When asked if she heard what they were yelling about,
- she said she only heard yelling. Deiter also told them what to say and how to behave,
- and what they were supposed to tell everybody regarding the filming.

- 9 Davellin was asked if she or anyone in her family had ever been threatened and she
- said they were told about having death threats on their lives. They did not give a
- reason for the death threats. She was specifically asked if death threats were made to
- her and she said that she could not remember. When asked if she was scared while
- they were at Neverland, she said yes, and that she just wanted to leave.

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- Davellin was asked if she recalled the CPS workers' interview at their home, and she
- said yes. She was asked who was present at the interview. She said the three social
- workers and Michael's security guard. She did not know the security guard's name.
- She did not know why he was there. He just showed up on that day. Aja, Chris
- 19 Tucker's fiancée, and their son, were also there. When asked the reason for Aja's
- 20 presence, she said she was there only as a friend. Also present during the interview
- were Gavin, Star, and their mother. Davellin was asked if Aja, the baby, and the
- security guard were allowed to remain during the interview. She said no. She
- explained they were asked to leave. At that time, Aja and the baby left and the
- security guard pulled her mother into the bedroom and closed the door. A few
- 25 moments later, the security guard left and her mother rejoined them. She observed
- something black in her mother's hand. Later her mother told her the security guard
- 27 had given her a tape recorder and wanted her to place it in the room while they were
- being interviewed by the social workers.

- Davellin was asked why during the interview with the social workers, she did not say 1
- 2 anything about the threats and not being able to leave Neverland Ranch. She said,
- 3 "We were so scared, we didn't want to say anything." She told us that she told the
- social workers that everything was okay. Davellin was asked if anyone told her to say 4
- 5 that and she said yes. Davellin said before leaving Neverland Ranch for their meeting
- with the CPS workers, Michael's people told them to tell the social workers that 6
- 7 everything is okay and that there is nothing wrong. When asked who told them to say
- that, she indicated Frank and Deiter told them at different times. She was asked if she 8
- 9 was told by Frank and Deiter of any consequences if they did not say what they
- 10 wanted, she said no.

15

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- Davellin was asked if she recalled what Gavin and Star had told her about a 12
- mannequin and she said yes. She was asked if she had seen the mannequin. She 13
- 14 said Michael had several mannequins and did not know which one it was.
- Davellin was asked if Gavin and Star had described to her any more detail about the 16
- incident where Michael was naked in front of them. They told her that Michael walked 17
- 18 naked one time in front of them and acted like nothing was wrong.
- 20
- On Monday, July 7, 2003, at about 1335 hours, your Affiant and Detective Sgt. Steve
- 21 Robel interviewed 12-year-old Star. The interview took place at the CALM Cottage in
- 22 Santa Barbara. Star said he attends John Burrows School and receives average
- grades. He is involved in a Navy-sponsored kids program called Sea Cadets. 23
- 25 During the rapport building and developmental assessment, I noted Star appeared to
- have age-consistent knowledge and behavior. When asked if he knew the difference 26
- between right and wrong, he indicated that he did. When asked to give an example of 27
- something wrong, he said "to lie." Another example of something wrong was to "steal." 28
- When asked what happens if one lies or steals, he said "get in trouble." An example of 29

- something right, he said was "to tell the truth." Star said he was taught right and wrong by his mother.

 Star told us he met Michael Jackson when he was nine years old through Gavin, who at the time was in the hospital for cancer. Star said he was not sure why, but Michael Jackson called Gavin at the hospital. Shortly after Michael Jackson boggs talking on
- Jackson called Gavin at the hospital. Shortly after Michael Jackson began talking on the phone with Gavin at the hospital, the family was invited by Michael to go to Neverland Ranch. Star said his biological father, mother, sister, Gavin and he were picked up by Michael's limo and taken to Neverland for one night. His father, Gavin and he stayed in one guest unit and his mother and sister stayed in another. During the visit, Michael Jackson gave DVDs and a laptop computer as gifts to Gavin.
- During their first visit, Star said activities included going on rides and driving golf carts.

 While riding in golf carts, Michael wanted Gavin and Star to curse. Michael asked

 them "what's your favorite curse word." Their parents were not present during this

 incident. The family was returned home the pext day in Michael's lime. He could not

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- incident. The family was returned home the next day in Michael's limo. He could not recall anything else that happened during this first visit.
- Star stated that Michael Jackson remained in telephone contact with Gavin. Michael would call and talk with Gavin for hours. When asked how often Michael would call Gavin, he said Michael called once every other day. He did not know what Michael

21 and Gavin talked about.

Star told us he was not sure if the following incident happened on the first visit or second visit to Neverland. Michael's long-time friend, Frank Tyson, was present with them in Michael's bedroom. Frank connected Gavin's laptop computer to the internet and Michael started searching for pornographic websites. Michael typed either www.pussy.com or www.teenpussy.com and they (Gavin and Star) saw "naked ladies." Star described seeing a female holding her shirt up and exposing her breasts and Michael commented "Got milk?" Michael's son, Prince, was sleeping nearby and

Michael told Prince he was "missing out." Frank Tyson told them not to tell their

I	parents about the point. Wichael asked Gavin to stay in Michael's bedroom. Star
2	reiterated he was not sure if it was on the first or second visit.
3	
4	Star told us that on the same night they saw porn on the computer, they all slept in
5	Michael's bedroom. He and Gavin slept on Michael's bed while Frank and Michael
6	slept on the floor in sleeping bags.
7	
8	Star had a difficult time being able to recall each individual visit to Neverland Ranch.
9	When asked, he said he remembers going to Neverland Ranch a total of six or seven
10	times. On some visits to Neverland, Michael would not be there. He recalls one time
11	going to Neverland with only his father and Gavin.
12	
13	In February of this year (2003), Michael invited Gavin to Miami to do a press
14	conference regarding the TV show. He, his sister, Gavin and their mother traveled to
15	Miami aboard Chris Tucker's private plane to meet with Michael. Once they arrived
16	they stayed in the same hotel as Michael. He added that no press conference took
17	place while they were there.
18	
19	Star said that while in Miami, Gavin was acting strange. Gavin told him that he was
20	drinking wine with Michael. Gavin would meet often with Michael in the bathroom.
21	When he asked Gavin what he and Michael were doing in the bathroom, he told him
22	they were just talking. Star said he thinks they were in Miami for three days, but was
23	not sure.
24	
25	Star described the following incident as happening on Michael's private plane during
26	the return flight from Miami. Michael gave him a can of Diet Coke to drink. Upon
27	tasting it, Star said it tasted like rubbing alcohol. Gavin told him that it was wine. He

observed a red color around the rim of the can. Michael also told him there was wine

others in the "butt" with his foot. He was making crank calls on the plane to unknown

in the can. Star said Michael was acting funny on the plane. Michael was poking

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- people and asking, "Does your pussy stink?" During the flight, he observed Gavin fall asleep with his head on Michael's chest. He saw Michael licking the top of Gavin's head while Gavin was asleep. Star physically showed us Michael's action by sticking
- 4 his tongue out and moving his head, much like a cat would do when grooming. Others
- on the plane were Michael's children, two nannies, Michael's doctor, his sister and his
- 6 mother. The nannies' names were Patti and Grace (unknown last names). He
- 5 believed the doctor's name to be Dr. Farshchian. When the plane landed, a limo took
- 8 them all directly to Neverland Ranch.

