

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FELD ENTERTAINMENT, INC.,)
)
Plaintiff,)
)
v.)
)
AMERICAN SOCIETY FOR THE)
PREVENTION OF CRUELTY TO)
ANIMALS, <i>et al.</i> ,)
)
Defendants.)
)

Civ. No. 1:07-cv-1532 (EGS)

ANIMAL WELFARE INSTITUTE’S INITIAL DISCLOSURES

Defendant Animal Welfare Institute (“AWI”), by counsel, submits its Fed. R. Civ. P. 26(a)(1) Initial Disclosures. These disclosures are formed after reasonable inquiry and are subject to discovery and further supplementation. AWI reserves the right to supplement and/or amend these disclosures as necessary pursuant to Fed. R. Civ. P. 26(e).¹

These disclosures are made without waiving the right to object on the grounds of competency, privilege, relevance, hearsay or any other proper ground, or the right to object to the use of any information disclosed for any purpose, in whole or in part, in any subsequent proceeding in this action or in any other action.

Rule26(a)(1)(A): The name and, if known, the address and telephone number of each individual likely to have discoverable information - along with the subjects of that information - that the disclosing party may use to support its claims or defenses, unless the use would be solely for impeachment.

¹ Because defendants’ motions to dismiss plaintiff Feld Entertainment, Inc.’s (“FEI”) Amended Complaint are currently pending before the Court, defendants have not yet been required to file Answers and/or counterclaims. Should defendants’ motions to dismiss be denied in any respect, AWI will file an Answer, affirmative defenses, and likely counterclaims and will amend these disclosures accordingly.

ANSWER:

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
1.	<p>Cathy Liss</p> <p>Shall be contacted through undersigned counsel:</p> <p>Bernard J. DiMuro, Esq. Stephen L. Neal, Esq. DiMuroGinsberg, P.C. 908 King Street, Suite 200 Alexandria, VA 22314 Phone: (703) 684-4333 Fax: (703) 548-3181 Emails: bdimuro@dimuro.com; sneal@dimuro.com.</p>	<p>Tom Rider's public advocacy work, motivation, intention and believability; Falsity of FEI's claims; the allegations contained in FEI's Amended Complaint; AWT's defenses and potential counterclaims.</p>
2.	<p>Tracy Silverman, Esq.</p> <p>Shall be contacted through undersigned counsel:</p> <p>Bernard J. DiMuro, Esq. Stephen L. Neal, Esq. DiMuroGinsberg, P.C. 908 King Street, Suite 200 Alexandria, VA 22314 Phone: (703) 684-4333 Fax: (703) 548-3181 Emails: bdimuro@dimuro.com; sneal@dimuro.com.</p>	<p>Tom Rider's public advocacy work, motivation, intention and believability; Falsity of FEI's claims; the allegations contained in FEI's Amended Complaint; AWT's defenses and potential counterclaims.</p>
3.	<p>D.J. Schubert Animal Welfare Institute</p> <p>Shall be contacted through undersigned counsel:</p> <p>Bernard J. DiMuro, Esq. Stephen L. Neal, Esq. DiMuroGinsberg, P.C. 908 King Street, Suite 200 Alexandria, VA 22314 Phone: (703) 684-4333 Fax: (703) 548-3181</p>	<p>Tom Rider's public advocacy work, motivation, intention and believability; defendants' assessment of Tom Rider's motivation, intention and believability.</p>

