

EXHIBIT 2

1. Identify each person whom Ringling expects to call as a fact witness in any hearing or trial in this action. For each person, provide the subject matter upon which the witness is expected to testify, the basis for such testimony, all documents and records upon which that person may rely for such testimony; describe the discoverable information that each of the persons who are listed on Defendants' Initial Disclosures under the category "Individuals Likely to Have Discoverable Information" (Fed. R. Civ. P. 26(a)(1)(A)) may have, and identify all records that any such persons may have that in any way relate to such discoverable information.

2. [A] State the factual basis for each of the affirmative defenses asserted in defendants' Answer dated October 8, 2003, and [B] identify all records that support each of those defenses.

Note: Defendants have asserted eight separate affirmative defenses.

3. For each of the former Ringling employees listed on Attachment A, provide the last known (by Ringling) address and phone number for that person, and, if such information is not available, provide the last known (by Ringling) address and phone number of a family member, the last known (by Ringling) address and phone number of the employer of that person, and identify any other individuals who may have such information.

4. For each of the current or former Ringling employees listed on Attachment B, provide the date that person began working for Ringling, provide a history of that person's employment responsibilities with Ringling, and describe the person's current duties and responsibilities at Ringling. If the person is no longer working for Ringling, provide the information requested in Interrogatory No. 3.

5. Identify all persons who have been employed by Ringling for any period of time since 1994 who worked with the elephants in any capacity, including, but not limited to, barn men, handlers, trainers, performers, wardrobe personnel, and floor crew, and describe each such person's responsibilities, which elephants (by name) he or she worked with, and the time-frame during which he/she had such responsibilities. Specifically identify all such employees who were hired from Puerto Rico in April or May, 1999.

6. For the years 1994 to the present, **[A]** provide information concerning Ringling's policies and practices with respect to the use of an ankus, whip, or any other instrument, to train, control, discipline, correct, separate, wean, guide, or perform with elephants, including a description of such policies and practices, **[B]** the identity of all Ringling employees who own or use an ankus, and **[C]** the identity of the person(s) who made each such ankus and a detailed description each such ankus, including, but not limited to, the materials from which it is made; **[D]** identify all records that in any way relate to Ringling's policies or practices with respect to the use of an ankus, whip, or any other instrument, to train, control, discipline, correct, separate, wean, guide, or perform with elephants.

7. State whether, and under what circumstances, it is a permissible Ringling practice for an employee to hit an elephant with an ankus, whip, or other instrument, to poke or hook an elephant with an ankus, whip, or other instrument, or to lead an elephant by the ear or other part of the body with an ankus or other instrument.

8. **[A]** For each elephant that Ringling owned or leased from 1994 to the present, provide detailed information about each such animal, including the name of the animal, the circumstances under which Ringling obtained possession of the animal, whether the animal was born in the wild or in captivity, the date of birth of the animal, and whether the animal has died.

If the animal has died, provide the date he or she died and the cause of death. If the animal is still alive, provide the current location of the animal, whether he or she performs with the "Red Unit," the "Blue Unit," is at the CEC or the Williston facility, or elsewhere, whether the animal has produced any offspring, and if so, the name of each such offspring, whether and how the elephant is genetically related to other Ringling elephants. **[B]** Identify all records that in any way relate to the information requested by this Interrogatory.

9. **[A]** For each of the elephants identified in response to Interrogatory No. 8, provide information regarding the Ringling employees who worked with each such elephant, including, but not limited to, identifying the persons who worked with each such animal, the time period of such work, and each such person's responsibilities with respect to the animal, and identifying all veterinarians who treated or cared for each such animal. **[B]** Identify all documents and records that in any way relate to the information requested by this Interrogatory.

10. **[A]** Describe Ringling's policy and practice with respect to weaning or otherwise separating baby elephants from their mothers, and **[B]** whether elephants who are related by blood are housed together or separately, and **[C]** identify all records that in any way relate to such policies and practices.

11. Identify all records that pertain in any way to Ringling's efforts to breed Asian elephants in captivity, including, but not limited to, records that identify each such effort that has been made since 1994, how that effort was undertaken, when that effort was undertaken, whether artificial insemination or any similar method was used, the result of each such effort, the amount of money spent on each such effort, the outcome of each such effort, the identity of the mothers and resulting calves for each such effort, the complete medical history of the mother involved in each such effort, including both before and after such effort was undertaken, the complete

medical history, up to the present, of each of the offspring that was produced as a result of each such effort, and the current age and location of each such mother and offspring of each such effort.

12. [A] Describe Ringling's practices and procedures with respect to providing for social interaction among the elephants, and psychological enrichment and daily exercise for the elephants. [B] Identify all records that reflect such practices and procedures.

13. [A] Describe Ringling's practices and procedures with respect to the chaining of elephants when they are not actually performing and when they are not on the train, including, but not limited to, when the circus is stationed in one venue for a period of time, and when the elephants are maintained at the CEC or at the Williston facility, and describe the other conditions in which the animals are kept, including, but not limited to, their housing and bedding. [B] Identify all documents and records that reflect or pertain to such practices or procedures.

14. [A] Describe Ringling's practices and procedures for maintaining the elephants on the train when traveling from one venue to another, including but not limited to whether the animals are chained, how much space each elephant is provided, how the elephants are fed, the bedding provided to the animals, whether and how often the animals are taken off the train for exercise or for other reasons, whether the animals are bathed, and if so, how often and by what means, the longest period of time Ringling permits the elephants to be kept on the train without being taken off the train, and the average number of weeks each year the elephants are on a train. [B] Identify all records that reflect such practices and procedures.

15. [A] Identify all records that concern or relate in any way to each of the investigations, cases, and fact-finding matters that are discussed in each of the ten Chapters in the attached report entitled "Government Sanctioned, Abuse: How the United States Department

of Agriculture Allows Ringling Brothers Circus to Systematically Mistreat Elephants" (Attachment C), and **[B]** identify all persons who have information related to any such matter, correlating each such record and each such person to the specific Chapter to which it relates; specifically identify each person who took videotape or photographs of the elephant named Benjamin during July 25- 26, 1999 in Texas. The records to be identified in response to this Interrogatory shall include, but not be limited to videotapes, photographs, and copies of documents that were obtained by the USDA by means of a subpoena.

Note: There are nine separate incidents in the "report."

16. State whether Ringling uses cauterizing or any other kind of powder or agent, including but not limited to a product known as "Wonder Dust," to treat injuries or marks on elephants, and, if so, explain under what circumstances Ringling uses such powder or agent, and identify the brand and supplier of all such substances.

17. **[A]** Describe all Ringling practices and procedures with respect to video, audio, or any other recordings that may concern elephants or personnel who work with elephants, including, for example, whether Ringling videotapes training sessions, rehearsals, breeding, or performances, and whether Ringling uses video or other types of cameras for security or surveillance purposes; and **[B]** identify all video, audio, or other recordings that have been made by or for Ringling in the last ten years that involve, concern, or record elephants or individuals who work with elephants.

18. **[A]** Provide information concerning Ringling's relationship with USDA personnel, including, but not limited to a description of each meeting, conference, seminar, training session, visit, social gathering, or other function that took place from 1994 to the present, that involved both Ringling personnel and USDA personnel; provide the date(s) for each

such event, describe the circumstances and purpose of the event, identify each person who attended the event and where it was held, state the total cost to Ringling to participate in or host the event, identify all records that in any way relate to that event, and **[B]** provide all of the same information with respect to all such events that are planned for the future.