- During their stay at Neverland Ranch after visiting Miami, Star said he and Gavin both
- slept in Michael's bedroom. He described drinking alcohol every day and that he and
- Gavin were given wine and vodka by Michael. When asked how he knew it was
- vodka, Star replied "that's what it said on the bottle." He said Michael called wine
- "Jesus Juice." They drank in Michael's bedroom, his office and the arcade room.
- 15 Michael would give Gavin more alcohol than he gave to Star.

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- On one occasion during this stay as Star was walking up a staircase that leads to
- Michael's bedroom, he saw Gavin and Michael in Michael's bed. Gavin was asleep or
- passed out from drinking. Gavin was wearing pajamas and Michael was wearing a t-
- shirt, underwear and socks. Both Gavin and Michael were on top of the sheets. He
- saw Michael "jacking off" under his underwear with his right hand. Michael's left hand
- was under the front of Gavin's pajama pants. Michael was lying on his back and Gavin
- was sleeping on his side. Star said he then left to go sleep in the guest quarters.

- 25 Star told us he observed Michael and Gavin in Michael's bed a second time under the
- same circumstances. Again he was walking up the staircase to Michael's bedroom
- 27 and again saw Michael doing the same thing to Gavin as described above, but this time
- 28 Michael had his own penis out of his underwear while "stroking it." He said Michael's
- 29 penis was "hard." When asked to explain, Star stated Michael had an erection in his
- penis. Star again left to go sleep in guest quarters.

1 2 Star stated that Michael often wanted Star to leave the bedroom and only have Gavin sleep in Michael's room. Star described being locked out of Michael's bedroom once 3 with Gavin still inside with Michael. 4 5 Star described another incident where Gavin was sleeping in Michael's bed. Star was 6 7 half asleep in a chair next to the bed. Michael came into the bedroom and got into bed 8 with Gavin. He believes Michael thought he was asleep. He observed Michael scoot up to Gavin who was curled up and sleeping on his side. Michael began moving his 9 hips back to front against Gavin's back side. Gavin was wearing pajamas and Michael 10 11 was wearing underwear. Star said he then pretended to wake and Michael quickly 12 moved away from Gavin and pretended to be asleep. 13 Star described Michael Jackson's bedroom as having double doors that have several 14 locks, including a combination lock. He said the combination is either 1960* or 1849*. 15 16 The 1849* is a general combination for Neverland Ranch and Star believes 1960* is

the combination to Michael's room. Michael's bedroom is two levels or floors. On the first floor is a fireplace, digital piano, big-screen TV, phone and two bathrooms. The floor is a combination of exposed wood and tan-colored carpeting. A staircase leads to a second-floor room that has Michael's bed. The railing at the top of the stairs is made of wood and matches the floor. There is a picture of Michael with celebrated geniuses hanging on the wall above Michael's bed, a TV screen that comes down from the ceiling and a table with a computer on it.

Star stated that on one occasion Michael wanted Gavin and him to take sleeping pills. Michael told him to go and get the sleeping pills from Rudy the head chef. Michael wanted Gavin and Star to take the pills, but somehow the subject changed and the pills were forgotten. He kept the sleeping pill and their attorney now has it.

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- 1 Star described seeing Michael Jackson naked on one occasion. Gavin and he were
- 2 sitting up on the edge of Michael's bed watching TV in Michael's bedroom. Michael
- walked into the bedroom completely naked, except for socks. When they saw Michael
- was naked, they quickly looked away. Michael told them "it's okay, it's okay" and sat
- on the bed with them, and then said "you guys should do the same." Star said
- 6 Michael's penis was erect during this incident.

- When asked to describe Michael's penis, Star said he did not remember details
- because he only glanced at it, but motioned with his hands that Michael's penis was
- approximately five to seven inches long. Sgt. Robel asked what happened next. Star
- stated the incident happened quickly and they left the room.

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- 13 Star told us that Michael Jackson's bedroom has a phone that can monitor all of the
- phone lines at Neverland Ranch. During their stays at Neverland, Michael Jackson
- would keep him and Gavin away from clocks and "dates." This made it difficult for
- them to keep track of how long they were at Neverland Ranch.

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- 18 When asked, Star said Michael Jackson touched him inappropriately. The incident
- occurred when they were in a golf cart. Star was driving the golf cart and Michael was
- 20 next to him. Michael then reached over and touched Star's "testicles and penis" over
- 21 his clothes with Michael's left hand. He did not say anything to Michael and continued
- 22 driving the golf cart.
- 23 On another occasion Michael told them a story about a movie where a kid was
- 24 masturbating and then "humped" a dog. Michael talked about masturbation and asked
- them if white stuff came out of their private area.

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- Star described seeing a black suitcase in Michael's office which contained pornography
- 28 magazines. The magazines included Playboy and Hustler. They contained only
- 29 pictures of naked women, not men or children. They also saw Michael "hump" a

- 1 female child mannequin on Michael's bed. Michael was dressed and only acted like 2 he was having sex with the mannequin. 3 Star said that Michael once told him never to tell about anything that they did, even if a 4 5 gun was held to his head. Star said Frank Tyson threatened him by saying he would
- have all of the family killed if Star told anyone what they did with Michael Jackson. 6
- When asked, Star said he was scared of Frank. 7

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9 Star told us he has seen a change in Gavin since the last visit to Neverland. He said Gavin gets angry more often and at times is guieter than before. 10

It was determined after our interview with Star on July 7, 2003 that there were follow-up questions that needed to be asked. On Wednesday, August 13th, at about 1632 hours, your Affiant and Detective Sqt. Robel conducted a follow-up interview at a Los 14 Angeles hotel near the victims' residence. The interview began by asking Star if there 15 16 was anything that he had shared with Gavin, or Gavin with him, after our initial 17 interview. Star said no.

Star was asked where he stayed during the very first stay at Neverland Ranch. Star said, "The guest units." Star was asked about Davellin's statement that on the very first visit, they stayed in Michael's bedroom. Star replied, "That was on the second night." He was unsure how many days they had stayed on the Ranch on the first visit. He believes it was on the second day of the first visit that they stayed in Michael's bedroom. Michael and Frank also stayed in the bedroom. Star described Frank as

Frank Tyson. He is a 23-year-old Italian with black curly hair.

