

Attn: Carl Schulhof, Public Information Officer, Fax: 408-882-2779

UCS
MG-500

MEDIA AGENCY (name): Eclipse-vs-Does.blogspot.com CHANNEL/FREQUENCY NO.: http://eclipse-vs-does.blogspot.com PERSON SUBMITTING REQUEST (name): Alan P. Petrofsky ADDRESS: 3618 Alameda Apt 5, Menlo Park CA 94025, FAX: 415-499-8385 TELEPHONE NO.: 650-520-0626	FOR COURT USE ONLY 2008 JUL 29 PM 1:44 David H. ... Clerk of the Superior Court County of Santa Clara, California By: B. FARAONE
Insert name of court and name of judicial district and branch court, if any: California Superior Court, Santa Clara County	
TITLE OF CASE: Eclipse Aviation Corp. v. John Doe et al.	
NAME OF JUDGE: Hon. Socrates Peter Manoukian (Dept. 7)	
MEDIA REQUEST TO PHOTOGRAPH, RECORD, OR BROADCAST	CASE NUMBER: 1-08-CV-110380

- PORTION OF THE PROCEEDINGS TO BE COVERED (e.g., particular witnesses at trial, the sentencing hearing, etc.):
 Hearing on Friday, August 1, 2008 at 10:00 A.M. in Department 7, on John Doe's motion to quash the subpoena.
- DATE OF PROPOSED COVERAGE (specify): **Friday, August 1, 2008** . (File this form at least five court days before the proposed coverage date. If not feasible, explain good cause for noncompliance):
- TYPE OF COVERAGE

a. <input type="checkbox"/> TV camera and recorder	d. <input checked="" type="checkbox"/> Audio
b. <input type="checkbox"/> Still camera	e. <input type="checkbox"/> Other (specify):
c. <input type="checkbox"/> Motion picture camera	
- SPECIAL REQUESTS OR ANTICIPATED PROBLEMS (specify):
- INCREASED COSTS. This agency acknowledges that it will be responsible for increased court-incurred costs, if any, resulting from this media coverage (estimate): \$
 Amount unknown
- PROPOSED ORDER. A completed, proposed order on Judicial Council form MC- 510 is attached (required by Cal. Rules of Court, rule 1.150).

CERTIFICATION

I certify that if the court permits media coverage in this case, all participating personnel in this media agency will be informed of and will abide by the provisions of California Rules of Court, rule 1.150, the provisions of the court order, and any additional restrictions imposed by the court.

Date: Friday, July 25, 2008

Alan P. Petrofsky
(TYPE OR PRINT NAME)

(SIGNATURE)

Telephone No.: 650-520-0626

Publisher
(SUPERVISORY POSITION (IN MEDIA AGENCY))

NOTICE OF HEARING (A hearing is optional.)

A HEARING will be held as follows:

Date:	Time:	Dept./Div.:	Room:
Address of the Court:			

Clerk, by _____, Deputy

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TITLE OF CASE: Eclipse Aviation Corp. v. John Doe et al.	
NAME OF JUDGE: Hon. Socrates Peter Manoukian (Dept. 7)	
ORDER ON MEDIA REQUEST TO PERMIT COVERAGE	CASE NUMBER: 1-08-CV-110380

AGENCY MAKING REQUEST (name): Eclipse-vs-Does.blogspot.com

1. a. No hearing was held.
 b. Date of hearing: _____ Time: _____ Dept./Div.: _____ Room: _____
2. The court considered all the relevant factors listed in subdivision (e)(3) of California Rules of Court, rule 1.150 (see reverse).
3. **THE COURT FINDS** (findings or a statement of decision are optional): Attached As follows:

THE COURT ORDERS

4. The request to photograph, record, or broadcast is
- a. **denied.**
- b. **granted** subject to the conditions in rule 1.150, California Rules of Court, **AND** the following:
- (1) The local rules of this court regulating media activity outside the courtroom (copy attached).
 - (2) The order of the presiding or supervising judge regulating media activity outside the courtroom (copy attached).
 - (3) Payment to the clerk of increased court- incurred costs of (specify): \$ _____ to be determined.
 - (4) The media agency shall demonstrate to the court that the proposed personnel and equipment comply with California Rules of Court, rule 1.150, and any local rule or order.
 - (5) Personnel and equipment shall be placed as directed as indicated in the attachment as follows (specify): _____
 - (6) (i) The attached statement of agreed pooling arrangements is approved.
 (ii) A statement of agreed pooling arrangements satisfactory to the court shall be filed before coverage begins.
 - (7) This order
 - (i) shall not apply to allow coverage of proceedings that are continued.
 - (ii) shall apply to allow coverage of proceedings that are continued.
 - (8) Other (specify): _____

5. Coverage granted in item 4b is permitted in the following proceedings:
- a. All proceedings, except those prohibited by California Rules of Court, rule 1.150, and those proceedings prohibited by further court order.
- b. Only the following proceedings (specify type or date or both): Motion to quash, Friday, August 1, 2008, 10:00.
6. The order made on (date): _____ is terminated modified as follows (specify): _____

7. Number of pages attached:

Date: _____

(See reverse for additional information)

JUDGE _____

CASE NAME: Eclipse Aviation Corp. v. John Doe et al.	CASE NUMBER: 1-08-CV-110380
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FACTORS CONSIDERED BY THE JUDGE IN MAKING THIS ORDER (Rule 1.150)

- | | |
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| <ol style="list-style-type: none"> 1. Importance of maintaining public trust and confidence in the judicial system 2. Importance of promoting public access to the judicial system 3. Parties' support of or opposition to the request 4. Nature of the case 5. Privacy rights of all participants in the proceeding, including witnesses, jurors, and victims 6. Effect on any minor who is a party, prospective witness, victim, or other participant in the proceeding 7. Effect on the parties' ability to select a fair and unbiased jury 8. Effect on any ongoing law enforcement activity in the case 9. Effect on any unresolved identification issues 10. Effect on any subsequent proceedings in the case | <ol style="list-style-type: none"> 11. Effect of coverage on the willingness of witnesses to cooperate, including the risk that coverage will engender threats to the health or safety of any witness 12. Effect on excluded witnesses who would have access to the televised testimony of prior witnesses 13. Scope of the coverage and whether partial coverage might unfairly influence or distract the jury 14. Difficulty of jury selection if a mistrial is declared 15. Security and dignity of the court 16. Undue administrative or financial burden to the court or participants 17. Interference with neighboring courtrooms 18. Maintaining orderly conduct of the proceeding 19. Any other factor the judge deems relevant |
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PROHIBITED COVERAGE (Rule 1.150)

This order does not permit photographing, recording, or broadcasting of the following in the court:

- | | |
|---|---|
| <ol style="list-style-type: none"> 1. The jury or the spectators 2. Jury selection 3. A conference between an attorney and a client, witness, or aide 4. A conference between attorneys | <ol style="list-style-type: none"> 5. A conference between counsel and the judge at the bench ("sidebars") 6. A proceeding closed to the public 7. A proceeding held in chambers |
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MEDIA PERSONNEL AND EQUIPMENT (Rule 1.150)

NOTE: These requirements apply unless the judge orders otherwise. Refer to the order for additional requirements.

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| <ol style="list-style-type: none"> 1. No more than one television camera 2. No more than one still photographer 3. No more than one microphone operator and no obtrusive microphones or wiring 4. No operator entry or exit or other distraction when the court is in session 5. No moving equipment when the court is in session | <ol style="list-style-type: none"> 6. No distracting sounds or lights 7. No visible signal light or device that shows when equipment is operating 8. No disruption of proceedings, nor public expense, to install, operate, or remove modifications to existing sound and lighting systems 9. No media agency insignia or marking on equipment or clothing |
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SANCTIONS FOR VIOLATING THIS ORDER (Rule 1.150)

Any violation of this order or rule 1.150 is an unlawful interference with the proceedings of the court. The violation may result in an order terminating media coverage, a citation for contempt of court, or an order imposing monetary or other sanctions.