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
	Emails: bdimuro@dimuro.com ; sneal@dimuro.com .	
4.	Carol Buckley	Mistreatment of animals by FEI; FEI practices; incidence of Tuberculosis ("TB") in FEI animals; falsity of FEI's champerty claim.
5.	Joseph Patrick CuvIELLO P.O. Box 2834 Redwood City, CA 94064 650-369-5533	Mistreatment of animals by FEI; campaigns by FEI against those who object to mistreatment of animals; FEI false and misleading statements to the public regarding the treatment of animals; Tom Rider's motivation, intention, believability and public advocacy efforts.
6.	Pat Derby Performing Animal Welfare Society P.O. Box 849 Galt, CA 95632 (209) 745-1809	Mistreatment of animals by FEI; FEI surveillance and other tactics used against individuals and groups who object to mistreatment of animals; FEI false and misleading statements to public regarding its treatment of animals; circumstances of settling <i>PAWS v. FEI, Performing Animal Welfare Society et al. v. Feld Entertainment, Inc., et al.</i> , No. S-00-1259-GEB-DAD (E.D. Ca.); knowledge of Tom Rider's employment circumstances in 2000-2001.
7.	Colleen Kinzley General Curator, Oakland Zoo P.O. Box 5238 Oakland, CA 94605 510-632-9525	Mistreatment of animals by FEI; abusive techniques used by FEI; conditions of FEI elephants.
8.	Philip Ensley, DVM	Mistreatment of animals by FEI; medical condition of elephants.
9.	Florence Lambert The Elephant Alliance 6255 Cardeno Drive La Jolla, CA 92037 858-454-4959	Mistreatment of animals by FEI; FEI response to and campaigns against those who object to mistreatment; FEI surveillance and other tactics used against those who object to mistreatment; FEI efforts to quash demonstrations and news stories about its

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
		mistreatment of animals; Tom Rider's public advocacy, motivation, intention and believability.
10.	Jan Pottker 10104 Lloyd Road Potomac, MD 20854	FEI surveillance and other tactics used against those who criticize FEI practices; FEI efforts to quash public dissemination of information that is critical of FEI.
11.	Elisabeth Swart	Mistreatment of animals by FEI; FEI surveillance and other tactics used against individuals and groups who object to mistreatment of animals; circumstances of settling <i>PAWS v. FEI</i> ; knowledge of Tom Rider's employment circumstances in 2000-2001; Tom Rider's emotional attachment to the FEI elephants; Tom Rider's public advocacy, motivation, intention and believability.
12.	Tom Rider	Tom Rider's public advocacy, motivation and intention; Tom Rider's attachment to the elephants; FEI efforts to quash news stories that may be critical of FEI and its treatment of animals; information provided to AWI and others used for Article III standing; circumstances under which Tom Rider did public education advocacy for PAWS; circumstances under which Tom Rider left PAWS; circumstances under which Tom Rider received funding; circumstances relevant to Tom Rider's discovery responses in the ESA litigation; circumstances relevant to Tom Rider's dealings with the IRS; falsity of FEI's allegations against AWI and others.
13.	Archele Hundley and outside counsel	FEI mistreatment of animals; motivation of Archele Hundley; falsity of allegations regarding AWI's and others' involvement and role in <i>ASPCA v. FEI</i> ; falsity of FEI claims.
14.	Robert Tom and outside counsel	FEI mistreatment of animals; motivation of Robert Tom; falsity of allegations regarding

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
		AWI's and others' involvement and role in <i>ASPCA v. FEI</i> ; falsity of FEI claims.
15.	Margaret Tom and outside counsel	FEI mistreatment of animals; motivation of Margaret Tom; falsity of allegations regarding AWI's and others' involvement and role in <i>ASPCA v. FEI</i> ; falsity of FEI claims.
16.	Bruce Read Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, Va. 22182	FEI's knowledge of Tom Rider's public advocacy and funding; FEI surveillance and other tactics used against those who are critical of FEI; FEI's mistreatment of animals; FEI efforts to suppress demonstrations and news coverage; USDA investigations; FEI efforts to counter Tom Rider's and others' public advocacy; FEI's efforts to quash legislative initiatives; relationships between workers and elephants.
17.	Charles Smith	FEI surveillance and other tactics used against those who criticize FEI.
18.	Brian Christiania Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI mistreatment of animals.
19.	Kenneth Feld Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI mistreatment of animals; FEI surveillance and other tactics in response to and campaigns against those who are critical of FEI; FEI efforts to quash news stories, public education, and demonstrations; FEI knowledge of Tom Rider's funding sources; FEI's financial information and alleged damages, public relations and advertising practices; FEI relationships with fact and expert witnesses used in the ESA litigation; FEI tactics used against former and current employees to keep the public from finding out about the mistreatment of animals and other FEI practices; relationships between workers and elephants; failure to accept production of Tom Rider's financial information subject to