When asked during the CPS interview why he did not disclose anything about what was going on with Michael's people and Michael himself, Star replied that Michael had scared them by threatening them that he was going to kill them. He then clarified that it was not Michael that actually made the threat, but "Michael's people." He was asked

- if he was personally threatened or if he heard a threat, and he said yes. Frank told
- 2 him that if Star didn't protect Michael, something bad would happen to the family. The
- threat was made at the snack area of the theater at Neverland. He was the only one
- 4 there at that moment. Frank made another threat a couple days before the CPS
- 5 meeting. Star was asked if Frank knew that they would be meeting with the ladies from
- 6 Child Welfare Services, and he said yes. When Star was asked why he thought Frank
- 7 had made that threat, he said, "Because he already knew what Michael did to us." If
- they had told the truth, Michael would have gone to jail. When asked if he was
- 9 threatened by anyone else, he said no.

Star said that he was not actually asked any questions by the CPS workers. Their

questions were mainly directed at Mrs. Arvizo and Gavin. He is sure he did not say

anything bad about Michael, because he was scared.

- 15 Star was asked if he remembered the "escape" from Neverland Ranch. He said yes.
- 16 It was late at night and Deiter and Ronald were there. They were threatening his
- mother. His mother then asked a person by the name of Jesus if there was any
- chance he could take them home, because they were afraid. Jesus got a car, and
- 19 around midnight they left.

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- 21 Star was asked if Deiter or Ronald ever made any threats to him and he said no, but
- Deiter would have chats with them about what and what not to say. By this he meant
- they were told what to say to the camera for the rebuttal show. He was asked if they
- were told what to say to CPS, and he said he believes so, but is not really sure
- because it was so long ago.
- Star was asked to describe to us the guest quarters at Neverland Ranch. He said
- there were four guest units. Two faced the house and two faced the lake. Each of the
- 29 guest units has a single room with an attached bathroom. Each guest unit was
- 30 furnished differently.

Star was reminded of the previous interview, where he mentioned the word "jacking off" to describe what Michael was doing to himself. He was asked what he meant by "iacking off." He said, "He was masturbating." When asked for his definition of masturbating, he replied, "Where you stroke your penis." He was asked if he saw Michael doing that and he said yes. He described Michael's left hand touching Gavin and Michael's right hand stroking Michael's penis. He said Michael's left hand was inside the front of Gavin's boxer shorts. Star was asked if there was anything he has forgotten to share with us or that we had not asked about. He believes there was something else, but he could not remember. He was asked if he was truthful with everything he has told us and he said yes. He was asked if they had met any other children visiting Neverland that he thinks this may have happened to. He said they had met two children, Marie Nicole and Aldo. He believes they are Frank's sister and brother. Aldo is 11 years old and Marie Nicole is either 14 or 15.

On Monday, July 7. 2003, at about 1500 hours, your Affiant and Detective Sgt. Steve Robel interviewed Gavin at the CALM Cottage in Santa Barbara. Sgt. Robel began the interview by asking Gavin some personal information. Gavin indicated he will be entering 8th grade and currently has average grades. He likes football and baseball, but is precluded from playing because of doctor's orders. I noted that during the rapport-building and developmental assessment portion of the interview, Gavin appeared to have age-consistent knowledge and behavior. I also noted that Gavin spoke in low tones and appeared to be a little shy or reserved. Gavin was asked if he knew the difference between right and wrong. He indicated that he did. He was asked to give an example of what is wrong. He said, "stay up too late" and "fighting." He also said it is wrong to "break something" and "kill people." When asked, Gavin said "help people" and "call 9-1-1" are examples of something right to do. He has learned

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- right and wrong by figuring it out himself and also was taught the difference by his parents.
- 4 Gavin told us that he met Michael Jackson in the year 2000. He was in the hospital
- with cancer when Michael placed a telephone call to him. He was not sure if Michael's
- 6 contact with him was made through the "Make a Wish Foundation" or other contacts.
- 7 Michael called him regularly and they talked about video games, famous people, and
- the Simpson's. Michael called him about three times a week and also called him at
- 9 home when he left the hospital. Shortly after Michael began calling, he invited him and
- 10 his family to Neverland Ranch.
- Gavin recalled that Michael Jackson sent a limousine to pick up the family. It took
- them to Neverland Ranch for their first visit. His mother and father, his sister Davellin,
- his brother Star and he all went to Neverland Ranch and met Michael in person for the
- 15 first time. The first visit to Neverland Ranch was for one night.
- Gavin said he was not sure if it was the first or second visit to Neverland that Michael
- asked him to stay in Michael's bedroom. He said at first Michael wanted only him to
- stay in the bedroom, but he insisted to Michael that Star be allowed to stay as well.
- 20 Michael told him to ask his parents during dinner if he and Star could stay in the
- 21 bedroom.

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- Gavin said it was during this time that Michael gave him a laptop computer as a gift.
- 24 He described the computer as a black-colored "Apple" computer. Later, while in
- 25 Michael's bedroom, Frank, who is a friend of Michael's, connected the laptop to the
- 26 internet. Michael, Frank, Star and he then began looking at "porn" on the computer.
- They saw "naked girls." He added that Michael told him not to tell his parents about
- what they were doing. Gavin said that night he and Star slept in Michael's bed while
- 29 Frank and Michael slept on the floor.

- 1 Gavin told us he visited Neverland Ranch about five to ten times. He recalled being at
- Neverland with only his father, Mrs. Arvizo, and possibly Star on one occasion. During
- 3 some of his visits to Neverland Ranch, Michael was not there.

- 5 Gavin remembered once visiting with Michael Jackson at the Hilton in Universal City.
- 6 His father took him to Universal City to meet Michael. His father drove the "Bronco"
- 7 truck that Michael had given him as a gift. The visit was only for the day. When
- 8 asked what they did, Gavin said he watched a movie with Michael and his children
- 9 while lying in bed. He said they talked, hung out and wrestled around.

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- Gavin told us that the Bronco and laptop computer given to him by Michael were later
- 12 taken back.

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- Gavin recalled one visit to Neverland Ranch where only his sister. Star and he were
- there. On the first day of that visit, Michael wanted him to make a film. Michael told
- 16 him he would put him in the movies and that this was Gavin's audition. Michael told
- 17 him to say on the film how Michael had helped him. His sister and Star watched as he
- was filmed. Michael was there during the first day, but then left. After Michael left,
- they stayed in the guest units for a couple of days.

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- Gavin told us that the next time he saw Michael Jackson was in February of this year
- 22 (2003). Michael called him and wanted him to fly to Florida for a news conference.
- Gavin, his mother, sister and Star flew to Florida on Chris Tucker's private plane to
- meet with Michael. When they arrived in Florida, there was no press conference.

