UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

FELD ENTERTAINMENT, INC.

:

Plaintiff,

:

v.

Case No. 07- 1532 (EGS)

AMERICAN SOCIETY FOR THE PREVENTION OF CRUELTY

ANIMALS, et al.

:

Defendants.

nts.

THIRD JOINT STATUS REPORT REGARDING MEDIATION

Pursuant to the Court's Minute Order of August 4, 2010, the parties, through undersigned counsel, submit this joint status report.

On March 25, 2010, the above-captioned case was referred to mediation. By Minute Orders dated July 8 and August 4, 2010, the Court extended the period for mediation through and including September 7, 2010. The August 4, 2010 Minute Order further directed that, if the case had not settled by September 7, 2010, the parties were to submit a joint recommendation for further proceedings by September 14, 2010. The parties have not been able to reach a resolution of the case. Therefore, the parties jointly request that the Court convene a status conference in order to discuss the resumption of litigation in this matter and the establishment of a schedule for such proceedings.

Dated: September 14, 2010 Respectfully submitted,

/s/ _____ John M. Simpson (D.C. Bar #256412) jsimpson@fulbright.com Richard C. Smith (D.C. Bar #498177) rcsmith@fulbright.com Michelle C. Pardo (D.C. Bar #456004) mpardo@fulbright.com FULBRIGHT & JAWORSKI L.L.P. 801 Pennsylvania Avenue, N.W. Washington, D.C. 20004

Telephone: (202) 662-0200 Facsimile: (202) 662-4643

Counsel for Plaintiff Feld Entertainment, Inc.

/s/

Facsimile: (202) 383-9821

Stephen L. Braga (D.C. Bar #366727) Stephen.braga@ropesgray.com **ROPES & GRAY LLP** 700 12th Street, N.W., Suite 900 Washington, D.C. 20005 Telephone: (202) 508-4655

Counsel for Defendants American Society for the Prevention of Cruelty to Animals, Animal Welfare Institute, The Fund for Animals, Tom Rider, the Animal Protection Institute d/b/a Born USA United With Animal Protection Institute, the Wildlife Advocacy Project and the Humane Society of the **United States**

/s/ Laura N. Steel (D.C. Bar #367174) laura.steel@wilsonelser.com Kathleen H. Warin (D.C. Bar #492519) kathleen.warin@wilsonesler.com WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER, LLP 700 11th Street, N.W., Suite 400 Washington, D.C. 20001

Telephone: (202) 626-7660

Facsimile: (202) 628-3608

Counsel for Defendants Meyer Glitzenstein & Crystal, Katherine A. Meyer, Eric R. Glitzenstein, Howard M. Crystal, Jonathan R. Lovvorn and Kimberly D. Ockene