

EXHIBIT Q

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

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

COPY

VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

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PEOPLE FOR THE ETHICAL :
TREATMENT OF ANIMALS, INC., :

Plaintiff, :

vs. : At Law No. 220181

KENNETH FELD, et al., :

Defendants. :

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PEOPLE FOR THE ETHICAL :
TREATMENT OF ANIMALS, INC., :

Plaintiff, :

vs. : At Law No. 204452

STEVEN KENDALL, et al., :

Defendants. :

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Fairfax, Virginia

Thursday, March 9, 2006

The trial commenced at 9:25 a.m.

BEFORE:

THE HONORABLE DAVID T. STITT and jury.

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<p>1 animals, for our people and for our customers.</p> <p>2 Q And did you actually have fear of some of the</p> <p>3 animal activist groups?</p> <p>4 A I did. I had gotten a call -- and, again, I don't</p> <p>5 remember the exact year -- from the Montgomery County</p> <p>6 Police and they said they had just gotten notification on</p> <p>7 their terrorist hot line that PETA was going to demonstrate</p> <p>8 at my home in Maryland. And they said this is what you can</p> <p>9 do legally and this is what you can't do, and we'll have a</p> <p>10 police car available. I did hire private security at that</p> <p>11 time.</p> <p>12 Q And was that demonstration at your personal</p> <p>13 residence?</p> <p>14 A Yes, it was.</p> <p>15 Q Was that peaceful?</p> <p>16 A Yes.</p> <p>17 Q Now, as time went on and we go into 1993 and 1994,</p> <p>18 did your organization hire Mr. Froemming to be a full-time</p> <p>19 employee?</p> <p>20 A Yes. In, I think it was, the summer of 1994 he</p> <p>21 became vice-president for circus operations.</p> <p>22 Q And tell us how that came about.</p>	<p>1 And also at that time -- and I think it was</p> <p>2 through, actually, recommendations that people on the</p> <p>3 circus units made, but he incorporated that we improve the</p> <p>4 animal compound areas and really the way that we operate.</p> <p>5 Q Did he introduce any new aspects of presenting the</p> <p>6 circus to the public?</p> <p>7 A He actually did. He said, you know, we have these</p> <p>8 animals. They are one of our greatest assets. Why don't</p> <p>9 we let the people see how they are not just in the show,</p> <p>10 but how do they live.</p> <p>11 So we were -- he really created what we call,</p> <p>12 currently call the animal open house where in the venues</p> <p>13 where they had the appropriate amount of space, we set up a</p> <p>14 compound and fenced it in. And if you bought a ticket for</p> <p>15 the circus, before the show you would come there and you</p> <p>16 would see all the animals.</p> <p>17 Q Can you think of any other innovations that he</p> <p>18 suggested?</p> <p>19 A The other thing that he did suggest is, which is</p> <p>20 now common practice on all of our circus shows, is an hour</p> <p>21 before the show, we have what we call the all access</p> <p>22 preshow. At that time, it was a circus, three ring</p>
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<p>1 A Well, it came about because as he spent more and</p> <p>2 more time with the circus units, he engaged with all the</p> <p>3 people. And it didn't matter if it was the big star or if</p> <p>4 it was just one of the working people. He learned about</p> <p>5 it. He listened to them.</p> <p>6 And his thoughts were that if we could upgrade,</p> <p>7 improve all of our animal handling, how we looked, to make</p> <p>8 sure everybody was well groomed, to furnish uniforms and</p> <p>9 things like that, that our image would be better. And he</p> <p>10 thought this would be something better for the people, for</p> <p>11 the public, and a great way to also counter what the</p> <p>12 activists were saying.</p> <p>13 Q How much time would he spend with the actual</p> <p>14 circus units?</p> <p>15 A He would spend a lot of time, because every week</p> <p>16 or almost every week we would have openings and animal</p> <p>17 walks and he would travel between the two shows. He didn't</p> <p>18 actually travel on the circus train. He actually did on a</p> <p>19 few times but not on a regular basis.</p> <p>20 He would go between, back and forth between the</p> <p>21 various cities. He would interface with the local police.</p> <p>22 He would organize the animal walks.</p>	<p>1 adventure.</p> <p>2 Q All access preshow?</p> <p>3 A Preshow. So before the show started, you have a</p> <p>4 ticket; you come to the venue; you come down on the arena</p> <p>5 floor, and you could meet performers. You could get</p> <p>6 autographs.</p> <p>7 And then you could also hear lectures on animal</p> <p>8 training and demonstrations with an elephant. They might</p> <p>9 show how we give an elephant a pedicure, clean him off, lay</p> <p>10 the elephant down, that sort of thing.</p> <p>11 And it dealt also with horse training and</p> <p>12 different animals, dogs, whatever it was that we had on</p> <p>13 that particular unit.</p> <p>14 Q In your judgment, did he become very knowledgeable</p> <p>15 about circus operations?</p> <p>16 A He did.</p> <p>17 Q And what reaction did you get from the people that</p> <p>18 were actually traveling with the circus to Mr. Froemming?</p> <p>19 A I got a very positive reaction, because it was</p> <p>20 really someone from, they felt from management. Before he</p> <p>21 was there, one of the reasons I wanted to really make him</p> <p>22 management is that he connected with everyone. And it was</p>