

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

**AMERICAN SOCIETY FOR THE
PREVENTION OF CRUELTY TO
ANIMALS, et al.,**

Plaintiffs,

v.

Case No. 03-2006 (EGS/JMF)

**RINGLING BROS. AND BARNUM &
BAILEY CIRCUS, et al.,**

Defendants.

**RESPONSE IN OPPOSITION TO RIDER'S MOTION FOR A PROTECTIVE ORDER
WITH RESPECT TO CERTAIN FINANCIAL INFORMATION**

EXHIBIT 1

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

AMERICAN SOCIETY FOR THE
PREVENTION OF CRUELTY TO
ANIMALS, et al.,

Plaintiffs,

v.

RINGLING BROS. AND BARNUM
& BAILEY CIRCUS, et al.,

Defendants.

Civ. No. 00-01641 (EGS)

**PLAINTIFFS' INITIAL DISCLOSURES PURSUANT TO RULE 26(a)(1)
OF THE FEDERAL RULES OF CIVIL PROCEDURE**

Plaintiffs hereby submit their Initial Disclosures pursuant to Rule 26(a)(1) of the Federal Rules of Civil Procedure, and the parties' Stipulated Pre-trial Schedule. Plaintiffs reserve the right to amend or supplement these disclosures as discovery proceeds.

I. Rule 26(a)(1)(A) Disclosures

To date, plaintiffs have identified the following individuals likely to have discoverable information that plaintiffs may use to support their claims in this case. Although plaintiffs have not yet determined which of these individuals they will use to support their claims, plaintiffs "may" use any of them. If as discovery proceeds plaintiffs determine that they will definitely not be relying on a particular witness, or they identify additional individuals who may serve as witnesses, they will supplement these disclosures accordingly.

Although plaintiffs have made all reasonable efforts to determine addresses and phone numbers of the individuals on this list, some addresses and phone numbers remain unknown to plaintiffs at this time. If and when plaintiffs determine the remaining addresses and phone numbers, they will supplement these disclosures accordingly.

Name

Address/Description of Testimony

Private Sector (non Feld Entertainment employees):

Deniz Bolbol

P.O. Box 5656
Redwood City, CA 94063
650-654-9955

Eye-witness to mistreatment of Ringling Brothers and
Barnum & Bailey ("Ringling" or "Ringling Brothers")
elephants; videographer

Carol Buckley

c/o the Elephant Sanctuary
183 Buck Hollow Road,
Hohenwald, Tennessee 38462
931-796-6500

Knowledge of use of ankus, chaining, and other
mistreatment of circus elephants

Joseph Patrick
CuvIELLO

P.O. Box 2834
Redwood City, CA 94064
650-369-5533

Eye-witness to mistreatment of Ringling elephants;
videographer

Tracey DeMartini

245-M Mt. Hermon Rd. #276
Scotts Valley, CA 95066
510-601-1807

Eye-witness to mistreatment of Ringling elephants;
videographer

Pat Derby

c/o Performing Animal Welfare Society
P.O. Box 849
Galt, CA 95632
209-745-1809

Eye-witness to mistreatment of Ringling elephants;
knowledge of use of ankus, chaining, and mistreatment of
circus elephants; videographer

Information bearing on credibility of Feld Entertainment

Linda Fasso

34 Congressional Court
Las Vegas, NV 89113
702-876-4763

Eye-witness to mistreatment of Ringling elephants

Joyce Friedman

c/o People for the Ethical Treatment of Animals
501 Front St.
Norfolk, VA 23510
757-622-7382

Eye-witness to mistreatment of Ringling elephants;
knowledge of use of ankus and mistreatment of circus
elephants

Jane Garrison

357 Anchor Circle
Mt. Pleasant, South Carolina 29464

Knowledge of use of ankus and mistreatment of circus
elephants

Dr. L.G. Gayle

Texas Veterinary Medical Diagnostic Laboratory

Knowledge of evidence of mistreatment of Ringling
elephants, Ringling Brothers' violations of the Animal
Welfare Act

