

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
		<u>ASPCA, et al.</u>		<b>Civil No. 1:03cv2006</b>	
		vs.			
		<u>Feld Entertainment, Inc.</u>			
EXHIBIT NUMBER	DESCRIPTION OF EXHIBIT	MARKED FOR I.D.	RECEIVED IN EVIDENCE	WITNESS	EXHIBITS SENT INTO JURY (date & time)
1	Regulatory Status of Seven Asian Elephants at Issue – Summary (Excerpt from DX 1 to FEI’s Motion for Summary Judgment (Docket No. 82) (9/5/06))	X	X	Sowalsky	
2	Asian Elephant Husbandry Guide	X	X	K. Johnson	
3	Documents Evidencing Regulatory Status of Seven Asian Elephants At Issue (Excerpt from DX 5 to FEI’s Motion for Summary Judgment (Docket No. 82) (9/5/06))	X	X	Sowalsky	
4	Asian Elephant North American Regional Studbook (DX 6 to FEI’s Motion for Summary Judgment (Docket No. 82) (9/5/06))	X	X	NONE	
5	Letter from C.R. Bavin, Chief, Division of Law Enforcement, United States Department of Interior to Ringling Brothers & Barnum & Bailey Shows (11/4/75) (DX 11 to FEI’s Motion for Summary Judgment (Docket No. 82) (9/5/06))	X	X	NONE	
6	Animal Censuses (1994-2008) (Bates Range Provided in Appendix I)				

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7	ASPCA Inspection Documents (A 00801, A 00804-806, A 00819-841)	X	X	NONE  (used on Weisberg cross)	
8	Documents Relating to the Asian Elephant "Jewell" (Bates Range Provided in Appendix I)  Specific docs only: FELD 6980, 6969, 6971, 21791, 21836, 15326-27, 42391				
9	Documents Relating to the Asian Elephant "Karen" (Bates Range Provided in Appendix I)				
10	Documents Relating to the Asian Elephant "Lutzi" (Bates Range Provided in Appendix I)				
11	Documents Relating to the Asian Elephant "Mysore" (Bates Range Provided in Appendix I)				

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12	Documents Relating to the Asian Elephant "Nicole" (Bates Range Provided in Appendix I)				
13	Documents Relating to the Asian Elephant "Susan" (Bates Range Provided in Appendix I)				
14	Documents Relating to the Asian Elephant "Zina" (Bates Range Provided in Appendix I)				
15	FEI's Interrogatories to Tom Rider (3/30/04)				
16	Rider's First Response and Supplemental Responses to FEI's Interrogatories (6/9/04; 1/30/07; 9/24/07; 1/30/08)  Original and all supplemental responses to Interrog. Nos. 2, 15, 16, 17 and 24  Completeness portions requested by plaintiffs: pdf # 1-3, 42, 63, 80	<b>X</b>	<b>X</b>	<b>NONE</b>	
17	FEI's Interrogatories to the Organizational Plaintiffs (3/30/04)				

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18	ASPCA's First Response and Supplemental Responses to FEI's Interrogatories (6/9/04; 1/31/07; 9/26/07; 10/26/07; 1/30/08)				
18-R	ASPCA's First Response and Supplemental Responses to FEI's Interrogatories (6/9/04; 1/31/07; 9/26/07; 10/26/07; 1/30/08)  Original and all supplemental responses to interrogatory numbers 2, 21, 22  Completeness portions requested by plaintiffs: pdf # 1-4, 37-38, 56, 72, 75	X	X	Weisberg	
19	AWI's First Response and Supplemental Responses to FEI's Interrogatories (6/9/04; 1/31/07; 9/24/07; 1/30/08)  Original and all supplemental responses interrogatory numbers 4, 21, 22  Completeness portions requested by plaintiffs: pdf # 1-4, 32-33, 50, 65	X	X	Liss	

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20	FFA's First Response and Supplemental Responses to FEI's Interrogatories (6/9/04; 1/31/07; 9/24/07; 1/30/08)				
20-R	FFA's First Response and Supplemental Responses to FEI's Interrogatories (6/9/04; 1/31/07; 9/24/07; 1/30/08)  Original and all supplemental responses interrogatory numbers 4, 16, 17, 18, 21, 22  Completeness portions requested by plaintiffs: pdf # 1-4, 41-42, 59, 75	X	X	Markarian	
21	API's First Response and Supplemental Responses to FEI's Interrogatories (1/15/07; 9/24/07; 1/30/08)  Original and all supplemental responses interrogatory numbers 21, 22, 23  Completeness portions requested by plaintiffs: pdf # 1-4, 37, 53	X	X	NONE	
22	Expert Report of Ted H. Friend (5/15/08)				
22A	Friend CV	X	X	Friend	

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23	Expert Report of Dennis Schmitt (5/15/08)				
23A	Schmitt CV	X	X	Schmitt	
24	Expert Report of Kari and Gary Johnson (5/15/08)				
24A	CV of Kari Johnson	X	X	K. Johnson	
24B	CV of Gary Johnson	X	X	G. Johnson	
25	Expert Report of Michael N. Keele (6/28/08)				
25A	Keele CV	X	X	Keele	
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26	Court-ordered Inspection Video Footage (Auburn Hills) (11/13/07)				
26A	PWC 143  Timestamp: 25:10-26:14	X	X	Schmitt	

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						<u>Feld Entertainment, Inc.</u>					
26B	PWC 143	X	X	Schmitt		Timestamp: 48:11-48:29					
26C	PWC 143	X	X	Schmitt		Timestamp: 49:34-49:49					
26D	PWC 143	X	X	Schmitt		Timestamp: 54:57-55:57					
26E	PWC 143	X	X	Schmitt		Timestamp: 1:00:59-1:01:06					
26F	PWC 143	X	X	Schmitt		Timestamp: 1:15:25-1:15:43					
26G	PWC 143	X	X	Schmitt		Timestamp: 4:08:13-4:09:43					
26H	PWC 143	X	X	Schmitt		Timestamp: 4:12:44-4:14:59					
26I	PWC 143	X	X	Schmitt		Timestamp: 4:14:45-4:17:00					
26J	PWC 143	X	X	Schmitt		Timestamp: 3:56:38-3:57:19					

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27	Court-ordered Inspection Video Footage (CEC) (11/29/07)				
27A	DX 27 Timestamp: 1:00:00-1:02:00	X	X	Schmitt	
28	Karen & Nicole Video Footage (11/13/07) (FEI 45267)				
28 A	DX 28 Timestamp 56:30-1:02:55	X	X	French	
28B	DX 28 Timestamp: 3:50-5:00	X	X	French	
29	Karen & Nicole Observation Video Footage (11/16/07) (FEI 52228-232)				
30	Tom Rider / San Diego Video Footage (TR 00201)				



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30A	DX 30 Timestamp: 9:42-10:00	X	X	NONE  (marked on Rider cross)	
30B	DX 30 Timestamp: 16:45-16:55	X	X	NONE  (marked on Rider cross)	
30C	DX 30 Timestamp: 21:17-21:58	X	X	NONE  (marked on Rider cross)	
31	Letter from Kathi Travers (ASPCA) to Julie Strauss (5/5/96) (FELD 0024121)	X	X	NONE	
32	Email from Lisa Picard to Julie Strauss (4/10/00) (FELD 006359-360)	X	X	Raffo  (marked on Rider cross)	
33	Transcript and Video of Tom Rider Statement Under Oath to Performing Animal Welfare Society ("PAWS") (3/25/00) (PL 07068)				

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34	Tom Rider Statement Under Oath to Congressional Committee (6/13/08) (FELD 0023875-876) (Ex. 13 to Tom Rider Deposition (10/12/06))				
35	Tom Rider USDA Affidavit (7/20/00) (FELD 0024122-128 / PL 004458-464) (Ex. 11 to Tom Rider Deposition (10/12/06))				
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36	Ringling Bros. & Barnum & Bailey Combined Shows, Inc. Official Tour, Blue Unit, 1997-1999 (TR 00163-172) (Ex. 5 to Tom Rider Deposition (10/12/06))				
37	Letter from Katherine Meyer to Tom Rider (4/12/05) (WAP 262) (Ex. 6 to Tom Rider Deposition (10/12/06))	X	X	NONE  (marked on Rider cross)	
38	Tom Rider Application for Employment with Feld Entertainment, Inc. (FELD 0004826-827) (Ex. 7 to Tom Rider Deposition (10/12/06))	X	X	NONE  (marked on Rider cross)	

