

EXHIBIT AAA

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

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

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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AMERICAN SOCIETY FOR THE Docket No. 03-2006
PREVENTION OF CRUELTY
TO ANIMALS, ET AL,
Plaintiffs,
v. Washington, D.C.
February 12, 2009
2:40 p.m.
FELD ENTERTAINMENT, INC., PM SESSION
Defendant.
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TRANSCRIPT OF BENCH TRIAL
BEFORE THE HONORABLE EMMET G. SULLIVAN
UNITED STATES DISTRICT JUDGE

APPEARANCES:

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produced by computer.

1 MS. MEYER: Objection, Your Honor, that just
2 completely misstates what Mr. Rider says in response to that.

3 THE COURT: Well, read it. Take a look at it. Read
4 it carefully, Mr. Rider, and then if you want him to repeat
5 the question you can -- Ask the question again, Counsel.
6 What's your question?

7 Q (BY MR. SIMPSON) You objected in that first paragraph to
8 the first sentence of this interrogatory, did you not, that I
9 just read?

10 MS. MEYER: And objection, Your Honor, because the
11 rest of the response says that subject to a protective order
12 he would provide all of the information --

13 THE COURT: He can answer it. He can testify. Read
14 the answer and then respond to his question.

15 THE WITNESS: Could you please just ask the question
16 again so I have it clear.

17 THE COURT: Counsel, the answer does speak for
18 itself. It's in the record. Ask him a question about his
19 understanding of that.

20 Q (BY MR. SIMPSON) All right. Well, let me ask you this
21 question. As to the second part of your answer, you say
22 (reading) Subject to and without waiving the foregoing or
23 general objections to these interrogatories, Mr. Rider provides
24 the following answer to the second sentence of this
25 interrogatory, colon, I have not received any such compensation.

1 Have I read that correctly?

2 A Yes.

3 Q And the second sentence of this interrogatory states,
4 (reading) If the money or items were given to you as
5 compensation for services rendered, describe the services
6 rendered and the amount of compensation.

7 Have I read that correctly?

8 A Yes, sir.

9 Q So you told us that you had not received such
10 compensation; isn't that right?

11 A No, sir, I believe we gave you everything.

12 THE COURT: Let me ask you this: What did you
13 intend -- when you signed your name to that answer, what did
14 you intend by that response, "I have not received any such
15 compensation," what did you mean by that?

16 THE WITNESS: Well, I believe it was for when he
17 talks about services rendered. I didn't look at it -- I never
18 looked at it doing this as a job. I looked at it as doing a
19 service. I was speaking for the elephants. So that would be
20 the reason I'd say I had no such compensation because it -- it
21 looks like I'm saying, "Oh, yes, I would do this." I wasn't
22 getting paid to do this, so that would be my answer to that.
23 The first part --

24 THE COURT: You weren't getting paid to do it. So
25 the money was being paid to you for what purpose?

1 THE WITNESS: To -- for all my expenses to go around
2 and do my media, my public service, speaking to legislature
3 and things like that. That part of it I did not consider a
4 job; henceforth, I didn't think it -- I didn't consider it
5 compensation.

6 I may be -- I'm only a person. Maybe I don't
7 understand that part of it, but that's why I would say I did
8 not receive any compensation.

9 THE COURT: All right.

10 THE WITNESS: As far as payment for doing it.

11 Q (BY MR. SIMPSON) But at the time this interrogatory was
12 answered in 2004, you had been paid money by PAWS, correct?

13 A I had been given grants by PAWS.

14 Q They were in the form of money, were they not?

15 A Yes, it was.

16 Q And you had received money from Meyer, Glitzenstein &
17 Crystal, correct?

18 A Yes, sir.

19 Q And you received money from the Wildlife Advocacy
20 Project, correct?

21 A Yes, sir.

22 Q At some point in this case, the judge overruled your
23 objections to this interrogatory, didn't he?

24 THE COURT: I don't know if he can answer that one.
25 Maybe you should ask -- that calls for a legal conclusion.