Barbara Grove

current address unknown
650-430-0989

Eye-witness to mistreatment of Ringling elephants;
videographer

Carol Haft

c/o Performing Animal Welfare Society
P.O. Box 849
Galt, CA 95632
209-745-1809

Eye-witness to mistreatment of Ringling elephants

Colleen Kinzley

General Curator, Oakland Zoo
P.O. Box 5238
Oakland, CA 94605

510-632-9525

Knowledge of evidence of mistreatment of elephants,
Ringling violations of the Animal Welfare Act

Alfredo Kuba

500 W. Middlefield Rd, #178
Mountain View, CA 94043
650-965-8705

Eye-witness to mistreatment of Ringling elephants;
videographer

Florence Lambert

c/o The Elephant Alliance
6255 Cardeno Drive,
La Jolla, California 92037
858-454-4959

Knowledge of use of ankus, chaining, and mistreatment of
circus elephants

Linda Landrus

current address unknown

Knowledge of use of ankus, chaining, and mistreatment of
circus elephants

William Lawler
and family

34 Big Lake Circle
Huntsville, TX

Eye-witnesses to use of ankus on Ringling elephants, other
practices that harm elephants

Michael Copeland
Moore

current address unknown (Texas)

Veterinarian with knowledge of circumstances of death of
Ringling elephant named Benjamin

Miyun Park

Compassion over Killing
P.O. Box 9773
Washington, D.C. 20016
301-891-2458

Eye-witness to mistreatment of Ringling elephants

Dr. Joel Parrott

Executive Director, Oakland Zoo
P.O. Box 5238
Oakland, CA 94605

510-632-9525

Knowledge of evidence of mistreatment of Ringling elephants, Ringling Brothers' violations of the Animal Welfare Act

Jim Parsons

WTAE-TV
400 Ardmore Blvd.
Pittsburgh, PA 15221

Eye-witness to use of ankus on Ringling elephants

Jan Pottker

10104 Lloyd Road
Potomac, MD 20854

Information bearing on credibility of Feld Entertainment

Ed Stewart

c/o Performing Animal Welfare Society
P.O. Box 849
Galt, CA 95632
209-745-1809

Eye-witness to mistreatment of Ringling elephants; videographer; information bearing on credibility of Feld Entertainment

Betsy Swart

10 State Street
Newburyport, MA 01950
978-352-2589

Eye-witness to mistreatment of Ringling elephants

Feld Entertainment Employees (Former):

Nicole Adrian

San Marcos, California

Eye-witness to use of ankus on elephants, other practices that harm elephants

Gary Boyle

current address unknown (last known address: Iowa)

Eye-witness to use of ankus on Ringling elephants, other practices that harm elephants

Dave Brown

current address unknown

	Eye-witness to use of ankus on elephants, other practices that harm elephants
Joshua Dunlevy	current address unknown
	Eye-witness to use of ankus on elephants, other practices that harm elephants
Timothy Eaton	current address unknown
	Handler who used ankus on elephants, eye-witness to other use of ankus on elephants and other practices that harm elephants
Dennis Ferguson	current address unknown
	Eye-witness to chaining of elephants, other practices that harm elephants
Neill Fillhart	current address unknown
	Eye-witness to use of ankus on elephants, other practices that harm elephants
Clair George	5026 Allan Road Bethesda, MD 20816
	Information bearing on credibility of Feld Entertainment
David Gorman	current address unknown
	Eye-witness to use of ankus on elephants, other practices that harm elephants
Adam Hill	current address unknown
	Handler who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants
Dr. Richard Houck	current address unknown
	Knowledgeable about wounds, injuries, diseases of animals; care and treatment provided; conditions under which Ringling elephants maintained; breeding difficulties
Ted Huddleston	current address unknown

	Eye-witness to use of ankus on elephants, other practices that harm elephants
Joel Kaplan	current address unknown
	Information bearing on credibility of Feld Entertainment, condition of Ringling elephants
Steve Kendall	current address unknown
	Information bearing on credibility of Feld Entertainment
Rob Lyle	current address unknown (last known address - Tennessee)
	Eye-witness to mistreatment of Ringling elephants
Dave MacFarland	current address unknown
	Handler who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants
Charles Meek	current address unknown
	Eye-witness to use of ankus on elephants, other practices that harm elephants
John Noonan	current address unknown
	Eye-witness to use of ankus on elephants, other practices that harm elephants
Gary Oxidine	current address unknown
	Eye-witness to use of ankus on elephants, other practices that harm elephants
Tom Rider	c/o 600 East Holland Street Washington, IL 61571 309-444-3782
	Eye-witness to mistreatment of Ringling elephants; videographer
Tracie Rider	600 East Holland Street Washington, IL 61571