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- 26 Gavin said that during the stay in Miami, Michael Jackson gave him wine. Michael told
- 27 him that he had something to relax him. Michael emptied a Diet Coke can and filled it
- with wine. Michael told Gavin it was wine and to "just drink it." He drank the wine and
- that it gave him a headache.

- Gavin said Michael also gave him cans filled with wine on the flight from Miami and
- 2 gave him a watch. Michael told him the watch was worth \$75,000 and not to say
- 3 anything about the alcohol.

- 5 After Miami, they returned to Neverland where Michael gave him wine, "Skyy" vodka
- 6 and Bacardi every day. Michael told him not to tell anyone and that it was "their little
- 7 secret." Michael Jackson also gave alcohol to Marie Nicole (Frank's sister or cousin).

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- 9 When Sgt. Robel asked Gavin if Michael Jackson had ever touched him
- inappropriately, I observed Gavin's demeanor to change. Gavin sighed, became quiet,
- lowered his head and took some time to answer. Gavin was reassured that he was
- doing the right thing. Gavin said the following incident took place during the last days
- of the visit to Neverland Ranch directly after returning from Miami.

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- Michael had him drink alcohol and he felt "kinda drunk." Michael told him that boys
- have to masturbate or they go crazy. Michael told him a story of a boy who had sex
- with a dog. Michael told him that he wanted to show Gavin how to masturbate. He
- told Michael "no," but Michael said "I'll do it for you" and "I'll show you." Michael then
- 19 grabbed him in his private area. Gavin said that both he and Michael were wearing
- pajamas and lying on Michael's bed. Michael placed his hand down the front of
- Gavin's pajamas and started masturbating him. Gavin said he told Michael he didn't
- 22 want to do it, but Michael kept masturbating him. Michael told him "it's okay" and "it's
- 23 natural." Michael did not stop masturbating him for a long time. Gavin added that
- 24 Michael asked him "If you masturbate, does white stuff come out?" Gavin could not
- 25 recall if he ejaculated.

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- Gavin told us that Michael masturbated him every night that Star wasn't sleeping in
- 28 Michael's bedroom. When asked, he said this occurred less than five times. He was
- 29 not made to masturbate Michael and never saw Michael's penis during these incidents.
- 30 He did say that Michael once made him touch Michael's "private part" over the clothes.

1 Gavin said on another occasion Michael showed him a black suitcase containing 3 magazines and comics of naked women. The magazines included Hustler and 4 Playboy. Once he also saw Michael pretend to have sex with a child female 5 mannequin. Michael was fully dressed and had the mannequin on his bed. He described Michael "humping" the mannequin as if he was having sex with it. 6

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- Gavin did not disclose any other inappropriate touching by Michael. He did say that 8 9 Michael hugged him a lot and would kiss him on the head a lot. Gavin said that all of 10 the inappropriate touching happened at Neverland after the trip to Miami when he slept 11 in Michael's bed almost every night.
- 13 Gavin said during the stay at Neverland after Miami, Frank was mad at Gavin's mother. 14 Frank called his mother a "bitch," because she wanted to leave Neverland Ranch. 15 While at Neverland, Frank also threatened to have Mrs. Arvizo killed if Gavin ever said anything about the alcohol. Gavin told us he was scared that they would be killed. 16 When asked, Gavin said Michael never threatened him. 17
- 19 On Wednesday, August 13, 2003, at about 1530 hours, Detective Sgt. Robel and I conducted a follow-up interview of Gavin. The interview took place in a Los Angeles 20 hotel near Gavin's residence. 21
- The interview began by Sgt. Robel asking Gavin if, while he was at Neverland Ranch, Michael Jackson ever said he wanted to be alone with Gavin. Gavin said "Yes." 24 Michael would often tell him that he wanted to have a "meeting" with him. He and 25 26 Michael talked about what Gavin wanted to be when he grew up. He told Michael he 27 wanted to be a comedian and actor. Michael told him that he could help him. Gavin added that they just talked about "regular stuff." Gavin was asked if during their phone 28 29 conversations Michael had ever said he wanted Gavin to go to Neverland Ranch alone. Gavin answered, "Yes." Also, Michael at first wanted only him to go to Miami. The 30

- question was clarified by asking Gavin if during any of the many phone calls that he
- 2 received from Michael, Michael ever invited him to Neverland Ranch by himself. Gavin
- said Michael would tell him, "I want you to come to my ranch." He did not know if
- 4 Michael was requesting that he come alone and he would always ask Michael if he
- 5 could bring his family.

- 7 Gavin was asked why he met with Michael Jackson at the hotel at Universal City. He
- 8 explained he was talking with Michael on the phone when Michael told him he was at
- 9 the Hilton Hotel in Universal City. The conversation with Michael was about visiting.
- Gavin described his visit with Michael at the Universal City Hilton as watching
- television for about two hours. After about two hours, Michael left to go to a studio.
- During the visit, Gavin's father was in an adjacent room.

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- 14 Gavin was asked what color was the wine given him by Michael in Miami and if anyone
- 15 else was given wine. He said it was white wine and Michael poured it into a can.
- Michael gave him the wine while both of them were in Michael's bedroom. Michael
- poured it into a Coke can and gave it to him to drink. He and Michael then joined his
- family in the living room and he continued to drink the wine from the can, which was
- unknown to anyone else. No one else was given alcohol at that time. When asked
- 20 how much he drank, he said only one can-full. When asked how much he drank on
- the plane flight back from Miami, he said a whole can of wine. Michael would tell him,
- "Keep on drinking, take another sip."

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- Gavin was asked to describe or clarify how he felt when he described himself in the
- 25 prior interview as feeling "kinda drunk" while in Michael's bedroom. Gavin said he felt
- like someone had spun him around a lot and when he sat down the room continued
- 27 spinning. He also felt this way in the wine cellar arcade and just about every time
- Michael gave him alcohol. He was asked if he felt this spinning sensation just when he
- and Michael were alone together, and he said "Yes".

- Gavin was asked to clarify why Michael Jackson gave him a watch and jacket. He
- 2 explained that Michael gave him the watch and told him it was so that he would not tell
- 3 about the alcohol at the hotel. He described the watch as being all gold with a gold
- 4 wristband with diamonds on the face of the watch with blue stones instead of numbers.
- 5 The watch brand was "Rado." Michael gave him the jacket while they were in Miami
- 6 and it was not given to him for any particular reason. Your Affiant now has both the
- 7 watch and the jacket.

