From: Juarez, Bernadette R - APHIS
To: Roush, Gary - APHIS; Goldentyer, Betty J - APHIS
Cc: Goldberg, Ruth - APHIS; Taylor, Kimberly A - APHIS; Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS
Subject: RE: Please review/comment on draft response to [redacted] re: Nosey situation
Date: Wednesday, July 26, 2017 2:16:54 PM

Gary:

Betty and I are comfortable with this reply.

Thanks,
Bernadette

From: Roush, Gary - APHIS
Sent: Tuesday, July 25, 2017 4:03 PM
To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>; Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Cc: Goldberg, Ruth - APHIS <Ruth.Goldberg@aphis.usda.gov>; Taylor, Kimberly A - APHIS <Kim.A.Taylor@aphis.usda.gov>; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: Please review/comment on draft response to [redacted] re: Nosey situation
Importance: High

Hello Bernadette and Betty,
Attached is my draft response to [redacted] of the Florida Voices for Animals re: concerns about Nosey and Hugo Liebel.
[redacted]
[redacted] Also, I confirmed with Jennifer Moore that IES still has an open case on Mr. Liebel.

I am going on annual leave tomorrow, **so please respond back to Ruth Goldberg and Kim Taylor** with any suggested edits/additions.
Thanks so much for your assistance!

Gary Roush
Writer/Editor
APHIS LPA/Executive Communications
301-851-4063
2B-02.14

From: Goldentyer, Betty J - APHIS
Sent: Tuesday, July 25, 2017 12:23 PM
To: Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: Re: trying to wrap up Hugo Liebel/Nosey response today

Hi Gary,

[redacted] (b) (5)

Thanks
Betty

Sent from my iPhone

On Jul 25, 2017, at 11:16 AM, Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov> wrote:

> Hi Betty,
> On the response to [redacted] (b) (6), (b) (7)(C) re: Hugo Liebel and Nosey, I now have confirmation that he is indeed still under an IES investigation, so I can use [redacted] (b) (5)
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> Please advise asap, as I will be on leave starting tomorrow.
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> Gary Roush
> Writer/Editor
> APHIS LPA/Executive Communications
> 301-851-4063
> 2B-02.14
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> **From:** Moore, Jennifer M - APHIS
> **Sent:** Monday, July 24, 2017 5:29 PM
> **To:** Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
> **Subject:** RE: Need your help on new incoming re: Hugo Liebel/Nosey
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> Gary – IES has an open case on Hugo Liebel (IA160044-AC). Thank you.
>
> V/r,
>
> Jennifer
> AWEB, IES
> USDA APHIS MRPBS
>
> ---
>
> **From:** Gaj, Gregory S - APHIS
> **Sent:** Monday, July 24, 2017 3:21 PM
> **To:** Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>; Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>

Cc: Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: RE: Need your help on new incoming re: Nosey

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Nosey is currently in OH and supposedly didn't request an entry permit or provide a current CVI to OH before entering the state. Dana is working with the state and will update us on what actions the state might take, including preventing elephant rides or requesting they take Nosey back to Florida.

I have left messages with FWCC requesting an update on their permit denial and will update everyone once I hear back.

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Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: RE: Need your help on new incoming re: Nosey

The last time I checked, there was an open case on Hugo Liebel.

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

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Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: Fwd: Need your help on new incoming re: Nosey

Meant to add you Denise
Thanks

Sent from my iPhone

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<gerald.l.rushin@aphis.usda.gov>
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Just looping Greg in. He may have recent info from the state.
Betty

Sent from my iPhone

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> **Subject: Need your help on new incoming re: Nosey**
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> Thanks!
> Gary Roush
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> 301-851-4063
> 2B-02.14

From: Gibbens, Robert - APHIS
To: Wineland, Nora E - APHIS
Subject: RE: FYI re Nosey
Date: Tuesday, July 25, 2017 5:12:50 PM

Assuming all goes well, I'll call before that.

From: Wineland, Nora E - APHIS
Sent: Tuesday, July 25, 2017 2:58 PM
To: Gibbens, Robert - APHIS <Robert.M.Gibbens@aphis.usda.gov>
Subject: RE: FYI re Nosey

Ok ... my call with [redacted] is at 3 pm mt, so either before or after that would work for me

---

From: Gibbens, Robert - APHIS
Sent: Tuesday, July 25, 2017 3:56 PM
To: Wineland, Nora E - APHIS <Nora.E.Wineland@aphis.usda.gov>
Subject: RE: FYI re Nosey

Tomorrow is going to be different. We're starting early, but my afternoon is likely to open up after 2 PM Mtn time

---

From: Wineland, Nora E - APHIS
Sent: Tuesday, July 25, 2017 2:55 PM
To: Gibbens, Robert - APHIS <Robert.M.Gibbens@aphis.usda.gov>
Subject: RE: FYI re Nosey

Ok any idea on time? I can do early in AM again like we did today

---

From: Gibbens, Robert - APHIS
Sent: Tuesday, July 25, 2017 3:54 PM
To: Wineland, Nora E - APHIS <Nora.E.Wineland@aphis.usda.gov>
Subject: RE: FYI re Nosey

Should have time tomorrow.

