

EXHIBIT M

**MOTION FOR PARTIAL SUMMARY JUDGMENT BY
DEFENDANTS KATHERINE MEYER, ERIC GLITZENSTEIN, AND
MEYER GLITZENSTEIN & CRYSTAL**

Civ. No. 07-1532 (EGS/JMF)

When the Circus Comes to Town

It's Not All Fun and Games

BY AUDRA CARBONE

Approximately 15 animal rights protestors stood on the sidewalk directly outside of the main entrance to the Arena at Harbor Yard in Bridgeport on the evening of October 29.

Some stood holding a screen, which had graphic images of animal abuses projected onto it. The impact on some was evident as it caused them to turn away. Others stood holding signs that read "The Slave Trade is Alive and Kicking, Elephants in Circuses -- You Choose. They Can't."

The opening night of the Ringling Brothers and Barnum & Bailey Circus was festive for the most part. Many local residents brought their children to the event, some even dressing their kids up as clowns, expecting to experience a fun evening of entertainment, but there was no escaping the looming controversy that hung in the air.

Nancy Mathews of Fairfield was one of the protestors. She felt that the reception to their cause was good for the most part, but she added that some people get abusive when making such comments as "Get a job," "Get a life," and "Do something for people."

"As if they know us, when they don't, and it has nothing to do with that," she said. She also said that they're "definitely affecting people" because she has actually had strangers tell her that after seeing their

Tom Rider, an ex-employee of Ringling Brothers, which is owned by Feld Entertainment, is another individual who claims that in the beginning he was unaware of Ringling Brothers' abuse of their animals. Rider worked for them from June 3, 1997 to November 25, 1999. He held the position of Barn Man, which entailed taking care of the elephants, cleaning up after them, and feeding them.

"I was under the same impression as

with a metal head and a two- or three-foot handle. Although the specific designs can vary as far as size goes, generally the handle is wood, fiberglass, or metal and the tip, which is similar to that of a fireplace poker, has two metal points. This tool is used to "train" the elephant, but the skin on an elephant, contrary to popular belief, is very sensitive.

"Obviously when the tip is used, actual holes are put in these animals. Some of these will become infected and fill with pus," states the web site. "We believe that the high incidence of attacks and deaths of elephant handlers is a direct result of this type of training, and had resulted in OSHA in 1988 classifying elephant handlers as being in the most dangerous profession, followed by coal miners and law enforcement officials."

Ringling Brothers' spokesperson Jennifer Maninger, described how the ankus is used.

"You'll see the caretaker give a voice command and also tap the top of their back [with the bullhook]," explained Maninger, just as you would see one elephant tap another on the back with his trunk. She said that the bullhook is basically used as an extension of the trainer's arm, and that the elephant is guided through voice commands in conjunction with the use of the ankus.

However, according to Rider, at a recent show in Manchester, New Hampshire, a customer complained that

animals are under 24-hour care.

"They are always made the priority," she added.

But Rider claims, "The USDA is sanctioning the abuse of [animals by] Ringling Brothers." He says that the USDA calls prior to an inspection, sometimes even a week beforehand.

"I don't ever recall them just showing up," he said.

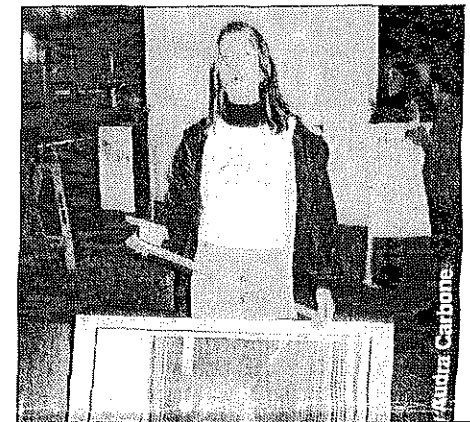
In fact, Rider also claims that in 1998 when he was in Las Vegas he was warned about an upcoming inspection by a superintendent.

