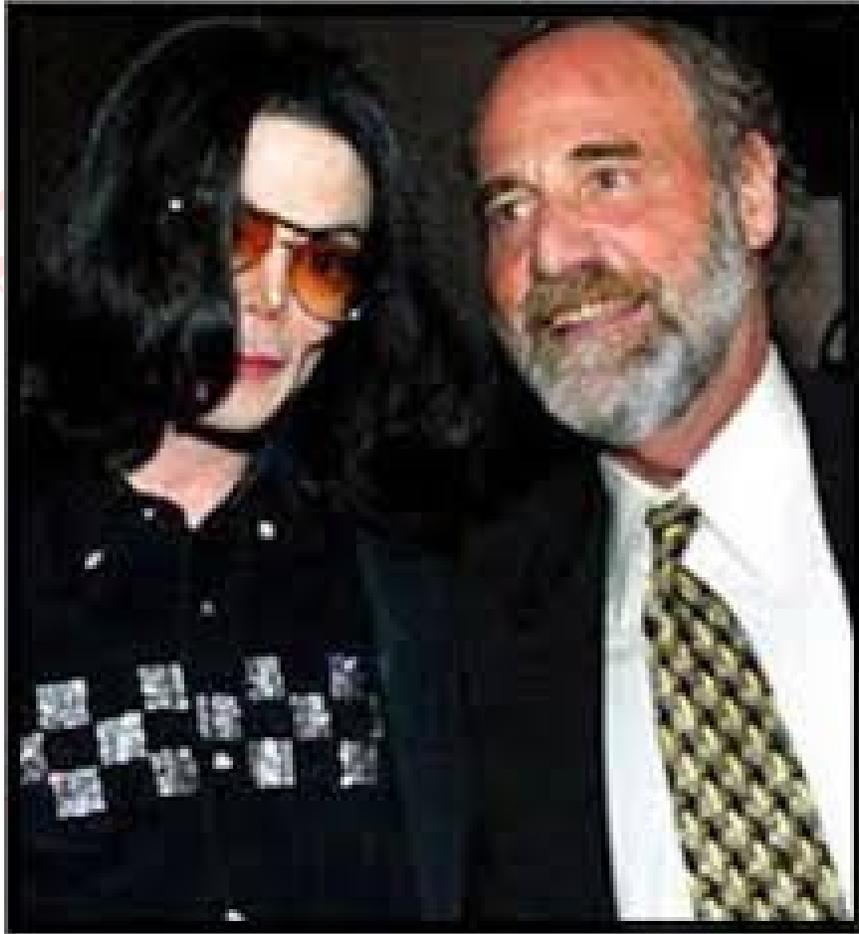


Katherine Jackson V AEG Live September 18<sup>th</sup> 2013 Part 1 was played September 6<sup>th</sup> which is here <http://teammichaeljackson.com/archives/9717>



**Dr Allan Metzger(MJ friend/Doctor)**

**Q.** Okay. Why don't we take that letter. Have you ever heard of the Ludwig Maximilians University in Germany?

**A.** I think I have some correspondence in my chart --

**Q.** Uh-hmm.

**A.** -- from that --

**Q.** Yes.

**A.** -- location.

Q. Uh-hmm. Why don't we look at that. I think it's on 42. Where is it here, 38? Yes. So in Exhibit 2, that is on No. 42; is that correct?

A. Uh-hmm.

Q. And this is a one-page letter. It is dated on July 13th, 1997. And it is a letter to you from a Christian H. Stoll.

A. Uh-hmm.

Q. He is writing to you from a German institute in Munich. The name is on it.

A. Uh-hmm.

Q. I'm not going to try to butcher that as well.

A. All right.

Q. And he goes on to say that Dr. -- *"Dear Mr. Metzger, following please find the laboratory data from Mr. Omar Arnold dating" (sic) "July 5th, 1997. There were some heavy discussions about continuing medical assistance of Mr. Arnold. Finally, after your talk to Professor Peter, the head of our department and of the medical facility of the Ludwig Maximilians,"* which is M A X I M I L L A N S (sic), *"University, we decided me continuing in joining Mr. Arnold during his European tour. I think it would be useful to keep in contact with you to discuss medical questions. Secondly, I would appreciate to learn about the medical history of Mr. Arnold."* He goes on further to talk about numbers and whatnot. Can you recall this communication?

A. I recall the stationery and the letter but I don't remember the conversation with the Professor Peter.

Q. So you don't remember talking with anyone in Germany about assisting Michael Jackson in July of 1997?

A. No. It says I spoke to Professor Peter. I don't remember that.

Q. So as you sit here today, you don't know who Dr. Peter is?

A. Well, I presume he works with Dr. Stoll.

Q. Uh-hmm. But --

A. But I -- I don't remember a conversation, but obviously I must have had one.

Q. And do you remember having a conversation with either or both of these gentlemen about assisting Mr. Jackson with his sleep?

A. Never.

Q. Never. Okay. Do you recall whether Dr. Stoll went on tour with Mr. Jackson in 1997?

A. I don't know.

Q. Dr. Metzger, you had indicated earlier that you had never given Mr. Jackson Demerol; is that correct?

A. I believe I have never given him Demerol.

Q. And did you ever prescribe him Demerol?

A. I'm sorry, that's the same thing.

Q. It's the same to you. I just wanted to make sure.

A. Yes.

Q. What is Demerol?

A. Demerol is a narcotic which is a good, strong, predictable pain medicine. It is addicting if used for high doses for long, long periods. It's usually used in acute situations for pain, postoperative situations. And some people who are in chronic pain require Demerol or cousins of Demerol.

Q. What are -- what are some of the cousins?

A. Well, lighter cousins, MS-Contin, Vicodin, Percocet. Those medications.

Q. And did you ever prescribe any of those to Mr. Jackson?

A. I believe on occasion I prescribed Vicodin. I don't remember Percocet. As I said, no Demerol. I don't think anything higher than -- than Vicodin.