- 9 Gavin was asked why Michael Jackson gave him a Bronco. He explained that he was
- telling Michael that their car was not that good and Michael gave them the Bronco so
- that Gavin could be taken to his doctor's appointments. This happened in 2000.
- Gavin was asked why the Bronco and the laptop were taken back. He said he did not
- know and added that the laptop had a battery problem, and that his mother contacted
- Evie (Michael's assistant) and told her about the problem. His mother mailed the
- laptop to Evie, and they never received it back. He said basically the same thing
- happened with the Bronco. Something was wrong and they promised to fix it and it
- was never returned.

- 19 Gavin was asked to clarify how long they were at Neverland Ranch directly after they
- 20 returned from Miami. He said he was not sure, because they were not allowed to keep
- track of dates and time, but he believes it was weeks. Gavin was asked if he knew the
- reason why they were not allowed to leave Neverland Ranch. He replied, "I don't
- know, only that they didn't want us to leave." When asked how he knew that they did
- 24 not want them to leave Neverland Ranch he said, "Every time we tried to leave, they
- would stop us." When asked how they would stop them he said, "The security was told
- to stop us if we went to the gate." When asked who exactly told them they could not
- leave he said, "Frank," and that Frank did not give a reason. Gavin recalled one
- incident where they contacted a manager by the name of Jesus (later identified as
- Jesus Salas), and they asked to leave. He described the family packing their bags late
- at night and leaving in a car with Jesus.

- 1 2 Gavin was asked if while at Neverland, he had ever been threatened. He said only his 3 mother was threatened. When asked if he heard the threats he said Frank told him, "I could have your mother killed." The threat took place in the main house at Neverland 4 Ranch, and believes his sister and Star were present at the time the threat was made. 5 6 When asked why he thought the threat was made, Gavin said because "my mom always wanted to leave" and "she was always telling him that she did not want to stay 7 8 there anymore, she wanted to go home." Gavin was asked how he felt about the 9 threats towards his mother. He said he was scared, and he believed the threats to be 10 credible because Michael Jackson is a billionaire. 11 12
 - Gavin was asked about the Child Protective Services (CPS) interview and who was present. He said there were three ladies, his mother, and a security guard. Gavin was asked why he did not disclose anything to the CPS people. He said by then they were really afraid of Frank and Michael. He explained that Michael would tell Frank, and Frank would tell them things as if it was coming from Frank in order to make Michael look good. When asked if he was afraid of Frank, he said, "yes." He was not directly threatened not to say anything, but they were afraid and he observed the security guard take his mother into the bedroom prior to the interview. When asked what he was afraid of, Gavin said he was afraid they might kill his mother.

Gavin was asked if he knew what the relationship was between Frank and Michael.

He said they told them they were cousins or something. He described Frank as being

24 Italian. Frank was light-skinned with curly hair, about 5' 8", with a skinny build. Frank

is 20-something and that Michael has known Frank since Frank was a baby. Jackson

told him Frank was born in New Jersey.

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28 Gavin was asked where at Neverland Ranch he was given drinks by Michael Jackson.

He said Michael gave him drinks in Michael's bedroom and also in the arcade. He

described a wine cellar located below the arcade. When asked what type of drinks he

was given by Michael, he said white wine, red wine, vodka and Jim Beam. Gavin was 1 2 asked to describe the arcade. He said the arcade was in a separate building located behind the main house. It is a two-story building that contains video games on both 3 the first and second levels. Gavin described the wine cellar to be below the first level 4 of the arcade. To access the wine cellar, you have to go down a flight of stairs that 5 leads to a door. Past the door is a small room, which contains a couch, a vase, and 6 another door that leads to a room that contains wine bottles. Gavin said that 7 sometimes it would be just he and Michael in the wine cellar. At other times Star would 8 be there and sometimes his sister would be there. Sometimes Michael would also give 9 10 wine to Marie Nicole and Aldo (unknown last name). Gavin added that Aldo would not always drink because he did not like it. They would sometimes drink straight from the 11 bottle and sometimes from glasses. The wine was sometimes red and sometimes 12 white. When asked how much he drank while in the wine cellar, he said sometimes 13 one to three glasses. 14 15

Gavin was asked about the sleeping arrangements while at Neverland Ranch and who slept in Michael's bed. He said, "Me, and sometimes my brother." He was unsure, but said Star slept in Michael's bed possibly seven times. When asked if Michael was in the bed also, he said, "yes." Gavin added that sometimes Star, Aldo and Michael would all be in the bed. Sometimes it would be he and Michael, and sometimes it would be he, Aldo and Michael.

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Gavin was reminded that it was very important that he be honest and to give as much detail as he possibly could. He was then asked about his initial interview's description of Michael speaking about masturbation. He was asked what he thinks masturbation means. Gavin said that his grandma had explained to him that grown men must masturbate, because if they don't, they may go out and rape a woman. Gavin was asked to describe what masturbation is. He said it is when a grown man touches himself in his private area. When asked what he meant by private area, he said, "penis," When asked what else happens, Gavin said, "ejaculation."

- Gavin was asked if Michael Jackson did that to him. He said, "Yes." He was drinking at the time Michael did that to him. He was asked how much he had drank. Gavin said that he had a couple of gulps from a wine bottle and felt lightheaded. Gavin was asked how long Michael Jackson masturbated him. He said until he ejaculated. Gavin clarified that Michael masturbated Gavin with his hand. When asked where he ejaculated he said, "inside my pants." He added that his pants were up and that the incident occurred on Michael's bed. Gavin was asked again if the masturbation was for 5 or 10 minutes, and he said he did not know. Gavin was asked to clarify if anything was said by Michael prior to masturbating him.
 - He said Michael had told him that he wanted to show him how to masturbate. He does not believe Michael said anything during the actual act of masturbation. He said ejaculation is "When sperm comes out of the penis." He was asked if Michael said anything after the act of masturbation and he said that Michael asked him if it felt good. Gavin did not reply to Michael's question. He was asked if Michael had done anything to himself, and he said that he did not think so. When asked if he was made to do anything to Michael, he said, "I don't know. I don't think he did." Gavin believes Michael asked him something about touching Michael, but he told Michael he didn't want to.

When asked if Michael did anything else to him, Gavin replied, "No." Gavin said these incidents occurred toward the end of their last visit to Neverland before they stopped going to Neverland. When asked how many times Michael had done this to him, he replied, "Every time my brother wasn't there, for a total of five times." When asked if he ejaculated every time, he said, "Yeah, I think so." Gavin was asked if Michael ever kissed him, rubbed him, or did anything else. He said Michael would rub his back and also kiss him on his head a lot. When Gavin was reminded that he told us that Michael had made him touch Michael on the outside of Michael's pants, he said he

- 1 could not remember that. Gavin was asked if Michael had been drinking during the 2 times that Michael masturbated him and he indicated yes. 3 4 He said Michael would tell him to put his underwear he was wearing during the 5 masturbation into Michael's hamper before showering. This happened after each time
- 6 Michael masturbated him. He said this happened about seven times. The underwear was not given back to him. Michael bought him new ones. Gavin described his 7 underwear as white "Hanes" brand briefs, size small. 8

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Gavin described the suitcase containing magazines he mentioned during the first 10 interview. It was hard plastic, about the size of a normal briefcase, and with locks 11 12 popping up on each side, much like a briefcase. It was located on the first level of Michael's bedroom, down a hallway, past a door in a small room that contained a small 13 couch. 14

Gavin was asked to describe the mannequin Michael "humped." He believes it was a black girl wearing overalls, but indicated that Michael has several mannequins of both boys and girls, and the mannequin may have been wearing a dress.