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39	Letter from Tom Rider to Pat Derby (PAWS) (5/14/01) (TR 00001) (Ex. 10 to Tom Rider Deposition (10/12/06))	X	X	NONE  (marked on Rider cross)	
40	Written Warning from Feld Entertainment, Inc. to Tom Rider (12/2/98) (FELD 0004832) (Ex. 14 to Tom Rider Deposition (10/12/06))	X	X	NONE  (marked on Rider cross)	
41	Written Warning from Feld Entertainment, Inc. to Tom Rider (7/18/99) (FELD 0004831) (Ex. 15 to Tom Rider Deposition (10/12/06))	X	X	NONE  (marked on Rider cross)	
42	Written Warning from Feld Entertainment, Inc. to Tom Rider (10/30/99) (FELD 0004830) (Ex. 16 to Tom Rider Deposition (10/12/06))	X	X	NONE  (marked on Rider cross)	
43	Tom Rider Military Personnel Record (Ex. 1 to Def. Deposition of Tom Rider (12/18-19/07))				
44	Letter from The Audubon Institute to USDA/APHIS (5/2/99) and Letter from USDA/APHIA to FWS (5/11/99) (PL 04803-804)				

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	<u>Feld Entertainment, Inc.</u>				
45	ASPCA Policy & Position Statements (A 00127-146)	X	X	Weisberg	
46	Email from Lisa Weisberg to Larry Hawk (5/7/01) (A 00046) (Ex. 9 to ASPCA Rule 30(b)(6) Deposition)	X	X	NONE  (used on Weisberg cross)	
47	ASPCA By-Laws as of June 19, 2002 (A 00855-863) (Ex. 11 to ASPCA Rule 30(b)(6) Deposition)	X	X	Weisberg	
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48	Payments to or for Tom Rider – Summary				
48A	Payments to or for Tom Rider – Short Summary	X	X	NONE	
49	WAP Ledgers of Payments Made to or for Tom Rider (September 24, 2007 WAP-004-009; November 30, 2007 WAP- 001)	X	X	NONE  (marked during Glitzenstein deposition)	

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50	WAP Ledgers of Payments Received for Tom Rider (September 24, 2007 WAP-002-003; November 30, 2007 WAP-002)	X	X	NONE  (marked during Glitzenstein deposition)	
51	Checks from WAP to Tom Rider	X	X	NONE  (marked on Rider cross)	
52	Tom Rider's Receipts	X	X	NONE	
53	Letters from Eric Glitzenstein to Tom Rider	X	X	NONE  (marked on Rider cross)	
54	IRS Forms 1099 Issued to Tom Rider by WAP	X	X	NONE  (marked on Rider cross)	

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55	IRS Forms 1099 Issued to Tom Rider by MGC (TR 00456 / M 0106)	X	X	NONE  (marked on Rider cross)	
56	IRS Form 1099 Issued to Tom Rider by PAWS (TR 00613)	X	X	NONE  (marked on Rider cross)	
57	IRS Wage and Income Transcript for PAWS Earnings in 2001 (TR 00565)	X	X	NONE  (marked on Rider cross)	
58	Federal Express Airbills from Meyer, Glitzenstein & Crystal to Tom Rider (M 0001-105) and Summary Thereof				
58 A	Federal Express Airbills	X	X	NONE	
59	Show Schedules for the Red Unit, Blue Unit and Gold Unit	X	X	NONE	
60	Tom Rider's Tax Returns (2000-2006) (TR 00546-611)	X	X	NONE	

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61	Meyer Glitzenstein & Crystal Invoices Reflecting Payments to Rider	X	X	NONE  (used on Weisberg & Markarian crosses)	
62	Fundraiser Invitation (AWI 09925)	X	X	NONE  (used on Liss cross)	
62A	DX 62 (Original invitation)	X	X	Liss	
63	AWI Check to an Employee for Wire Transfer to Tom Rider (AWI 09946)	X	X	NONE	
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64	FFA Accounting Record Concerning Payment to Tom Rider (7/22/04) (F 004485-486)	X	X	NONE  (used on Markarian cross)	

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65	Partial Email (pages 2 and 3) From Katherine Meyer to Lisa Weisberg, Michael Markarian, and Cathy Liss (11/5/03) (WAP 270)	X	X	NONE  (used on Markarian cross)	
66	API Letters to WAP (API 2868-873, API 7203-206)	X	X	NONE  (marked on Paquette cross)	
67	HSUS Letters to WAP (Produced by HSUS)	X	X	NONE  (used on Markarian cross)	
68	FFA/HSUS Asset Acquisition Agreement (Produced by HSUS on December 13, 2007)	X	X	NONE  (used on Markarian cross)	
69	Elephants Born to Feld Entertainment, Inc. – Summary	X	X	Jacobson	
70	Notice of Intent to Sue Letters (12/21/98, 11/15/99, 4/12/01, 7/22/05)				



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<u>Feld Entertainment, Inc.</u>											
71	USDA No Action and No Violation Letters and Internal Memoranda and Communications Regarding Same										
71A	DX 71 pdf # 1-3, 5-6, 7-15					X	X		Sowalsky		
72	Certificates of Veterinary Inspection (Bates Range Provided in Appendix I)										
73	USDA Inspection Reports Produced by FEI: Blue Unit					X	X		Sowalsky		
74	USDA Inspection Reports Produced by FEI: Red Unit					X	X		Sowalsky		
75	USDA Inspection Reports Produced by FEI: Gold Unit										
76	USDA Inspection Reports Produced by FEI: CEC					X	X		Jacobson		
76A	DX 78 pdf # 8 (FEI 1475)					X	X		Jacobson		

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77	USDA Inspection Reports Produced by FEI: Williston				
78	USDA Inspection Reports Produced by FEI: Miscellaneous				
79	USDA Inspection Reports Produced by Plaintiffs (Bates Range Provided in Appendix I)				
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80	Local Inspection Documents				
80A	DX 81A (except 21907, 39356, 2263)	X	X	Sowalsky	
81	S.P.C.A. Inspection Reports	X	X	Sowalsky	
82	Documents Relating to USDA Investigation Regarding Tuberculosis in FEI's Elephants, Including the Asian Elephant "Nicole"				
83	Documents Relating to USDA Investigation Regarding the Asian Elephant "Benjamin"				

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84	Documents Relating to USDA Investigation Regarding the Asian Elephant "Kenny"								
85	Documents Relating to USDA Investigation Regarding the Asian Elephant "Riccardo"								
86	Documents Relating to USDA Investigation Regarding the Asian Elephants "Doc" and "Angelica"								
86 A	DX 86  pdf # 39-40	<b>X</b>	<b>X</b>	<b>Sowalsky</b>					
87	Documents Relating to USDA Investigation Regarding the Asian Elephants "Rudy" and "Angelica" (PL 014715-718)								
88	Documents Relating to USDA San Jose Investigation (FELD 0002010-016, FELD 0002018-021)								
89	Documents Relating to USDA Investigation of Allegations by Archele Hundley (PL 014355-360, PL 014433, PL 014456-463)								
90	Documents Relating to USDA Investigation of Allegations by Glenn "Doc" Ewell and James Stehcon								

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91	Fraser, Christian and Jeremy Armstrong, <i>9,000 Miles of Hell; Torment of Circus Elephants Exposed</i> , THE MIRROR, Mar. 20, 2000, at 4-5. (Ex. 3 to Def. Deposition of Tom Rider (12/18-19/07))				
92	FedEx Airbill from Tom Rider to Meyer, Glitzenstein & Crystal (TR 00468) (Ex. 20 to Def. Deposition of Tom Rider (12/18-19/07))	X	X	NONE	
93	"AWI Online" (5/11/05) (Ex. 2 to AWI Rule 30(b)(6) Deposition)				
94	AWI "Aims and Programs" (5/11/05) (Ex. 3 to AWI Rule 30(b)(6) Deposition)				
95	AWI Annual Report (AWI 00010) (Ex. 4 to AWI Rule 30(b)(6) Deposition)				
96	Email from Cathy Liss to " <a href="mailto:pelster@fuse.net">pelster@fuse.net</a> " (2/9/04) (Ex. 7 to AWI Rule 30(b)(6) Deposition)				
97	Letter from AWI to Regulatory Analysis and Development PPD (4/17/00) (AWI 02465-468) (Ex. 8 to AWI Rule 30(b)(6) Deposition)	X	X	Liss	

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		<u>Feld Entertainment, Inc.</u>			
98	Letter from Pan Productions to AWI (4/19/91) (AWI 01270) (Ex. 9 to AWI Rule 30(b)(6) Deposition)				
99	AWI 01552-557 (Ex. 10 to AWI Rule 30(b)(6) Deposition)				
100	API Letter Regarding "Circus Campaign Updated" (7/29/98) (AWI 01564-568) (Ex. 11 to AWI Rule 30(b)(6) Deposition)				
101	AWI 01618-623 (Ex. 12 to AWI Rule 30(b)(6) Deposition)				
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102	FFA "What's New", at <a href="http://www.fundforanimals.org/Home/">http://www.fundforanimals.org/Home/</a> (6/20/05) (Ex. 2 to FFA Rule 30(b)(6) Deposition)				
103	"The Fund for Animals" (F 02250-252) (Ex. 3 to FFA Rule 30(b)(6) Deposition)				
104	"Welcome to The Fund for Animals" (F 02019-024) (Ex. 4 to FFA Rule 30(b)(6) Deposition)				