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
		a confidentiality agreement; FEI and its counsel's handling of evidence; falsity of FEI claims.
20.	Nicole Feld, Vice President Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI mistreatment of animals; FEI surveillance and other tactics in response to and campaign against those who are critical of FEI; FEI efforts to quash news stories, public education, and demonstrations; FEI knowledge of Tom Rider's funding sources; FEI's financial information and alleged damages, public relations and advertising practices; FEI relationships with fact and expert witnesses used in the ESA litigation; FEI tactics used against former and current employees to keep the public from finding out about the mistreatment of animals and other FEI practices; relationships between workers and elephants, FEI and its counsel's handling of evidence; falsity of FEI claims.
21.	John Simpson Fulbright & Jaworski 801 Pennsylvania Ave., N.W. Washington, D.C. 20004 (202) 662-0200	FEI's failure to disclose records of elephants and other information in ESA case; destruction of evidence requested and compelled in ESA case; relationships and arrangements with witnesses in ESA case; FEI's knowledge of Tom Rider's funding; failure to accept production of Tom Rider's financial information subject to a confidentiality agreement; FEI's alleged damages; FEI dealings with federal agencies; falsity of FEI claims.
22.	Michelle Pardo, Esq. Fulbright & Jaworski 801 Pennsylvania Ave., N.W. Washington, D.C. 20004 (202) 662-0200	FEI's failure to disclose records of elephants and other information in ESA case; destruction of evidence requested and compelled in ESA case; relationships and arrangements with witnesses in ESA case; FEI's knowledge of Tom Rider's funding; failure to accept production of Tom Rider's financial information subject to a confidentiality agreement; FEI's alleged damages; falsity of FEI claims.

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
23.	Lisa Joiner Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI's failure to disclose records of elephants and other information in ESA case; destruction of evidence requested and compelled in ESA case; relationships and arrangements with witnesses in ESA case; FEI's knowledge of Tom Rider's funding; failure to accept production of Tom Rider's financial information subject to a confidentiality agreement; FEI's alleged damages; circumstances under which Ms. Joiner went to work for FEI; falsity of FEI claims.
24.	Julie Strauss Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI's failure to disclose records of elephants in ESA case; destruction and suppression of evidence requested and compelled in ESA case; relationships and arrangements with witnesses in ESA case; FEI's knowledge of Tom Rider's public advocacy and funding; failure to accept production of Tom Rider's financial information subject to a confidentiality agreement; FEI surveillance and other tactics used against those who are critical of FEI; FEI's mistreatment of animals; FEI efforts to suppress demonstrations, news coverage, USDA investigations; FEI efforts to counter Tom Rider's and others' public advocacy; FEI's efforts to quash legislative initiatives; FEI's alleged damages; falsity of FEI claims.
25.	Tom Albert Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI's knowledge of Tom Rider's public advocacy and funding; FEI surveillance and other tactics used against those who are critical of FEI; FEI efforts to suppress demonstrations, news coverage, USDA investigations; FEI efforts to counter Tom Rider's and others' public advocacy; FEI's efforts to quash legislative initiatives.
26.	George Gasper Ice Miller, LLP	Destruction and suppression of evidence requested and compelled in ESA case;

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
	One American Square Suite 2900 Indianapolis, Indiana 46282	relationships and arrangements with witnesses in ESA case; FEI's knowledge of Tom Rider's funding; failure to accept production of Tom Rider's financial information subject to a confidentiality agreement; FEI's alleged damages.
27.	Kara Petteway	Failure to disclose records of elephants in ESA case; destruction and suppression of evidence requested and compelled in ESA case; relationships and arrangements with witnesses in ESA case; FEI's knowledge of Tom Rider's public advocacy and funding; failure to accept production of Tom Rider's financial information subject to a confidentiality agreement; FEI's alleged damages; falsity of FEI claims.
28.	Joshua Wolson Dilworth Paxton 655 15 th Street, N.W., Suite 810 Washington, D.C. 2005-5703	Facts surrounding FEI's failure to disclose records of elephants in ESA case; destruction and suppression of evidence in ESA case; relationships and arrangements with witnesses in ESA case; FEI's knowledge of Tom Rider's public advocacy and funding; failure to accept production of Tom Rider's financial information subject to a confidentiality agreement; FEI's alleged damages; facts surrounding FEI's change in counsel.
29.	Eugene Gulland Covington & Burling 1201 Pennsylvania Ave. Washington, D.C. 20004 (202) 662-5263	AWI's and others' handling of underlying ESA litigation; facts surrounding FEI's failure to disclose records of elephants in ESA case; destruction and suppression of evidence in ESA case; relationships and arrangements with witnesses in ESA case; FEI's knowledge of Tom Rider's public advocacy and funding; failure to accept production of Tom Rider's financial information subject to a confidentiality agreement; FEI's alleged damages; facts surrounding FEI's change in counsel.
30.	Patrick Harned	Mistreatment of FEI animals; FEI training

