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8 Attorneys for Non-party media entity The McClatchy Company,
9 doing business as *The Fresno Bee*

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SUPERIOR COURT

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FRESNO COUNTY SUPERIOR COURT

By _____ DEPUTY

SUPERIOR COURT OF CALIFORNIA

COUNTY OF FRESNO, CENTRAL DIVISION

10 In the Matter of:

11 Four Sealed Search Warrants.

12 _____)
13 AND RELATED ACTION.)

14 _____)
15 PEOPLE OF THE STATE OF CALIFORNIA,)

16 Plaintiff,)

17 v.)

18 MARCUS WESSON,)

19 Defendant.)
20 _____)
21 _____)

W04912037-9

W04912038-7

W04912039-5

W04912450-4

CASE NO. F049017856

NON-PARTY MEDIA ENTITY *THE FRESNO BEE*'S DECLARATION OF BRUCE A. OWDOM IN SUPPORT OF MOTION TO UNSEAL SEARCH WARRANT RECORDS

HEARING

DATE: May 20, 2004

TIME: 8:30 a.m.

DEPT: 53

(The Honorable R. L. Putnam)

Estimated time for hearing: 30 minutes

22
23 I, Bruce A. Owdom, declare:

24 1. I am an attorney admitted to practice in the State of California, and am a
25 member of the law firm of Dietrich, Glasrud, Mallek & Aune, 5250 North Palm Avenue, Suite 402,
26 Fresno, California 93704, attorneys for The McClatchy Company, doing business as *The Fresno*
27 *Bee*, in this action.

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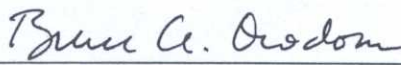
2. If called as a witness in this matter, I can testify competently, based on my personal knowledge, to each of the facts set forth in the Memorandum of Points and Authorities in Support of Motion to Unseal Search Warrant Records filed contemporaneously with this declaration, except as to those stated on information and belief, and as to those matters, I believe them to be true.

3. A true and correct copy of *The Fresno Bee's* [Preliminary] Opposition to Sealing of Search Warrants received by the court on March 30, 2004, is attached hereto as exhibit A.

4. True and correct copies of the public orders sealing search warrant numbers W04912037-9, W04912038-8 and W04912039-8, are attached hereto as exhibit B.

5. A true and correct copy of the public order sealing search warrant number W04912450-4 is attached hereto as exhibit C.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration was executed on April 27, 2004, in the County of Fresno, State of California.



BRUCE A. OWDOM

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Exhibit A: [3/30/04 | The Fresno Bee's Opposition to Sealing of the Search Warrant](#)

Exhibit B: [3/30/04 | Order Re: Sealed Search Warrant Affidavit and Return](#)
[3/30/04 | Order Re: Sealed Search Warrant Affidavit and Return](#)
[3/30/04 | Order Re: Sealed Search Warrant Affidavit and Return](#)

Exhibit C: [4/16/04 | Order Sealing Warrant](#)

1 PROOF OF SERVICE

2 STATE OF CALIFORNIA, COUNTY OF FRESNO

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

5 On April 27, 2004, I served the within document described as **NON-PARTY**
6 **MEDIA ENTITY THE FRESNO BEE'S DECLARATION OF BRUCE A. OWDOM IN**
7 **SUPPORT OF MOTION TO UNSEAL SEARCH WARRANT RECORDS** on the interested
parties in this action by placing a true copy thereof enclosed in a sealed envelope at Fresno,
California, addressed as follows:

8 **See attached Service List.**

9
10 _____ (BY MAIL) depositing the sealed envelope with the United States Postal Service with
11 the postage fully prepaid.

12 X (BY MAIL) placing the envelope for collection and mailing on the date and at my
13 address shown above following our ordinary business practices. I am completely
14 familiar with Dietrich, Glasrud, Mallek & Aune's practice of collection and processing
15 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.

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

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

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

23 I declare under penalty of perjury under the laws of the State of California that the
24 above is true and correct. Executed on April 27, 2004, at Fresno, California.

25
26 Lori L. Bailey
27 LORI L. BAILEY
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SERVICE LIST

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