309-444-3782

Eye-witness to use of ankus on elephants, other practices that harm elephants

Abel Rivera

current address unknown

Eye-witness to use of ankus on elephants, other practices that harm elephants

Charles Smith

current address unknown

Information bearing on credibility of Feld Entertainment

Ryan Dixie Smith

Corpus Christi, TX
817-271-6865

Eye-witness to use of ankus on elephants, other practices that harm elephants

Tod Sites

current address unknown

Eye-witness to use of ankus on elephants, other practices that harm elephants

Kelly Tansy

1829 West Gardner
Spokane, WA 99201
509-327-5988

Eye-witness to mistreatment of Ringling elephants

Gary West

San Antonio Zoo
3903 N. St. Mary's Street
San Antonio, TX 78212-3199

Knowledgeable about wounds, injuries, diseases of animals; care and treatment provided; conditions under which Ringling elephants maintained

Dave Whaley

current address unknown

Handler/trainer who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants

Ted White

current address unknown

Eye-witness to use of ankus on elephants, other practices that harm elephants

John Wiedenhofer, Jr.

current address unknown

Eye-witness to use of ankus on elephants, other practices that harm elephants

Dave Wiley

current address unknown

Eye-witness to use of ankus on elephants, other practices that harm elephants

Feld Entertainment Employees (Current):

Brian Christiani

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Handler/trainer who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants

Robin Curry

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Eye-witness to use of ankus on elephants, other practices that harm elephants

Kenneth Feld

Feld Entertainment
9609 Halter Court
Potomac, MD 20854
703-448-4000

Eye-witness to use of ankus on elephants, other practices that harm elephants; familiar with United States Department of Agriculture ("USDA") investigations

Michael Fitzpatrick

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182

Eye-witness to use of ankus on elephants, other practices that harm elephants

Mark Oliver Gebel

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Trainer/handler who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants

Scott Green

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Handler who uses ankus on elephants; witness to mistreatment of elephants

Katia Harned

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Eye-witness to use of ankus on elephants, other practices that harm elephants

Patrick Harned

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Trainer/handler who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants; involved in death of elephant named Benjamin

Steve Hart

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Handler who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants

Sara Houcke

c/o Feld Entertainment

8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Trainer who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants

Sasha Houcke

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Trainer who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants

John Jamieson

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Eye-witness to use of ankus on elephants; other practices that harm elephants

Gary Jacobson

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Handler/trainer who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants

Jeff James

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Handler who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants

David Kiser

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Eye-witness to use of ankus on elephants; other practices that harm elephants

William Lindsay

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Knowledgeable about wounds, injuries, diseases of animals, care and treatment provided, conditions under which Ringling elephants maintained

Scott Martin

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Handler who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants

Angela Martin

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Eye-witness to use of ankus on elephants, other practices that harm elephants

Troy Metzler

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Trainer who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants

Randy Peterson

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Trainer/handler who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants

Jeff Pettigrew

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Handler who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants

Daniel Raffo

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Handler who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants

Robert Ridley

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Handler who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants

Tony Rodriguez

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Handler who uses ankus on elephants; eye-witness to other ankus use and other practices that harm elephants

David Solove

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Eye-witness to use of ankus on elephants, other practices that harm elephants

Jeffrey Steele

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Eye-witness to use of ankus on elephants, other practices that harm elephants

Steve Thomas

c/o Feld Entertainment

8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Eye-witness to use of ankus on elephants, other practices
that harm elephants

Alex Vargas

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Handler who uses ankus on elephants; eye-witness to other
ankus use and other practices that harm elephants

Andy Weller

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Handler who used ankus on elephants; eye-witness to other
ankus use and other practices that harm elephants

Vernon Walton

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Eye-witness to use of ankus on elephants, other practices
that harm elephants

James Williams

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Eye-witness to practices that harm and harass elephants

Todd Zimmerman

c/o Feld Entertainment
8607 Westwood Center Drive
Vienna, VA 22182
703-448-4000

Eye-witness to use of ankus on elephants, other practices
that harm elephants

State/Local Government Employees:

