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Attorneys for Plaintiffs



9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 COUNTY OF LOS ANGELES, CENTRAL DISTRICT

11 KATHERINE JACKSON, individually and as
12 the Guardian ad Litem of MICHAEL JOSEPH
13 JACKSON, JR., PARIS-MICHAEL
14 KATHERINE JACKSON, and PRINCE
15 MICHAEL JACKSON II,

16 Plaintiffs,

17 v.

18 AEG LIVE LLC, et al.,

19 Defendants.

Case No. BC 445597

Assigned for All Purposes to Hon. Yvette M.
Palazuelos, Department 28

**PLAINTIFFS' SECOND AMENDED
NOTICE OF VIDEOTAPED
DEPOSITION OF DEFENDANT AEG
LIVE, LLC'S PERSON(S) MOST
KNOWLEDGEABLE AND DEMAND
FOR PRODUCTION OF DOCUMENTS**

Time: 9:30 a.m.
Date: December 19, 2012
Place: Panish Shea & Boyle LLP
11111 Santa Monica Boulevard
Suite 700
Los Angeles, California 90025

Complaint Filed: September 15, 2010
Trial Date: April 2, 2013

22 TO ALL PARTIES AND THEIR COUNSEL OF RECORD HEREIN:

23 PLEASE TAKE NOTICE that, pursuant to Sections 2025.010, *et seq.*, of the California
24 Code of Civil Procedure, Plaintiffs KATHERINE JACKSON, individually and as the Guardian ad
25 Litem of MICHAEL JOSEPH JACKSON, JR., PARIS-MICHAEL KATHERINE JACKSON, and
26 PRINCE MICHAEL JACKSON II, by and through their attorneys of record, will take the
27 deposition, on oral examination, of the person(s) most qualified to testify on behalf of Defendant
28 AEG LIVE, LLC, at 9:30 a.m. on December 19, 2012, at Panish Shea & Boyle LLP, 11111 Santa

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PLAINTIFFS' SECOND AMENDED NOTICE OF VIDEOTAPED DEPOSITION OF DEFENDANT AEG LIVE,
LLC'S PERSON(S) MOST KNOWLEDGEABLE AND DEMAND FOR PRODUCTION OF DOCUMENTS

1 Monica Boulevard, Suite 700, Los Angeles, California 90025, and continuing from day to day,
2 Saturdays, Sundays and legal holidays excluded, until completed.

3 **PLEASE TAKE FURTHER NOTICE** that the deposing party intends to cause the
4 proceedings to be recorded both stenographically before a certified court reporter and by
5 videotape, and the deposing party specifically reserves the right to use the videotape at the time of
6 trial.

7 **DEFINITIONS**

8 A. "PERSON(S)" includes any natural person, firm, limited liability company,
9 association, organization, partnership, business, trust, corporation, governmental or public entity
10 or any other form of legal entity.

11 B. The "THIS IS IT TOUR" shall mean the tour and/or series of shows which were to
12 be performed by Michael Jackson and promoted by AEG.

13 C. "MICHAEL JACKSON" shall mean Michael Jackson and The Michael Jackson
14 Company, LLC, its agents, servants or employees.

15 D. "DR. CONRAD MURRAY" shall mean Dr. Conrad Murray and GCA Holdings,
16 LLC, its agents, servants or employees.

17 E. "DOCUMENT" or "DOCUMENTS" shall mean all documents, electronically
18 stored information, and tangible things, including without limitation all writings (as defined in
19 Section 250 of the California Evidence Code) and all other means of recording information,
20 whether written, transcribed, taped, filmed, microfilmed, or in any other way produced,
21 reproduced, or recorded, and including but not limited to: originals, drafts, computer-sorted and
22 computer-retrievable information, copies and duplicates that are marked with any notation or
23 annotation or otherwise differ in any way from the original, correspondence, memoranda, reports,
24 notes, minutes, contracts, agreements, books, records, checks, vouchers, invoices, purchase orders,
25 ledgers, diaries, logs, calendars, computer printouts, computer disks, card files, lists of persons
26 attending meetings or conferences, sketches, diagrams, calculations, evaluations, analyses,
27 directions, work papers, press clippings, sworn or unsworn statements, requisitions, manuals or
28 guidelines, audit work papers, financial analyses, tables of organizations, charts, graphs, indices,

1 advertisements and promotional materials, audited and unaudited financial statements, trade
2 letters, trade publications, newspapers and newsletters, photographs, emails, electronic or
3 mechanical records, facsimiles, telegrams and teletypes, and audiotapes. Each draft, annotated,
4 or otherwise non-identical copy is a separate DOCUMENT within the meaning of this term.
5 DOCUMENTS shall also include any removable sticky notes, flags, or other attachments affixed
6 to any of the foregoing, as well as the files, folder tabs, and labels appended to or containing any
7 documents. DOCUMENTS expressly include all ELECTRONIC RECORDS.