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105	The Fund for Animals Annual Report 2003 (Ex. 6 to FFA Rule 30(b)(6) Deposition)				
106	The Fund for Animals Bulk Mailings 1997-2004 (F 02164-192) (Ex. 7 to FFA Rule 30(b)(6) Deposition)				
107	The Fund for Animals First Class Mailings 1998-2004 (F 02193-226) (Ex. 8 to FFA Rule 30(b)(6) Deposition)				
108	Federal Election Commission: Contribution of Kenneth Feld (F 00822-832) (Ex. 11 to FFA Rule 30(b)(6) Deposition)				
109	Attitudes of Parents and Teachers Toward Education and Animals in the Circus (F 03590-592)) (Ex. 12 to FFA Rule 30(b)(6) Deposition)				
110	ASPCA Lobbying Report (1999) (Ex. 2 to ASPCA Rule 30(b)(6) Deposition)				

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111	ASPCA Check Request & Invoice from Meyer & Glitzenstein (12/24/02) (A 00896-897) (Ex. 4 to ASPCA Rule 30(b)(6) Deposition)				
112	ASPCA Check Request (7/17/03) (A 00903) (Ex. 5 to ASPCA Rule 30(b)(6) Deposition)				
<b>EXHIBIT NUMBER</b>	<b>DESCRIPTION OF EXHIBIT</b>	<b>MARKED FOR I.D.</b>	<b>RECEIVED IN EVIDENCE</b>	<b>WITNESS</b>	<b>EXHIBITS SENT INTO JURY (date &amp; time)</b>
113	ASPCA Check Request & Memorandum (11/9/03) (A 00894-895) (Ex. 6 to ASPCA Rule 30(b)(6) Deposition)				
114	ASPCA Check Request (4/4/02) (A 00884) (Ex. 7 to ASPCA Rule 30(b)(6) Deposition)				
115	ASPCA Check Request (5/23/03) (A 00886) (Ex. 8 to ASPCA Rule 30(b)(6) Deposition)				
116	ASPCA IRS Form 990 (2002) (A 00866-871) (Ex. 10 to ASPCA Rule 30(b)(6) Deposition)				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
		<u>ASPCA, et al.</u>		vs.	
		<u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
117	ASPCA Urges Assistance in Circus Elephant Campaign (April 2001) (A 00033) (Ex. 19 to ASPCA Rule 30(b)(6) Deposition)				
118	Letter from Lisa Weisberg to The Honorable John B. Harwood (6/16/00) (A 00083-084) (Ex. 20 to ASPCA Rule 30(b)(6) Deposition)				
119	Invoices from Hilton San Jose & Towers (12/18-29/99) (Ex. C to Frank Hagan Deposition)				
120	<u>California v. Hagan</u> , DA No: 991236422, Felony Case Summary (Ca. Super. Ct. San Jose) (Ex. D to Frank Hagan Deposition)				
121	United States Government, U.S. Secret Service Memorandum, File: 99-3600745 (12/27/99) (Ex. E to Frank Hagan Deposition)				
122	Police Report Re: Frank Hagan (12/26/99) (Ex. F to Frank Hagan Deposition)				
<b>EXHIBIT NUMBER</b>	<b>DESCRIPTION OF EXHIBIT</b>	<b>MARKED FOR I.D.</b>	<b>RECEIVED IN EVIDENCE</b>	<b>WITNESS</b>	<b>EXHIBITS SENT INTO JURY (date &amp; time)</b>



<b>Government</b> _____					
<b>Plaintiff</b> _____					
<b>Defendant</b> <u>xx</u>	<u>ASPCA, et al.</u>				
<b>Joint</b> _____		vs.		<b>Civil No. 1:03cv2006</b>	
	<u>Feld Entertainment, Inc.</u>				
123	California v. Thomas Frank Dalesandro, Petition for Modification of Terms of Probation (6/1/00) (Ex. G to Frank Hagan Deposition)				
124	Archele Hundley Affidavit (9/29/06) (Exhibit MM to Pls. Opp. to Defendant's Motion for Summary Judgment) (Docket No. 113) (11/22/06) (Ex. 2 to Archele Hundley Deposition)	X	X	NONE (marked on Hundley cross)	
125	Archele Hundley Declaration (9/29/06) (PL 014598-605) (Ex. 3 to Archele Hundley Deposition)				
126	Archele Hundley Affidavit (12/13/06) (PL 014568-72) (Ex. 4 to Archele Hundley Deposition)				
127	Photographs Taken By Archele Hundley (AH-0019-1-9) (Ex. 5 to Archele Hundley Deposition)				
127 A	DX 127 AH-0019-4, 6, 7, 8	X	X	NONE (marked on Hundley cross)	
128	Photographs Taken by Archele Hundley (AH-0020-1-9) (Ex. 6 to Archele Hundley Deposition)				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
		<u>ASPCA, et al.</u> vs. <u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
128A	DX 128  AH-0020-2, 20-5, 20-8, 20-9	X	X	NONE  (marked on Hundley cross);	
DX 128B	DX 128  AH-0020-2, 20-5, 20-6	X	X	Coleman	
129	“What I Saw Behind the Scenes at Ringling Bros. and Barnum & Bailey Circus” (Ex. 7 to Archele Hundley Deposition)				
130	Facsimile Cover Sheet from PeTA to Archele Hundley (1/18/07) (Produced by PeTA) (Ex. 8 to Archele Hundley Deposition)				
131	Red Unit Itinerary (2005) (AH-0049-050) (Ex. 9 to Archele Hundley Deposition)				
<b>EXHIBIT NUMBER</b>	<b>DESCRIPTION OF EXHIBIT</b>	<b>MARKED FOR I.D.</b>	<b>RECEIVED IN EVIDENCE</b>	<b>WITNESS</b>	<b>EXHIBITS SENT INTO JURY (date &amp; time)</b>
132	Alltel Wireless Bills (Produced by PeTA) (Ex.10 to Archele Hundley Deposition)				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
		<u>ASPCA, et al.</u>		vs.	
		<u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
133	PeTA Financial Report and Check Request Forms Showing Payments to or for Archele Hundley (10/1/07 & 8/9/07) (Produced by PeTA) and Public Service Announcement (Exs. 11 & 12 to Archele Hundley Deposition)				
134	Documents Showing Travel by Archele Hundley (AH-0001-08, AH-0013-16) (Ex. 13 to Archele Hundley Deposition)				
135	Email from RaeLeann Smith to <u>n8rku@yahoo.com</u> (AH-0054) (Ex. 14 to Archele Hundley Deposition)				
136	Yahoo Travel Confirmation and Itinerary (AH-0059-60, AH-009-12) (Ex. 15 to Archele Hundley Deposition)				
137	Letter from Leslie Mink (MGC) to Archele Hundley (A-0145) (Ex. 16 to Archele Hundley Deposition)				
138	Press Release, ASPCA Asks Court to Add Former Ringling Bros. Employees as Plaintiffs in Lawsuit Against "Greatest Show on Earth" (8/29/07) (Ex. 17 to Archele Hundley Deposition)				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>XX</u> _____ <b>Joint</b> _____					
<b>ASPCA, et al.</b> _____ <b>vs.</b> _____ <b>Feld Entertainment, Inc.</b> _____					
<b>Civil No. 1:03cv2006</b>					
139	Archele Hundley Statements to Committees (AH-0053 & AH-0055) (Ex. 18 & 19 to Archele Hundley Deposition)				
140	Letter from Margaret Tom to The Honorable Richard M. Daley (11/13/06) (AH-0057 / TOM-0202) (Ex. 1 to Margaret Tom Deposition)				
EXHIBIT NUMBER	DESCRIPTION OF EXHIBIT	MARKED FOR I.D.	RECEIVED IN EVIDENCE	WITNESS	EXHIBITS SENT INTO JURY (date & time)
141	Sound Bites for Margaret and Sound Bites for Bob (TOM-206-207) (Ex. 2 to Margaret Tom Deposition)				
142	Margaret Tom Affidavit (4/4/07) (PL 014503-504) (Ex. 3 to Margaret Tom Deposition)				
143	Disciplinary Report Re: Margaret Tom (8/23/05) (Ex. 4 to Margaret Tom Deposition)				
144	Disciplinary Report Re: Margaret Tom (8/25/05) (Ex. 5 to Margaret Tom Deposition)				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____						<u>ASPCA, et al.</u>		vs.		Civil No. <u>1:03cv2006</u>	
						<u>Feld Entertainment, Inc.</u>					
145	Disciplinary Report Re: Margaret Tom (8/30/05) (Ex. 6 to Margaret Tom Deposition)										
146	Notice of Disciplinary Action Form (10/30/05) (Ex. 7 to Margaret Tom Deposition)										
147	Jimmy Strickland Written Statement (1/7/06) (Ex. 8 to Margaret Tom Deposition)										
148	Margaret Tom Written Statement (Ex. 9 to Margaret Tom Deposition)	X	X					NONE			
								(marked during M. Tom deposition)			
149	Notice of Disciplinary Action Form (4/1/06) (Ex. 10 to Margaret Tom Deposition)										
150	Coaching / Counseling Form (4/8/06) (Ex. 11 to Margaret Tom Deposition)										