Gary Bain Florida Department of Agriculture and Consumer Services
Division of Consumer Services
2005 Apalachee Parkway, Rhodes Building
Tallahassee, FL 32399-6500
850-922-2966

Knowledge of evidence of mistreatment and condition of Ringling elephants

Dr. Leroy Coffman Florida Department of Agriculture and Consumer Services
Division of Consumer Services
2005 Apalachee Parkway, Rhodes Building
Tallahassee, FL 32399-6500
850-922-2966

Knowledge of evidence of mistreatment and condition of Ringling elephants

Don Donce Santa Clara Humane Society
2530 Lafayette Street
Santa Clara, CA 95050
408-727-3383

Knowledge of evidence of mistreatment of Ringling elephants

Christine Franco Santa Clara Humane Society
2530 Lafayette Street
Santa Clara, CA 95050
408-727-3383

Eye-witness to mistreatment of Ringling elephants; knowledge of evidence of mistreatment of Ringling elephants; photographer

Kimberly Flores Humane Society Silicon Valley
2530 Lafayette Street
Santa Clara, CA 95050
408-727-3383

Knowledge of evidence of mistreatment of Ringling elephants

Dr. William Jeter

Bureau of Animal Disease Control
Florida Department of Agriculture and Consumer Services
Division of Consumer Services
2005 Apalachee Parkway, Rhodes Building
Tallahassee, FL 32399-6500
850-922-2966

Knowledge of evidence of mistreatment and condition of
Ringling elephants

Marcia Mayeda

Santa Clara Humane Society
2530 Lafayette Street
Santa Clara, CA 95050
408-727-3383

Knowledge of evidence of mistreatment of Ringling
elephants; videographer

Dr. Janet Payeur

National Veterinary Services Laboratories, Florida
c/o APHIS
4700 River Road, Unit 85
Riverdale, MD 20737

Knowledge of evidence of mistreatment and condition of
Ringling elephants

Teri Reeve

Santa Clara Humane Society
2530 Lafayette Street
Santa Clara, CA 95050
408-727-3383

Knowledge of evidence of mistreatment of Ringling
elephants

Darrell Revier

Santa Clara Humane Society
2530 Lafayette Street
Santa Clara, CA 95050
408-727-3383

Knowledge of evidence of mistreatment of Ringling
elephants

Dr. Warner

Florida Department of Agriculture and Consumer Services
Division of Consumer Services
2005 Apalachee Parkway, Rhodes Building
Tallahassee, FL 32399-6500

850-922-2966

Knowledge of evidence of mistreatment and condition of Ringling elephants

Barbara Wallace

Santa Clara Humane Society
2530 Lafayette Street
Santa Clara, CA 95050
408-727-3383

Knowledge of evidence of mistreatment of Ringling elephants

Lanette Williams

San Jose Police Department
201 West Mission Street
San Jose, CA 95110

Eye-witness to mistreatment of Ringling elephants; knowledge of evidence of mistreatment of Ringling elephants

Kelly Zantow

Santa Clara Humane Society
2530 Lafayette Street
Santa Clara, CA 95050
408-727-3383

Knowledge of evidence of mistreatment of Ringling elephants

Federal Government Employees:

Miava Binkley

USDA, Florida
c/o Florida Department of Agriculture and Consumer Services
Division of Consumer Services
2005 Apalachee Parkway, Rhodes Building
Tallahassee, FL 32399-6500
850-922-2966

Knowledge of evidence of mistreatment of Ringling elephants, condition of elephants, Ringling's violations of the Animal Welfare Act; photographed Doc and Angelica

Robert Brandes

USDA, Florida

c/o Florida Department of Agriculture and Consumer Services
Division of Consumer Services
2005 Apalachee Parkway, Rhodes Building
Tallahassee, FL 32399-6500
850-922-2966

Knowledge of evidence of mistreatment and condition of Ringling elephants, Ringling's violations of the Animal Welfare Act

Dr. Tom Callahan

USDA
1400 Independence Avenue, SW
Washington, D.C. 20250
202-720-2791

Knowledge of evidence of mistreatment of Ringling elephants, Ringling's lack of medical records concerning elephants

