

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

AMERICAN SOCIETY FOR THE :
PREVENTION OF CRUELTY TO :
ANIMALS, et al., :
 :
Plaintiffs, :
 :
v. :
 :
RINGLING BROS. AND BARNUM & :
BAILEY CIRCUS, et al., :
 :
Defendants. :
_____ :

Case No. 1:03-CV-02006 (EGS/JMF)

DEFENDANT FELD ENTERTAINMENT INC.’S RESPONSE IN
OPPOSITION TO PLAINTIFFS’ EXPEDITED MOTION TO ENFORCE
THE COURT’S SEPTEMBER 26, 2005 ORDER

EXHIBIT B

COVINGTON & BURLING

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September 28, 2005

BY HAND DELIVERY

Kimberly Ockene, Esq.
Meyer & Glitzenstein
1601 Connecticut Ave. N.W., Suite 700
Washington, D.C. 20009

Re: ASPCA et al. v. Ringling Bros. and Barnum & Bailey Circus et al.,
No. 03-2006 (D.D.C.)

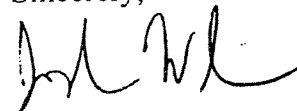
Dear Kim:

Accompanying this letter please find documents that we are producing pursuant to the Court's Order dated September 28, 2005, and FRCP 26(e). These documents, which bear bates numbers FELD 0008069 – FELD 0018554, are medical records subject to the terms of the Protective Order entered by the Court on September 28, with the exception of pages FELD 10349 – FELD 10386. Some additional documents are still at a vendor being copied and numbered this evening, and we will produce them to you tomorrow.

In addition to these documents, we have a large box of elephant x-rays and CAT scans. Pursuant to FRCP 34(b), these documents are available for inspection and copying at the offices of Covington & Burling, 1201 Pennsylvania Ave. NW, Washington, DC, 20004. We also have a large number of videos in both VHS and mini-DV format which contain sonograms of pregnant elephants. Because these videos are maintained by one of Feld's consultants (as opposed to a full-time employee), some of these videos also contain footage of elephants and facilities not owned by Feld. Accordingly, we will provide you with access to these recordings as soon as the parties have worked out the terms of the confidentiality order into which we agreed to enter to cover the production of recordings.

We are producing all documents in this production as kept in the ordinary course of business. Please call me if you have any questions.

Sincerely,



Joshua Wolson

Enclosures

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