

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

AMERICAN SOCIETY FOR THE PREVENTION)
 OF CRUELTY TO ANIMALS, *et al.*,)
)
 Plaintiffs,)
)
 v.)
)
 RINGLING BROTHERS AND BARNUM & BAILEY)
 CIRCUS, *et al.*,)
)
 Defendants.)

Civ. No. 03-2006 (EGS)

**PLAINTIFFS' FIRST SET OF REQUESTS FOR ADMISSION,
INTERROGATORIES AND REQUESTS FOR DOCUMENTS**

Plaintiffs request that defendants make the following admissions pursuant to Rule 36 of the Federal Rules of Civil Procedure, answer the following interrogatories pursuant to Fed. R. Civ. P. 33, and provide plaintiffs the documents requested herein pursuant to Fed. R. Civ. P. 34. Plaintiffs further request that the admissions, answers to interrogatories and documents requested herein be served on plaintiffs by delivery to their attorneys at Meyer & Glitzenstein, 1601 Connecticut Ave., N.W., Suite 700, Washington, D.C. 20009, by May 3, 2004.

Instructions

1. Each Request for Admission and Interrogatory must be answered separately and fully, in writing, and under oath. If more than one person is attesting to the answers, please identify for each person the answers or portions of answers to which he or she is attesting.
2. In answering Requests for Admission and Interrogatories, defendants are required to respond based upon all information reasonably available to them, including all knowledge and



5. Identify all persons who have been employed by Ringling for any period of time since 1994 who worked with the elephants in any capacity, including, but not limited to, barn men, handlers, trainers, performers, wardrobe personnel, and floor crew, and describe each such person's responsibilities, which elephants (by name) he or she worked with, and the time-frame during which he/she had such responsibilities. Specifically identify all such employees who were hired from Puerto Rico in April or May, 1999.

6. For the years 1994 to the present, provide information concerning Ringling's policies and practices with respect to the use of an ankus, whip, or any other instrument, to train, control, discipline, correct, separate, wean, guide, or perform with elephants, including a description of such policies and practices, the identity of all Ringling employees who own or use an ankus, and the identity of the person(s) who made each such ankus and a detailed description each such ankus, including, but not limited to, the materials from which it is made; identify all records that in any way relate to Ringling's policies or practices with respect to the use of an ankus, whip, or any other instrument, to train, control, discipline, correct, separate, wean, guide, or perform with elephants.

7. State whether, and under what circumstances, it is a permissible Ringling practice for an employee to hit an elephant with an ankus, whip, or other instrument, to poke or hook an elephant with an ankus, whip, or other instrument, or to lead an elephant by the ear or other part of the body with an ankus or other instrument.

8. For each elephant that Ringling owned or leased from 1994 to the present, provide detailed information about each such animal, including the name of the animal, the circumstances under which Ringling obtained possession of the animal, whether the animal was

5. Produce all documents and records that in any way concern or relate to Tom Rider.
6. Produce all records that in any way relate to or concern advertising and public relations for Ringling's circuses, including, but not limited to, the copy for such advertising and public relations, records that relate to or concern the amount of money spent on such advertising and public relations, planning concerning where and when to disseminate such advertising and public relations efforts, documents that relate to or concern surveys, questionnaires, focus groups, and other efforts to ascertain how to advertize, publicize, or educate the public about the circus, and documents and records that relate to or concern efforts to counter negative publicity generated by animal rights and animal welfare organizations.
7. Produce all records that set forth Ringling's policies or practices with respect to handling, training, controlling, or disciplining elephants.
8. With respect to each of the elephants identified in response to Interrogatory No. 8, produce all medical records that pertain to the animal.
9. Produce all records that concern the amount of money that Ringling has spent on the conservation of habitat in the wild for Asian elephants for each year, from 1994 to the present.
10. Produce all records concerning each project that Ringling has undertaken since 1994 to conserve elephant habitat in the wild in Asia.
11. Produce all documents and records that in any way reflect the amount of money that (a) Ringling and (b) Sells-Floto bring in each year, including both gross and net amounts, from (i) ticket sales and (ii) concessions, in connection with circus performances that include

Asian elephants. Produce all documents and records that in any way relate to how profitable the circus is, how profitable the circus is because it uses and exhibits elephants, and the importance of elephants to the profitability or success of the circus.

12. Produce all records that in any way relate to or concern allegations or concerns that Ringling has mistreated an elephant in any way, including, but not limited to information received orally or in writing from Ringling employees, contractors, customers, and patrons, state and local humane officers and employees, and other law enforcement personnel, USDA employees, animal welfare and animal rights organizations, and any other source.

13. Produce all documents and records identified in response to Interrogatory No. 1, and all resumes and curricula vitae that concern each person identified in response to Interrogatory No. 1.

148. Produce all documents and records identified in response to Interrogatory No. 2.

159. Produce all documents and records identified in response to Interrogatory No. 6.

167. Produce all documents and records identified in response to Interrogatory No. 8.

177. Produce all documents and records identified in response to Interrogatory No. 9.

186. Produce all documents and records identified in response to Interrogatory No. 10.

197. Produce all documents and records identified in response to Interrogatory No. 11.

207. Produce all documents and records identified in response to Interrogatory No. 12.

217. Produce all documents and records identified in response to Interrogatory No. 13.

227. Produce all documents and records identified in response to Interrogatory No. 14.

237. Produce all documents and records identified in response to Interrogatory No. 15.

18. Produce representative units of any cauterizing agents that are described in