Gavin was asked who connected the computer to the Internet and who searched for porn. He said it was Frank. He could not remember the website. Gavin recalled the images of the pornographic website to be pictures of naked teenage females. The girls were on beds, exposing their private areas. None of the pictures were of males. Michael was the one who directed Frank to go to specific sites.

Gavin was asked why he thought Michael wanted him to do the filming for the show. He said Michael was probably going to use the film to make himself look good. He thought the film was going to be kept by Michael for himself. Michael told him that this film was going to be sort of his audition, and that Michael was going to put him in movies. Michael told him what to say on the film. This all occurred on the occasion

when a part of the "Living with Michael Jackson" video was being filmed at the 1 2 Neverland Ranch. 3 4

Gavin was told that it is very important in this investigation and he tell us everything and not to hold back any information. He was told it is important that he be honest, 5 6

and not to be embarrassed. Gavin said there was nothing else. This concluded the

interview.

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Your Affiant has detailed in this affidavit the fact that the child victims and their mother were interviewed separately and admonished not to discuss their interviews or this case with each other. It is important to note that during the course of the two interviews detailed in this affidavit, Mrs. Arvizo was not aware that Gavin had been molested. She believed the focus of our investigation was the family's having been held against their wishes at the Neverland Ranch upon their return from Miami and their escape in March.

Mrs. Arviso told your Affiant she had contacted an attorney to help get their 15

possessions back and to set up contacts with law enforcement to report what had

happened to them. She emphasized that she was not interested in money. 17

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Your affiant is aware through a conversation with Sgt. Robel that around 5:00 p.m. on September 30, 2003, that Sgt. Robel, Lt. Klapakis and District Attorney Tom Sneddon met with Mrs. Arvizo and her family in a Los Angeles hotel and informed her that our conversations with her children had established that Gavin had been molested. This was the first time she was aware of the nature of her children's disclosures to law enforcement.

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Your Affiant has read and reviewed the affidavit of former Santa Barbara County Sheriff's Detective Deborah Linden, outlining the details of a 1993-94 child molest investigation of Michael Jackson. The victim in that investigation was a 13-year-old boy. Detective Linden is now San Luis Obispo City Chief of Police.

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PAGES 65-72 REDACTED (RE 1993-94 INCIDENT)















- The Arvizo family's separately-elicited accounts corroborate one another. A trained
- 2 forensic psychologist evaluated the youngsters and deemed them credible. The mere
- fact of forty-five-year-old Jackson's three-year-long interest in the adolescent Gavin is
- 4 corroborating in itself; it would strike a reasonable person as grossly abnormal. So is
- the way that interest manifested itself: endless telephone conversations with the
- 6 youngster; inappropriate and relatively public touching, kissing, licking and cuddling of
- him; expensive gifts, cross-county flights, the relocation of the family from their modest
- quarters in Los Angeles, his efforts to have them take up residence in Brazil.



In the now-famous interview of Michael Jackson by the BBC's Martin Bashir in "Living with Michael Jackson" that aired on February 6, 2003, Jackson denied that inviting Gavin to his bed was sexually motivated: "It's not sexual," he insisted. "We're going to sleep. I tuck them in. We play; I put a little, like, ah, music on. I tell a story to 'em; I read a book. It's very sweet. I put the fireplace on. We give 'em hot milk. You know, we have a; cookies. It's very charming. Very sweet. It's what the whole world should do."

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- In contrast, none of the children's accounts, even to the CPS workers, mentions "hot
- 2 milk," "cookies," and "reading stories."

Requested Search Of Hamid Moslehi's Residence/Film Studio

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- 6 It is your Affiant's training and experience that individuals in the film business usually
- 7 maintain copies of the things filmed. Often the items maintained include the entire
- filming process, as well as the finished product. The film can also be converted into
- 9 DVD or discs and stored, saved or viewed on a computer. Moreover, your Affiant
- believes there is probable cause set forth in the affidavit to believe that Hamid Moslehi
- is a professional filmer who does some of that work in his residence which doubles as
- his corporate headquarters. It is reasonable to believe that his corporate headquarters
- would contain documents in the form of letters, invoices, bills or other such documents
- billing Michael Jackson, Neverland Ranch, Brad Miller, MJJ Productions, or one of the
- other individuals or agents of Michael Jackson named in this search warrant for the
- filming of Mrs. Arvizo's children's February 20, 2003 in what your Affiant will call the
- 17 "Michael Jackson Apology."

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Requested Search Of Office Of Investigator Miller

- Your Affiant believes this affidavit also establishes probable cause to believe that
- 22 private investigator Bradley G. Miller was employed by or acting as an agent for
- 23 Michael Jackson or representatives or employees of Michael Jackson in the prolonged
- false imprisonment of Mrs. Arvizo's family and the unlawful taking of Mrs. Arvizo's
- 25 hidden Michael Jackson-Gavin correspondence from her stored contents. The affidavit
- reflects that the storage unit was in Brad Miller's name and billed to his business
- 27 address. He was also present at the Hamid Moslehi filming of the Mrs. Arvizo family's
- 28 forced "Michael Jackson Apology" film. Based on Jay Jackson's conversation with
- 29 George, the owner of Dino's, regarding customer access to the storage unit, it is

- reasonable to conclude that any entry into the storage unit, any search thereof, or the
- taking of the notes stored there was done by Brad Miller or with his permission.

- Therefore, your Affiant also believes there is reasonable and probable cause to believe
- 5 that Brad Miller, as a licensed, professional investigator, may still have the notes or
- some documentation in the form of the notes, or correspondence, memoranda or other
- such writings reflecting their transfer to someone else. It is also reasonable to believe
- that a search of his business records will produce records showing his employment by
- 9 Michael Jackson, MJJ Productions, or one of the other Michael Jackson agents
- responsible for the false imprisonment of the Arvizo family. Such records would include
- letters, memorandums, invoices, billings and cancelled checks confirming his payment
- of the rental of Dino's Storage facility where the Arvizo family possessions were kept
- and the letters were taken.

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Requested Search Of "Neverland Ranch"

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- 17 Your affiant believes there is reasonable and probable cause to believe that at Michael
- Joe Jackson's "Neverland Ranch," there is corroborating evidence of Jackson's
- 19 pedophilic interests, in the form of the pornographic magazines he shared with Gavin
- 20 and Starr, children's underwear, and briefcase containing the magazines of naked
- women shown the boys.