From: Wineland, Nora E - APHIS
Sent: Tuesday, July 25, 2017 2:43 PM
To: Gibbens, Robert - APHIS <Robert.M.Gibbens@aphis.usda.gov>
Subject: RE: FYI re Nosey

If you have time to chat, it might be good for me to fill you in ....

From: Gibbens, Robert - APHIS

Sent: Tuesday, July 25, 2017 11:55 AM
To: Wineland, Nora E - APHIS <Nora.E.Wineland@aphis.usda.gov>
Subject: Re: FYI re Nosey

Let me know.

Sent from my iPhone

On Jul 25, 2017, at 10:10 AM, Wineland, Nora E - APHIS <Nora.E.Wineland@aphis.usda.gov> wrote:

May need to speak with you on this ....

From: Gaj, Gregory S - APHIS
Sent: Monday, July 24, 2017 3:48 PM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>; Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Subject: RE: FWCC update on permit denial

(b) (5)

From: Sofranko, Denise M - APHIS
Sent: Monday, July 24, 2017 5:32 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Subject: RE: FWCC update on permit denial

Thanks.

(b) (5)

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Gaj, Gregory S - APHIS
Sent: Monday, July 24, 2017 2:06 PM
To: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Cc: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: RE: FWCC update on permit denial

Additional update from FWCC:

The commercial permit for Nosey is currently valid and will not expire until after an informal hearing takes place and all appeals have been exhausted.

The informal hearing is scheduled for a still to be determined date in October 2017

A $10,000.00 bond required for permitting of class I animals under FWCC regs was recently cancelled. FWCC received notice of the cancellation but not the reason for the cancellation. FWCC will not allow Nosey to return to FL unless the Liebels can show proof of a new bond or a 2 million dollar insurance policy.

The cancellation of the bond doesn't affect their current permit to exhibit outside of FL, but they cannot come back into the state without that requirement being met.

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Sent: Monday, July 24, 2017 3:48 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: RE: Need your help on new incoming re: Nosey

Thanks Greg.

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I have left messages with FWCC requesting an update on their permit denial and will update everyone once I hear back.

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Subject: Fwd: Need your help on new incoming re: Nosey

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Thanks

Sent from my iPhone

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> **To:** "Dr. Gregory Gaj" <Gregory.S.Gaj@aphis.usda.gov>
> **Cc:** Bill Stokes <william.s.stokes@aphis.usda.gov>, Gerald Rushin <gerald.l.rushin@aphis.usda.gov>
> **Subject: Fwd: Need your help on new incoming re: Nosey**
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Hello Denise,

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Thanks!

Gary Roush
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APHIS LPA/Executive Communications
301-851-4063
2B-02.14

From:	Goldentyer, Betty J - APHIS
To:	Juarez, Bernadette R - APHIS
Subject:	Fwd: Please review/comment on draft response to (b) (6), (b) (7)(C) re: Nosey situation
Date:	Tuesday, July 25, 2017 4:32:23 PM
Attachments:	CR8185.docx ATT00001.htm

This looks fine to me if you are OK with it.
Betty

Sent from my iPhone

Begin forwarded message:

From: "Roush, Gary - APHIS" <Gary.W.Roush@aphis.usda.gov>
Date: July 25, 2017 at 4:02:46 PM EDT
To: "Juarez, Bernadette R - APHIS" <Bernadette.R.Juarez@aphis.usda.gov>, "Goldentyer, Betty J - APHIS" <Betty.J.Goldentyer@aphis.usda.gov>
Cc: "Goldberg, Ruth - APHIS" <Ruth.Goldberg@aphis.usda.gov>, "Taylor, Kimberly A - APHIS" <Kim.A.Taylor@aphis.usda.gov>, "Gaj, Gregory S - APHIS" <Gregory.S.Gaj@aphis.usda.gov>, "Sofranko, Denise M - APHIS" <Denise.M.Sofranko@aphis.usda.gov>
Subject: Please review/comment on draft response to (b) (6), (b) (7)(C) re: Nosey situation

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(b) (5)
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(b) (5)

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file:///C/Users/acmcnally/AppData/Local/EverMap/APTemp/ATT00001 htm[5/5/2020 4:38:37 PM]

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Date: Tuesday, July 25, 2017 12:22:37 PM

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From: "Roush, Gary - APHIS" <Gary.W.Roush@aphis.usda.gov>
Date: July 24, 2017 at 12:11:02 PM EDT
To: "Sofranko, Denise M - APHIS" <Denise.M.Sofranko@aphis.usda.gov>
Cc: "Goldentyer, Betty J - APHIS" <Betty.J.Goldentyer@aphis.usda.gov>, "Juarez, Bernadette R - APHIS" <Bernadette.R.Juarez@aphis.usda.gov>
Subject: Need your help on new incoming re: Nosey

Hello Denise,
Attached is a new incoming from (b) (6), (b) (7)(C) on behalf of Florida Voices for Animals re: the current situation with Nosey the elephant. (b) (5) (b) (5) Do you have a suggestion of how I should respond to that development? (b) (5) (b) (5) (b) (5) Is that still the case? If so, (b) (5)

Please advise ASAP: I will be going on annual leave on Wednesday and would like to wrap this response up before then.