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> <b>Joint</b> _____						<u>ASPCA, et al.</u> vs. <u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
151	Disciplinary Report Form / Margaret Tom (4/26/06) (Ex. 12 to Margaret Tom Deposition)								
152	Written Warning to Margaret Tom from Feld Entertainment, Inc. (6/28/06) (Ex. 13 to Margaret Tom Deposition)	X	X	NONE  (marked during M. Tom deposition)					
<b>EXHIBIT NUMBER</b>	<b>DESCRIPTION OF EXHIBIT</b>	<b>MARKED FOR I.D.</b>	<b>RECEIVED IN EVIDENCE</b>	<b>WITNESS</b>	<b>EXHIBITS SENT INTO JURY (date &amp; time)</b>				
153	Personnel Action Request Form (8/6/06) (Ex. 14 to Margaret Tom Deposition)								
154	Email from Debbie Leahy to "RMFRIENDLYCLUB01@aol.com" (10/23/06) (Produced by PeTA) (Ex. 1 to Robert Tom Deposition)								
155	Reservation Information for Stay in Chicago (Produced by PeTA) (Ex. 2 to Robert Tom Deposition)								

<b>Government</b> _____					
<b>Plaintiff</b> _____	<u>ASPCA, et al.</u>				
<b>Defendant</b> <u>xx</u>	vs.				
<b>Joint</b> _____	<u>Feld Entertainment, Inc.</u>			Civil No. <u>1:03cv2006</u>	
156	Letter from Robert Tom, Jr. (11/13/06) to The Honorable Richard M. Daley (AH-0056 / TOM-0205) (Ex. 3 to Robert Tom Deposition)				
157	Robert Tom Declaration (10/10/06) (Ex. 4 to Robert Tom Deposition) (Exhibit LL to Pls. Opp. to Defendant's Motion for Summary Judgment) (Docket No. 113) (11/22/06)	<b>X</b>	<b>X</b>	<b>NONE</b> <b>(marked on R. Tom cross)</b>	
158	TOM-0242 (Ex. 5 to Robert Tom Deposition)				
159	Sound Bites for Margaret and Sound Bites for Bob (TOM-206-207) (Ex. 6 to Robert Tom Deposition)				
160	Letter from Leslie Mink (MGC) to Robert and Margaret Tom and Itinerary (TOM-0131-38) (Ex. 7 to Robert Tom Deposition)				
161	Letter from "ReaLeann" to "Bob and Margaret" and Itinerary (TOM-0198-0201) (Ex. 8 to Robert Tom Deposition)				
162	Westin Embassy Row Invoice (TOM-238) (Ex. 9 to Robert Tom Deposition)				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
		<u>ASPCA, et al.</u> vs. <u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
163	Amtrak Reservation Confirmation (TOM-0240-41) (Ex. 10 to Robert Tom Deposition)				
<b>EXHIBIT NUMBER</b>	<b>DESCRIPTION OF EXHIBIT</b>	<b>MARKED FOR I.D.</b>	<b>RECEIVED IN EVIDENCE</b>	<b>WITNESS</b>	<b>EXHIBITS SENT INTO JURY (date &amp; time)</b>
164	PeTA Financial Report and Check Request Form (2/15/07) (Produced by PeTA) (Ex. 11 to Robert Tom Deposition)				
165	Robert Tom Affidavit (4/4/07) (PL 014501-502) (Ex. 12 to Robert Tom Deposition)				
166	Written Warning to Robert Tom, Jr. from Feld Entertainment, Inc. (6/28/06) (Ex. 16 to Robert Tom Deposition)	X	X	NONE  (marked on R. Tom cross)	
167	Written Warning to Robert Tom, Jr. from Feld Entertainment, Inc. (6/28/06) (Ex. 17 to Robert Tom Deposition)	X	X	NONE  (marked on R. Tom cross)	
168	Written Warning to Robert Tom, Jr. from Feld Entertainment, Inc. (8/4/06) (Ex. 18 to Robert Tom Deposition)	X	X	Coleman  (marked on R. Tom cross)	



<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> <b>Joint</b> _____						<u>ASPCA, et al.</u> vs. <u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
169	Personnel Action Request Form (Ex. 19 to Robert Tom Deposition)								
170	Gerald Robert Ramos, Application for Employment with Feld Entertainment, Inc. (Ex. 2 to Gerald Ramos Deposition)	X	X	NONE (marked during Ramos deposition)					
171	The Guide, Tethers & Training: Aids in Elephant Care (Produced to Plaintiffs on 6/13/08)								
172	Compilation of Training and Rehearsal Footage (Produced by Plaintiffs on 6/10/08)								
173	Blue Elephants Video Footage 4-5-99 (FEI 52899)								
173A	DX 173  Timestamp: 0:07-2:40	X	X	NONE (marked on Rider cross)					
174	The Elephant Sanctuary "Ele-Cam" Video Footage (FEI 53184-186)								

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>XX</u> <b>Joint</b> _____					
<b>ASPCA, et al.</b> <b>vs.</b> <b>Feld Entertainment, Inc.</b>					
<b>Civil No. 1:03cv2006</b>					
174A	DX 174 June 23, Clip 16 at 12:18-13:38	X	X	NONE  (marked on Buckley cross)	
174B	DX 174 June 26, Clip 6 at 51:45-52:36	X	X	NONE  (marked on Buckley cross)	
174C	DX 174 June 27, Clip 5 at 33:00-33:30	X	X	NONE  (marked on Buckley cross)	
175	Ringling Bros. and Barnum & Bailey Circus Animal Care / Long Beach (Tape # 10) (7/25/94)				
EXHIBIT NUMBER	DESCRIPTION OF EXHIBIT	MARKED FOR I.D.	RECEIVED IN EVIDENCE	WITNESS	EXHIBITS SENT INTO JURY (date & time)
176	Ringling Bros. and Barnum & Bailey Circus Animal Care / Long Beach (Tape # 11) (7/25/94)				
177	Ringling Bros. and Barnum & Bailey 130 <sup>th</sup> Edition Animal Care B-Roll Package (7/21/00) (FEI 0022)				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> <b>Joint</b> _____						<u>ASPCA, et al.</u>		vs.		<b>Civil No. <u>1:03cv2006</u></b>	
						<u>Feld Entertainment, Inc.</u>					
178	Center for Elephant Conservation / CEC: Baby PT Satellite Media Tour / VNR (6/10/02)										
179	King Tusk B-Roll, Feld Entertainment, Inc.										
180	Ringling Bros. and Barnum & Bailey Animal Care – Elephants B-Roll (12/14/99)										
181	Center for Elephant Conservation - Doc & Angelica (Tape # 2) (8/4/97)										
182	Feld Entertainment AC Highlights Elephants										
183	Benjamin Videotape (7/26/99)										
183A	DX 183  Timestamp: 2:41-8:00					X	X			<b>Martin Deposition</b>	
184	Court Orders Regarding Fed. R. Civ. P. 34 Inspections ((Docket No. 195) (9/25/07); (Docket No. 219) (11/5/07); (Docket No. 228) (11/26/07))					X	X			<b>NONE</b>	

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
		<u>ASPCA, et al.</u>		vs.	
		<u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
185	Sanerib Letter to Joiner (10/12/07) and attachments thereto	X	X	NONE	
				(marked on Buckley cross)	
186	Notice of Intent to Sue Letter from Archele Hundley, Robert Tom and Margaret Tom (3/30/07) (Ex. 3 to Pls. Motion to File a Suppl. Compl.) (Docket No. 181) (8/29/07))				
187	Exhibit 64 to FEI's Opposition to Plaintiffs' Motion Under Rule 11 (Docket No. 165) (8/16/07)				
188	Letter from Dominic C. MacKenzie to Kimberly D. Ockene (8/15/08) (producing CSXT 00001-00068)				
<b>EXHIBIT NUMBER</b>	<b>DESCRIPTION OF EXHIBIT</b>	<b>MARKED FOR I.D.</b>	<b>RECEIVED IN EVIDENCE</b>	<b>WITNESS</b>	<b>EXHIBITS SENT INTO JURY (date &amp; time)</b>
189	Defendant's First Set of Document Requests to the Organizational Plaintiffs (3/30/04) and Responses and Objections Thereto				
190	Defendants' First Set of Document Requests to Tom Rider (3/30/04) and Responses and Objections Thereto				

