

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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

DEFENDANT'S NOTICE OF FILING CORRECTED POST-TRIAL SUBMISSIONS
AND ERRATA

EXHIBIT 1

ERRATA**I. DEFENDANT'S POST-TRIAL BRIEF**

HARD COPY PAGE NO.	PDF PAGE NO.	ORIGINAL	CORRECT	REASON
ii	3	Aviation Consumer Action Project v. Washburn, 535 F.3d 101 (D.C. Cir. 1976)	Aviation Consumer Action Project v. Washburn, 535 F.2d 101 (D.C. Cir. 1976)	Typographical error
iii	4	Strahan v. Holmes, 595 F. Supp.2d 161 (D. Mass 2009)	Strahan v. Holmes, 595 F. Supp. 2d 161 (D. Mass 2009)	Typographical error
18	23	DX 179	FOF 179	Typographical error
22	27	<i>Id.</i> at 333-338	<i>Id.</i> at 335-338	Typographical error
25	30	“and that he ‘hated’ her”	“and that she ‘hated’ him”	Corrected word order
25	30	“a ‘killer’ elephant that he ‘hated’ and referred to as a ‘bitch’ is patently frivolous.”	“a ‘killer’ elephant that ‘hated’ him and he referred to as a ‘bitch’ is patently frivolous.”	Corrected word order
27, FN 16	32	2-19-09 p.m. at 126:4-13	2-12-09 p.m. at 126:4-13 (Rider)	Typographical error
27, FN 16	32	2-22-09 p.m. at 133:21-135:1, 135:14-19	2-12-09 p.m. at 131:12-133:12, 135:2-19 (Rider)	Typographical error

II. DEFENDANT'S PROPOSED FINDINGS OF FACT

HARD COPY PAGE NO.	PDF PAGE NO.	FINDING OF FACT	ORIGINAL	CORRECT	REASON
1	7	2	3-10-09 a.m. at 17:8-19:11 (Weisberg); DX 45	3-10-09 a.m. at 17:8-19:11 (Weisberg); DX 45 at 7-10	Typographical error
1	7	2	3-10-09 a.m. at 18:22-21:21; DX 45	3-10-09 a.m. at 18:22-21:21 (Weisberg); DX 45 at 5	Typographical error
1	7	2	3-10-09 a.m. at 21:22-23:6 (Weisberg); DX 45	3-10-09 a.m. at 21:22-23:6 (Weisberg); DX 45 at 18	Typographical error
6	12	16	47 Fed. Reg. 24602, 24066 (6-14-76)	41 Fed. Reg. 24602, 24066 (6-14-76)	Typographical error
15	21	38	DX 308A (Jacobson Dep. at 59:14-22, 64:3-5, 77:10-12)	DX 308A (Jacobson Dep. at 59:14-22); PWC 152 (Jacobson Dep. at 64:3-5, 77:10-12)	Typographical error
18	24	45	3-11-09 p.m. at 69:24-70:9 (Sowalsky)	3-11-09 p.m. at 69:24-70:19 (Sowalsky)	Typographical error
21	27	55	<i>Id.</i> at 33:14-22, 34:1-6	<i>Id.</i> at 33:10-22, 34:1-6	Typographical error
23	29	61	3-11-09 p.m. at 81:1-13 (Sowalsky); DX 200 & 201	3-11-09 p.m. at 81:1-13 (Sowalsky); DX 200 at 8; DX 201 at 8	Typographical error
23	29	61	DX 200 & 201	DX 200 at 8; DX 201 at 8	Typographical error

