

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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

Plaintiffs,

v.

FELD ENTERTAINMENT, INC.,

Defendant.

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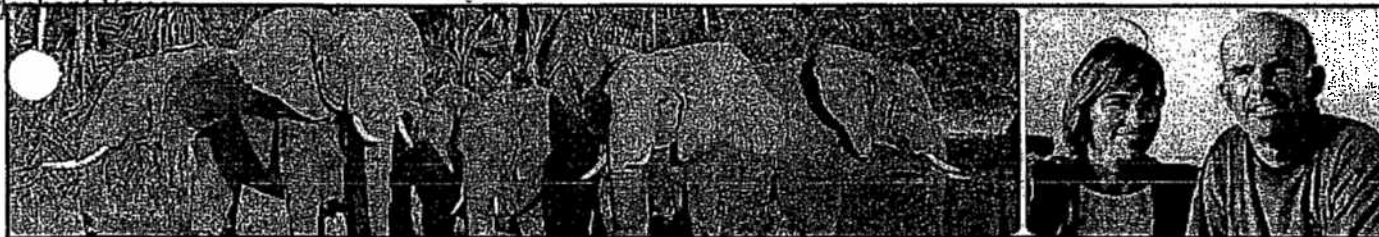
FILED UNDER SEAL

Case No. 03-2006 (EGS/JMF)

DEFENDANT'S NOTICE OF DAUBERT OBJECTIONS

EXHIBIT I

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10 [Legal case against Ringling Brothers Circus for mistreatment of](#)
Dec [elephants](#)

Hi this is Joyce again. It has been a very hectic period because we are trying to complete a year end newsletter for our friends and supporters, and also to prepare all of our playback stimulus "tapes" before we leave for the field early Friday 14th December. But I did promise to say something about the case against Ringling Brothers and Barnum and Bailey Circus for which I am an expert witness.

You may wonder why a scientist interested in elephant cognition, social behavior, communication and conservation gets involved in a legal case against a circus. The more that we learn about the social complexity and intelligence of elephants, the harder it is to ignore the mistreatment of them - wherever it occurs. My research and understanding of elephants in the wild has led me to advocate on behalf of both wild and captive elephants in many different forums and contexts on issues such as the trade and culling, and the abuse and mistreatment of elephants used for "entertainment."

One example of the advocacy work I do is my involvement as an expert witness in a lawsuit brought by the American Society for the Prevention of Cruelty to Animals, The Animal Welfare Institute, The Fund for Animals, The Animal Protection Institute, and a former Ringling Brothers' employee, Tom Rider, who worked as a barn man with the elephants for two and a half years, against Ringling Brothers and Barnum & Bailey Circus and Feld Entertainment (Ringling Brothers) for violations of the U.S. Endangered Species Act.

The Asian elephants used by the circus are endangered species and the consortium argues that by chaining elephants and using bullhooks on them Ringling Brothers is violating U.S. law, which prohibits any conduct that "takes" an endangered species. A "take" constitutes acts that harm, wound, injure, harass, or kill an endangered species and applies to animals in captivity, as well as those in the wild. The lawsuit claims that Ringling Brothers "takes" Asian elephants through the forceful use of bullhooks and other instruments on the elephants and through the confinement and chaining of the elephants for long periods of time. The case is expected to go to trial in 2008.

I hope to get back online before we depart with an example of one of the 3 files that we will be playing back to elephants....so check back in the next couple of days!

Trumpets!



• [ElephantVoices, Granli/Poole](#)

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