

**PLAINTIFFS' EXHIBIT 4**  
To Plaintiffs' Motion Under Rule 11  
Against Defendants And Their Counsel  
Civ. No. 03-2006 (EGS/JMF)



Alejandro Vargas      CONFIDENTIAL  
Washington, DC

May 31, 2007

Page 69

1        staff not only at the center but on each of the  
2        traveling units. There are trainers, there are  
3        handlers, there are people that virtually live with  
4        the elephants and the other animals."

5                    And then he was asked the question, "What  
6        is the relationship? How have you observed the  
7        relationship between these animal trainers and the  
8        animals that they care for?"

9                    And his answer is, "There's a real bond.  
10       I mean it's an attachment that they have. It's  
11       really no different than what any of us would have  
12       with our dogs or our pets. Actually on the units  
13       we have our animal -- our key animal people that  
14       live on the premises in trailers."

15                   And that's end quote, that's all I'm  
16       going to read from that.

17                   And my question is, do you agree with  
18       what Mr. Feld said about the relationship between  
19       the elephants and the elephant handlers?

20                   THE INTERPRETER: Oh, you stopped at  
21       trailers, is that where you stopped?

22                   MS. MEYER: Yes.

Alejandro Vargas      CONFIDENTIAL  
Washington, DC

May 31, 2007

Page 70

1                   THE INTERPRETER:   Okay.

2                   MS. MEYER:    Correct.

3                   THE WITNESS:   Yes, I agree with that.

4                   BY MS. MEYER:

5               Q     Okay.   And was that the kind of  
6       relationship that you had with the elephants when  
7       you first worked at the Blue Unit?

8               A     Yes.

9                   THE INTERPRETER:   If you do it in short  
10      segments, then I can do it alternating.

11                  MS. MEYER:    Whatever is best for you.  
12      It's just when I'm reading --

13                  THE INTERPRETER:   No, that will --

14                  MS. MEYER:    -- I want --

15                  THE INTERPRETER:   Generally if you're  
16      doing short sentences I will have no problem  
17      alternating.

18                  MS. MEYER:    Okay.

19                  BY MS. MEYER:

20               Q     When you went to work for the Blue Unit  
21      in the year 2000 were you given a written  
22      employment contract?

Alejandro Vargas      CONFIDENTIAL  
Washington, DC

May 31, 2007

Page 242

1                   MS. PARDO: And objection also your  
2                   question was have you seen this video excerpt  
3                   before.

4                   You can read that back, I wrote it down.

5                   BY MS. MEYER:

6                   Q     Have you seen any of this videotape that  
7                   I showed you today before?

8                   A     No, you will see when I was talking and  
9                   what I was saying.

10                  Q     So you've seen a longer version of this  
11                  video; is that correct?

12                  A     No, I have never seen it.

13                  Q     Well, then how do you know what a longer  
14                  version of the video shows?

15                  A     I am talking about what I am seeing here  
16                  now.

17                  Q     Okay. How many family members of yours  
18                  currently work for the Ringling Brothers Circus?

19                  A     Of my family.

20                  Q     Yes.

21                  A     My sister, my brother-in-law, my nephew,  
22                  my wife, my son, myself and that's all.

Alejandro Vargas      CONFIDENTIAL  
Washington, DC

May 31, 2007

Page 252

1        John Simpson and myself?

2                    THE INTERPRETER:   John Simpson.

3                    BY MS. PARDO:

4            Q        John Simpson.

5                    THE WITNESS:   Yes.

6            Q        Okay.   And did we discuss something  
7        called attorney-client privilege yesterday?

8                    THE WITNESS:   Yes.

9            A        Yes.

10          Q        And I think you, and correct me if I'm  
11        wrong, but were -- are you a bit confused about  
12        what is conclude -- included in the attorney-client  
13        privilege?

14                    MS. MEYER:   I'm objecting on the grounds  
15        it's a leading question.

16                    THE WITNESS:   Yes.

17                    BY MS. PARDO:

18          Q        Did you, in fact, see portions of that  
19        videotape with your lawyers yesterday?

20                    THE WITNESS:   Yes.

21          Q        Okay.   And who were the people that were  
22        at the meeting with the lawyers yesterday?

Alejandro Vargas      CONFIDENTIAL  
Washington, DC

May 31, 2007

Page 253

1                   THE WITNESS: Julie Strauss, Michelle.

2                   A     Julie Strauss, Michelle and the  
3                   gentleman.

4                   Q     And when Ms. Meyer was asking you  
5                   questions earlier were you concerned about  
6                   revealing a privilege when she asked you things  
7                   that went on at that meeting?

8                   MS. MEYER: Objection, that's a leading  
9                   question.

10                  THE WITNESS: Excuse me, can you say that  
11                  again, can you ask it again.

12                  BY MS. PARDO:

13                  Q     I guess my question is when Ms. Meyer  
14                  earlier asked you questions about the videotape was  
15                  there any confusion in your head about whether or  
16                  not you were allowed to speak to it?

17                  MS. MEYER: And I'll object on the  
18                  grounds that that's a leading question.

19                  THE INTERPRETER: The answer is yes.

20                  BY MS. PARDO:

21                  Q     Okay. And so the record is clear, you --  
22                  did you view any portions of the videotape that

Alejandro Vargas      CONFIDENTIAL  
Washington, DC

May 31, 2007

Page 254

1        Ms. Meyer showed you in this deposition today  
2        yesterday with the lawyers?

3            A        Yes.

4            Q        Okay.

5                    MS. PARDO: I have no further questions.

6                    MS. MEYER: I have a few.

7                    EXAMINATION BY COUNSEL FOR THE PLAINTIFFS

8                    BY MS. MEYER:

9                    Q        Mr. Vargas, just to make it clear, you're  
10           the unit superintendent of animals for the Red  
11           Unit; is that correct?

12                   MS. PARDO: Objection, that has been  
13           already asked and answered on the record.

14                   BY MS. MEYER:

15                   Q        When you said in response to Ms. Pardo's  
16           question that you were confused about whether or  
17           not you were allowed to answer my question about  
18           whether or not you had ever seen that videotape  
19           before, was the source of your confusion the fact  
20           that you speak Spanish?

21                   A        I did not understand you. You, you --  
22           oh, you have to speak louder.