8 F. "ELECTRONIC RECORDS" shall mean the original (or identical duplicate when
9 the original is not available) and any non-identical copies (whether non-identical because of notes
10 made on copies or attached comments, annotations, marks, transmission notations, or highlighting
11 of any kind) of writings of every kind and description inscribed by mechanical, facsimile,
12 electronic, magnetic, digital, or other means. ELECTRONIC RECORDS includes, by way of
13 example and not by limitation, computer programs (whether private, commercial, or work-in-
14 progress), programming notes and instructions, activity listings of email transmittals and receipts,
15 output resulting from the use of any software program (including word processing documents,
16 spreadsheets, database files, charts, graphs and outlines), electronic mail, and any and all
17 miscellaneous files and file fragments, regardless of the media on which they reside and regardless
18 of whether said ELECTRONIC RECORDS exists in an active file, deleted file, or file fragment.
19 ELECTRONIC RECORDS includes without limitation any and all items stored on computer
20 memories, hard disks, diskettes and cartridges, network drives, network memory storage, archived
21 tapes and cartridges, backup tapes, floppy disks, CD-ROMs, removable media, magnetic tapes of
22 all types, microfiche, and any other media used for digital data storage or transmittal.
23 ELECTRONIC RECORDS also includes the file, folder tabs, and containers and labels appended
24 to or associated with each original and non-identical copy.

25 G. "COMMUNICATION(S)" means any oral, written or electronic transmission of
26 information, including but not limited to meetings, discussions, conversations, telephone calls,
27 telegrams, memoranda, letters, teletypes, telexes, conferences, messages, notes or seminars.

28 H. "RELATING TO," "RELATED TO" or "RELATE(S) TO" means constituting,

1 containing, concerning, embodying, reflecting, identifying, stating, mentioning, discussing,
2 describing, evidencing, or in any other way being relevant to that given subject matter.

3 F. "DEFENDANT," "YOU" and "YOUR" shall mean Defendant AEG LIVE, LLC
4 and all of its employees and agents, including attorneys, or other PERSONS acting on its behalf.

5 **NOTICE IS FURTHER GIVEN** that, pursuant to California *Code of Civil Procedure*
6 Section 2025.230, Defendant AEG LIVE, LLC is required to designate and produce for deposition
7 the person(s), agent(s), and/or employee(s) most knowledgeable and capable of testifying about
8 the following subjects:

9 1. PERSONS compensating or expected to compensate DR. CONRAD MURRAY for
10 services rendered to MICHAEL JACKSON in anticipation of the THIS IS IT TOUR.

11 2. PERSONS compensating or expected to compensate DR. CONRAD MURRAY for
12 services rendered to MICHAEL JACKSON for any reason from January of 2009 through July of
13 2009.

14 3. The relationship between AEG LIVE, LLC and DR. CONRAD MURRAY from
15 January of 2009 through July of 2009.

16 4. The THIS IS IT TOUR.

17 5. The circumstances surrounding MICHAEL JACKSON's death on June 25, 2009.

18 6. DR. CONRAD MURRAY's treatment of MICHAEL JACKSON from January of
19 2009 through July of 2009.

20 7. Any written agreements, executed or unexecuted, between AEG LIVE, LLC and
21 DR. CONRAD MURRAY.

22 8. Any oral agreements between AEG LIVE, LLC and DR. CONRAD MURRAY.

23 9. PERSONS compensated by AEG LIVE, LLC RELATING TO the THIS IS IT
24 TOUR.

25 10. The background, training and education of DR. CONRAD MURRAY.

26 11. MICHAEL JACKSON's physical condition during rehearsals for the THIS IS IT
27 TOUR.

28 12. Costs, expenditures, revenues, or expected profits RELATING TO the THIS IS IT

1 TOUR.

2 13. AEG LIVE, LLC's hiring, management, supervision, direction and/or payment of
3 PERSONS providing services to MICHAEL JACKSON from January of 2009 through July of
4 2009.

5 14. AEG LIVE, LLC's relationship with AEG Live Productions, LLC.

6 15. AEG LIVE, LLC's relationship with Anschutz Entertainment Group, Inc.

7 16. AEG LIVE, LLC's relationship with the entity formerly known as Concerts West.