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- 23 According to the Arvizo children's statements to investigators, they stayed in the main
- residence and Mrs. Arvizo stayed in one of the guest houses. They also visited almost
- 25 all of the buildings and entertainment attractions surrounding the ranch's main
- residence, including but not limited to the arcade, theatre, tree house and "trophy"
- 27 building.

- 29 Your Affiant has attached as Exhibit "1" to this affidavit an aerial photograph of
- Neverland Ranch, depicting the various buildings and attractions which have been

identified by name. The accuracy of these designations was established from the
 following sources:

- 1) On September 16, 2003, the Arvizo family was shown Exhibit "1". They identified the main residence, guest quarters, arcade, theatre, tree house, train station, zoo, carnival and recreational area;
- 2) In October, 2003, District Attorney Tom Sneddon provided investigators with photographs taken during the 1993-94 investigation of the main residence, both exterior and interiors and most of the outbuildings depicted on Exhibit "1." Mr. Sneddon also related that he was personally present during the consensual photo and video documentary of the premises arranged by Michael Jackson's then-attorneys and viewed the main residence, arcade and theatre, as well as surrounding areas;
- 3) From a review of a video tape taken on the same consensual search referenced above; and
- 4) from conversations with other sheriff's personnel familiar with the ranch and its buildings.

As noted on Exhibit "1" and confirmed by the sources noted above, both the arcade and theatre are outbuildings, unconnected to the main residence. The arcade is a two-story wood-trimmed building immediately adjacent to the tennis courts. The series of guest quarters are near, but not attached to, the main residence.

From some of these same sources, your Affiant determined that the ranch has a security headquarters building near the main residence, and is connected to the main residence by a stone archway. It is believed that the security headquarters contains surveillance monitoring systems. (A photograph of a security building is attached as Exhibit #2.) The photograph has "HQ" in black on front with an arrow pointing to the building. Designation "Exhibit 2" is on the back of the photo.

Also from reviewing the 1993-94 photographs and talking to District Attorney Sneddon, your Affiant determined that at the time of these photos the downstairs area of Michael

- Jackson's bedroom also contained his bed. In all other respects, it is consistent with 1 their description. The photos do confirm the existence of the staircase leading to a 2 second floor area capable of accommodating the bed as described by the children. 3 4 As set forth in this affidavit, your affiant has personally met with the Arvizo family, 5 including each of the children on multiple occasions. Your affiant has arranged to have 6 all individuals searching the premises authorized by this search warrant to have recent 7 photographs of the children for use in connection with the existence of the search 8 warrant. 9 10 Your affiant also requests authorization to video and photo document each of the 11 premises to be searched. The affidavit sets forth specific information detailing the 12 location of events at Neverland Ranch and Moslehi's residence. Photo and video 13 14 documentation will be necessary to further refine, preserve and authenticate the 15 location or condition of the premises for further investigation and trial purposes. 16 Your affiant believes there is reasonable and probable cause to believe that at 17 Neverland Ranch, Hamid Moslehi's business headquarters located in his residence at 18 19 West Hills (Los Angeles County) and at Private Investigator Bradley
- 20 G. Miller's office located at 211 South Beverly Drive, Suite 108, Beverly Hills, 21 California, there are notes, personnel records, telephone records, lists of names and 22 telephone records, phone message pads, appointment books, rolodexes, business 23 cards, telecopies or facsimile material, contracts, agreements, bills, invoices, receipts, photographs, calendars, diaries, cash receipts journals, cash disbursement journals, 24 payroll journals, ledgers, reports, writings, day planners, correspondence, and 25 cancelled checks related to the investigation of the false imprisonment of Janet Arvizo 26 and her family and the molestation of Gavin Arvizo. 27
 - It is reasonable to infer that some of these records may be stored either in a computer or on some type of computer storage device such as floppy disks, zip drives, removable

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- tape cartridges, or CD-ROMs. I know that many people use computers to conduct their
- business, and that unlike drugs or stolen property, records are typically kept on the
- 3 premises for years after they were created.

- 5 Your Affiant discussed the practicality and risks associated with an on-premises search
- of computer records and systems with Det. McCammon, who is assigned to the
- 7 Sheriff's High Tech Crimes Unit. Det. McCammon explained to me that based upon his
- training and experience, computer systems commonly consist of computer hardware,
- 9 software, and data. Some computer systems may include multiple computers
- connected together, including workstations and servers. Det. McCammon believes that
- some of the information sought to be searched/seized may be contained on computers,
- separate computer media, personal digital assistants (e.g., Palm Pilot) and/or digital
- 13 cameras.

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- 15 Searching the subject's computer, separate computer media, personal digital
- assistants, and/or digital cameras to the degree necessary to discover all stored
- information encompassed by the warrant requested in this case would be impractical,
- risky and difficult. A search performed at the premises could risk destruction of
- evidence. Persons concerned about detection are able to "rig" their computers in such
- 20 a way that an otherwise innocuous instruction acts as a signal for the computer to
- erase data. Det. McCammon or other investigators may not be able to perform even a
- cursory search without spending a great deal of time at the scene ensuring that the
- computer has not been "rigged." Those person may also employ computer security
- 24 programs which can only be bypassed, if they can be circumvented at all, by specialists
- using a sophisticated laboratory. It would also be difficult to perform a thorough search
- of the subject's computer at the scene because Det. McCammon or other investigators
- 27 may not be familiar with the operating system used on that computer. Computers are
- capable of storing large amounts of data; a thorough search of a single computer may
- take days or weeks. It would be impractical to perform such a search at the premises.

- It would also be difficult to search all loose computer media at the scene. The subject 1
- 2 may maintain too many disks to allow a thorough search within a reasonable time.
- Some removable storage media may contain the equivalent of tens of thousands of 3
- pages of information. An investigator cannot exclude even those floppy disks labeled 4
- 5 as commercial software, because it is easy for anyone to copy new information onto
- 6 those media. It is impossible to know how many floppy disks are at the premises until I
- arrive. In addition, in order to avoid using the subject's computer (which may be 7
- rigged) to examine the separate computer media, Det. McCammon would have to bring 8
- another computer onto the premises. It is impossible to predict which application 9
- programs (as well as other programs, such as drivers0 out of the hundreds available 10
- have been used by the subject to create files stored on the computer media. 11
- Therefore, it is impossible to ensure that any computer brought onto the premises could 12
- be used to examine the media. 13
- 15 Thus, I request permission to remove all computers and computer media for further
- examination. 16

- As discussed above, I am requesting permission to search and seize computer 18
- 19 systems, computer networks, computer hardware, personal digital assistants, digital
- cameras, software, and data located at the premises. I intend to search and seize 20
- 21 computer equipment, which could be considered to be computer peripherals, including
- 22 but not limited to monitors, keyboards, input devices (such as mice and trackballs),
- 23 printers, tape drives, optical/CD-ROM drives, and modems (used to communicate with
- other computers), found together or separately from one another. 24
- I need to seize monitors, keyboards, input devices, and printers because they are 25
- 26 integral parts of computer systems and are used to completely perform the functions of
- 27 those computer systems, including the display of data (potential evidence) contained
- within those systems. In order to ensure accurate retrieval of the evidence contained 28
- 29 within the computer, I need to be able to seize and analyze the computer in its current
- 30 configuration. I need to seize modems because they may contain evidence (in the form

- of stored phone numbers) of other computers with whom the user(s) of computers
- 2 found at the premises communicated.