Kristina Cox

USDA Eastern Region
920 Main Campus Drive
Raleigh, NC 27606
919-716-5618

Knowledge of evidence of mistreatment of Ringling elephants, Ringling's violations of the Animal Welfare Act

Ron DeHaven

USDA
1400 Independence Avenue, SW
Washington, D.C. 20250
202-720-2791

Knowledge of evidence of mistreatment of Ringling elephants, Ringling's violations of the Animal Welfare Act

Jacqueline Freeman

USDA
1400 Independence Avenue, SW
Washington, D.C. 20250
202-720-2791

Knowledge of evidence of mistreatment of Ringling elephants, Ringling's violations of the Animal Welfare Act

Elizabeth Goldentyer

United States Department of Agriculture
Eastern Region

920 Main Campus Drive
Raleigh, NC 27606
919-716-5618

Knowledge of evidence of mistreatment of Ringling
elephants, Ringling's violations of the Animal Welfare Act

David Green

USDA
P.O. Box 6258
Fort Worth, TX 76115-6258
817-885-6922

Knowledge of evidence of mistreatment of Ringling
elephants, Ringling's violations of the Animal Welfare Act

Meredith Jones

USDA, Investigative and Enforcement Services
c/o APHIS
4700 River Road, Unit 85
Riverdale, MD 20737

Knowledge of evidence of mistreatment of Ringling
elephants, Ringling's violations of the Animal Welfare Act

Frank Keyser

USDA, Investigative and Enforcement Services
c/o APHIS
4700 River Road, Unit 85
Riverdale, MD 20737

Knowledge of evidence of mistreatment of Ringling
elephants

John Kinsella

USDA
APHIS
4700 River Road, Unit 85
Riverdale, MD 20737

Knowledge of evidence of mistreatment of Ringling
elephants

Barbara Kohn

USDA
APHIS
4700 River Road, Unit 85
Riverdale, MD 20737

Knowledge of evidence of mistreatment of Ringling
elephants, Ringling's violations of the Animal Welfare Act

Samual Santiago

USDA
c/o APHIS
4700 River Road, Unit 85
Riverdale, MD 20737

Knowledge of evidence of mistreatment of Ringling elephants, Ringling's violations of the Animal Welfare Act

Michael Smith

USDA
c/o APHIS
4700 River Road, Unit 85
Riverdale, MD 20737

Knowledge of evidence of mistreatment of Ringling elephants

Diane Ward

USDA
c/o APHIS
4700 River Road, Unit 85
Riverdale, MD 20737

Knowledge of evidence of mistreatment of Ringling elephants

Dr. Dave Warner

USDA
c/o APHIS
4700 River Road, Unit 85
Riverdale, MD 20737

Knowledge of evidence of mistreatment and condition of Ringling elephants

Charles Willey

USDA, IES
P.O. Box 171
Avoca, WI 53506

Knowledge of evidence of mistreatment and condition of Ringling elephants

Neil W. Williamson

USDA
c/o APHIS
4700 River Road, Unit 85
Riverdale, MD 20737

Knowledge of evidence of mistreatment of Ringling elephants, Ringling's violations of the Animal Welfare Act

II. Rule 26(a)(1)(B) Disclosures

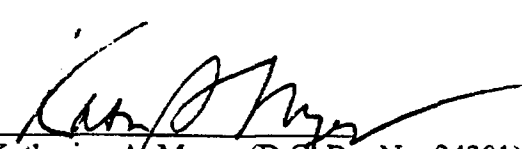
To date, plaintiffs have in their possession, custody, or control documents and other tangible items in the following categories that plaintiffs may use to support their claims in this case. The inclusion of records in these disclosures shall not be construed to waive either the attorney-client or the work product privileges generally or with respect to any particular records.

All of the documents and other items on this list are located at the offices of plaintiffs' counsel: Meyer & Glitzenstein, 1601 Connecticut Avenue, NW, Suite 700, Washington, D.C., 20009.