Q. Did you ever prescribe Demerol to anyone in your professional career?

A. Generally in the hospital, yes, but not in the office or at home. Injectable.

Q. Uh-hmm.

A. I have -- I can recall two or three patients in the practice who are on chronic oral Demerol prescribed by me.

Q. So is it fair to say that for you the prescribing of Demerol is a rare event?

A. Very infrequent event.

Q. And is Demerol usually administered orally?

A. I'd say most Demerol is administered parenterally IM in hospital setting or in outpatient surgical settings.

Q. Why would it usually be in a hospital or surgical setting?

A. Because it's good for postoperative pain.

Q. Got it. Are there any common side effects to Demerol?

A. Sedation, lethargy. In people with lung disease, it can suppress their breathing. You can get a rash rarely. And dependency.

Q. Now, are there other medications that are commonly administered with Demerol?

A. Sometimes, because Demerol can give nausea --

Q. Uh-hmm.

A. -- and I believe to potentiate Demerol several physicians will use Phenergan with it to override the nausea and maybe potentiate the duration. And also, since some pain in all of us is anxiety, the Phenergan is somewhat of a little bit of a sedator.

Q. What does it mean to potentiate?

A. Make it last longer, a little more effective for a longer period of time.

Q. What is Vistaril?

A. Vistaril is Atarax. It is an antihistamine --

Q. Uh-hmm.

A. -- but it also is a sedative.

Q. Is that something someone would often administer with Demerol?

A. Yes.

Q. And why is that?

A. Same thing. The sedative nature, the antianxiety nature.

Q. Did Dr. Hoefflin ever express to you concern that Michael was misusing Demerol?

A. He didn't -- I don't recall misusing Demerol. I recall Hoefflin trying to get involved in general medical care of Michael.

Q. Uh-hmm.

A. His nutrition, his sleep issues, his stress reduction issues. And Hoefflin had talked to me innumerable times of how to make Michael more holistic and things like that. I don't recall a major concern about abuse of Demerol.

Q. Okay. The -- you also indicated in terms of someone expressing concern to you that Miss Rowe had voiced concern to you. What concern had she expressed to you?

A. Well, Debbie was in constant attendance when Arnie took care of Michael.

Q. Uh-hmm.

A. That's the beginning of Debbie and Michael's relationship. That was the context.

Q. And was this a conversation that you had with her on more than one occasion?

A. At least two or three occasions.

Q. So you don't recall ever discussing Demerol use -- Mr. Jackson's Demerol use with him?

A. I don't think so.

Q. So you did not have that conversation with Katherine Jackson at any time?

A. I don't think so.

Q. And you didn't have that conversation with any of Mr. Jackson's siblings?

A. I think on one occasion I discussed with Janet that she was concerned that Michael -- that his back was going out too much and why isn't hers and he's taking pain medication and he should be on muscle relaxants and physical therapy. I don't remember the word "Demerol" being mentioned but I remember her having a feeling about his pain management.

Q. And do you recall having a discussion of Mr. Jackson's pain management with any other member of the Jackson family? Not Demerol specifically but just pain management.

A. No. No.

Q. And what about painkillers, with any member of the Jackson family?

A. No.

Q. Now, do you recall that a time came when Mr. Jackson made a public announcement that he was leaving a tour so that he could seek help because of his abuse of painkillers?

A. I don't remember specifically. It jarred my memory when I read it in The New York Times --

Q. Piece?

A. -- article --

Q. Uh-hmm.

A. -- that he went to England.

Q. Uh-hmm.

A. And that reminded me. I do remember something in the past, but I don't remember the years. I don't think I ever spoke with anyone.

Q. Uh-hmm.

A. I don't know any more facts about it than that.

Q. Okay. So -- just so I understand, so you do recall that there was a time in the past when you understood that Mr. Jackson had sought help for his abuse of painkillers?

A. From the press.

Q. From the press. And that's what I was -- so from the press you had come to understand it, but you did not ever discuss that with Mr. Jackson?

A. No.

Q. And you did treat Mr. Jackson after you learned about that in the press, correct?

A. After I heard about it --

Q. Yeah.

A. -- in the press? I don't know whether this was true or not.

Q. I understand.

A. Yeah, I treated him.

Q. And did you --

A. But I don't remember the year.

Q. Did you have -- I'll represent to you that it was 1993.

A. Okay.

Q. Do you recall ever discussing this with Mr. Jackson?

A. I don't think so.

Q. Did you ever express any concern with him -- to him about his prior addiction to -- to painkillers?

A. I don't think I discussed addiction. I remember discussing with him "I wish you didn't need this stuff when you see Arnie and Steve or whoever else you're seeing."

Q. Uh-hmm.

A. "Because it's probably going to be not -- not relevant for you in the future. You're -- you're not going to have these procedures. You don't have to anticipate this forever. I don't think you should get big pain medicine for procedures." But it ended there.

Q. And why did you have those conversations with Mr. Jackson?

A. I think I had heard from Arnie that he was also trying to convince Michael to take less pain meds, but he just accommodated the situation, I think.

Q. And do you recall -- did you have a conversation with Mr. Jackson more than once?

A. Probably not.

Q. And do you recall Mr. Jackson's reaction?

A. To me bringing it up?

Q. Uh-hmm.

A. No, not really.

Q. Okay. Did you ever discuss this with any other doctor besides Dr. Hoefflin and doctors -- and Dr. Klein?

A. Michael getting pain medicine for procedures? Is that what you're asking?

Q. Uh-hmm, and your concern about it.

A. I don't recall.

Q. Going back to this, is there anyone else other than who we have already discussed that you had any conversations about Mr. Jackson's use of any painkillers?

A. No.

Q. Did you ever participate in any intervention for Mr. Jackson's Demerol use?

A. No.

Q. And were you ever involved in any attempt to ween Mr. Jackson off Demerol?

A. Ween him off?

Q. Uh-hmm.

A. No.

Q. Did you believe that Mr. Jackson -- did a time ever come where you believe that Mr. Jackson had a problem with any painkillers?