Thanks!

Gary Roush
Writer/Editor
APHIS LPA/Executive Communications
301-851-4063
2B-02.14

From:	Sofranko, Denise M - APHIS
To:	Wineland, Nora E - APHIS
Subject:	RE: FWCC update on permit denial
Date:	Tuesday, July 25, 2017 12:16:11 PM

Nothing. I will ask Greg if he has any information on that. If not, one of us should ask Dana.

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Wineland, Nora E - APHIS
Sent: Tuesday, July 25, 2017 10:15 AM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: Re: FWCC update on permit denial

Ok. Sent bob an FYI. Any word from Dana on what ohio is going to donre lack of entry and health paperwork referenced below??

Sent from my iPhone

On Jul 25, 2017, at 11:12 AM, Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov> wrote:

> I did send this yesterday as part of the continuing share on the FWC actions.
>
> Denise.M.Sofranko, DVM
> Field Specialist for Elephants
> USDA, APHIS, AC, Center for Animal Welfare
>
> ---
>
> **From:** Sofranko, Denise M - APHIS
> **Sent:** Monday, July 24, 2017 3:51 PM
> **To:** Gibbens, Robert - APHIS <Robert.M.Gibbens@aphis.usda.gov>
> **Subject:** FW: FWCC update on permit denial
>
> They are currently scheduled to be at a Renaissance Faire in OH that runs through August 13th.
>
> Denise.M.Sofranko, DVM
> Field Specialist for Elephants
> USDA, APHIS, AC, Center for Animal Welfare
>
> ---
>
> **From:** Gaj, Gregory S - APHIS
> **Sent:** Monday, July 24, 2017 3:48 PM
> **To:** Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>; Goldentyer,

Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Subject: RE: FWCC update on permit denial

(b) (5)

From: Sofranko, Denise M - APHIS
Sent: Monday, July 24, 2017 5:32 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Subject: RE: FWCC update on permit denial

Thanks.

(b) (5)

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Gaj, Gregory S - APHIS
Sent: Monday, July 24, 2017 2:06 PM
To: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Cc: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: RE: FWCC update on permit denial

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The cancellation of the bond doesn't affect their current permit to exhibit outside of FL, but they cannot come back into the state without that requirement being met.

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To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: RE: Need your help on new incoming re: Nosey

Thanks Greg.

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Sent: Monday, July 24, 2017 3:21 PM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>; Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
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Subject: RE: Need your help on new incoming re: Nosey

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Nosey is currently in OH and supposedly didn't request an entry permit or provide a current CVI to OH before entering the state. Dana is working with the state and will update us on what actions the state might take, including preventing elephant rides or requesting they take Nosey back to Florida.

I have left messages with FWCC requesting an update on their permit denial and will update everyone once I hear back.

From: Sofranko, Denise M - APHIS
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Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
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The last time I checked, there was an open case on Hugo Liebel.

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

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Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: Fwd: Need your help on new incoming re: Nosey

Meant to add you Denise
Thanks

Sent from my iPhone

Begin forwarded message:

> **From:** <Betty.J.Goldentyer@aphis.usda.gov>
> **Date:** July 24, 2017 at 12:28:19 PM EDT
> **To:** "Dr. Gregory Gaj" <Gregory.S.Gaj@aphis.usda.gov>
> **Cc:** Bill Stokes <william.s.stokes@aphis.usda.gov>, Gerald Rushin <gerald.l.rushin@aphis.usda.gov>
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> Hi Jerry,
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> > **Cc:** "Goldentyer, Betty J - APHIS" <Betty.J.Goldentyer@aphis.usda.gov>, "Juarez, Bernadette R - APHIS" <Bernadette.R.Juarez@aphis.usda.gov>
> > **Subject: Need your help on new incoming re: Nosey**
> >
> > Hello Denise,
> > Attached is a new incoming from [redacted] (b) (6), (b) (7)(C) on behalf of Florida Voices for Animals re: the current situation with Nosey the elephant. She indicates that the [redacted] (b) (5) Do you have a suggestion of how I should respond to that development? [redacted] (b) (5) [redacted] (b) (5) [redacted] (b) (5) Is that still the case? If so, [redacted] (b) (5)

(b) (5)

Please advise ASAP: I will be going on annual leave on Wednesday and would like to wrap this response up before then.