- 4 I also request permission to seize any documentation or other material describing the
- operation of any computer, software, and/or computer peripherals found at the
- 6 premises, including instructions on how to access the data, files, or other materials
- 7 stored within same, including but not limited to computer manuals, printouts,
- passwords, file name lists, "readme" and/or "help files." That information may he
- 9 necessary to enable Det. McCammon or other investigators to operate computers and
- software searched and/or seized in accordance with the warrant requested by this
- affidavit. That documentation is also relevant insofar as it may contain information
- identifying the owner and/or user of that computer, and provide evidence that the owner
- of the computer knew how to operate the computer.

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- 15 Your Affiant is aware that computer and computer-related items subject to seizure
- pursuant to the requested warrants may contain privileged information. Therefore, after
- consulting with District Attorney Tom Sneddon, the following plan was developed to
- ensure that no such computerized information will be accessed without an opportunity
- for the individuals whose computers are seized, or their designees, to meet with
- investigators and identify which information they may claim is legally privileged. The
- information so identified will then be downloaded, sealed and delivered to the Santa
- 22 Barbara Superior Court for judicial determination whether the information qualifies as
- legally privileged. In the event it is determined that downloading could or would reveal
- the content or nature of the contents a special master will be sought.

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- 26 Within 48 hours of the seizure of any computer or computer-related items, your Affiant
- or his designee will notify the owners thereof that they have 10 days within which to
- identify any computer information for which they assert a privilege.

- Your affiant request that the affidavit be sealed and not disclosed to the public for 45
- days. There are numerous individuals and events that require further investigation.
- 3 Your affiant believes the information or items obtained pursuant to this search warrant
- 4 may also require follow-up investigation. Immediate disclosure of the information in the
- 5 affidavit would jeopardize the Santa Barbara Sheriff's Department's further
- 6 investigation of this offense.

- 8 Most of the pre-search warrant investigative individuals identified or events set forth in
- 9 this affidavit were not followed up on before the warrant for fear of jeopardizing the
- warrant and with the knowledge that they would substantially have increased the
- likelihood that the evidence or information would have been destroyed. For this
- reason, investigators are requesting an opportunity to complete those tasks not
- reasonably possible prior to the execution of this warrant. Hence, the request for 45
- 14 days sealing.

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- 16 Your Affiant commenced the actual physical mechanics of preparing this affidavit and
- 17 fattached search warrant at 5:30 a.m. p.m. of November 17, 2003; and your Affiant
- affixed his signature under oath to this affidavit before the undersigned magistrate at
- the time and date attested by said magistrate; and elapsed time reflected herein has
- 20 been diligently utilized by your affiant in the mechanics of physically preparing these
- documents, locating and consulting with District Attorney Thomas Sneddon in reference
- 22 to the aforementioned preparation; locating the appropriate magistrate; and
- transporting these documents to the magistrate for his official action in connection
- 24 therewith.

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- Your Affiant has reasonable cause to believe that grounds for the issuance of a search
- warrant exist, as set forth in Section 1524 of the Penal Code, based upon the
- 28 aforementioned information, facts and circumstances.

WHEREFORE, your affiant prays that a search warrant be issued for seizure of said property to be disposed of according to law. Signature of Affiant **Detective** Position of Affiant Sworn to before me and subscribed in my presence at 5.32 a.m. fp.m on November / 7,2003.

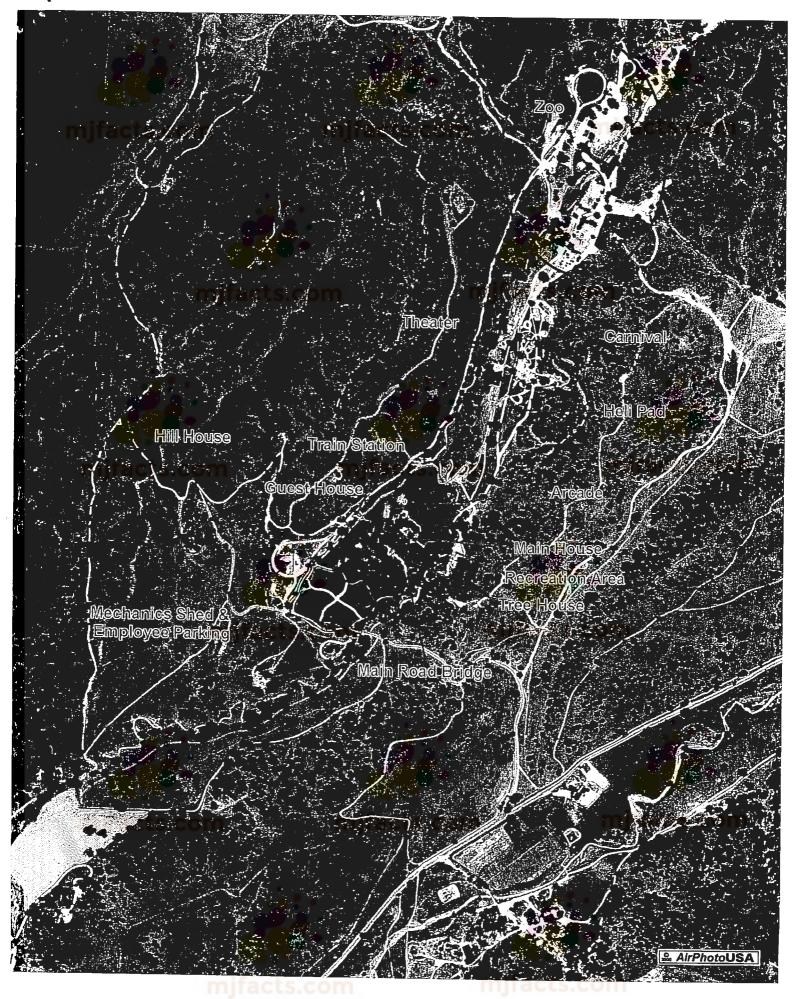






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