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
	Center for Elephant Conservation 3401 Old Grade Rd. Polk City, Florida 33868	techniques; FEI chaining practices; death of Benjamin; conditions at CEC; incidence of TB in FEI elephants; relationships between workers and elephants.
31.	Gary Jacobson Center for Elephant Conservation 3401 Old Grade Rd. Polk City, Florida 33868	FEI mistreatment of animals; CEC and training practices; incidence of TB in FEI elephants; FEI's knowledge of Tom Rider's advocacy and funding; failure to produce evidence requested in ESA case; relationships between workers and elephants.
32.	Troy Metzler Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI mistreatment of animals; FEI training practices; relationships between workers and elephants.
33.	Randy Peterson Center for Elephant Conservation 3401 Old Grade Rd. Polk City, Florida 33868	FEI mistreatment of animals; FEI training practices; relationships between workers and elephants.
34.	Jeff Pettigrew Feld Entertainment, Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI mistreatment of animals; relationships between workers and elephants.
35.	Daniel Raffo Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI mistreatment of animals; Raffo and Chipperfield mistreatment of animals; FEI employment and participation as witness in ESA case; relationships between workers and elephants.
36.	Robert Ridley Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI mistreatment of animals; relationships between workers and elephants.
37.	Alex Vargas Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI mistreatment of animals.

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
38.	Christine Franco	FEI mistreatment of animals; FEI efforts to prevent and quash investigations of mistreatment.
39.	Marcia Mayeda	FEI mistreatment of animals; FEI efforts to prevent and quash investigations of mistreatment.
40.	Representatives of the United States Department of Agriculture (USDA) including but not limited to Miava Binkley, Robert Brandes, Kristina Cox, Ron DeHaven, David Green, Frank Keyser, Diane Ward, J. David Neal, Robert Gibbens, Cassie Armiger	FEI mistreatment of animals; FEI efforts to prevent and quash investigations of mistreatment.
41.	Rob Hutton 817 South One Thousand Street Salt Lake City, Utah 84102 801-550-8065	FEI mistreatment of animals; FEI tactics used against critics/opponents of circus.
42.	Paul Kercheval	FEI mistreatment of animals; FEI tactics used against critics/opponents of circus.
43.	Nicholas Trammel 1015 Tennyson Street Denver, CO 80204 303-861-3078	FEI mistreatment of animals; FEI tactics used against critics/opponents of circus FEI mistreatment of animals.
44.	Joe Frisco, Jr. Feld Entertainment Inc.	FEI mistreatment of animals; FEI training and handling practices.
45.	Ted Friend Texas A & M University College Station, Texas 77843 979-845-5214	FEI mistreatment of animals; destruction and suppression of evidence in ESA case; financial arrangements with FEI in connection with research and testifying in ESA case.
46.	Dennis L. Schmitt Missouri State University 901 S. National Ave. Springfield, MO 65897	FEI mistreatment of animals; CEC practices; financial arrangements with FEI in connection with FEI public relations and testimony in ESA case; incidence of TB and herpes in FEI elephants.

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
47.	Jerome Sowalsky Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI financial information; FEI's alleged damages; FEI tactics used on those who criticize the circus; FEI efforts to suppress publicity about mistreatment of animals; FEI's knowledge of Tom Rider's public advocacy and funding; FEI interference with government investigations; FEI tactics used on those who criticize the circus; response to media coverage.
48.	James Andacht Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI financial information; FEI's alleged damages; FEI mistreatment of animals; FEI tactics used on those who criticize the circus; FEI efforts to suppress publicity about mistreatment of animals; FEI's knowledge of Tom Rider's public advocacy and funding; FEI interference with government investigations.
49.	Kathy Jacobson Center for Elephant Conservation 3401 Old Grade Rd. Polk City, Florida 33868	FEI mistreatment of animals; CEC practices.
50.	Ramiro Isaza Feld Entertainment, Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI mistreatment of animals; FEI suppression of information regarding mistreatment of animals; FEI withholding of medical records of elephants.
51.	William Lindsay Formerly with FEI	FEI mistreatment of animals; FEI tactics used against and in response to those who criticize the circus; FEI interference with government investigations; FEI withholding of medial records in <i>ASPCA v. FEI</i> .
52.	Joan Galvin Formerly with FEI	FEI's knowledge of Tom Rider's public advocacy and funding; FEI's surveillance and other tactics used against those who are critical of FEI; FEI's mistreatment of animals; FEI efforts to suppress demonstrations, news coverage, USDA investigations; FEI efforts to counter Tom Rider's and others' public advocacy; FEI's efforts to quash legislative