Thanks!
Gary Roush
Writer/Editor
APHIS LPA/Executive Communications
301-851-4063
2B-02.14

From: Wineland, Nora E - APHIS
To: Gibbens, Robert - APHIS
Subject: FYI re Nosey
Date: Tuesday, July 25, 2017 12:10:43 PM

May need to speak with you on this ....

From: Gaj, Gregory S - APHIS
Sent: Monday, July 24, 2017 3:48 PM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>; Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Subject: RE: FWCC update on permit denial

(b) (5)

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Subject: RE: FWCC update on permit denial

Thanks.

(b) (5)

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

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Meant to add you Denise
Thanks

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(b) (5)

Please advise ASAP: I will be going on annual leave on Wednesday and would like to wrap this response up before then.

Thanks!
Gary Roush
Writer/Editor
APHIS LPA/Executive Communications
301-851-4063
2B-02.14

From: Steele, Jeremy T - APHIS
To: Sofranko, Denise M - APHIS
Subject: RE: FWCC update on permit denial
Date: Tuesday, July 25, 2017 12:06:19 PM

Denise,
The case is still open.

For your information, the enforcement specialist just received it at IES HQ.

Jeremy

From: Sofranko, Denise M - APHIS
Sent: Tuesday, July 25, 2017 11:50 AM
To: Steele, Jeremy T - APHIS <Jeremy.T.Steele@aphis.usda.gov>
Subject: FW: FWCC update on permit denial

Further information on Liebel/Nosey. Would be good to know where the open case stands and if it is expected to be finished anytime soon.

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

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Thanks.

(b) (5)

(b) (5)

Denise.M.Sofranko, DVM
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Thanks!
Gary Roush
Writer/Editor
APHIS LPA/Executive Communications
301-851-4063
2B-02.14

From:	Gerkin, Teany D - APHIS
To:	Dennis.Summers@agri.ohio.gov
Cc:	Goldentyer, Betty J - APHIS; Miller, Dana - APHIS; Gaj, Gregory S - APHIS
Subject:	FW: Ohio State Request for Nosey Itinerary Records
Date:	Monday, July 24, 2017 4:01:39 PM
Attachments:	image001.png Hugo T Liebel Itinerary Records.pdf
Importance:	High

Good Afternoon,

Per your request, attached is Hugo T. Liebel 58-C-0288 copies of Itinerary Records. Please, let me know if you need any additional assistance.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: Dennis.Summers@agri.ohio.gov [mailto:Dennis.Summers@agri.ohio.gov]
Sent: Monday, July 24, 2017 2:18 PM
To: Miller, Dana - APHIS <Dana.Miller@aphis.usda.gov>
Subject: Nosey Records

Dana,
ODA is requesting all recent itineraries from Hugo Liebel, Great American Family Circus, within the past 90 days to current. Thanks,
DS

Dennis Summers, DVM
DWA/CDB Veterinarian
Ohio Department of Agriculture
Division of Animal Health
8995 E. Main Street
Reynoldsburg, Ohio 43068
Office 614.728.6265
State Cell 614.429.7129
Fax 614-752-3065

Dennis.summers@agri.ohio.gov

This message and any response to it may constitute a public record and thus may be publicly available to anyone who requests it...

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Ohio | Department of Agriculture

18-00103_000042

July 24, 2017

United States Department of Agriculture

Marketing and Regulatory Programs

Animal and Plant Health Inspection Services

Animal Care

920 Main Campus Drive
Suite 200
Raleigh, NC 27606

Tel No. 919-855-7100
Fax No. 919-855-7123

Dennis Summers, DVM
DWA/CDB Veterinarian
Ohio Department of Agriculture
Division of Animal Health
8995 E. Main Street
Reynoldsburg, Ohio 43068
Office 614.728.6265
State Cell 614.429.7129
Fax 614-752-3065

Dear Mr. Summers:

Per your request of July 24, 2017, please find enclosed the information for Hugo T. Liebel, Great American Family Circus LLC (DBA) license number 58-C-0288.

These documents are provided for your official use only. They are not to be released to the public without prior approval from this office or a USDA Freedom of Information Act Officer.

Please contact this office if you need additional information.

Sincerely,

Craig A. Nowakowski
Director, Program Support
Animal Care

cc: Dr. Gaj

Nkromah, Ama-Esi - APHIS

From: ACEAST
Sent: Wednesday, July 05, 2017 8:39 AM
To: Nkromah, Ama-Esi - APHIS
Cc: Sofranko, Denise M - APHIS; Navarro, Luis A - APHIS; Gaj, Gregory S - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521.

Hey Ama-Esi,

Please see the below itinerary from Hugo T. Liebel.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, July 3, 2017 1:44 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521.

Elephant will leave [redacted] (b) (4) sometime early July 4 and arrive. And stay at;
[redacted] (b) (4)

On July 5 elephant will travel to;
[redacted] (b) (4)

Elephant will be there from July 8 through August 13, or until further notice.