<b>Government</b> _____					
<b>Plaintiff</b> _____					
<b>Defendant</b> <u>xx</u>	<u>ASPCA, et al.</u>				
<b>Joint</b> _____	<b>vs.</b>				
	<u>Feld Entertainment, Inc.</u>			<b>Civil No. 1:03cv2006</b>	
191	Defendant's First Set of Requests for Admission (3/30/04) and Responses and Objections Thereto				
192	Transportation Orders Produced in Discovery				
192A	DX 192 pdf # 467	X	X	<b>Coleman</b>	
193	Feld Entertainment, Inc.'s Current USDA Licenses and Permits (FWS Permit (Expiration Date 2/12/09); AWA Permit (Expiration Date 4/28/09); AWA Permit (Expiration Date 4/28/08); AWA Permit (Expiration Date 4/28/07))	X	X	<b>NONE</b>	
193 A	Current FEI USDA permit	X	X	<b>Sowalsky</b>	
194	June 2007 Las Vegas News Stories Regarding ESA Action (Exs. 1, 3 & 4 to Reply in Support of FEI's Motion to Enforce the Court Order (Docket No. 158) (7/3/07))				
195	PeTA Chart of Payments to Tom Rider, Archele Hundley, Robert Tom, and Margaret Tom (Produced by PeTA)				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
<b>ASPCA, et al.</b> _____ <b>vs.</b> _____ <b>Civil No. 1:03cv2006</b>					
<b>Feld Entertainment, Inc.</b> _____					
196	Records Concerning Payments to or for Frank Hagan (Produced by PETA)	X	X	NONE	
197	Newstory and Video, I-Team: Circus Lawsuit Moves Forward (Parts I & II) (6/17/08), CBS 8, Las Vegas, NV				
198	Newstory and Video, I-Team: Ringling Brothers Responds to a Pending Lawsuit (7/4/08), CBS 8, Las Vegas, NV				
EXHIBIT NUMBER	DESCRIPTION OF EXHIBIT	MARKED FOR I.D.	RECEIVED IN EVIDENCE	WITNESS	EXHIBITS SENT INTO JURY (date & time)
199	PHOTOS: Circus Unpacks Its Trunks, LAS VEGAS REVIEW-JOURNAL, available at <a href="http://www.lvrj.com/news/20557719.html">http://www.lvrj.com/news/20557719.html</a> (last visited 7/13/08)				
200	Agreement Between Teamsters Local Union No. 688 and Irvin Feld and Kenneth Feld Productions, Inc. dba Ringling Bros. & Barnum & Bailey Circus (1/1/96-12/31/98) (FEI 53188-209)	X	X	Sowalsky	
201	Agreement Between Teamsters Local Union No. 688 and Feld Entertainment, Inc. dba Ringling Bros. & Barnum & Bailey Circus (1/1/99-1/31/01) (FEI 53210-233)	X	X	Sowalsky	

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____						<u>ASPCA, et al.</u>		vs.		Civil No. <u>1:03cv2006</u>	
<u>Feld Entertainment, Inc.</u>											
202	Dawson, Adam, Santa Ana Investor Gets 9-year Term; He Swindled Bank Out of \$21 Million in Real-Estate Deal, A-03, THE ORANGE COUNTY REGISTER (7/26/88)										
203	Dawson, Adam, Former Santa Ana Financier Guilty of 33 Counts of Fraud, A-04, THE ORANGE COUNTY REGISTER (5/25/88)										
204	<u>United States of America v. Ramos</u> , Case No. CR 86-466-HLH (C.D. Ca. 2000), Judgment and Commitment Order Following Revocation of Supervised Release					X	X	NONE  (marked during Ramos deposition)			
205	Letter from William A. Lindsay, D.V.M. (8/29/98) (FELD 0001590)										
206	Letter from USDA to Richard Froemming Regarding Train Transportation (11/22/02) (FELD 0028084)										
207	Documents Relating to Glenn "Doc" Ewell										

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>XX</u> _____ <b>Joint</b> _____					
<b>ASPCA, et al.</b> _____ <b>vs.</b> _____ <b>Civil No. 1:03cv2006</b>					
EXHIBIT NUMBER	DESCRIPTION OF EXHIBIT	MARKED FOR I.D.	RECEIVED IN EVIDENCE	WITNESS	EXHIBITS SENT INTO JURY (date & time)
208	Jury Verdict and Final Judgment, <u>People v. Mark Oliver Gebel</u> , Case No. CC 122517 (Ca. Super. Ct.)	X	X	NONE	
209	Documents Produced by Plaintiffs on 8/11/08	X	X	NONE	
210	Wildlife Advocacy Project IRS Forms 990 (2002-07)				
211	IRS Tax Lien Against Tom E. Rider, P.O. Box. 73, Inglis, FL 34449-0073 (9/27/07), available at <a href="http://oncore.levyclerk.com/oncoreweb/showdetails.aspx?id=386650&amp;rn=4&amp;pi=0&amp;ref=search">http://oncore.levyclerk.com/oncoreweb/showdetails.aspx?id=386650&amp;rn=4&amp;pi=0&amp;ref=search</a>				
212	Hart, Benjamin L. <i>et al.</i> , Control of Urine Marking By Use of Long-Term Treatment with Fluoxetine or Clomipramine in Cats, JAVMA, Vol. 226, No. 3, 378-382 (Feb. 1, 2005) (Ex. 3 to Benjamin Hart Deposition)				



<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
<b>ASPCA, et al.</b> _____ <b>vs.</b> _____ <b>Civil No. 1:03cv2006</b>					
<b>Feld Entertainment, Inc.</b> _____					
213	Hart, Benjamin L. <i>et al.</i> , Cognitive Behaviour in Asian Elephants: Use and Modification of Branches for Fly Switching, Animal Behaviour, 839-847 (2001) (Ex. 4 to Benjamin Hart Deposition)				
214	Brockett, R.C. <i>et al.</i> , Nocturnal Behavior in a Group of Unchained Female African Elephants, Zoo Biology, 18: 101-109 (1999) (Ex. 5 to Benjamin Hart Deposition)				
215	Wilson, Megan L. <i>et al.</i> , Nocturnal Behavior in a Group of Female African Elephant, Zoo Biology, 25: 173-186 (2006) (Ex. 6 to Benjamin Hart Deposition)				
EXHIBIT NUMBER	DESCRIPTION OF EXHIBIT	MARKED FOR I.D.	RECEIVED IN EVIDENCE	WITNESS	EXHIBITS SENT INTO JURY (date & time)
216	Schmid, J., Keeping Circus Elephants Temporarily in Paddocks – The Effects of Their Behavior, Animal Welfare, 4: 87-101 (1995) (Ex. 7 to Benjamin Hart Deposition)				
217	Mason, G.J. and N.R. Latham, Can't Stop, Won't Stop: Is Stereotypy a Reliable Animal Welfare Indicator? Animal Welfare 13: S57-69 (2004) (Ex. 8 to Benjamin Hart Deposition)				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
<b>ASPCA, et al.</b> _____ <b>vs.</b> _____ <b>Feld Entertainment, Inc.</b> _____					
<b>Civil No. 1:03cv2006</b>					
218	Swaisgood, Ronald R. and David J. Shepardson, Scientific Approaches to Enrichment and Stereotypes in Zoo Animals: What's Been Done and Where Should We Go Next? Zoo Biology, 24: 499-518 (2005) (Ex. 9 to Benjamin Hart Deposition)				
219	Hart, Benjamin and Lynette Hart, Fly Switching by Asian Elephants: Tool Use to Control Parasites, Animal Behavior, 48: 35-45 (1994) (Ex. 10 to Benjamin Hart Deposition)				
220	Friend, Ted H., Behavior of Picketed Circus Elephants, Applied Animal Behaviour Science, 62: 73-88 (1999) (Ex. 11 to Benjamin Hart Deposition)	X	X	Friend	
221	Friend, Ted. H and Melissa L. Parker, The Effect of Penning Versus Picketing on Stereotypic Behavior of Circus Elephants, Applied Animal Behavior Science, 64: 213-25 (1999) (Ex. 12 to Benjamin Hart Deposition)  <i>Note: Same as Pls' 158</i>	X	X	Friend	
222	Gruber, T.M. <i>et al.</i> , Variation in Stereotypic Behavior Related to Restraint in Circus Elephants, Zoo Biology, 19: 209-221 (2000) (Ex. 13 to Benjamin Hart Deposition)  <i>Note: Same as Pls' 157</i>	X	X	Friend	