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
		initiatives; FEI's alleged damages.
53.	Gary West, DVM Oklahoma City Zoo 2101 NE 50 th Street Oklahoma City, OK 73111	FEI mistreatment of animals; medical conditions of animals.
54.	Leslie Griffith	Tom Rider's public advocacy, motivation, intention and believability; FEI response to media coverage; health risk posed by elephants with tuberculosis.
55.	George Knapp KLAS-TV 8 News NOW 3228 Channel 8 Drive Las Vegas, Nevada 89109	Tom Rider's public advocacy, motivation, intention and believability; FEI response to media coverage.
56.	Michael Phelan CNN One CNN Center Atlanta, GA 30303	Tom Rider's public advocacy, motivation, intention and believability; FEI financial information; FEI response to media coverage.
57.	Michael Ruch Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI's knowledge of Tom Rider's advocacy and funding; FEI financial information; FEI tactics used to suppress public information about FEI's mistreatment of animals.
58.	Hill and Knowlton 607 14 th Street, N.W. Washington, D.C. 20005	FEI's knowledge of Tom Rider's advocacy and funding; FEI financial information; FEI tactics used to suppress public information about FEI's mistreatment of animals; FEI misrepresentations to public.
59.	Mackay Marketing and Entertainment P.O. Box 683 Bridgewater, MA 10232 (508) 947-8505	FEI's knowledge of Tom Rider's advocacy and funding; FEI financial information; FEI tactics used to suppress public information about FEI's mistreatment of animals; FEI misrepresentations to public.
60.	Todd Willens Washington Strategies 2111 Washington Blvd. Arlington, VA 22201	FEI mistreatment of animals; FEI's knowledge of Tom Rider's advocacy and funding; FEI efforts to suppress public debate about its mistreatment of animals; FEI

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
		interference with government investigations; FEI tactics used against those who criticize FEI; FEI misrepresentations to public.
61.	Jeffrey Miller Feld Entertainment, Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI public relations and efforts to suppress public debate about its mistreatment of animals.
62.	Mel Richardson, DVM	FEI mistreatment of animals; FEI efforts to interfere with government investigations; FEI tactics used against those who criticize FEI.
63.	Gerald Ramos	FEI mistreatment of animals; FEI employee relationships with animals.
64.	Sharon Simms 721 9th Street Sacramento, CA 916-444-9000	FEI knowledge of Tom Rider's employment at PAWS; FEI surveillance and other tactics against those who criticize FEI; FEI efforts to suppress information about its mistreatment of animals.
65.	Allison Case Feld Entertainment, Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI mistreatment of animals.
66.	Senator Robert L. Hedlund State House Room 313-C Boston, MA 02133 617-722-1028	Tom Rider's public advocacy work, motivation, intention and believability; FEI's legislative tactics.
67.	Sally Schulze 1021 N Wymore Rd. Winter Park, FL 32789 407-645-2222	Tom Rider's public advocacy, motivation, intention and believability; FEI response to media coverage.
68.	Jennifer Santiago Plum Miami Beach 309 23 rd Street, Suite 210 Miami Beach, FL 33139	Tom Rider's public advocacy, motivation, intention and believability; FEI response to media coverage.