A. Not a problem but he -- he liked painkillers when he was in pain.

Q. Uh-hmm.

A. And I saw that with ankle issues, back issues, one terrible knee injury, headache stuff. And, again, infrequently would I ever be involved in treating him for pain and never with Demerol.

Q. Uh-hmm. Now, when you say he liked them, what do you mean by that?

A. It worked. He was a big baby. He didn't want any pain.

Q. Are you aware of Mr. Jackson ever seeing an addiction specialist?

A. No.

Q. And did you ever recommend one to him?

A. No.

Q. Are you aware of Mr. Jackson ever using any illegal or recreational drugs?

A. No.

Q. And were you aware of Mr. Jackson ever having a problem with alcohol?

A. Never.

Q. Were you aware of anyone ever using Diprivan with Mr. Jackson?

A. Never until the death of Michael Jackson.

Q. Just to use another name for it, is that the same answer for Propofol?

A. Yes, it is.

Q. And do you understand them to be the same?

A. Yes.

Q. And since that time have you come to understand that anyone used Propofol with Mr. Jackson other than Dr. Conrad Murray?

A. I'm not aware of anyone specifically using that medication with Michael Jackson.

Q. Okay. If you look in your Exhibit 2. And it's going to be on Page 4 if I did this correctly. Okay. Do you recall this visit by Mr. Jackson?

A. Specifically, no, but when I talk about at the end a -- giving a lab to a monitor for insurance, that does ring some bell that somebody was there to collect blood for an insurance exam, which is the only reason he let me draw blood, because he had to let me draw blood.

Q. Explain that. Well, the date on this is September 18th of 2002, correct? And are you saying that an insurer would send someone there to draw the blood themselves?

A. They would send somebody there to make sure the blood was Michael's.

Q. Uh-hmm.

A. Either -- see it drawn and then take it with them to their lab.

Q. Now, it goes on to note "*He's taking no medication except MS-Contin,*" C O N T I N, "*for the last week for a severe back sprain.*" It goes on to say what it's related to. It also says he's taking Skelaxin, S K E L A X I N. The MS-Contin, is that the drug you were talking about earlier?

A. Yes, I mentioned MS-Contin.

Q. And so Mr. Jackson was taking that at the time. And was this -- had you prescribed that to him?

A. I don't recall. I don't think I did.

Q. Uh-hmm. And -- but he was taking it at the time. And is that a narcotic?

A. Yes, it is.

Q. And is it a narcotic akin to Demerol? Did you say it was a cousin before?

A. I'd say it's a cousin of Demerol --

Q. Uh-hmm.

A. -- because it's in the narcotic family.

Q. Got it. You also talked here about an examination of the nose reveals multiple areas of plastic surgery.

A. To say the least.

Q. Okay. I have two questions about that. Did he tell you when those procedures -- did you know in advance of those procedures being performed?

A. That is a strange question.

Q. Uh-hmm.

A. Over the years Michael had innumerable facial plastic surgeries; some A, some B, some nasal. So most of the time I didn't know in advance.

Q. So the answer is I didn't know in advance about the great majority of his nasal surgery.

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Q. All right. What I'm going to mark next -- I'm not actually going to mark it. You already have it. It's Exhibit 2. As Miss Millett kindly pointed out to us to help us on our way, on Page 4 of that document there is --

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Q. The June 23rd, 2003 record, do you see that?

A. Yes.

Q. All right. Looking at this entry here, the entry is for June 23rd, 2003. As you noted, the prior entry was from September 18th, 2002, so it's been about a month. I mean, excuse me, it's been about a year. It says: "*Michael is here for preoperative examination. He is going to be having*

*anesthesia for collagen injection from Dr. David Fournier and Dr. Arnold Klein later today. He has not had a recent EKG and chest X-rays for several months. he is here for lab, potassium, etc. He is taking Xanax in the dose of approximately 4 milligrams HS for sleep, is on no narcotics whatsoever to my knowledge. He is nonsmoker. No alcohol. He is exercising and quite fit. He last had an examination in September of 2002, at which time he was using MS-Contin intermittently from a physician in Florida. He has not been on this medication since. He is taking no --" and then there's handwriting in there. What is that?*

A. "Other."

Q. -- "no other regular medication." Do you see that entry?

A. Yes.

Q. Now, you had indicated earlier when we talked about the idea of someone being given something, whether it be an anesthetic or Demerol, for collagen, that that surprised you when we talked about it before, and yet here it looks like you are doing a preoperative examination of Mr. Jackson because he's going to have anesthesia for a collagen injection. Do you find that surprising as we sit here today?

A. I also find it surprising. It may have been a very long procedure with multiple injections. I don't know. That's the first time, to my knowledge, that he was given anesthesia for collagen.

Q. Uh-hmm.

A. And, again, there's no mention here of Demerol, there's no mention here of pain management. I must have been asked to examine him by one or both of these doctors and clear him, because they must have planned to do a major amount of collagen.

Q. Uh-hmm. Can you recall at any time ever being asked to clear somebody in advance of having a collagen injection?

A. No specific recollection that that's ever happened.

Q. And in this instance would you have an understanding as to what anesthesia was going to be used?

A. No, no idea.

Q. Is it fairly standard procedure to get clearance for a collagen injection?

A. Virtually never.

Q. All right. It then -- and then you say here "He is taking Xanax in the dose of approximately 4 milligrams HS --" What does that mean?

A. At bed.

Q. Say that again.

A. At bed.

Q. At bed?

A. **(Witness nods head.)**

Q. What does that mean?

A. Before he goes to bed.

Q. Okay. Now I get what that means. -- *"for sleep. Is on no narcotics whatsoever, to my knowledge."* So did you discuss Mr. Jackson's insomnia with him again in this instance?

A. I probably did to find out that he was taking Xanax.

Q. And do you -- did you have an understanding as to who prescribed the Xanax to him?

A. I don't know. I may not have or it may not have been me. I would have to see records to see who prescribed it.

Q. And above when it talks about the MS-Contin, what we talked about earlier from 2002, it says it was being given intermittently from a physician in Florida. Again, did you have an understanding that that was the Dr. Farshchian we spoke about before?

