

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. :
_____ :
 :

Case No. 03-2006 (EGS/JMF)

SUPPLEMENTAL AUTHORITIES REGARDING TESTIMONY OF
DEFENDANT'S EXPERT DR. SCHMITT

EXHIBIT 1

**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)
	:	
RINGLING BROS. AND BARNUM & BAILEY CIRCUS, <u>et al.</u>,	:	
	:	
Defendants.	:	
	:	

FEI'S SECOND SUPPLEMENTAL OBJECTIONS AND RESPONSES TO PLAINTIFFS' FIRST SET OF INTERROGATORIES

Defendant Feld Entertainment, Inc. ("FEI") hereby submits the following supplemental responses to the First Set of Interrogatories served on March 30, 2004 by plaintiffs American Society for the Prevention of Cruelty to Animals ("ASPCA"), the Animal Welfare Institute ("AWI"), the Fund for Animals ("FFA") and Tom Rider.

FEI's supplemental responses specifically incorporate the general and specific objections previously made in its initial FEI's Objections and Responses to Plaintiffs' First Set of Requests for Admission, Interrogatories and Requests for Documents (June 9, 2004) (hereafter "June 9, 2004 responses"), and its Supplemental Responses to Plaintiffs' Interrogatories 5, 8, 9, 18 and Document Requests Nos. 9 and 10, (March 3, 2005) (hereafter "March 3, 2005 responses") and as such, are not repeated herein, and also incorporate the agreements between the parties regarding discovery referenced in the Joint Status Report Regarding Discovery (filed Sept. 23, 2005) (hereafter "Joint Status Report").

1. Identify each and every 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 related to such discoverable information.

Supplemental Response: FEI incorporates the objections previously made to this interrogatory in its June 9, 2004 responses and the agreements made in the Joint Status Report. FEI also objects to Interrogatory No. 1 to the extent it calls for material covered by the attorney-client or work product privilege that may disclose the thoughts, mental impressions, or legal strategies of FEI's counsel. FEI will designate its fact witnesses and the exhibits upon which it will rely at trial in due course should it become necessary. Subject to and without waiving these general and specific objections, the following individuals may have discoverable information:

Ellen Wiedner, VMD, Ramiro Isaza, DVM, Dennis Schmitt, DVM, and Danielle Graham, DVM may have discoverable information as to animal husbandry and veterinary care of elephants, including FEI's elephants and practices related thereto.

Troy Metzler, Michael Hayward, and Alex Vargas may have discoverable information as to FEI's care of its elephants and elephant husbandry practices.

Graham Chipperfield may have discoverable information as to FEI's care of its elephants and elephant husbandry practices.

Janice Aria and Bruce Read may have discoverable information as to FEI's program of animal care and elephant husbandry.

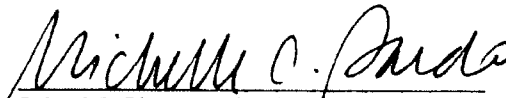
Mike Stuart may have discoverable information as to certain personnel matters on the Blue Unit and FEI's care of its elephants.

Angelina Quevedo may have discoverable information as to certain personnel matters on the Gold Unit and FEI's care of its elephants.

Jon Griggs may have discoverable information as to certain personnel matters on the Red Unit and FEI's care of its elephants.

Dated this 31st day of January, 2007.

Respectfully submitted, as to objections,



John M. Simpson (D.C. Bar #256412)
Joseph T. Small, Jr. (D.C. Bar #926519)
Lisa Zeiler Joiner (D.C. Bar #465210)
Michelle C. Pardo (D.C. Bar #456004)
George A. Gasper (D.C. Bar #488988)

FULBRIGHT & JAWORSKI L.L.P.
801 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Telephone: (202) 662-0200
Facsimile: (202) 662-4643

Counsel for Defendant Feld Entertainment, Inc.