28	34	72	2-12-09 a.m. at 17:14-18:15, 70:23-25 (Rider); 2-12-09 p.m. at 24:18-23 (Rider); DX 38	2-12-09 a.m. at 17:14-18:15, 70:23-25 (Rider); 2-12-09 p.m. at 15:9-11 (Rider); DX 38	Typographical error
30	36	76	<i>id.</i> at 61:3-62:17; DX 16 at 75	<i>id.</i> at 61:3-62:17; DX 16 at 33	Typographical error
36	42	88	DX 19 at 19-20, 25; DX 46; DX 48A; DX 63; DX 209	DX 19 at 19-20, 25; DX 46; DX 48A; DX 63; DX 209 at 31	Typographical error
37	43	89	2-12-09 p.m. at 79:24-80:10 (Rider); DX 49; DX 50; DX 51	2-12-09 p.m. at 79:24-80:10 (Rider); DX 49; DX 50; DX 51 at 7	Typographical error
38	44	92	<i>Id.</i> ; DX 48A; DX 49; DX 51	<i>Id.</i> ; DX 48A; DX 49; DX 51 at 7	Typographical error
39	45	93	DX 49; DX 51; 2-12-09 p.m. at 82:21-83:6 (Rider)	DX 49; DX 51 at 7; 2-12-09 p.m. at 82:21-83:6 (Rider)	Typographical error
39	45	94	3-11-09 a.m. at 37:21-22 (Glitzenstein Dep. at 42:16-43:13); DX 346	3-11-09 a.m. at 37:2-4 (Glitzenstein Dep. at 42:16-43:13); DX 346	Typographical error
39	45	96	<i>see</i> DX 49 & DX 51	<i>see</i> DX 49 & DX 51 at 7	Typographical error
41	47	100	2-12-09 p.m. at 88:21-83:6 (Rider); DX 48A	2-12-09 p.m. at 82:21-83:6 (Rider); DX 48A	Typographical error
42	48	101	Island, and Hartford, Connecticut. DX 59	Island, and Hartford, Connecticut. DX 59 at 40-41	Typographical error
42	48	101	Rosemont, Illinois. DX 59	Rosemont, Illinois. DX 59 at 40-41.	Typographical error
53	59	120	PWC 143A-F	PWC 143A-E, PWC 143G	Typographical error

56	62	125	“and that he ‘hated’ her.”	“and that she ‘hated’ him.”	Corrected word order
56	62	125	“and that he says he ‘hates’”	“and that he says ‘hated’ him”	Corrected word order
60	66	142	PWC 48A-C	PWC 49A-C	Typographical error
87	93	202	3-5-09 p.m. at 31:3-14 (G. Johnson)	3-5-09 a.m. at 31:3-14 (G. Johnson)	Typographical error
99	105	230	3-4-09 a.m. at 93:9-15 (Raffo)	3-4-09 a.m. at 53:9-15 (Raffo)	Typographical error
102	108	236	DX 2 at 44	DX 2 at 73	Typographical error
105	111	244	2-12-09 a.m. at 48:7-16 (Buckley)	2-23-09 a.m. at 38:7-16 (Buckley)	Typographical error
113	119	266	2-11-09 a.m. at 91:11-22 (Clubb)	2-11-09 a.m. at 91:22-92:11 (Clubb)	Typographical error
118	124	279	2-12-09 a.m. at 51:25-52:2 (Rider)	2-12-09 a.m. at 51:15-52:2 (Rider)	Typographical error
118	124	279	PWC 94A (PL 178974 (1:49:52 to 1:50:35))	PWC 94B (PL 178974 (1:49:52-1:50:35))	Typographical error
129	135	299	DX 3 at 1	DX 3 at 2	Typographical error
129	135	299	3-16-09 a.m. at 112:9-113:5 (Schmitt)	3-16-09 a.m. at 112:19-113:5 (Schmitt)	Typographical error
139	145	319	<i>infra</i> FOF 321	<i>infra</i> FOF 320	Typographical error
140	146	321	DX 124 ¶ 16	DX 124 ¶ 19	Typographical error

144	150	326	3-5-09 a.m. at 7:1-24 (Coleman) <i>Id.</i> at 8:1-12 <i>Id.</i> at 7:25-8:8	3-5-09 p.m. at 7:1-24 (Coleman) <i>Id.</i> at 8:1-12 <i>Id.</i> at 7:25-8:8	Typographical error
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III. DEFENDANT'S PROPOSED CONCLUSIONS OF LAW

HARD COPY PAGE NO.	PDF PAGE NO.	CONCLUSION OF LAW	ORIGINAL	CORRECT	REASON
177	183	27	<i>Simon v. E. Ky. Welfare Rights Org.</i> , 426 U.S. 26, 41-41 (1976)	<i>Simon v. E. Ky. Welfare Rights Org.</i> , 426 U.S. 26, 41-42 (1976)	Typographical error
182	188	37	<i>Center for Biological Diversity v. Marina Pt. Dev. Co.</i> , 2008 U.S. Ap.. LEXIS at * 8 (9th Cir. 2008)	<i>Center for Biological Diversity v. Marina Pt. Dev. Co.</i> , 535 F.3d 1026, 1031-32 (9th Cir. 2008)	Published opinion now available