A. No. I -- if I know Michael, and I didn't see the bottle then, you know, in 2002, I wouldn't have known who had prescribed it.

Q. Okay. Would you ask him who was prescribing this for him?

A. Often I would to see if there was someone in the neighborhood I knew that I could talk to. And often he would say "Oh, I just got ten pills."

Q. Uh-hmm.

A. Or "I just got this." Again, secretive about medicine, secretive about procedures, secretive about all kinds of stuff. It was just part of his mystique.

Q. Did you find that frustrating?

A. Yeah, it was frustrating, because I was really worried about somebody giving him something that could intermix with something else. And I kept trying to always tell him that. Arnie would

tell him that, that we all need to know what's happening. And he really, I think, took great joy in making it a surprise for everybody.

**Q.** Why do you say that?

**A.** I just think he didn't think it was serious.

**Q.** The -- did he seem knowledgeable of his medical treatment?

**A.** You mean knowledgeable about meds?

**Q.** Yes.

**A.** Not real sophisticated. Knowledgeable about surgery. Not sophisticated, but "I want this and let's get it done and you can do it." He had a great empathy for people that he tried to help with their health. He would tell me about some person that he knew or I would see one -- one of his friends or somebody and he was very concerned about him. But not real sophisticated about health issues.

**Q.** In your packet that you put together, Exhibit 2, I'm going to go to No. 1. And by that I mean ALMINC 1.

**A.** Right.

**Q.** Now, this is a June 12, 2008 record.

**A.** Right.

**Q.** And just to be clear as to what we've had, there was one record from 2002, then one record from 2003, and now I have a record five years later from 2008.

**A.** Correct.

**Q.** Can you recall whether you saw Mr. Jackson in those intervening five years?

**A.** I'm pretty sure I did not. This was a large hiatus of time. I recall that I had spoken to him, and I would often speak to him about his kids or some nutrition something for a friend, but I did not see him for that five-year period.

**Q.** The -- can you recall the criminal trial of Mr. Jackson up in Santa Barbara?

**A.** Yes.

**Q.** Did you see Mr. Jackson during that time?

**A.** I never saw Michael during that time.

Q. And did you come to have an understanding that after that time Mr. Jackson left the country?

A. Yes.

Q. And did you understand that from Mr. Jackson?

A. I understood it from everyone around him.

Q. Okay. And does this include people who worked for Mr. Jackson?

A. Yes.

Q. And did you speak with Mr. Jackson at all in that time period?

A. I don't think I did. I think I definitely did try to get messages to him of encouragement.

Q. So you spoke to him and saw him, in fact, in 2003?

A. (Witness nods.)

Q. And then in the intervening years, including the criminal trial and leaving the country, and you came to see him again in 2008 -- or talked to him again in 2008 --

A. Yes.

Q. -- is that correct? And I'm going to look at this entry. It says: "*Re: Michael Jackson, Omar Arnold. Michael has called me from out of town about skin care, a back strain and general health issues in Las Vegas. He sounds alert and says he's in great health. When not under stress he takes Tylenol PM for sleep. Hopefully, if he needs to, he will come to Los Angeles to see me and Dr. Klein.*"

A. Correct.

Q. Can you recall this conversation?

A. I was shocked to hear from Michael, that he was in Vegas. His back acted up again. I don't recall if he called to ask me for a prescription. I think if he did, I would have written it down, what I prescribed.

Q. Uh-hmm.

A. I don't remember prescribing anything after this. I think I was just so happy to hear from him and tell him to get back in town.

Q. And I was going to say that was a notable difference from your other entries. It says "*Hopefully, if he needs to, he will come to Los Angeles to see me and Dr. Klein.*"

A. Yeah.

Q. What did you mean by that?

A. Well, I personally missed him. I liked seeing -- seeing Michael and dealing with him and really wanted to check up on him. I hadn't seen him for five years.

Q. And here you say that he sounded alert, that Michael sounded alert. What did you mean by that?

A. He was just -- he was great. He was a little more boisterous than his usual quiet self, he said he was doing beautifully and happy, sounded great.

Q. And -- and you didn't treat Mr. Jackson in this entire five-year period, correct?

A. Absolutely not.

Q. Did you talk to Dr. Arnold Klein in that period?

A. Innumerable times.

Q. And did you talk to Arnold Klein in that period about Mr. Jackson?

A. I'm sure several times.

Q. You then go on to say "*When not under stress he takes Tylenol PM for sleep.*" I will tell you this sentence for me was a little bit like the nonrecreational use one before because I didn't quite understand it. What did it mean, when not under stress he takes Tylenol PM for sleep?

A. Okay. Normally he could sleep with Tylenol PM. If he was doing an album, if he was performing, under stress for trial, God only knows what he needed for sleep.

Q. Uh-hmm.

A. Normally during intercritical times, when things were not going on emotionally or physically, he would have no trouble using Tylenol PM.

Q. If I understand you correctly, that Mr. Jackson had insomnia, if he wasn't under stress, Tylenol PM would be adequate to help -- for him to be able to sleep.

A. Yes, perfect understanding.

Q. But do you have an understanding as to when the next time you spoke to Mr. Jackson was?

A. Yes. It was February of '09.

Q. And how do you know that?

A. Several months later. Because I dictated a note --

Q. Uh-hmm.

A. -- on February 26, 2009. That was when he certainly told me about the upcoming major events in Europe and London.

Q. Uh-hmm.

A. I think it was more of an anxiety call about his health and how -- how he was going to deal with all the rehearsal and all these 30 or 50 shows. At that time I don't remember if he knew how many shows there were going to be.

Q. Okay. And so he called you, I take it?

A. Yes.

Q. And during this conversation he made reference to his health, it says, and his anticipated stress with this concert tour. Now, what did he say about that stress?

