

I. INTRODUCTION

The People seek to admit evidence of attempts made by the Los Angeles Police Department and the Los Angeles County Coroner's Office to conduct a follow up interview with defendant Conrad Murray. Such evidence is relevant, and the probative value is not substantially outweighed by any undue prejudice.

II. MEMORANDUM OF POINTS AND AUTHORITIES

Section 350 of the California Evidence Code permits only relevant evidence to be admitted. Cal. Evid. Code § 350. Relevant evidence is characterized as evidence "having any tendency in reason to prove or disprove any disputed fact that is of consequence to the determination of the action." Cal. Evid. Code § 210. The court also has discretion to exclude evidence "if its probative value is substantially outweighed by the probability that its admission will...create substantial danger of undue prejudice, of confusing the issues, or of misleading the jury." Cal. Evid. Code § 352.

II. ATTEMPTS TO CONDUCT FOLLOW UP INTERVIEW WITH DEFENDANT

The following efforts were made by law enforcement to conduct a follow up interview with Dr. Conrad Murray:

- 1. June 30, 2009 – Coroner's Investigator Fleak left messages for Dr. Murray at his office numbers requesting a follow up interview with Dr. Murray.
- 2. July 9, 2009 – Detective Scott Smith emailed Mr. Chernoff, and left voice messages on Mr. Chernoff's office and cell phones, requesting a follow up interview with Dr. Murray.
- 3. July 17, 2009 – Coroner's Investigator Fleak emailed Mr. Chernoff and requested a follow up interview with Dr. Murray.
- 4. July 21, 2009 – Coroner's Investigator Fleak left a message with Mr. Chernoff and requested an in person follow up interview with Dr. Murray.

III. CONCLUSION

Evidence detailing law enforcement's efforts to conduct a follow up interview with Dr. Murray is relevant and should be admitted.

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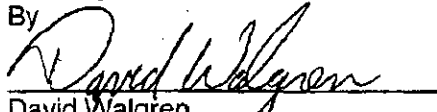
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Respectfully submitted,

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