

1 existing three warrants, which would unnecessarily duplicate the time, effort, and resources in the
2 proceeding.

3
4 DATED: April 9, 2004.

5 Respectfully submitted,

6 DIETRICH, GLASRUD, MALLEK & AUNE

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8
9 BY: Bruce A. Owdom
10 BRUCE A. OWDOM
11 Attorneys for The McClatchy Company,
12 doing business as *The Fresno Bee*

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF FRESNO

I am employed in the County of Fresno, State of California. I am 18 years of age or over and not a party to the within action; my business address is 5250 North Palm Avenue, Suite 402, Fresno, California, 93704.

On April 9, 2004, I served the within document described as **THIRD PARTY THE MCCLATCHY COMPANY, DOING BUSINESS AS THE FRESNO BEE'S NON-OPPOSITION TO AND COMMENT ON PLAINTIFF'S MOTION TO HAVE JUDGE WHO SEALED THE SEARCH WARRANTS HEAR MOTION TO UNSEAL THE WARRANTS** on the interested parties in this action by placing a true copy thereof enclosed in a sealed envelope at Fresno, California, addressed as follows:

LARRY A DONALDSON ESQ
CITY ATTORNEY POLICE ADVISOR
FRESNO CITY ATTORNEY'S OFFICE
2600 FRESNO ST
FRESNO CA 93721-3602
Facsimile: (559) 488-1084

PETER JONES CHIEF DEFENSE ATTORNEY
FRESNO COUNTY PUBLIC DEFENDER'S OFFICE
2220 TULARE ST STE 300
FRESNO CA 93721
Facsimile: (559) 488-3546

LISA GAMOIAN CHIEF DEPUTY
FRESNO COUNTY DISTRICT ATTORNEY'S OFFICE
2220 TULARE ST STE 1000
FRESNO CA 93721
Facsimile: (559) 488-3141

— (BY MAIL) depositing the sealed envelope with the United States Postal Service with the postage fully prepaid.

XX (BY MAIL) placing the envelope for collection and mailing on the date and at my address shown above following our ordinary business practices. I am completely familiar with Dietrich, Glasrud, Mallek & Aune's practice of collection and processing of correspondence for mailing. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in declaration.

— (BY OVERNIGHT MAIL SERVICE) by placing the envelope for collection following our ordinary business practices for collection and processing correspondence for mailing by express or overnight mail to the person(s) by whose name an asterisk is affixed.

XX (BY FACSIMILE) In addition to service by mail as set forth above, the person(s) by whose name an asterisk is affixed was also forwarded a copy of said documents by facsimile.

— (BY PERSONAL SERVICE) I caused such envelope to be delivered by hand to the offices of the addressee(s).

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on April 9, 2004, at Fresno, California.


SHARON G. JOHNSON