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
	305-695-9200	
69.	Marissa Bagg KREM 4103 S. Regal Spokane, WA 99223 509-448-2000	Tom Rider's public advocacy, motivation, intention and believability; FEI's response to media coverage.
70.	Tracy Jacim WOFL 35 Skyline Drive Lake Mary, Florida 32746	Tom Rider's public advocacy motivation, intention and believability; FEI's response to media coverage.
71.	Lisa Weisberg Formerly ASPCA	Tom Rider's public advocacy work, motivation, intention and believability; defendants' assessment of Tom Rider's motivation, intention and believability; FEI's response to media coverage; defendants' disclosure to FEI of funding of Tom Rider.
72.	Margaret Whittaker	FEI mistreatment of elephants; condition of FEI elephants; government inspections of FEI elephants.
73.	Sherry Travis Chicago Animal Care and Control	FEI mistreatment of elephants; condition of FEI elephants; government inspections of FEI elephants.
74.	Audrey Keller Chicago Animal Care and Control	FEI mistreatment of elephants; condition of FEI elephants; government inspections of FEI elephants.
75.	Cindy Machado Marin Humane Society	FEI mistreatment of elephants; condition of FEI elephants; government inspections of FEI elephants.
76.	USDA officials familiar with 2010 Chicago inspection of FEI for violations of Animal Welfare Act including but not limited to Tami Howard, Tracy Thompson, Denise Sofranko, Tom Sobranes	FEI mistreatment of elephants; condition of FEI elephants; government inspections of FEI elephants; FEI violations of Animal Welfare Act.

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
77.	Lurline Eugene Pettus, Jr. Feld Entertainment, Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI mistreatment of animals; FEI interference with USDA investigations.
78.	Katherine Meyer	Tom Rider's public advocacy work, motivation, intention and believability, including payments to Tom Rider; defendants' motivation for filing ESA lawsuit; the handling of underlying ESA litigation; falsity of FEI claims; relationship between WAP and AWI.
79.	Eric Glitzenstein	Tom Rider's public advocacy work, motivation, intention and believability, including payments to Tom Rider; defendants' motivation for filing ESA lawsuit; the handling of underlying ESA litigation; falsity of FEI claims.
80.	Howard Crystal	The handling of underlying ESA litigation; falsity of FEI claims.
81.	Jonathan Lovvorn	The handling of underlying ESA litigation; falsity of FEI claims.
82.	Kimberly Ockene	Tom Rider's motivation, intention and believability; the handling of underlying ESA litigation; falsity of FEI claims.
83.	Current and former employees of the law firm of Meyer, Glitzenstein & Crystal who worked on ESA case or had involvement with Tom Rider	Tom Rider's public advocacy work, motivation, intention and believability; defendants' motivation for filing ESA lawsuit; the handling of underlying ESA litigation; falsity of FEI claims.
84.	Michael Markarian Fund for Animals	Tom Rider's public advocacy work, motivation, intention and believability; defendants' assessment of Tom Rider's motivation, motivation, intention and believability; falsity of FEI claims.

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
85.	Nicole Paquette Humane Society of the United States	Tom Rider's public advocacy work, motivation, intention and believability; defendants' assessment of Tom Rider's motivation, motivation, intention and believability; falsity of FEI claims.
86.	Leroy Coffman, State Veterinarian Division of Animal Industry State of Florida Department of Agriculture and Consumer Services	Incidence of TB in FEI animals; FEI dealings with government regarding TB issue.
87.	Thomas J. Holt, DVM State Veterinarian Division of Animal Industry Florida	Incidence of TB in FEI animals; FEI dealings with government regarding TB issue.
88.	Dr. C.D. Harell USDA/APHIS 7022 NW 10 th Place Gainesville, FL 92605	Incidence of TB in FEI animals; FEI dealings with government regarding TB issue.
89.	Patricia Zerbini 8607 Westwood Center Drive Williston, Florida 32696	Treatment of FEI animals; incidence of TB in FEI animals.
90.	Congressman Sam Farr U.S. House of Representatives 1126 Longworth HOB Washington, D.C. 20515 (202) 225-2861	Tom Rider's public advocacy work, motivation, intention and believability.
91.	Michael Shannon Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI mistreatment of animals; FEI surveillance and other tactics used against those who are critical of FEI; FEI efforts to quash news stories, public education, and demonstrations; FEI knowledge of Tom Rider's funding sources; FEI's financial information and alleged damages, public relations and advertising practices; FEI relationships with fact and expert witnesses used in the ESA litigation; FEI tactics used against former and current employees to keep the public from