A. I think he was fearful because this is it and he needed to do a lot of perfectionizing.

Q. Uh-hmm.

A. He wanted it to be something that had never been done before and it had to be great. And so he had a lot of pressure on himself from himself as well as the media and the people he was working with and preparing with.

Q. And did he tell you why he wanted to do this concert tour?

A. He wanted -- he wanted to redeem Michael Jackson.

Q. Did he discuss with you at the time that he in some ways wanted to redeem himself?

A. Did he discuss --

Q. That -- you said that -- I was asking you if he discussed with you why he wanted to do the concert tour.

A. Yeah. One was to redeem his image.

Q. Okay.

A. And he felt this was it.

Q. Uh-hmm.

A. And he wanted to go out with a flash.

Q. When you say "*this is it*," meaning this would be the last time he was going to do that?

A. Yeah, and that's what he named the concert.

Q. And did he tell you that's what he named the concert?

A. **(Witness nods head.)**

Q. I need a "yes" or "no" for the record.

A. Yes.

Q. The -- and when he said he wanted to redeem himself, what did you understand him to mean?

A. I think he was still terribly hurt about the trial and the accusations.

Q. You mean the criminal trial?

A. The criminal trial.

Q. Uh-hmm.

A. I don't know about the album or anything else was or what else was in the press at that time. I tried not to get involved in that.

Q. Uh-hmm.

A. You know -- he was, you know, one of the most recognized names in the world and I think he wanted it to stay that way.

Q. And did he -- you mentioned in the prior conversation he had seemed alert and lucid. Did he in this conversation?

A. Oh, yeah.

Q. Did he seem excited?

A. Excited, scared.

Q. Uh-huh. Was it a positive call?

A. It was a positive call, an informational call, yeah.

Q. Okay.

A. Yeah.

Q. And did you discuss ways that he could deal with the stress physically?

A. We talked about some different maneuvers. I suggested hypnosis.

Q. Uh-hmm.

A. We tried -- he tried acupuncture for stress and sleep years ago that didn't work.

Q. Uh-hmm.

A. He had mentioned to me that when his back was acting up or neck or his ankle, which I didn't say here -- I remember it was his ankle again -- that Tylenol and Advil seemed to help. He did not ask me to prescribe anything.

Q. Had he asked you to prescribe things previously?

A. Ever previously?

Q. Yeah.

A. Sure.

Q. Okay. You said that you had a long telephone talk, it says here. How long? Do you recall?

A. 15, 20 minutes.

Q. Okay. And when you talked about his health -- it says reference to his health -- can you recall what about his health you talked about?

A. Well, clearly it was nutrition and hydration.

Q. Okay.

A. If he was going to be working so many concerts with not a lot of time to heal up between, and, as I told you, he lost seven or eight pounds --

Q. Uh-hmm.

A. -- a performance, I was really reminding him about the ordeal he was about to face medically.

Q. And did he say anything about the announcement in London that he had just had, the press conference? Or not -- I'm sorry, the upcoming press conference.

A. I had seen the press conference with him in his black outfit and the red background.

Q. Uh-hmm.

A. I don't know if it was before or after this.

Q. When you saw it, how did he look?

A. He looked great to me.

Q. And what did you think about the announcement? Did it -- did he seem in good shape?

A. He seemed in good shape. I always tried to look behind the image to the real guy that I know, and it seemed very exciting to him.

Q. Is that what you took away from the announcement?

A. Yeah.

Q. The -- and when you talk about nutritional and sleep issues here, what did you discuss in terms of sleep issues, if you recall?

A. That he's going to have a hell of a rough time sleeping and what the hell are we going to do.

Q. And did he have any suggestions about what he might do?

A. He did not.

Q. Uh-hmm. Did you?

A. I said, "You're in London and we've got to get somebody to help you who knows what they're doing. Maybe we should try to start finding a sleep physiologist or somebody in London." And he really responded to that like, you know, "I don't think I need that."

Q. Did he mention to you at that time that he had a physician that he was interested in taking with him?

A. No.

Q. Did he ever mention Dr. Conrad Murray to you?

A. He did not mention Conrad Murray to me.

Q. Had you ever met Dr. Conrad Murray?

A. I had never met him. I had never spoken to him. I had never seen him until the trial.

Q. And had you ever heard of him before?

A. No.

Q. And during these conversations you had with Michael when he was in Vegas, did he mention that he had a doctor in Vegas?

A. No.

Q. Did he indicate that he was -- he had anybody in charge of his medical health at that time?

A. Nobody.

Q. Did you ask him if he did?

A. I didn't specifically ask him.

Q. Uh-hmm.

A. But if I asked him, I probably would have gotten no answer.

Q. Okay. Got it. And so when you talked to Mr. Jackson during this call about the idea of getting someone in the UK, did he indicate "Yeah, I want to talk to you about that," or did he follow up in any way?

A. No. No.

Q. And did a time come where he followed up in any way in terms of getting someone to help him sleep in London?

A. I don't know.

Q. Not with you?

A. Not with me. I'm sorry. Not with me.

Q. During that call did you discuss any sleep medications with Mr. Jackson?

A. I think we may have mentioned -- I may have mentioned the Xanax thing because it worked in the past.

Q. Okay.

A. But specifically, I do remember saying "We're going to have to find someone to help you sleep during these performances."

Q. Okay. Now, when you went on -- is this something he brought up with you?

A. I'm sure I brought it up.

Q. Okay. And you brought it up because of prior experience?

A. **(Witness nods head.)**

Q. Now, when you go on to say -- you say that you also discussed his back and neck pain being easily controlled with Tylenol and Advil. Is this something he said to you?