1. Records related to Feld Entertainment, Ringling Brothers, and Ringling Brothers' elephants, that were provided to plaintiffs by the United States Department of Agriculture in response to Freedom of Information Act requests submitted by plaintiffs. This includes but is not limited to memoranda, inspection reports, correspondence, witness or expert statements, photographs, and other materials in the possession of the USDA.
2. Pleadings, exhibits, and correspondence related to ASPCA v. USDA, Civ. No. 01-02628 (D.D.C.) (RJL) (Freedom of Information Act case).
3. September 2003 report prepared by plaintiffs entitled "Government Sanctioned Abuse: How the United States Department of Agriculture Allows Ringling Brothers Circus to Systematically Mistreat Elephants," and all documents associated with that report and contained therein.
4. Documents prepared by or for Ringling Brothers, including: Ringling Brothers' applications to U.S. Fish and Wildlife Service for export and re-import of elephants and other animals to foreign countries; Ringling Brothers' comments on USDA/APHIS draft policy on training and handling of dangerous animals; Ringling Brothers' news releases, web site material, and other materials for public dissemination; Ringling Brothers' "elephant inventory;" survey prepared for Feld Entertainment concerning public views on a ban of circus animal acts.
5. Documents related to Ringling Brothers' performances in Mexico City, and export and re-import of elephants associated therewith.
6. Miscellaneous other documents related to Ringling Brothers' use and treatment of elephants.

7. Correspondence between animal advocates (including plaintiffs) and the USDA concerning Ringling Brothers' compliance with the Animal Welfare Act, and evidence or records associated with that correspondence.
8. Correspondence between animal advocates (including plaintiffs) and Feld Entertainment or the Department of Interior (Fish and Wildlife Service) concerning Feld/Ringling Brothers' violations of the Endangered Species Act, and evidence or records associated with that correspondence.
9. Documents related to other circuses' use of elephants, including Clyde Beatty Cole Brothers and King Royal Circus.
10. Documents related to the presence of tuberculosis in circus elephants.
11. Documents related to legislative bans on use of animals in circuses in U.S. jurisdictions and foreign jurisdictions.
12. Documents related to captive elephant rampages, trappings, and dangerous captive elephant behavior.
13. Documents related to H.R. 2929, a Bill entitled the "Captive Elephant Accident Prevention Act," including testimony, media, fact sheets, and correspondence.
14. Materials from USDA elephant inspection training courses, including but not limited to: articles and documents related to elephant pathology and physiology, care and treatment of elephants, elephant training practices, elephant social and physical needs.
15. Other documents related to the training of elephants in captivity, including but not limited to: American Zoological Association guidelines; correspondence.
16. General materials related to elephant behavior and physiology (both in captivity and in the wild), including but not limited to scientific articles and reports.
17. Additional materials concerning the behavior and physiology of elephants submitted or obtained by plaintiffs' counsel in connection with In Defense of Animals v. Fish and Wildlife Service, Civ. No. 02-2068 (D.D.C.), and Born Free USA v. Norton, 278 F. Supp.2d 5 (D.D.C. Aug. 8, 2003), *vacated*.
18. Fact sheets/reports concerning the use and treatment of elephants in circuses (including Ringling Brothers Circus), and records underlying or associated with those fact sheets/reports.
19. Letters in opposition to use of elephants in circuses.

20. Documents related to international elephant issues (e.g., Tuli baby elephants, Loki)
21. Pleadings, exhibits, and hearing transcripts in this case.
22. Pleadings and other documents related to Performing Animal Welfare Society v. Feld Entertainment, Civ. No. 00-1259 (E.D. Cal.) (GEB).
23. Media-related documents, including but not limited to: press releases produced by plaintiffs; letters to the editor; articles concerning Ringling Brothers, its employees, or its treatment of elephants; articles concerning plaintiffs; articles concerning elephants in circuses or captivity in general; articles concerning elephants in the wild.
24. Photographs from sources other than USDA of Ringling Brothers' elephants, facilities, and bull hook.
25. Video tapes, including: footage of Ringling Brothers' elephants, trainers, and handlers; news stories concerning Ringling Brothers and its treatment of elephants; footage and news stories concerning other circuses' treatment of elephants.



Katherine A. Meyer (D.C. Bar No. 24301)
Kimberly D. Ockene (D.C. Bar No. 461191)
Jonathan R. Lovvorn (D.C. Bar No. 461163)
Eric R. Glitzenstein (D.C. Bar No. 358287)

MEYER & GLITZENSTEIN
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fax: (202) 588-5049

Dated: January 30, 2004