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>vs.</b> _____ <b>Joint</b> _____ <b>Feld Entertainment, Inc.</b> _____ <b>Civil No. 1:03cv2006</b>					
EXHIBIT NUMBER	DESCRIPTION OF EXHIBIT	MARKED FOR I.D.	RECEIVED IN EVIDENCE	WITNESS	EXHIBITS SENT INTO JURY (date & time)
223	Williams, J.L. and T.H. Friend, Behavior of Circus Elephants During Transport, JEMA, Vol. 14, No. 3, 8-11 (Ex. 14 to Benjamin Hart Deposition)  <i>Note: Same as Pls. 156</i>	X	X	Friend	
224	Hart, Benjamin <i>et al.</i> , Large Brains and Cognition: Where Do Elephants Fit In? Neuroscience and Biobehavioral Reviews, 32: 86-98 (2008) (Ex. 15 to Benjamin Hart Deposition)				
225	Povinelli, Daniel J., Failure to Find Self-Recognition in Elephants ( <i>Elephas Maximus</i> ) in Contrast to Their Use of Mirror Cues to Discover Hidden Food, Journal of Comparative Psychology, Vol. 103, No. 2, 122-31 (1989) (Ex. 16 to Benjamin Hart Deposition)				
226	Plotnik, Joshua M. <i>et al.</i> , Self-Recognition In An Asian Elephant, PNAS, Vol. 103, No. 45, 17053-57 (2006) (Ex. 17 to Benjamin Hart Deposition)				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>ASPCA, et al.</b> _____ <b>Joint</b> _____ <b>Feld Entertainment, Inc.</b> _____ <b>vs.</b> <b>Civil No. 1:03cv2006</b>					
227	Douglas-Hamilton, Iain, <i>et al.</i> , Behavioural Reactions of Elephants Towards A Dying and Deceased Matriarch, Applied Animal Behavior Science (2006) (Ex. 18 to Benjamin Hart Deposition)				
228	Whittaker, Margaret and Gail Laule, Protected Contact and Elephant Welfare, <i>in</i> An Elephant in the Room: the Science and Well Being of Elephants in Captivity (eds. L. Kane and D. Forthman) (forthcoming) (Ex. 3 to Gaule Laule Deposition)				
229	Trunklines, The Elephant Sanctuary (Spring 2005) (Ex. 3 to Carol Buckley Deposition)				
<b>EXHIBIT NUMBER</b>	<b>DESCRIPTION OF EXHIBIT</b>	<b>MARKED FOR I.D.</b>	<b>RECEIVED IN EVIDENCE</b>	<b>WITNESS</b>	<b>EXHIBITS SENT INTO JURY (date &amp; time)</b>
230	Trunklines, The Elephant Sanctuary (Summer 2005) (Ex. 4 to Carol Buckley Deposition)				
231	Hutchins, Michael, What's In A Name? Zoo vs. Sanctuary, Communique, 54-56 (Ex. 5 to Carol Buckley Deposition)				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
		<u>ASPCA, et al.</u>		vs.	
		<u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
232	Trunklines, The Elephant Sanctuary (June 2001) (Ex. 6 to Carol Buckley Deposition)				
233	Federal Environmental Laws Document, Attachment (Ex. 4 to Philip Ensley Deposition)				
234	“Osteodystrophy in an Orphan Asian Elephant” (Ex. 5 to Philip Ensley Deposition)				
235	“New Concepts in Special Medical Care” (Ex. 6 to Philip Ensley Deposition)				
236	“Standards for Elephant Management and Care” (Ex. 8 to Philip Ensley Deposition)				
237	Color Copy of Photograph, Zina, Figure 37 (Ex. 9 to Philip Ensley Deposition)				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
		<u>ASPCA, et al.</u> vs. <u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
238	Color Copy of Three Photographs, Susan, Figures 41, 42, 43 (Ex. 10 to Philip Ensley Deposition)				
239	Black and White Copy of Two Photographs, Karen, Figures 19 and 20 (Ex. 11 to Philip Ensley Deposition)				
240	Color Copy of Two Photographs, Karen, Figures 17 and 18 (Ex. 12 to Philip Ensley Deposition)				
241	Color Copy of Three Photographs, Karen, Figures 14, 15, and 16 (Ex. 13 to Philip Ensley Deposition)				
<b>EXHIBIT NUMBER</b>	<b>DESCRIPTION OF EXHIBIT</b>	<b>MARKED FOR I.D.</b>	<b>RECEIVED IN EVIDENCE</b>	<b>WITNESS</b>	<b>EXHIBITS SENT INTO JURY (date &amp; time)</b>
242	Color Copy of Two Photographs, Karen, Figures 23 and 24 (Ex. 14 to Philip Ensley Deposition)				

<b>Government</b> _____					
<b>Plaintiff</b> _____					
<b>Defendant</b> <u>xx</u> _____	<u>ASPCA, et al.</u>	vs.			<b>Civil No. <u>1:03cv2006</u></b>
<b>Joint</b> _____	<u>Feld Entertainment, Inc.</u>				
243	Color Copy of Photographs, Figures 10, 11, 35, 36, 38, 39, 40, 44, 45, 46, 47, 48, 49, 53 and 54 (Ex. 15 to Philip Ensley Deposition)				
244	“Nocturnal Behavior in a Group of Unchained Female African Elephants” (Ex. 16 to Philip Ensley Deposition)				
245	“Nocturnal Behavior in a Group of Female African Elephants” (Ex. 17 to Philip Ensley Deposition)				
246	“A Review of the Welfare of Zoo Elephants in Europe,” Clubb and Mason (Ex. 3 to Ros Clubb Deposition)				
247	“Can’t Stop, Won’t Stop: Is Stereotypy a Reliable Animal Welfare Indicator?” (Ex. 4 to Ros Clubb Deposition)				
248	Excerpt from Testimony of J. Frisco, Jr. (12/7/07), pp. 154-73 (Ex. 5 to Ros Clubb Deposition)				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
		<u>ASPCA, et al.</u>		vs.	
		<u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
249	“Managing Elephants, an Introduction to their Training and Management,” Roofcrof and Zoll (Ex. 6 to Ros Clubb Deposition)				
250	“Keeping Circus Elephants Temporarily in Paddocks, the Effects of Their Behavior,” J. Schmid (Ex. 7 to Ros Clubb Deposition)				
251	Federal Environmental Law, 16 U.S.C. § 1532, Definition of “Harm” and “Harass” (Ex. 3 to Joyce Poole Deposition)				
252	Affidavit of Dr. Joyce Poole in Animal Welfare v. Minister for the Environment (Ex. 5 to Joyce Poole Deposition)				
<b>EXHIBIT NUMBER</b>	<b>DESCRIPTION OF EXHIBIT</b>	<b>MARKED FOR I.D.</b>	<b>RECEIVED IN EVIDENCE</b>	<b>WITNESS</b>	<b>EXHIBITS SENT INTO JURY (date &amp; time)</b>
253	Statement of Dr. Joyce Poole (12/4/05), posted on ElephantVoices (Ex. 6 to Joyce Poole Deposition)				
254	Letter (1/11/06), “Statement Regarding Toni,” posted on ElephantVoices (Ex. 7 to Joyce Poole Deposition)				



<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____						<u>ASPCA, et al.</u>		vs.		<b>Civil No. <u>1:03cv2006</u></b>	
<b>Feld Entertainment, Inc.</b>											
255	Statement of Joyce Poole, "The Capture and Training of Elephants," 11/9/07 on ElephantTrust.org (Ex. 8 to Joyce Poole Deposition)										
256	"Mind and Movement: Meeting the Interests of Elephants," by J. Poole and P. Gramli (Ex. 9 to Joyce Poole Deposition)										
257	Excerpt, Testimony of J. Frisco, Jr. (12/7/07), pp. 158-165 (Ex. 10 to Joyce Poole Deposition)										
258	Excerpt from Wildlife Direct Website, "Legal Case Against Ringling Brothers Circus for Mistreatment of Elephants" (Ex. 11 to Joyce Poole Deposition)										
259	Appendix B to Report, "Excerpt on Elephant Voices," Advocacy Policy (Ex. 12 to Joyce Poole Deposition)										
260	USA Today, "Elephant Debate: Live in Zoo or Roam Free" (11/1/06) (Ex. 13 to Joyce Poole Deposition)										