A. Meaning?

Q. Did he say to you that his back and neck pain is easily controlled with Tylenol and Advil?

A. Yeah.

Q. Okay.

A. Because he always had a little bit of a -- when he practiced long hours, you know, all the dancing and the moves he does, he had a little chronic back problem --

Q. Okay.

A. -- off and on, particularly since he fell off the stage. I don't remember what year.

Q. In Germany?

A. Yeah.

Q. And I suspect the answer is no but I'm going to ask: Did you have any discussion of Demerol during this conversation?

A. No.

Q. And did you have any understanding as to whether or not Mr. Jackson at this time was receiving Demerol?

A. Did I --

Q. Have any understanding as to whether at this time Mr. Jackson was receiving Demerol.

A. No understanding. No discussion, no thinking that he was or wasn't.

Q. The -- okay. So this is February 26. Do you recall the next time you spoke to Mr. Jackson?

A. I saw him and spoke to him April the 18th.

Q. And that's April 18, 2009?

A. Yes.

Q. And is that reflected on Page 3 of -- and by that I mean ALMINC 3.

A. Yes, it is.

Q. And this reflects a visit that you had to Mr. Jackson's home?

A. Yes.

Q. How did it come to be that you went to Mr. Jackson's home on this -- on this date?

A. Again, Michael called me --

Q. Uh-hmm.

A. -- and said he wanted me to come visit him, and I was ecstatic.

Q. And why were you ecstatic?

A. Because I missed him. I hadn't seen him in years. I wanted to see how the kids were growing up. In the earlier years I was very close with the kids.

Q. And was this a social visit or a medical visit or both?

A. Both.

Q. Let's move to the medical aspect. It says here: *"Medical issues we discussed included his physical and emotional strain due to a coming rehearsal concert schedule, his nutritional and hydration state of health and his stress related to his profound sleep disorder. He inquired about intravenous sleep medication and I explained that was dangerous and potentially life threatening and should not be done out of the hospital. I will prescribe a small amount of sleep medications, either Klonopin, 1 milligram or Trazodone, 50-100 milligrams to be used separately."* Before we

get to ask about the health, the -- so you discussed the physical and emotional strain due to the upcoming rehearsal concert schedule. What can you recall about that conversation?

A. I think what I recall is -- I think they let him sleep fairly late. I think he had told me he was late and missing rehearsals. I think they started around 11:00, 12:00 or 1:00 and went way into the night. He had trouble sleeping after rehearsing.

Q. Uh-hmm. 360:01

A. He didn't tell me too many particulars about the show but I asked about some of my favorites, if he was going to do them, and he said he was. And he was excited and scared.

Q. And --

A. It's a huge task.

Q. And tell me about the excitement. What did he say that conveyed to you that he was excited about the upcoming tour?

A. He was very excited to do a good job, a great job. He was excited to, you know, come back into the public arena in a good light. I -- he never expressed to me the excitement about paying bills or making money. It was just a very exciting and scary time for him.

Q. And in terms of the scary, what did he say in terms -- that exhibited that he was scared about the upcoming concerts?

A. I think he joked about getting older, 49 and three quarters or something. And, you know, "My back and my neck, they better hold up, and it's a grueling schedule and I have to eat right," and all those things.

Q. So at this meeting in April of 2009, you hadn't seen him at this point in seven years?

A. A long time.

Q. A long time. How -- how did he appear?

A. Always Michael -- well, he looked great, he looked trim. He -- you can't say skinny, because he was very muscular.

Q. Uh-hmm.

A. He was, as I wrote down here, lucid. His eyes were bright. He was ready to go. He was bragging about stuff for the kids. He loved the house he was living in and he was just in a good, good place.

Q. And here -- this is the first time I have seen you write it this way. You say that "*stress related to his profound sleep disorder.*" Why did you use "*profound sleep disorder*" this time?

A. Because my assessment was with all these concerts back to back and his perfectionism it was going to become a profound sleep issue.

Q. Uh-hmm. And did you discuss that with him?

A. Yeah.

Q. And what did he say?

A. Well, we talked again about having to find somebody in London.

Q. Uh-hmm.

A. No mention was made of somebody already on board.

Q. Uh-hmm.

A. And that he had to have safe modalities of sleep.

Q. What does that mean, safe modalities of sleep?

A. Something that worked that didn't give him a hangover --

Q. Uh-huh.

A. -- didn't affect his balance, was acceptable in the mainstream --

Q. Uh-hmm.

A. -- available in Europe and London --

Q. Uh-hmm.

A. -- and an expert who is a sleep person. I kept trying to tell him maybe we need to go to Guy's Hospital or somewhere to look into it.

Q. What is Guy's Hospital?

A. It's one of the better hospitals in London.

Q. Okay.

A. And I think I even made an inquiry with some of my anesthesia guys here at Cedars; do they have anybody in London --

Q. Uh-huh.

A. -- or sleep physiology people that we could, you know, get involved or call anesthesia and pulmonary.

Q. Uh-huh.

A. Because those are the guys that deal with sleep disorder.

Q. Uh-hmm.

A. And I talked to a couple of my pulmonary specialists to see, do you know a pulmonary doc in London.

Q. Uh-hmm.

A. Because that guy, again, does sleep physiology. And I batted zero.

Q. And when you say you batted zero, you talked and nobody knew anybody?

A. Yeah. Nobody had any specific people for me to call.

Q. And you talk about the idea then -- you say he inquired about intravenous sleep medication, and "*sleep medication*" is in quotations.

A. Uh-hmm.

Q. Why is that?

A. I don't know. Maybe I said "*quote, sleep medication,*" because that's the word he used, when I dictated this. I'm not sure.

Q. So you don't know why that is quoted and the rest is not?

A. No.

Q. And what was his inquiry exactly?

A. He wanted some intravenous medicine that would put him to sleep.

Q. And did he say that to you?

A. Yes.

Q. He said, "I want intravenous medicine that will put me to sleep"?

A. Yeah.

Q. Those were the words?

A. Yeah. "I can't sleep without something special."

Q. And he said something special that is provided intravenously and you then said that was dangerous and potentially life threatening?

A. Yes.

Q. What is dangerous and potentially life threatening?

A. Well, one, he could be overdosed.

Q. Uh-hmm.

A. Two, he could have an allergic reaction in -- in a hotel or wherever he was staying. He could be given a wrong medication. He could have developed a sepsis or an infection from somebody giving him IV meds and abscess. It just isn't the right thing to do.

