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FILED
LOS ANGELES SUPERIOR COURT

NOV 08 2011

JOHN A. CLARKE EXECUTIVE OFFICER/CLERK
BY *[Signature]* Deputy

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF LOS ANGELES

11 THE PEOPLE OF THE STATE OF
12 CALIFORNIA,

13 Plaintiff,

14 vs.

15 CONRAD R. MURRAY,

16 Defendant.

Case No. SA073164

REQUEST FOR ORDER TO ALLOW
TESTING OF EVIDENCE; DECLARATION
OF J. MICHAEL FLANAGAN IN SUPPORT
THEREOF

20 TO THE DISTRICT ATTORNEY OF THE COUNT OF LOS ANGELES

21 PLEASE TAKE NOTICE that on November 21, 2011, the defendant will ask the
22 court to allow testing of the 100 m.l. propofol bottle heretofore described as an empty
23 bottle and labeled as People's exhibit No. 30 during the trial of the above entitled case.
24 The defendant would like to have said exhibit tested for chemical concentration of
25 propofol and lidocaine. A copy of the proposed order is submitted herewith.
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1 The motion to allow testing is based upon the attached Declaration of J.
 2 Michael Flanagan submitted herewith and such further evidence as may be produced
 3 at the hearing of this motion.

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 6 Dated: November 18, 2011

Respectfully submitted,

FLANAGAN, UNGER & GROVER

By 

J. MICHAEL FLANAGAN
 Attorney for Defendant
 CONRAD R. MURRAY

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DECLARATION OF J. MICHAEL FLANAGAN

(See attached.)

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

Executed this 18th day of November 2011, in Los Angeles, California.


J. MICHAEL FLANAGAN

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DECLARATION OF J. MICHAEL FLANAGAN (ATTACHMENT)

I, J. Michael Flanagan, declare as follows:

1. That I am an attorney of record for Conrad Murray in the above entitled case.

2. That as a result of testimony given by Dr. Steven Shafer during rebuttal in the above entitled case relating to his opinion regarding the probable method used to infuse propofol over a three hour period, the chemical makeup of any residues in the bottle designated as Peoples' exhibit No. 30 has become relevant to confirm or negate the accuracy of Dr Shafer's proposed scenario. Said bottle has heretofore been thought to be empty but may in fact contain a testable residue. I do not believe that the contents of said bottle have been analyzed for chemical drug content.

I therefore request that Pacific Toxicology Laboratories be allowed to inspect and analyze the content of said bottle.

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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF LOS ANGELES

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11 THE PEOPLE OF THE STATE OF
12 CALIFORNIA,

13 Plaintiff,

14 vs.

15 CONRAD R. MURRAY,

16 Defendant.
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Case No. SA073164

ORDER FOR RELEASE OF FLUID
SAMPLES FOR EXAMINATION

Hon. Michael E. Pastor, Judge

19 GOOD CAUSE HAVING BEEN SHOWN,

20 IT IS HEREBY ORDERED that Pacific Toxicology Laboratories be allowed to
21 examine the residue contained in People's exhibit No. 30.

22 This order is made pursuant to request by the defendant in the above entitled
23 case.

24 IT IS SO ORDERED.

25 Dated: _____

Judge of the Superior Court