

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

AMERICAN SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS, <u>et al.</u>,	:	
	:	
	:	
Plaintiffs,	:	
	:	
v.	:	Case No. 03-2006 (EGS/JMF)
	:	
FELD ENTERTAINMENT, INC.,	:	
	:	
	:	
Defendant.	:	
	:	

NOTICE REGARDING INSPECTION DATES

Pursuant to Paragraph 2 of the Court’s September 25, 2007 Order (Docket # 195) (“Inspection Order”), the parties have worked on scheduling inspections and have the following differences regarding inspection dates:

I. Plaintiffs’ Position

This notice was drafted and provided to plaintiffs’ counsel in order to provide a joint submission as the Court had ordered. Plaintiffs’ counsel, however, advised Defendant’s counsel that she had an appointment to attend. She will thus provide plaintiffs’ position separately to the Court and FEI upon her return.

II. Defendant’s Position

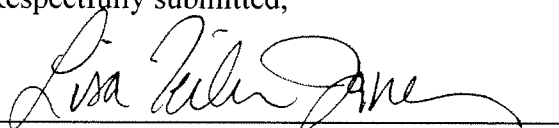
At the time of this filing, Plaintiffs and Defendant had agreed to a Blue Unit inspection on Wednesday, November 14, 2007 (in Auburn Hills, Michigan), and a Red Unit inspection on Thursday, November 29, 2007 (in Huntsville, Alabama). For the inspections of the Florida facilities, Plaintiffs had proposed two additional dates in November (which did not work for defense counsel) and December 1 and 2, 2007 (Saturday and Sunday). Defendant advised

Plaintiffs that it could not do the inspections on December 1 and 2, but proposed instead December 4 and 5, 2007 (the next Tuesday and Wednesday). Plaintiffs have rejected the December 4 and 5 dates.

Defendant does not wish to alter and begin the process of changing inspection dates due to the various persons with whom schedules must be coordinated. If, however, the Court is inclined to do so, Defendant's first preference is to hold all inspections consecutively in Florida beginning sometime with the week of December 3. At that time, the traveling units will have layovers in Tampa and Orlando in relative proximity to the fixed facilities, and this would be the most efficient and cost-effective way to conduct the inspections. Otherwise, Defendant would ask the Court to set the inspections consistent with what the parties had already started to agree upon: Blue Unit inspection to occur on Wednesday, November 14, 2007 (Auburn Hills, Michigan); Red Unit inspection to occur on Thursday, November 29, 2007 (Huntsville, Alabama); Florida inspections on Tuesday, December 3, 2007 (CEC) and Wednesday, December 4, 2007 (Williston).

Dated this 22nd day of October, 2007.

Respectfully submitted,



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