Q. How long did you -- how long was this discussion with Mr. Jackson about the intravenous sleep medication and your admonition that this is something that he really shouldn't do because it was dangerous and potentially life threatening?

A. I would say five or ten minutes at least. I was at the house for an hour and a half.

Q. And can you -- can you recall anything else about that part of the conversation?

A. No. I just tried to let him know he's got to find a safe way and that I know he's going to have terrible problems.

Q. Did you have any sense when you left Mr. Jackson that day that you had been successful in convincing him not to use intravenous sleep medication?

A. I had no concept if I was successful or unsuccessful.

Q. Did you have any fears after you left him that day that you had been unsuccessful?

A. I have -- I had great fears about the responsibility of this tour --

Q. Uh-hmm.

A. -- and his dehydration, his back injury and his sleeping.

Q. Okay. Did you discuss this concern, particularly in reference to the intravenous sleep medication, with Dr. Klein after you saw Mr. Jackson?

A. I don't think I did.

Q. Did you discuss it with anyone?

A. I don't think I did, unless I discussed it with my partners.

Q. Okay. And you already mentioned that you thought you might have but you weren't sure -- have prescribed these sleep medications. The --

A. I'm sure I did.

Q. Okay.

A. Yeah.

Q. Now, this was April 18th, 2009. Did you see Mr. Jackson again before he passed?

A. I did not see him. I did not speak with him.

Q. During this conversation in April did Mr. Jackson tell you that he wanted milk or juice? Were those terms used?

A. I had used the expression "juice" because he would refer to sleep medicine, whether it was a pill or an injection or whatever, as juice. That was his nickname for sleep medicine.

Q. Uh-hmm.

A. So I probably used the term in April.

Q. Uh-hmm.

A. I used the term on the stand in the testimony. And that was just Michael's nickname for sleep medicine.

Q. So as we sit here today, you can't recall whether he called it juice at that time?

A. No, I don't know if he did or I did, but I think it was definitely a word he made up years ago.

Q. Okay. And it's a term that he used with you often?

A. Not often.

Q. Uh-hmm.

A. When -- when things got difficult --

Q. Uh-hmm.

A. -- sleeping, you know, he would say "Metzger, do you have a new juice for me?"

Q. Uh-hmm.

A. That was kind of his signal of help me sleep.

Q. Okay. How did the meeting end?

A. Lovingly and humorously.

Q. What does that mean?

A. "And, Michael, you better be in touch with me before you leave. I'm going to try to find some people to help you."

Q. Okay.

A. And the kids came outside. And I have a convertible, and they were fascinated how the convertible went up and down.

Q. Okay.

A. And then I drove off putting the top up and down.

Q. All right. The -- after -- I want to say in this time period, so it could be, you know, February, March, April up till May, do you recall discussing Mr. Jackson's medical treatment with anyone else that we haven't discussed here today?

A. No. I can't recall any other person or my partners. No, I don't recall discussing it with anybody else.

Q. Okay. I'm going to ask you about a couple of people -- I'm going to try not to be repetitive -- to ask if you know the names.

Q. Dr. Theodore or Ted Goldstein?

A. I know Teddy very well.

Q. And do you know him in reference to Mr. Jackson?

A. I think he had seen Michael off and on for his back. At least I referred him there years ago. Arnie works with Teddy all the time. Teddy is a nonsurgical surgeon.

Q. Uh-hmm.

A. And I probably approached Teddy -- I approached him originally, or Arnie, to help Michael with his back in terms of a rehab program.

Q. What's a nonsurgical surgeon?

A. Oh. He doesn't operate anymore.

Q. Do you know who Mark Rothman is?

A. Somebody who worked for Arnie?

Q. He's an anesthesiologist.

A. No.

Q. Okay. What about Dr. David Slavit?

A. No.

Q. Dr. David Adams?

A. No.

Q. Dr. Mark Tadrissi?

A. Tadrissi?

Q. Uh-hmm.

A. No.

Q. Dr. Patrick Treacy, T R E A C Y?

A. No.

Q. I wondered if that was why you said no to Tadrissi. Okay.

A. I told you he was a doctor shopper.

Q. For how long do you keep your medical records of your patients?

A. Well, we have purged some records of people who have not been here for three to five years.

Q. Okay.

A. There are some rules I believe that I need to keep certain things for seven years, X-rays, billings records, stuff like that. I'm not aware that I am responsible to keep any kind of record more than seven years.

Q. Have you ever altered Mr. Jackson's medical records in any way?

A. Never.

Q. The -- we talked about some of the people that who communicated -- or we had some indication they had given you copies of their medical records. As we sit here today, can you recall any doctors who ever gave you copies of their medical records about Michael Jackson?

A. Yes.

Q. And who would they be?

A. Well, I don't remember who it was. Somebody said they sent me records.

Q. We did Hoefflin.

A. Yeah.

Q. So Miss Rowe had indicated and so did Mr. Hoefflin. And we had some indication that Mr. Fournier had. That's the one I'm not sure is doctor or not.

A. Oh, that's what it was. I don't remember that.

Q. Okay.

A. And I don't think Koplín, the surgeon whose secretary asked me to --

Q. Uh-hmm. Koplín, yeah.

A. I think he just sent me those two pages. Whatever was sent is in the chart.

Q. Okay. And other than those that we've just mentioned, do you recall anybody else who gave you such records?

A. Actual records on Michael, no. The reason I say it that way is I remember years ago Hoefflin sent me some kind of a treatise on the health management of Michael, which is not in his chart, which may not even be on this earth anymore. I don't know where I put it.

Q. Okay. I'm not sure I understood that.

A. I'm sorry.

Q. A treatise. Do you remember what this treatise was?

A. It was a whole lengthy discussion on how we're going to make Michael healthy.

Q. And you had talked -- you had said that you had -- I don't know if disagreement is the right way to say it, but you had some conversations with Dr. Hoefflin about Michael's treatment. Do you remember when he gave you this treatise?