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Florida, 33836

USDA licence number
58-C-0288

McCollough, Victoria J - APHIS

58-C-0288
3203

From: ACEAST
Sent: Tuesday, May 30, 2017 11:20 AM
To: McCollough, Victoria J - APHIS
Cc: Sofranko, Denise M - APHIS; Navarro, Luis A - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant,(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-790-521.

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, May 30, 2017 10:33 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant,(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-790-521.

On June 1,2017
Elephant will be at
[redacted] (b) (4)

Good Morning,

Please see the attached itinerary.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

On June 3 and 4, 2017
Elephant will be at
[redacted] (b) (4)

On June 5, 2017
Elephant will be at
[redacted] (b) (4)

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number
58-C-0288

Allums, Gina - APHIS

Subject: RE: Itinerary for Nosey, a approximately 35 year old female African elephant,(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-790-521.

From: [redacted] (b) (6), (b) (7)(C)
Sent: Sunday, June 4, 2017 6:31 PM
To: aceast@usda.gov
Subject: Re: Itinerary for Nosey, a approximately 35 year old female African elephant,(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-790-521.

June 3 and 4 in [redacted] (b) (4) have been cancelled. Instead elephant, on June 3, was at;
[redacted] (b) (4)
and on June 4, elephant was at;
[redacted] (b) (4)
Due to a printing error, the June 5 event in [redacted] (b) (4) has been rescheduled for June 6.
From the evening ofJune 2,
through 5, elephant has has had layovers nightly and on day of at;
[redacted] (b) (4)

On May 30, 2017 10:32 AM, [redacted] (b) (6), (b) (7)(C) wrote:

On June 1,2017
Elephant will be at
[redacted] (b) (4)
On June 3 and 4, 2017
Elephant will be at
[redacted] (b) (4)
On June 5, 2017
Elephant will be at
[redacted] (b) (4)

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number
58-C-0288

Brunson, Sophia - APHIS

From: ACEAST
Sent: Thursday, June 15, 2017 4:02 PM
To: Brunson, Sophia - APHIS
Cc: Sofranko, Denise M - APHIS; Navarro, Luis A - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana),with bottom ear ruffled and microchip number; 985-112-002-790-521

Follow Up Flag: Follow up
Flag Status: Flagged

Good Afternon,

Please see the below itinerary for Hugo T. Liebel, 58-C-0288.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Thursday, June 15, 2017 1:43 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana),with bottom ear ruffled and microchip number; 985-112-002-790-521

I left a message concerning uncertainty about you receiving the latest itinerary I provided a few days ago. Since I have had no response yet, possibly due to bad reception, I hereby give you an updated itinerary.

On June 9/11, 2017 elephant will be at
[redacted] (b) (4)
On June 13/19, elephant will be at
Open field next to
[redacted] (b) (4)
Elephant will stay there until further notice.

H.T. Liebel
Great American Family Circus , POB, 3230 , Davenport, Fl, 33836
USDA licence number; 58-C-0288

Smith, RaNeshia - APHIS

From: ACEAST
Sent: Tuesday, June 20, 2017 8:27 AM
To: Smith, RaNeshia - APHIS
Cc: Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number 985-112-092-790-521

Good Morning,

Please see the below itinerary for Hugo T. Liebel 58-C-0288. Please, let me know if you need any additional information.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, June 19, 2017 10:19 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number 985-112-092-790-521

On June 19, elephant will travel to

[redacted] (b) (4)

Elephant will be there untill further notice.

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number
58-C-0288

Nkromah, Ama-Esi - APHIS

From: ACEAST
Sent: Tuesday, June 27, 2017 7:33 AM
To: Nkromah, Ama-Esi - APHIS
Cc: Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521

Good Morning,

Below is the latest itinerary received from Hugo T. Liebel. Please, let me know if you need any additional information.

Best Regards,

Animal Care
USDA APHIS AC
920 Main Campus Drive Suite 200
Raleigh, NC 27606-5210
E-mail: aceast@aphis.usda.gov
Phone: (919) 855-7100
Fax: (919) 855-7123

From [redacted] (b) (6), (b) (7)(C)
Sent: Monday, June 26, 2017 4:40 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521

Elephant will be at
[redacted] (b) (4)
She will travel to and be there on 6/27/2017, or untill further notice.
A Wednesday and Thursday spot are pending.

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number;
58-C-0288

Nkromah, Ama-Esi - APHIS

From: ACEAST
Sent: Tuesday, June 27, 2017 2:46 PM
To: Nkromah, Ama-Esi - APHIS
Cc: Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521

Good Afternoon,

Below is the latest itinerary that we received for Hugo T. Liebel.

Best Regards,

Animal Care
USDA APHIS AC
920 Main Campus Drive Suite 200
Raleigh, NC 27606-5210
E-mail: aceast@aphis.usda.gov
Phone: (919) 855-7100
Fax: (919) 855-7123

From [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, June 27, 2017 12:35 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521

On 6/28/2017
Elephant will be at
[redacted] (b) (4)

On 6/29/2017
Elephant will be at
[redacted] (b) (4)
Elephant will stay there until further notice.