Maninger stated though that during the time that Rider was with Ringling Brothers, there were over 30 inspections by not only the USDA, but by local humane societies as well as the state. All were random, and Maninger said that no findings of the allegations Rider made after he left were found. She also added that the allegations that Rider is making never came up during the 22 months in



"Sad" Clown and other animal rights protestors at the Ringling Brothers and Barnum & Bailey Circus at the Arena at Harbor Yard.

Photo taken by Audra Carbone



Audra Carbone

everyone else -- it's the greatest show on

PI PHOTO

never see a circus again.

Approximately 17 years ago, Mathews said she attended a circus herself, and although she was uncomfortable seeing the tigers performing, she didn't think about it any further. Then, five years ago, her son attended a circus himself and returned home with a flier from one of the protestors, which led both mother and son to do research on the subject.

"After I found out the truth, that's when I realized I need to do something about this," said Mathews, who is a member of Compassion in Entertainment, a grassroots animal rights organization.

abuses toward the animals, but once handler Richard Chipperfield had been attacked by a tiger in 1997, a new superintendent of animals took over and things started to change. Not only did they begin hitting the elephants more often, Rider said, but they also started increasing the use of what are called bullhooks as well. Then, explained Rider, what he calls the "systematic daily abuse" began.

A bullhook or ankus, according to the Performing Animal Welfare Society's web page (www.pawsweb.org), is a tool

Rider called the USDA, but was not pleased when they told him to contact Ringling's own investigator in Raleigh, North Carolina. Prior to that, the U. S. Department of Agriculture (USDA) would send someone locally to check out the situation, but that isn't the policy any longer.

Maninger, who has spent time on the road with Ringling Brothers, insisted that she has seen first hand how the animals are cared for. She said that there are enrichment activities for the animals, that they eat a healthy diet, and that the



Nancy Mathews at the Arena at Harbor Yard on the opening night of the Ringling Brothers Circus, with a bullhook and an elephant from another circus.

which he was employed by Ringling Brothers.

But a few years ago, she explained, the American Society for the Prevention of Cruelty to Animals, along with Rider,

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Another Tuition Increase Planned

By Rich Thompson

The cost of attending HCC is increasing. Due to state budget constraints, the Board of Trustees approved the tuition increase to cover expenses for faculty, staff, operation, and maintenance costs.

The tuition increases were announced in a letter from Marc Herzog, the Chancellor of Connecticut Community Colleges last January. According to this letter, a tuition increase of 4.1% was approved for this school year, and a 4.6% increase was approved for the next year (2004-2005). This increase translates to approximately \$3.46 per credit and \$3.89 per credit, respectively.

Additional Mandatory Usage Fees have been added to the cost of tuition, according to the HCC handbook. For laboratory courses, an additional fee of

\$50 has been added, and for studio courses, a \$56 fee has been added,

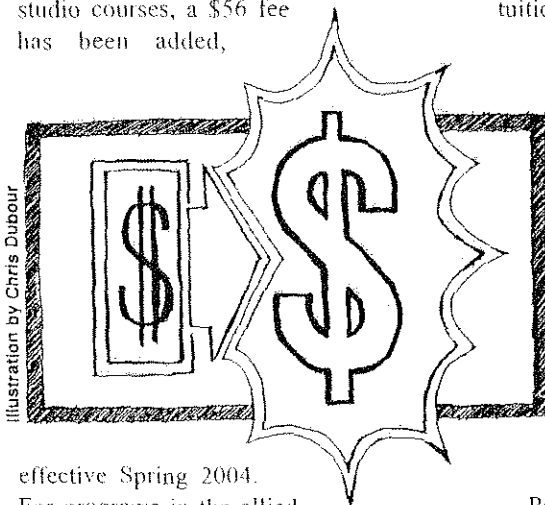


Illustration by Chris Dubour

effective Spring 2004. For programs in the allied health programs, a fee of up to \$175 will be added.

For many students here at HCC, this tuition increase and fee additions, slight as they may seem, may be the difference between attending and not attending the college. Tuition has increased since the spring semester of 2002 by just over \$20 per credit. Total tuition to attend both fall and spring semesters full-time has increased over \$500 over the last two years.