A. Many years ago, and it was basically he was wanting to get involved with his nutrition --

Q. Uh-hmm.

A. -- his exercise, his spiritual world, his meditation. He had written me several pages of -- of a treatment plan for Michael.

Q. Do you remember how --

A. His well-being.

Q. Do you know how long this was?

A. I'm sure it was 20, 30, 40 pages.

Q. Okay. The -- and as we sit here today, do you know where that treatise is?

A. No. I think I threw it away.

Q. Okay. Do you know who Randy Phillips is?

A. Randy Phillips?

Q. Phillips, yes.

A. No.

Q. Do you know who Paul Gongaware is?

A. No.

Q. Do you know who Tim Leiweke is?

A. Leiweke sounds familiar, but I -- the name, but I can't place it.

Q. If I were to tell you that he was with AEG, would that help you?

A. Maybe I heard the name in the press.

Q. Okay. Would that be after Michael's passing?

A. No idea.

Q. Okay. Do you know who Kenny Ortega is?

A. Yes.

Q. Have you ever met Kenny Ortega?

A. I think I have over the years once or twice.

Q. And before Michael's passing had you ever heard of AEG?

A. I probably did.

Q. Has anyone from AEG ever attempted to contact you, to your knowledge?

A. There had been a lot of phone calls from press and names I don't know. To my knowledge, none of them were AEG.

Q. Okay. Can you recall ever having a conversation with anyone from AEG before?

A. Something sticks in my head, years ago. I can't -- gee. No specific recollection.

Q. Okay. Can you recall ever speaking with someone from AEG prior to Mr. Jackson's passing?

A. That's what I was trying to think about.

Q. You just can't recall?

A. I just can't recall.

Q. Dr. Metzger, based on your testimony here today, it seems that you had a pretty close personal relationship with Michael Jackson; is that correct?

A. Yes, I did.

Q. And it seems like you also had a very close relationship with Michael's children, correct?

A. Yes.

Q. And do you know Michael's children by the names Prince, Paris and Blanket?

A. Yes.

Q. And based on your time with Michael and his children, did you see them interact with one another?

A. All the time.

Q. And --

A. Whenever I was with them, whatever number of times it was over the years, I've seen lots of interaction.

Q. And based on your personal experience with seeing them interact, was it your impression that Michael Jackson was a good father?

A. Michael Jackson was an outstanding father.

Q. And was it your impression that Michael loved his children?

A. Immeasurably.

Q. And was it your impression that Michael's children loved him?

A. The same thing.

Q. And do you have any understanding of Michael's relationship with his mother Katherine?

A. A little bit from him and from the press and what I hear, he loves his mother -- loved his mother greatly.

Q. And you mentioned before, and I think you said it twice, Michael, generosity, generosity. Do you remember saying that?

A. Yes.

Q. And what did you mean by that?

A. I've seen him generous to strangers, I have seen him generous to hospitals, to institutions, to people on the street in Australia. He's been very generous to me, always cordial and generous to my family. More cordial than generous. And generous of spirit. I really mean it more than economic generous. A real compassionate human being.

Q. And was he generous to his children?

A. Pardon me?

Q. Was he generous to his children?

A. Definitely.

Q. And generous to his mother?

A. I believe so.

Q. And Michael was a big star and everyone in the world knows who he is, but on a personal level would you say he was a good guy?

A. I would say he was a great guy.

**THE WITNESS:** Yes.

Q. On a personal level, despite all of Michael's fame and worldwide renown, what was he like as a human being?

A. Shy but yet not really shy. I think the shyness was an act. Fun to be around most of the time. Except when he was contemplating something or thinking of some new step or something, he would kind of displace himself for a few seconds. I saw him as a great father. I saw him very nice to all the people at Neverland. I know of his respect for Evvy. I know of his real love and care for humanity. I just -- I just view him as a very wonderful, special person.

Q. And you know you often hear in the press how certain superstars are jerks and demeaning to people. Was Michael like that?

A. I've never seen him be demeaning to anybody. I've seen him, on the other hand, with rehearsals, with -- with complete strangers, with fans always trying to be generous of time.

Q. Now, sir, I'm going to just jump back some years and to 1993. And if you could turn to Exhibit 2, which is your notes, Page 10.

A. Uh-hmm.

Q. You were asked about this earlier by Mr. Putnam. And this Dr. Forecast, do you remember this -- testimony about Dr. Forecast? And I'll direct your attention to your 8/20/93 note. Halfway down it says: "*Apparently I was told that a Dr. Forecast was going to be in charge of his medical care.*"

A. Yes.

Q. Okay. Now, sir, were you aware that in 1993 that's when Michael was going off on the "Dangerous" world tour?

A. I'm not sure I would remember a particular tour or particular year, but I think at this time he certainly was going off on a tour, and this was when he was sick and I tried to prohibit him or have him put it off a little bit.

Q. Correct. And then you were surprised to find out that this Dr. Forecast was taking over his care, correct?

A. Yes.

Q. And then we jump to 1996, which is when you went to Australia, correct?

A. Yes.

Q. And that's when Michael was on the world tour called "History."

A. Yes.

Q. Okay. And while you were in Australia on the "History" tour you were surprised to find a new doctor, this time Dr. Ratner, who came in to care for Michael, correct?

A. Yes.

Q. And then we jump ahead to 2009, the "This is It" tour, correct?

A. Uh-hmm.

Q. Are you with me?

A. Yes.

Q. And then all of a sudden you hear after Michael's death a new doctor had come in, Dr. Conrad Murray, right?

A. Correct.

Q. Did you -- did you meet the person who was in charge of the "History" tour?

A. I remember meeting a couple of gentlemen who were -- kind of seemed to be directing traffic. I don't remember the name. And one of them was at the wedding or wanted to come to the wedding. I don't remember. What is the name?

Q. Now, you testified before about Michael's perfectionism.

A. Yes.

Q. And -- and you also testified that you had an affinity for some of his work.

A. What do you mean?

Q. Well, you asked him when you were at his house -- you said are you going to play certain of the songs.

A. Yes. Sorry.

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