8 17. The "Independent Contractor Agreement" by and among AEG Live Productions,
9 LLC and GCA Holdings LLC and DR. CONRAD MURRAY, signed by DR. CONRAD
10 MURRAY on June 24, 2009.

11 NOTICE IS FURTHER GIVEN that, pursuant to California *Code of Civil Procedure*
12 Sections 2025.220(4) and 2025.280(a), Defendant AEG LIVE, LLC is required to produce the
13 documents, records and other materials described below, which are in its possession, or under the
14 custody or control of any of its agents, representatives, and/or attorneys on or before the date and
15 time set forth for its deposition. The documents to be produced by AEG LIVE, LLC are as
16 follows:

17 INSTRUCTIONS

18 1. Please produce all of the specified DOCUMENTS and ELECTRONIC RECORDS
19 which are in YOUR possession, or available to YOU, or to which YOU may gain access through
20 reasonable effort, including information in the possession of YOUR past and present attorneys,
21 accountants, investigators, consultants, or other persons directly or indirectly employed or retained
22 by YOU, or connection with YOU, or anyone else otherwise subject to YOUR control who
23 maintains records on YOUR behalf, in YOUR name or otherwise under YOUR control.

24 2. Any comments, notations or markings appearing on any DOCUMENTS or
25 ELECTRONIC RECORDS, and not a part of the original, are considered a separate DOCUMENT
26 or ELECTRONIC RECORDS, and any draft, preliminary form or superseded version of any
27 DOCUMENT is also considered a separate DOCUMENT or ELECTRONIC RECORDS.

28 3. All documents and electronic records requested herein should be produced in the

1 same order as they are kept, or maintained, or stored, in the regular course of business.

2 4. All DOCUMENTS requested herein should be produced in the file, folder,
3 envelope, or other container in which the DOCUMENTS are kept or maintained. If for any reason
4 the container cannot be produced, please produce copies of all labels or other identifying
5 markings.

6 5. Any DOCUMENT attached to another DOCUMENT must not be separated.

7 6. In the event that any DOCUMENT or ELECTRONIC RECORD called for by these
8 requests has been destroyed, lost, discarded, otherwise disposed of, or is otherwise unavailable,
9 such DOCUMENT or ELECTRONIC RECORD is to be identified as completely as possible,
10 including, without limitation, the following information: date of disposal; manner of disposal;
11 reason for disposal; person authorizing the disposal; and person disposing of the DOCUMENT or
12 ELECTRONIC RECORD.

13 7. Whenever possible, the singular form of a word shall be interpreted in the plural
14 and vice versa; verb tenses shall be interpreted to include past, present, and future tenses; the terms
15 “and” as well as “or” shall be construed either conjunctively or disjunctively, as necessary, to
16 bring within the scope of these requests any DOCUMENTS that might otherwise be considered
17 outside their purview; and words imparting the masculine shall include the feminine and vice
18 versa.

19 8. If an objection is made to part or all of any request, the part should be specified
20 together with the reasons for the objection. If a claim of privilege is asserted with respect to part
21 or all of any DOCUMENT on the grounds of attorney-client privilege, the attorney work product
22 doctrine, or any other basis, describe the DOCUMENT with sufficient particularity to make it
23 susceptible to identification by separately stating the following with respect to any such
24 DOCUMENT: (1) the type of DOCUMENT; (2) its date; (3) the name, address, and position of
25 its author(s); (4) the name, address, and position of each recipient of the DOCUMENT; (5) a
26 general description of the subject matter of the DOCUMENT; (6) the basis of any claim of
27 privilege; and (7) if work product immunity is asserted, the proceeding for which the
28 DOCUMENT was prepared.

1 **REQUESTS FOR PRODUCTION**

2 1. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
3 Michael Jackson's death on June 25, 2009.

4 2. Any and all DOCUMENTS and/or ELECTRONIC RECORDS of
5 COMMUNICATIONS between YOU and DR. CONRAD MURRAY from January of 2009
6 through July of 2009.

7 3. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO the
8 "THIS IS IT TOUR" promoted by YOU.

9 4. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
10 Dr. Conrad Murray's treatment of Michael Jackson from January of 2009 through July of 2009.

11 5. All drafts of any and all written agreements entered into between YOU and DR.
12 CONRAD MURRAY.

13 6. Any and all written agreements entered into between YOU and Michael Jackson
14 and/or the Michael Jackson Company LLC.

15 7. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
16 any written or oral agreements entered into between YOU and DR. CONRAD MURRAY.