<b>Government</b> _____					
<b>Plaintiff</b> _____					
<b>Defendant</b> <u>xx</u>	<u>ASPCA, et al.</u>				
<b>Joint</b> _____	<u>Feld Entertainment, Inc.</u>				
					<b>Civil No. 1:03cv2006</b>
261	“Keynote Address to the 22 <sup>nd</sup> Annual Elephant Managers Workshop,” J. Poole (11/9/01-11/12/01) (Ex. 14 to Joyce Poole Deposition)				
262	Excerpt from “A Review of the Welfare of Zoo Elephants in Europe,” Clubb and Mason (Ex. 15 to Joyce Poole Deposition)				
<b>EXHIBIT NUMBER</b>	<b>DESCRIPTION OF EXHIBIT</b>	<b>MARKED FOR I.D.</b>	<b>RECEIVED IN EVIDENCE</b>	<b>WITNESS</b>	<b>EXHIBITS SENT INTO JURY (date &amp; time)</b>
263	“Can’t Stop, Won’t Stop: Is Stereotypy a Reliable Animal Welfare Indicator,” Mason and Latham (Ex. 16 to Joyce Poole Deposition)				
264	The Elephant Sanctuary, Trunklines				
265	The Elephant Sanctuary, “Asian-Ele Diaries” (2002-08)				
266	The Elephant Sanctuary, Annual Reports (2002-07)				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____						<u>ASPCA, et al.</u>		vs.		Civil No. <u>1:03cv2006</u>	
<u>Feld Entertainment, Inc.</u>											
266 A	DX 266  pdf # 10, 46, 77		X	X	NONE  (marked on Buckley cross)						
267	Kinzley, Colleen, "What If?" When Protected Contact Elephant Management Isn't" (Ex. 3 to Colleen Kinzley Deposition)										
268	Redesign of the Oakland Zoo's Elephant Facility (Ex. 4 to Colleen Kinzley Deposition)										
269	Federal Environmental Law, 16 U.S.C. § 1532 (Ex. 5 to Colleen Kinzley Deposition)										
270	Cannon, Teresa & Peter Davis, Aliya: Stories of the Elephants in Sri Lanka (Ex. 6 to Colleen Kinzley Deposition)										
271	Excerpt from Sukumar, R. The Asian Elephant: Ecology and Management (Ex. 7 to Colleen Kinzley Deposition)										

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
		<u>ASPCA, et al.</u>		vs.	
		<u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
272	Excerpt from Troy Metzler Deposition (7/25/06) (Ex. 8 to Colleen Kinzley Deposition)				
273	Excerpt from Contra Costa Times (1/2/02) (Ex. 9 to Colleen Kinzley Deposition)				
274	Excerpt from Contra Costa Times (3/17/03) (Ex. 10 to Colleen Kinzley Deposition)				
275	Excerpt from San Francisco Chronicle (11/7/04) (Ex. 11 to Colleen Kinzley Deposition)				
<b>EXHIBIT NUMBER</b>	<b>DESCRIPTION OF EXHIBIT</b>	<b>MARKED FOR I.D.</b>	<b>RECEIVED IN EVIDENCE</b>	<b>WITNESS</b>	<b>EXHIBITS SENT INTO JURY (date &amp; time)</b>
276	Excerpt from Elephants: Majestic Creatures of the Wild (Ex. 12 to Colleen Kinzley Deposition)				
277	Excerpt from Pryor, Karen, Don't Shoot the Dog! The New Art of Teaching and Training (Rev. ed.) (Ex. 13 to Colleen Kinzley Deposition)				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
		<u>ASPCA, et al.</u>			
		vs.		Civil No. <u>1:03cv2006</u>	
		<u>Feld Entertainment, Inc.</u>			
278	Excerpt from Joe Frisco Deposition (12/7/07) (Ex. 14 to Colleen Kinzley Deposition)				
279	Tom Rider's Evolving Story (Ex. 4 to Def. Opposition to Pls. Motion Under Rule 11 (Docket No. 165) (8/16/07))				
280	Press Conference, 11/13/06, Legal 645F				
<b>EXHIBIT NUMBER</b>	<b>DESCRIPTION OF EXHIBIT</b>	<b>MARKED FOR I.D.</b>	<b>RECEIVED IN EVIDENCE</b>	<b>WITNESS</b>	<b>EXHIBITS SENT INTO JURY (date &amp; time)</b>
281	Archelle #2 8/18/06, Legal 593				
282	Archele Hundley Tape 1, Legal 439				
<b>EXHIBIT NUMBER</b>	<b>DESCRIPTION OF EXHIBIT</b>	<b>MARKED FOR I.D.</b>	<b>RECEIVED IN EVIDENCE</b>	<b>WITNESS</b>	<b>EXHIBITS SENT INTO JURY (date &amp; time)</b>
283	Archele Hundley Tape 2, Legal 440K				
284	Chicago City Hall Elephant Ordinance (Main Camera Tape 1 of 4) 2/23/06, Legal 550				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
		<u>ASPCA, et al.</u>		vs.	
		<u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
285	Archelle #3 8/18/06, Legal 590				
286	8/5/06, Dallas, TX, Tape 5 PT 8/5/06 Show 1, 2, 3, Ringling Red Unit Legal 504E				
287	Greenville, SC 2/3/06 Blue Unit Tape 8, Legal 69 E				
288	8/19/06 Lexington, KY, Ringling Red Unit, Tape 6 PT 8/19 End of Show 2, 8/19 Show 3, Legal 252 A				
289	10/3/06 21:00, Denver CO, Ringling Blue Unit, Tape #1 PT, 10/3 unload/walk (Rob), Legal 43E				
<b>EXHIBIT NUMBER</b>	<b>DESCRIPTION OF EXHIBIT</b>	<b>MARKED FOR I.D.</b>	<b>RECEIVED IN EVIDENCE</b>	<b>WITNESS</b>	<b>EXHIBITS SENT INTO JURY (date &amp; time)</b>
290	8/19/06 Lexington, KY, Ringling Red Unit Tape #5 PT, 8/19 Show 1 Show 2, Legal 406 A				
291	Legal 470 E				
292	PETA Financial Report and Check Request Form, 8/9/07, P 000054				

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
		<u>ASPCA, et al.</u>		Civil No. <u>1:03cv2006</u>	
		vs.			
		<u>Feld Entertainment, Inc.</u>			
293	Because expert discovery regarding Ajay Desai, who resides in India, is ongoing and not yet concluded, FEI reserves the right to designate additional exhibits related to him.				
294	All documents authored by plaintiffs' experts.				
295	All scientific publications cited to or relied upon by plaintiffs' experts.				
296	All video footage of FEI shown to plaintiffs' experts.				
297	All materials cited by defendant's experts.				
297 A	Toscano, Friend and Nevill, 2001: Environmental Conditions and Body Temp. of Circus Elephants Transported During Relatively High and Low Temp. Conditions	X	X	Friend	
298					
299	Any demonstrative exhibits to be created.				

<b>Government</b> _____					
<b>Plaintiff</b> _____					
<b>Defendant</b> <u>xx</u>	<u>ASPCA, et al.</u>				
<b>Joint</b> _____		vs.		<b>Civil No. 1:03cv2006</b>	
	<u>Feld Entertainment, Inc.</u>				
300	Any exhibit used at any deposition in this case.				
300 A	Final Report of Transportation of Circus Elephants to USDA (Ex. 11 to Friend Depo)	X	X	Friend	
300 B	Cover sheet for 300A	X	X	Friend	
301	Any and all pleadings (together with exhibits) submitted in this case, including its predecessor action (Civ. Act. No. 00-1641) and its appeal to the United States Court of Appeals for the District of Columbia Circuit.				
302	Any document produced or identified, or that becomes known to defendant, between now and the time defendant presents its case at trial.				
302 A	Photographs from Elephant Voices Website  (photograph # 1, 5, 8, 25)	X	X	NONE  (marked on Poole cross)	
302 B	Ultrasound image of elephant skin thickness	X	demonstrative	Schmitt	



<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
<b>ASPCA, et al.</b> _____ <b>vs.</b> _____ <b>Feld Entertainment, Inc.</b> _____					
<b>Civil No. 1:03cv2006</b>					
EXHIBIT NUMBER	DESCRIPTION OF EXHIBIT	MARKED FOR I.D.	RECEIVED IN EVIDENCE	WITNESS	EXHIBITS SENT INTO JURY (date & time)
303	Any exhibits identified by any party in any version of the pretrial statements.				
304	FEI reserves the right to introduce any exhibit(s) that may be necessary at the trial for impeachment or rebuttal purposes.				
305	Color Highlighted Chart of 2006 Red Unit Schedule (DFX 59)	X	X	NONE  (marked on Hundley cross)	
306	Impeachment Doc – Teamsters Withholding Authorization	X	Impeachment	(marked on R. Tom cross)	
307	Comparison of PWC 132 Clip Orders and Timestamps	X	X	NONE  (marked on Cuvillo cross)	