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Florida, 33836

USDA licence number
58-C-0288

From:	ACEAST
To:	Benson, Amy V - APHIS
Cc:	Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521
Date:	Thursday, June 29, 2017 4:07:03 PM

Good Afternoon,

Please see the latest itinerary from Hugo T. Liebel. Please, let me know if you need any additional information.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Wednesday, June 28, 2017 7:30 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521

Elephant will be at [redacted] (b) (4) from June 30 through July 2 of 2017

H.T Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number
58-C-0287

From:	ACEAST
To:	Benson, Amy V - APHIS
Cc:	Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana) with right bottom ear ruffled and microchip number; 985-112-002-790-521.
Date:	Friday, April 14, 2017 10:01:37 AM

Hi Amy,

Please see the below itinerary for Hugo T. Liebel, 58-C-0288.

Thanks,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Thursday, April 13, 2017 3:02 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana) with right bottom ear ruffled and microchip number; 985-112-002-790-521.

Elephant is in route to;

[redacted] (b) (4)

Elephant will be there from 3/14-16/2017

H T. Liebel
Great American Family Circus
POB 3230
Davenport , Florida , 33836

Smith, RaNeshia - APHIS

From: ACEAST
Sent: Monday, May 01, 2017 11:19 AM
To: Smith, RaNeshia - APHIS
Cc: Sofranko, Denise M - APHIS; Navarro, Luis A - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with right bottom ear ruffled and microchip number; 985-112-002-790-521.

Very Respectfully,

Craig A. Nowakowski
Director, Program Support
USDA, APHIS, Animal Care

USDA

2150 Centre Avenue Building B, Mailstop 3W11, Fort Collins, CO 80526-8117 II Office: (970)494-7320
Cell: (301)456-4886 II FAX: (970)494-7461 II Craig.A.Nowakowski@aphis.usda.gov II USDA APHIS | Animal Care

"The greatness of a nation and its moral progress can be judged by the way its animals are treated." — Mahatma Gandhi

From: [redacted] (b) (6), (b) (7)(C)
Sent: Saturday, April 29, 2017 8:12 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with right bottom ear ruffled and microchip number; 985-112-002-790-521.

Elephant will be at
[redacted] (b) (4)
On 5/2/2017.
On 5/6/2017 elephant will be at [redacted] (b) (4)

H.T Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number;
58-C-0288

Smith, RaNeshia - APHIS

From: ACEAST
Sent: Monday, May 08, 2017 9:18 AM
To: Smith, RaNeshia - APHIS; Navarro, Luis A - APHIS
Cc: Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana) with bottom ear ruffled and microchip number 985-112-002-790-521

Good Morning,

Please see the itinerary for: Hugo T. Liebel, 58-C-0288/3203.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Friday, May 5, 2017 5:23 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana) with bottom ear ruffled and microchip number 985-112-002-790-521

Elephant will be at the circus winter quarters ;
[redacted] (b) (4)
From 5/10/2017 on until further notice

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836

Smith, RaNeshia - APHIS

From: ACEAST
Sent: Tuesday, May 16, 2017 2:36 PM
To: Smith, RaNeshia - APHIS
Cc: Sofranko, Denise M - APHIS; Navarro, Luis A - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521.

Hi RaNeshia,

Please see the below itinerary for Hugo T Liebel 58-C-0288.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, May 16, 2017 2:23 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521.

Elephant will be at the [redacted] (b) (4)
[redacted] (b) (4)
After that elephant will return to circus winter quarters in [redacted] (b) (4) until further notice.

H.T Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number
58-C-0288

Nkromah, Ama-Esi - APHIS

From: ACEAST
Sent: Friday, May 26, 2017 7:33 AM
To: Nkromah, Ama-Esi - APHIS
Cc: Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number 985-112-002-790-521.

Good Morning,

Below is an itinerary for Hugo T. Liebel 58-C—0288. Please, let me know if you need any additional information.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Thursday, May 25, 2017 4:47 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number 985-112-002-790-521.

Elephant will be at [redacted] (b) (4)
Elephant will leave early 5/24/2017, arrive and stay on that day.

On 5/25/2017 elephant will return to circus winter quarters in [redacted] (b) (4) and stay there until further notice.

H T Liebel
Great American Family Circus
POB 3230
Davenport , Fl, 33836
USDA licence number;
58-C-0288

From:	ACEAST
To:	Benson, Amy V - APHIS
Cc:	Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number 985-112-002-790-521
Date:	Tuesday, May 30, 2017 8:06:01 AM

Good Morning,

Below is the latest itinerary received from Hugo T. Liebel 58-C-0288. Please, let me know if you need any additional information.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, May 29, 2017 9:59 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number 985-112-002-790-521

Elephant will be at
[redacted] (b) (4)
On May 30, 2017
Elephant will travel on the same day.