17 8. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
18 any oral agreements entered into between YOU and Michael Jackson and/or the Michael Jackson
19 Company LLC.

20 9. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
21 YOU compensating DR. CONRAD MURRAY for services provided to Michael Jackson.

22 10. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
23 YOU compensating DR. CONRAD MURRAY for any reason from January of 2009 through July
24 of 2009.

25 11. Any and all DOCUMENTS RELATING TO DR. CONRAD MURRAY.

26 12. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
27 Michael Jackson's physical condition, health, medication use, medical treatment, and current or
28 former physicians.

1 13. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
2 scheduling of the "THIS IS IT TOUR" shows, including DOCUMENTS concerning changes in
3 schedule.

4 14. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
5 costs, expenditures, revenues, or profits associated with changes in scheduling for the "THIS IS IT
6 TOUR" shows.

7 15. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
8 costs and revenues projected to be associated with or generated by the "THIS IS IT TOUR",
9 including DOCUMENTS concerning costs and revenues projected to be associated with or
10 generated by ticket sales, products related to the tour, and any other costs and revenues associated
11 with the "THIS IS IT TOUR".

12 16. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
13 YOUR hiring, management, supervision, direction and/or payment of persons providing services
14 to MICHAEL JACKSON, including, but not limited to, security guards, drivers, advisers,
15 attorneys, physicians, other medical providers, assistants, and agents.

16 17. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
17 advances paid by YOU or owed to YOU pursuant to YOUR Jan. 26, 2009 contract with
18 MICHAEL JACKSON.

19 18. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
20 insurance for any losses associated with the "THIS IS IT TOUR".

21 19. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
22 the provision of Cardio Pulmonary Resuscitation Equipment for the use of DR. CONRAD
23 MURRAY and/or DR. CONRAD MURRAY's request that such equipment be provided.

24 20. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO the
25 provision of nurse or medical assistant to work with DR. CONRAD MURRAY and/or DR.
26 CONRAD MURRAY's request for such a nurse or assistant.

27 21. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
28 meetings with MICHAEL JACKSON.

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Los Angeles, California 90025
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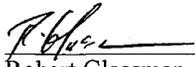
1 22. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
2 Michael Jackson's ability and fitness to perform.

3 23. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
4 Michael Jackson's attendance at rehearsals for the THIS IS IT TOUR.

5 24. Any and all DOCUMENTS and/or ELECTRONIC RECORDS RELATING TO
6 visits or visitors to Michael Jackson's residence at 100 Carolwood Way in Los Angeles during the
7 months of May and June 2009, including but not limited to security logs, authorizations, visitor
8 passes, time sheets, bills, and all other records reflecting who visited 100 Carolwood Way during
9 this period of time.

10 DATED: November 29, 2012

PANISH SHEA & BOYLE LLP

11
12 By: 
13 Robert Glassman
14 Attorneys for Plaintiffs
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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

At the time of service, I was over 18 years of age and **not a party to this action**. I am employed in the County of Los Angeles, State of California. My business address is 11111 Santa Monica Boulevard, Suite 700, Los Angeles, California 90025.

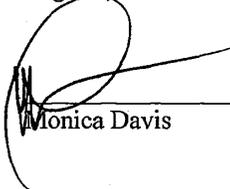
On November 29, 2012, I served true copies of the following document(s) described as **PLAINTIFFS' SECOND AMENDED NOTICE OF VIDEOTAPED DEPOSITION OF DEFENDANT AEG LIVE, LLC'S PERSON(S) MOST KNOWLEDGEABLE AND DEMAND FOR PRODUCTION OF DOCUMENTS** on the interested parties in this action as follows:

Marvin Putnam
O'Melveny & Myers LLP
1999 Avenue of the Stars, 7th Floor
Los Angeles, CA 90067
Tel: (310) 246-8480
Fax: (310) 246-6779
Email: mputnam@omm.com
Attorneys for Defendants AEG LIVE LLC;
Anschutz Entertainment Group, Inc.; AEG
Live Productions, LLC; Brandon Phillips
(aka Randy Phillips); Paul Gongaware;
Timothy Leiweke

BY PERSONAL SERVICE: I personally delivered the document(s) to the person being at the addresses listed in the Service List. (1) For a party represented by an attorney, delivery was made to the attorney or at the attorney's office by leaving the documents in an envelope or package clearly labeled to identify the attorney being served with a receptionist or an individual in charge of the office. (2) For a party, delivery was made to the party or by leaving the documents at the party's residence with some person not less than 18 years of age between the hours of eight in the morning and six in the evening.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on November 29, 2012, at Los Angeles, California.



Monica Davis