Despite the increasing cost of attending, the attendance of both full-time and part-time students at HCC has continued to increase, as reported by the Chancellor's Office.

Paul McNamara, Dean of Administration, could not be reached for comment by press time.

The total number of students at all twelve community college campuses around Connecticut has grown to over 45,000 students. Of those, over 24,000 students are registered as full-time status, according to the Chancellor's letter.

The largest enrollment increase occurred here at HCC this past year, according to the Chancellor's Office. An increase of just over eight percent was reported. The letter, released by the Chancellor's Office, relates this increase to growing cost in tuition at four-year institutions and the increased value of post-secondary education in the workforce.

"In general, I would say that even minimal tuition increases significantly impact our students' ability to complete

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Non-traditional Opportunities

Mount Holyoke and Smith College visit HCC's campus

BY STEPHANIE JANUCIK

On Tuesday, October 28, representatives from Smith College and Mount Holyoke College in Massachusetts hosted a luncheon in Housatonic's Art Gallery in an effort to recruit non-traditional students from community colleges. Twelve students and various faculty members attended this "by invitation only" luncheon to learn more about these colleges.

"We are thrilled to be here," said Sidonia Dalby, Associate Director of Admissions at Smith College. Dalby defined a non-traditional student as one who is at least 24 years old, a veteran, and/or one who has dependents. These students, she said, take the same classes and have the same resources and benefits as traditional students, but they are allowed to live off campus and attend the college part time if they choose.

"We really do want to link forces," said Carolyn Dietel, Coordinator of Transfer Affairs and Associate Director of the Francis Perkins Program at Mount Holyoke College.

"But you have to be willing to take a chance if you're going to be a student in one of our programs," she noted.

Smith College and Mount Holyoke College are part of Five Colleges, Inc., an association linking their schools with Amherst, Hampshire College, and the

University of Massachusetts at Amherst.

According to *Mount Holyoke College at a Glance*, the consortium links students to 30,000 other students and the immense educational and communal resources of four renowned colleges. This allows students to choose from over 5,000 courses any given semester.



Photo taken by Pat Salerno

"People should never underestimate what's available," Dietel said. "Our five schools offer a richness of educational opportunity."

Smith College, a liberal arts college, is the largest women's college in the United States. It is also the only women's college to offer engineering. According to Dalby, there are currently 2,600 undergraduates enrolled at Smith College. Each year, Smith accepts 625 first-year students, 125 transfer students, and 65-70 non-traditional adult students. Approximately 65 countries are represented on campus at Smith

Smith College accepts non-traditional students in January only. These students are required to transfer with 32 credits minimally and a maximum of 64 credits. The same classes taken at Housatonic should transfer to Smith, especially if they are liberal arts courses.

Students who qualify are guaranteed financial aid. However, Dalby said that financial aid is a competitive situation. She recommends that students apply for as many outside scholarships as possible. Smith also offers an internship program for their students. Every junior and senior is guaranteed a paid internship.

"That's a real perk of going to a place like Smith," Dalby said.

According to Dalby, 85% of the students at Smith go to graduate school, mostly into fields concerning social services and education.

"I have to tell you that most of the people who enter [Smith College] do graduate," Dalby said. "People change, transform, and blossom like a flower."

"There are some amazing success stories," Dietel added. "[Our students] are extraordinarily determined."

For more information about Mount Holyoke College, visit www.mtholyoke.edu.

For more information about Smith College, visit www.smith.edu.

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filed a lawsuit based on the allegations that he had made.

These allegations are detailed in a report by the ASPCA, The Fund for Animals, and the Animal Welfare Institute. It contains allegations of abuse, cases of Tuberculosis infections, and the death of elephants such as 3-year old Kenny and 4-year old Benjamin.

In the case of Kenny, according to Rider, the head veterinarian told the head of the elephant department that Kenny was too sick to perform. But during the third show, the head of the elephant department sent him out to perform anyway. He died shortly afterward.

Manginger insisted that although Kenny contracted a fast acting virus, he did not perform. She said that once caretakers noticed a change in his behavior, they acted immediately by contacting local and staff veterinarian and veterinarian technicians. The staff collectively decided that since elephant are herd animals, leaving Kenny in the barn by himself would cause him "undue stress," so they brought him to the arena along with the other elephants.