H.T Liebel
Great American Family Circus ,POB 3230
Davenport, Fl, 33836
USDA licence number
58-C-0288

From:	Goldentyer, Betty J - APHIS
To:	Miller, Dana - APHIS; Gerkin, Teany D - APHIS
Cc:	Gaj, Gregory S - APHIS
Subject:	FW: Ohio State Request for Nosey Itinerary Records
Date:	Monday, July 24, 2017 3:29:39 PM
Attachments:	image001.png 3203 ITINERARY MAY 30 - FL.pdf 3203 ITINERARY JUL 4 - AUG 13 2017 - OH Multiple.pdf 3203 ITINERARY JUN 1 2017 - FL.pdf 3203 ITINERARY JUN 3 - FL.pdf 3203 ITINERARY JUN 9-19 2017 Iowa and Indiana.pdf 3203 ITINERARY JUN 19 Indiana.pdf 3203 ITINERARY JUN 27 2017 - Findley OH.pdf 3203 ITINERARY JUN 28 2017.pdf 3203 ITINERARY JUN 30-July 2 Greenwich OH.pdf 3203 ITINERARY MAR or APR 2017 - FL.pdf 3203 ITINERARY MAY 2 - FL and TX.pdf 3203 ITINERARY MAY 10 - FL.pdf 3203 ITINERARY MAY 16 - FL.pdf 3203 ITINERARY MAY 25 - FL.pdf
Importance:	High

Yes, thanks. And Teany, thanks for helping our State partners help us!

From: Miller, Dana - APHIS
Sent: Monday, July 24, 2017 3:20 PM
To: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Ohio State Request for Nosey Itinerary Records
Importance: High

Betty,

Are you comfortable if I send the attached documents to Teany to fast track as a State FOIA Request?

It appears that Nosey the Elephant (Hugo Liebel CID#3203) has entered the state of OH without the necessary state permits or a health certificate. My state counterparts are formally asking for her the itineraries for the last 90 days. As usual I've complied the relevant documents from ACIS.

Dana.

From: Dennis.Summers@agri.ohio.gov [mailto:Dennis.Summers@agri.ohio.gov]
Sent: Monday, July 24, 2017 2:18 PM
To: Miller, Dana - APHIS <Dana.Miller@aphis.usda.gov>
Subject: Nosey Records

Dana,
ODA is requesting all recent itineraries from Hugo Liebel, Great American Family Circus, within the past 90 days to current. Thanks,
DS

Dennis Summers, DVM
DWA/CDB Veterinarian
Ohio Department of Agriculture
Division of Animal Health
8995 E. Main Street
Reynoldsburg, Ohio 43068
Office 614.728.6265
State Cell 614.429.7129
Fax 614-752-3065
Dennis.summers@agri.ohio.gov

This message and any response to it may constitute a public record and thus may be publicly available to anyone who requests it...

Ohio | Department of Agriculture

18-00103_000065

From:	ACEAST
To:	Benson, Amy V - APHIS
Cc:	Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number 985-112-002-790-521
Date:	Tuesday, May 30, 2017 8:06:01 AM

Good Morning,

Below is the latest itinerary received from Hugo T. Liebel 58-C-0288. Please, let me know if you need any additional information.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, May 29, 2017 9:59 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number 985-112-002-790-521

Elephant will be at
[redacted] (b) (4)
On May 30, 2017
Elephant will travel on the same day.

H.T Liebel
Great American Family Circus ,POB 3230
Davenport, Fl, 33836
USDA licence number
58-C-0288

Nkromah, Ama-Esi - APHIS

From: ACEAST
Sent: Wednesday, July 05, 2017 8:39 AM
To: Nkromah, Ama-Esi - APHIS
Cc: Sofranko, Denise M - APHIS; Navarro, Luis A - APHIS; Gaj, Gregory S - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521.

Hey Ama-Esi,

Please see the below itinerary from Hugo T. Liebel.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, July 3, 2017 1:44 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521.

Elephant will leave [redacted] (b) (4) sometime early July 4 and arrive. And stay at;
[redacted] (b) (4)
On July 5 elephant will travel to;
[redacted] (b) (4)
Elephant will be there from July 8 through August 13, or until further notice.

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Florida, 33836

USDA licence number
58-C-0288

McCollough, Victoria J - APHIS

58-C-0288
3203

From: ACEAST
Sent: Tuesday, May 30, 2017 11:20 AM
To: McCollough, Victoria J - APHIS
Cc: Sofranko, Denise M - APHIS; Navarro, Luis A - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant,(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-790-521.

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, May 30, 2017 10:33 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant,(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-790-521.

On June 1,2017
Elephant will be at
[redacted] (b) (4)

Good Morning,

Please see the attached itinerary.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

On June 3 and 4, 2017
Elephant will be at
[redacted] (b) (4)

On June 5, 2017
Elephant will be at
[redacted] (b) (4)

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number
58-C-0288

Allums, Gina - APHIS

Subject: RE: Itinerary for Nosey, a approximately 35 year old female African elephant,(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-790-521.

