

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

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<b>Feld Entertainment, Inc.,</b>		)	
		)	
	Plaintiff,	)	
		)	
v.		)	
		)	Civ. No. 07-1532 (EGS)
<b>American Society for the Prevention of Cruelty to Animals, et al.,</b>		)	
		)	
	Defendants.	)	
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**MOTION FOR CERTIFICATION OR, IN THE ALTERNATIVE, FOR  
RECONSIDERATION**

Pursuant to 28 U.S.C. § 1292(b), Defendants respectfully request that the Court certify for interlocutory appeal one discrete and dispositive legal issue adjudicated in the Court’s July 9, 2012, Memorandum Opinion pertaining to whether plaintiff has adequately alleged a “pattern of racketeering” under Circuit precedents.

Alternatively, Defendants respectfully request that the Court reconsider its ruling on that issue, as well as one critical aspect of the Court’s decision on RICO causation.

In support of this motion, Defendants are filing the accompanying legal memorandum and a Proposed Order.

Dated: August 9, 2012

Respectfully submitted,

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**Certificate of Service**

I HEREBY CERTIFY on this 9<sup>th</sup> day of August, 2012, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of such filing to all counsel of record.

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/s/

Roger E. Zuckerman