<b>Government</b> _____					
<b>Plaintiff</b> _____					
<b>Defendant</b> <u>xx</u>	<u>ASPCA, et al.</u>				
<b>Joint</b> _____		vs.			<b>Civil No. 1:03cv2006</b>
	<u>Feld Entertainment, Inc.</u>				
308	Gary Jacobson Deposition Counter Designations & Objections	X	X	NONE	
309	Redline of May/March Declarations of Michelle Sinnott	X	X	Sinnott	
310	Comparison of Brockett & Wilson Studies	X	Demonstrative	Clubb	
311 & 311A	Sacha Houcke Counter Designations & Objections	X	X	NONE	
312 & 312A	Pettigrew Deposition Counter Designations & Objections	X	X	NONE	
313 & 313A	Raffo Deposition Counter Designations & Objections	X	X	NONE	
314 & 314A	Swart Deposition Counter Designations & Objections	X	X	NONE	
315 & 315A	Frisco Deposition Counter Designations & Objections	X	X	NONE	
316 & 316A	Vargas Deposition Counter Designations & Objections	X	X	NONE	
317 & 317A	Ridley Deposition Counter Designations & Objections	X	X	NONE	
318 & 318A	Feld Deposition Counter Designations & Objections	X	X	NONE	
319 & 319A	Andacht Deposition Counter Designations & Objections	X	X	NONE	
320 & 320A	Jacobson (10/24/07) Deposition Counter Designations & Objections	X	X	NONE	

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____						<u>ASPCA, et al.</u> vs. <u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
321 & 321A	Jacobson (11/20/07) Deposition Counter Designations & Objections	X	X	NONE					
322 & 322A	Metzler Deposition Counter Designations & Objections	X	X	NONE					
323 & 323A	French Deposition Counter Designations & Objections	X	X	NONE					
324A	PWC 135  Compilation of Defendant Video Footage (provided to Defendant on 6/10/08)  Timestamp 24:11-30:44	X	X	Raffo					
324B	PWC 135  Compilation of Defendant Video Footage (provided to Defendant on 6/10/08)  Timestamp 7:12-13:10	X	X	Raffo					
325	FEI Guide	X	X	Raffo					

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____					
<b>ASPCA, et al.</b> _____ <b>vs.</b> _____ <b>Civil No. 1:03cv2006</b> _____ <b>Feld Entertainment, Inc.</b> _____					
326	PWC 1A-Baby pdf # 204 (FEI 16609)	X	X	Coleman	
327	White-handled Guide	X	Demonstrative	Jacobson	
328	Rasp	X	Demonstrative	Jacobson	
329	Nylon brush	X	Demonstrative	Jacobson	
330	Wire brush	X	Demonstrative	Jacobson	
331	Hoof knives	X	Demonstrative	Jacobson	
332	Nail clippers	X	Demonstrative	Jacobson	
333	European draw knife	X	Demonstrative	Jacobson	
334	PWC 139 Timestamp: 40:00-45:08	X	X	Jacobson	
335	PWC 139 Timestamp: 47:15-49:00	X	X	Jacobson	

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> _____ <b>Joint</b> _____						<u>ASPCA, et al.</u>		<b>vs.</b>		<b>Civil No. <u>1:03cv2006</u></b>	
						<u>Feld Entertainment, Inc.</u>					
336	PWC 139		X	X	Jacobson						
	Timestamp: 54:34-56:20										
337A	PWC 142		X	X	Jacobson						
	Timestamp: 045-1:17										
337B	PWC 142		X	X	Jacobson						
	Timestamp: 2:15-2:45										
337C	PWC 142		X	X	Jacobson						
	Timestamp: 20:30-23:48										
337D	PWC 142		X	X	Jacobson						
	Timestamp: 26:39-28:00										
337E	PWC 142		X	X	Jacobson						
	Timestamp: 47:38-48:04										

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> <b>Joint</b> _____		<b>ASPCA, et al.</b> _____ vs. <b>Feld Entertainment, Inc.</b> _____		<b>Civil No. 1:03cv2006</b>	
337F	PWC 142 Timestamp: 1:25:15-1:27:22	X	X	Jacobson	
337G	PWC 142 Timestamp: 1:30:29-1:31:29	X	X	Jacobson	
338	PMC 54 pdf # 242, 226, 211	X	X	Jacobson	
339	NY CLS Agr & M Sections 350, 353, 369, 371, 372 (2008)	X	X	Weisberg	
340	6/6/05 letter from Strauss to Parascandola (FEI 1572-75)	X	X	NONE	
341 A	PWC 143 Timestamp 49:35-49:48	X	X	French	
342	Angela Martin Deposition Designations--list	X	X	Martin deposition	

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>XX</u> <b>Joint</b> _____						<u>ASPCA, et al.</u>		vs.		Civil No. <u>1:03cv2006</u>	
						<u>Feld Entertainment, Inc.</u>					
342 A	Angela Martin Deposition Designations--transcript	X	X	Martin deposition							
343A	PWC 141 Riccardo Raw birth footage Timestamp: 1:10-3:02	X	X	Schmitt							
343 B	PWC 141 Riccardo Raw birth footage Timestamp: 6:30-7:30	X	X	Schmitt							
343 C	PWC 141 Riccardo Raw birth footage Timestamp: 8:17-9:00	X	X	Schmitt							
343D	PWC 141 Riccardo Raw birth footage Timestamp: 16:22-17:00	X	X	Schmitt							
344	Photographs taken by Dr. Philip Ensley Ex. 9 to Ensley Deposition (#37) Ex. 10 to Ensley Deposition (#42, 43) Ex. 11 to Ensley Deposition (#19, 20) Ex. 12 to Ensley Deposition (#17, 18) Ex. 13 to Ensley Deposition (#15, 16) Ex. 14 to Ensley Deposition (# 23, 24) Ex. 15 to Ensley Deposition (# 10, 11, 35, 36, 38, 39, 40, 44, 45, 46, 47, 48, 49)	X	X	Schmitt							

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> <b>Joint</b> _____		<u>ASPCA, et al.</u> vs. <u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
345	PWC 1A-Baby pdf # 129-132 (FEI 45182-42185)	X	X	Schmitt	
346	Eric Glitzenstein (WAP) Deposition Designations--list	X	X	NONE	
347	Sacha Houcke Deposition Designations--list	X	X	NONE	
347 A	Sacha Houcke Deposition Designations--transcript	X	X	NONE	
348	Geoff Pettigrew Deposition Designations--list	X	X	NONE	
348 A	Geoff Pettigrew Deposition designations--transcript	X	X	NONE	
349 A	PWC 113 Elephant Lord of Jungle Timestamp: 19:24-20:32	X	X	NONE (marked on Poole cross)	
349 B	PWC 113 Elephant Lord of Jungle Timestamp: 44:35-44:59	X	X	NONE (marked on Poole cross)	
349C	PWC 113 Elephant Lord of Jungle Timestamp: 45:20-45:37	X	X	NONE (marked on Poole cross)	



<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> <b>Joint</b> _____						<u>ASPCA, et al.</u> vs. <u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
349D	PWC 113 Elephant Lord of Jungle Timestamp: 45:46-47:08	X	X	NONE  (marked on Poole cross)					
349E	PWC 113 Elephant Lord of Jungle Timestamp: 49:12-51:03	X	X	NONE  (marked on Poole cross)					
349F	PWC 113 Elephant Lord of Jungle Timestamp: 1:25:15-1:25:39	X	X	NONE  (marked on Poole cross)					
350	PWC 92: API 5662-63/pdf #113-14; API 5630-37/pdf #81-88; API 5616-21/pdf #67-72; API 5566-68/pdf #17-19; API 5649/pdf #100	X	X	NONE  (marked on Paquette cross)					
351	DX 26 Timestamp: 1:00:23-1:01:11	X	X	NONE  (marked on Buckley cross)					

<b>Government</b> _____ <b>Plaintiff</b> _____ <b>Defendant</b> <u>xx</u> <b>Joint</b> _____						<u>ASPCA, et al.</u> vs. <u>Feld Entertainment, Inc.</u>		Civil No. <u>1:03cv2006</u>	
352	PWC 142 Timestamp: 1:07:30-1:10:54	X	X	NONE  (marked on Buckley cross)					
353	PWC 142 Timestamp: 1:14:20-1:17:11	X	X	NONE  (marked on Buckley cross)					
354	PWC 142 Timestamp: 1:25:15-1:25:39	X	X	NONE  (marked on Poole cross)					