

Plaintiffs' Exhibit 2

ASPCA v. FEI, Civ. No. 03-2006

UNITED STATES DISTRICT COURT
DISTRICT OF COLUMBIA

AMERICAN SOCIETY FOR THE)
 PREVENTION OF CRUELTY TO)
 ANIMALS, et al.,)
 Plaintiffs,)
 vs.) No. 03-2006 (EGS/JMF)
 FELD ENTERTAINMENT, INC.,)
)
 Defendant.)
)

DEPOSITION OF COLLEEN KINZLEY
FRIDAY, SEPTEMBER 5, 2008

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1 understand what protected contact was. At that stage of
2 the game, protected contact was very new and we were
3 just learning about it.

4 And so, you know, we were just trying to work
5 with the elephants without actually being in with them.
6 We didn't, at that point, have a good understanding of
7 operant conditioning and using the target poles, so we
8 initially tried using hooks and, you know, using a stern
9 voice and our previous dominant relationship over the
10 elephants and it just did not work very well.

11 Q Okay.

12 Now, have you authored any writings about
13 elephants that are not in your CV?

14 A Probably there are some that aren't listed
15 here. I think these are things that are more recent and
16 also, you know, more major papers or presentations.

17 So, you know, I have written things over the
18 years for the JEMA, the Journal of Elephant Management,
19 and for the Animal Keepers' Forum and things like that.

20 Q But these are -- I'm sorry, go ahead.

21 A Yeah.

22 So these, I think, are, you know, the major
23 papers and presentations that I've done.

24 Q Okay.

25 Are there any other writings about elephants

1 were for different chapters; we were just asked to do
2 that chapter.

3 Q Okay.

4 Was the --

5 Did Deborah Olson edit that book?

6 A Uh-huh, that's correct.

7 Q Okay.

8 Now, that book describes elephant management
9 methods as a continuum, right?

10 A I don't even think I've read the whole thing,
11 but if you say so.

12 Q Okay.

13 Are you familiar with the Elephant Husbandry
14 Resource Guide describing elephant husbandry methods
15 ranging from protected contact on one end of the
16 continuum to free contact on the other?

17 A You know, I've heard that concept and I don't
18 remember reading it in that resource guide in
19 particular. I'm not sure that I ever even read that
20 portion of the resource guide, you know, but I am
21 familiar with that idea.

22 Q Okay.

23 So there are --

24 Let me ask it this way: Some zoos are
25 managing elephants with protected contact in programs

1 that pertain to the issues in this case that are not
2 listed on your CV, but you can tell me about as you sit
3 here today?

4 A No, I don't -- I think they are all sort of
5 related to the same sorts of topics. I don't remember
6 any of them specifically, but I certainly have been
7 writing papers and articles throughout my career.

8 Q Okay.

9 One of the articles I noted or one of the
10 writings I noted was "Hand Raising and Diet Supplement
11 of Calves" that was published in the Elephant Husbandry
12 Manual.

13 Do you know what I'm talking about there? If
14 you look at page 2 of your CV.

15 A I see that, yes.

16 Q Okay.

17 Is that --

18 When you say the "Elephant Husbandry Manual,"
19 is that the Elephant Husbandry Resource Guide?

20 A Yeah, I believe so.

21 Q Okay.

22 And that one was written as a collaboration
23 between the AZA, the EMA, the IEF, and maybe some
24 others; is that right?

25 A Yeah. I don't know who all the other authors

1 very similar to your program at the Oakland Zoo; is that
2 correct?

3 A Uh-huh, yes, as far as I know.

4 Q How many zoos, if you know, are using methods
5 that are identical or very similar to yours at the
6 Oakland Zoo?

7 A I don't know. I mean, I would think, you
8 know, the majority of protected contact facilities are
9 using similar techniques and have similar structures.

10 Q Okay.

11 What I'm trying to understand here is how many
12 zoos generally are employing protected contact without
13 use of the ankus and without really any substantial use
14 of chaining? Can you tell me how many zoos do that?

15 A I don't know how many. You know, at some
16 point I heard from Mike Keele that slightly more than
17 half of AZA zoos were protected contact.

18 You know, out of that number of facilities,
19 you know, exactly what they are doing in protected
20 contact, you know, I'm not real sure.

21 Q Okay.

22 A I could give you some examples of facilities
23 that are working similar to us. The San Diego Wild
24 Animal Park and Zoo, the North Carolina facility. I
25 mean, I know that their programs are very similar to