"Unfortunately," she said, "he disappeared away from this fast-acting virus infection."

The report that contains the allegations will be used in the lawsuit which Rider and the three organizations have against Ringling Brothers. If the outcome of the lawsuit goes Rider's way all elephants would be removed from the circus.

Benefits to Early Advising and Registration

BY NATALIE THOMPSON

Are you tired of waiting in long lines? Are pushy students and the run-around at the registrar's office's making you fear registration? If so, maybe you should consider early advising to jump-start next semester's registration.

Early registration starts on November 25 from 2:30 to 6:30 pm; however, students must be advised before they can register. November 25 also marks Early Advising Day. All advisors will be available to help students plan their spring semester.

"The goal of the special advising day is to encourage students to register early for the spring term in order to get the classes they need," said Dean of Student Affairs Lisa Montgomery.

Early advising and registration can make students' lives a lot less problematic and also give them enough time to focus on other significant issues. The earlier students get advised, the better.

In fact, according to Registrar Ed Sylvia, most advisors are gone after final exams. At that point, students may have to see a counselor, who is not an expert in their field, to determine where they end up the next year.

Montgomery added that when most students go to register, they find that the classes they need have already closed, and that is the primary motive behind the Early Advising Day.

"Classes close really quickly," she continued.

"We try to pick prizes that benefit [the] students, and excite them," said Montgomery.

Students who register on or before November 25 are automatically entered to win a computer, \$100 bookstore gift certificate, and one airline travel certificate.

In addition, students who are advised and registered by December 11 will be eligible to win two \$100 bookstore gift certificates and one airline travel certificate.

Although offering prizes is a great reminder for early advising and registration, according to Montgomery,

the college is not offering just any prizes; it's offering prizes that will promote education. A computer and printer are important tools for education, and the \$100 bookstore certificate can be useful when purchasing textbooks.

"We could give away football tickets, but it's not as beneficial," said Montgomery. "Registering early is good, and we strongly encourage it."

So, take advantage of the Early Advising Day and register before November 25 or December 11. The benefits mean much more than a prize. Plan your semester early, and save the stress for when it's really needed.

Another Tuition Increase

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their education," stated Dr. Lisa Montgomery, Dean of Students.

According to HCC Student Handbook (2003-2004), tuition for a full-time student at HCC, that is, a student registered for twelve or more credits, is \$1,014, plus applicable fees.

Although the tuition at HCC is increasing, it is still affordable when comparing to other colleges and universities. According to Sacred

Heart University's web site, the fee for a student attending full-time is \$20,268 plus applicable fees.

The University of New Haven will cost just slightly less at \$20,123, plus applicable fees, according to UNH's website, www.newhaven.edu.

Southern Connecticut State University is a bit cheaper, but is still \$8,723, fees included, according to their web site.

...sources are very credible.

"It's all fabricated information," she said, "so I would never read it or go by it." She believes that all three organizations have a political agenda, which is to tell people what to eat, what to wear, and how to spend their entertainment dollars.

"They file lawsuits," Maninger said, "to get PR stunts all to further their political agenda."

Although Rider has this lawsuit pending against Ringling Brothers, he insists that he is not trying to stop the circus.

Rider travels to most towns where the circus is performing. He now owns a van purchased for him by his daughter, which he sleeps in, but prior to using the van he traveled to each show via a Greyhound bus. He insists that he is not employed by any animal welfare agency and he does not receive a paycheck.

"This year it's just private people donating money. No big group is even funding me this year." Rider states that he received a \$5000 donation from a private individual, which he has been using since June. "I've literally been living on that much money," he added.

However, Maninger disagreed.

"This case is very old, made by a former employee who is being paid by animal rights organizations," said Maninger.

"I think he's an individual who's down on his luck and who unfortunately was looking for an income," she added.

According to Rider's attorney Katherine Meyer, the case is currently pending in the Federal District Court in the District of Columbia.

Editor-in-Chief Yesenia Rosado also contributed to this story.