No.	Name/Address/Telephone Number	Subjects of Discoverable Information
		finding out about the mistreatment of animals and other FEI practices; relationships between workers and elephants.
92.	Keith Senglaub Feld Entertainment Inc. 8607 Westwood Center Drive Vienna, VA 22182	FEI's financial information and alleged damages.
93.	Adam Roberts Born Free Executive Vice President	Falsity of FEI's claims; the handling of the underlying ESA case.
94.	Ethan Eddy, Esq. The Humane Society of The Untied States Staff Attorney	Falsity of FEI's claims; the handling of the underlying ESA case.
95.	PETA	Motivation and credibility of Archele Hundley, Robert Tom and Margaret Tom; falsity of allegations regarding AWI's and others' involvement concerning witnesses in <i>ASPCA v. FEI</i> .

AWI reserves the right to rely upon any additional witnesses that may be identified during the course of discovery, including any witnesses identified by FEI and/or by other defendants in their Rule 26(a)(1) disclosures, and any other persons identified during discovery that may have knowledge regarding relevant events.

Rule 26(a)(1)(A)(ii): A copy - or a description by category and location - of all documents, electronically stored information, and tangible things that the disclosing party has in its possession, custody, or control and may use to support its claims or defenses, unless the use would be solely for impeachment.

ANSWER:

Records In Possession of AWI

1. Documents and communications concerning FEI's knowledge of Tom Rider's funding, including funding by plaintiffs in *ASPCA v. FEI*, Civ. No. 03-2006.

2. Documents and communications concerning FEI's mistreatment of animals, including but not limited to all of the documents and evidence used in *ASPCA v. FEI*, Civ. No. 03-2006.
3. Documents and communications concerning the health of FEI's elephants.
4. Documents and communications concerning FEI's tactics used against others, including those who criticize FEI.
5. Documents and communications concerning Tom Rider's advocacy and public education activities.
6. Documents and communications concerning FEI's discovery abuses and destruction of evidence.
7. Documents and communications concerning FEI's financial arrangements with witnesses in *ASPCA v. FEI*, Civ. No. 03-2006.
8. Documents and communications concerning FEI's involvement with government and law enforcement investigations.
9. All litigation files in *ASPCA v. FEI*, Civ. No. 03-2006.
10. AWI's corporate documents.
11. AWI's mission and animal advocacy activities.

AWI reserves the right to rely upon any additional documents that may be identified or produced in discovery, including any documents identified by FEI and/or other defendants in their Rule 26(a)(1) disclosures.

Rule 26 (a)(1)(A)(iii): A computation of any category of damages claimed by the disclosing party – who must also make available for inspection and copying as under Rule 34 the documents or other evidentiary material, unless privileged or protected from disclosure, on which each computation is based, including materials bearing on the nature and extent of injuries suffered.

ANSWER: Because defendants have motions to dismiss pending and have not yet been required to file an Answer or counterclaims in response to the Amended Complaint, AWI is not

yet in a position to compute the damages it may assert should this case go forward and AWI reserves the right to supplement these disclosures if AWI files counterclaims.


Rule 26(a)(1)(A)(iv): For inspection and copying as under Rule 34 any insurance agreement under which an insurance business may be liable to satisfy all or part of a possible judgment in the action or to indemnify or reimburse for payments made to satisfy the judgment.

ANSWER:

AWI has demanded insurance coverage for this case. To date, the insurance carrier has advised that this demand is "pending." AWI will produce any relevant insurance policies.

DATED: January 28, 2011

Respectfully submitted,



Bernard J. DiMuro (D.C. Bar #393020)
Stephen L. Neal, Jr. (D.C. Bar # 441405)
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Emails: bdimuro@dimuro.com; sneal@dimuro.com.

Counsel for Defendant Animal Welfare Institute

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 28th day of January, 2011, I served the foregoing by electronic mail upon the following counsel of record:

John M. Simpson, Esq.
Joseph T. Small, Jr., Esq.
Richard C. Smith, Esq.
Michelle C. Pardo, Esq.
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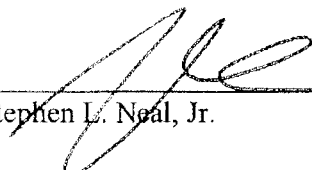
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