

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

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

Plaintiffs,

v.

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

Defendants.

Civil Action No. 03-2006 (EGS/JMF)

ORDER

In accordance with the accompanying Memorandum Opinion, it is, hereby,

ORDERED that defendant Feld Entertainment, Inc.'s Motion to Compel the Production of Documents Subpoenaed from the Humane Society of the United States [#192] is **GRANTED** in part and **DENIED** in part as follows:

- (1) The HSUS will answer Request for Production 1(a).
- (2) The HSUS will produce all documents in its possession, control or custody that were created by any other party to this litigation in which that party discusses this litigation or any aspect of it. The HSUS is not obliged to produce communications protected by the attorney-client or work-product privileges. If it claims that any documents are so privileged, it must file a privilege log in compliance with Rule 26(b)(5) of the Federal Rules of Civil Procedure.
- (3) The HSUS will produce documents that pertain to Tom Rider's "funding for his public education and litigation efforts" provided the funding came from "a party, any attorney

for any of the parties, or any officer or employee of the plaintiff organizations or WAP” or that pertain to payments made to Rider by any such person, with the understanding that the names of donors will be redacted if the donor is not “a party, any attorney for any of the parties, or any officer or employee of the plaintiff organizations or WAP.”

(4) The HSUS will produce all documents that “refer, reflect or relate” to Tom Rider, including all communications with or to him, and documents that pertain to payments made to him.

(5) The HSUS will produce any documents that fall within Judge Sullivan’s August 23, 2007, order that pertain to WAP [EGS Order at 8] that are in HSUS’s possession, custody or control.

All production must occur within 10 days of the date of this Order.

SO ORDERED.

Dated: December 3, 2007

/S/
JOHN M. FACCIOLA
UNITED STATES MAGISTRATE JUDGE