From: [redacted] (b) (6), (b) (7)(C)
Sent: Sunday, June 4, 2017 6:31 PM
To: aceast@usda.gov
Subject: Re: Itinerary for Nosey, a approximately 35 year old female African elephant,(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-790-521.

June 3 and 4 in [redacted] (b) (4) have been cancelled. Instead elephant, on June 3, was at;
[redacted] (b) (4)
and on June 4, elephant was at;
[redacted] (b) (4)
Due to a printing error, the June 5 event in [redacted] (b) (4) has been rescheduled for June 6.
From the evening ofJune 2,
through 5, elephant has has had layovers nightly and on day of at;
[redacted] (b) (4)

On May 30, 2017 10:32 AM, [redacted] (b) (6), (b) (7)(C) wrote:

On June 1,2017
Elephant will be at
[redacted] (b) (4)
On June 3 and 4, 2017
Elephant will be at
[redacted] (b) (4)
On June 5, 2017
Elephant will be at
[redacted] (b) (4)

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number
58-C-0288

Brunson, Sophia - APHIS

From: ACEAST
Sent: Thursday, June 15, 2017 4:02 PM
To: Brunson, Sophia - APHIS
Cc: Sofranko, Denise M - APHIS; Navarro, Luis A - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana),with bottom ear ruffled and microchip number; 985-112-002-790-521

Follow Up Flag: Follow up
Flag Status: Flagged

Good Afternon,

Please see the below itinerary for Hugo T. Liebel, 58-C-0288.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Thursday, June 15, 2017 1:43 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana),with bottom ear ruffled and microchip number; 985-112-002-790-521

I left a message concerning uncertainty about you receiving the latest itinerary I provided a few days ago. Since I have had no response yet, possibly due to bad reception, I hereby give you an updated itinerary.

On June 9/11, 2017 elephant will be at
[redacted] (b) (4)
On June 13/19, elephant will be at
Open field next to
[redacted] (b) (4)
Elephant will stay there until further notice.

H.T. Liebel
Great American Family Circus , POB, 3230 , Davenport, Fl, 33836
USDA licence number; 58-C-0288

Smith, RaNeshia - APHIS

From: ACEAST
Sent: Tuesday, June 20, 2017 8:27 AM
To: Smith, RaNeshia - APHIS
Cc: Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number 985-112-092-790-521

Good Morning,

Please see the below itinerary for Hugo T. Liebel 58-C-0288. Please, let me know if you need any additional information.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, June 19, 2017 10:19 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number 985-112-092-790-521

On June 19, elephant will travel to

[redacted] (b) (4)

Elephant will be there untill further notice.

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number
58-C-0288

Nkromah, Ama-Esi - APHIS

From: ACEAST
Sent: Tuesday, June 27, 2017 7:33 AM
To: Nkromah, Ama-Esi - APHIS
Cc: Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521

Good Morning,

Below is the latest itinerary received from Hugo T. Liebel. Please, let me know if you need any additional information.

Best Regards,

Animal Care
USDA APHIS AC
920 Main Campus Drive Suite 200
Raleigh, NC 27606-5210
E-mail: aceast@aphis.usda.gov
Phone: (919) 855-7100
Fax: (919) 855-7123

From [redacted] (b) (6), (b) (7)(C)
Sent: Monday, June 26, 2017 4:40 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521

Elephant will be at
[redacted] (b) (4)
She will travel to and be there on 6/27/2017, or untill further notice.
A Wednesday and Thursday spot are pending.

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number;
58-C-0288

Nkromah, Ama-Esi - APHIS

From: ACEAST
Sent: Tuesday, June 27, 2017 2:46 PM
To: Nkromah, Ama-Esi - APHIS
Cc: Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521

Good Afternoon,

Below is the latest itinerary that we received for Hugo T. Liebel.

Best Regards,

Animal Care
USDA APHIS AC
920 Main Campus Drive Suite 200
Raleigh, NC 27606-5210
E-mail: aceast@aphis.usda.gov
Phone: (919) 855-7100
Fax: (919) 855-7123

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, June 27, 2017 12:35 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521

On 6/28/2017
Elephant will be at
[redacted] (b) (4)

On 6/29/2017
Elephant will be at
[redacted] (b) (4)
Elephant will stay there until further notice.

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Florida, 33836

USDA licence number
58-C-0288

From:	ACEAST
To:	Benson, Amy V - APHIS
Cc:	Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521
Date:	Thursday, June 29, 2017 4:07:03 PM

Good Afternoon,

Please see the latest itinerary from Hugo T. Liebel. Please, let me know if you need any additional information.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From [redacted] (b) (6), (b) (7)(C)
Sent: Wednesday, June 28, 2017 7:30 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521

Elephant will be at [redacted] (b) (4) rom June 30 through July 2 of 2017

H.T Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number
58-C-0287

From:	ACEAST
To:	Benson, Amy V - APHIS
Cc:	Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana) with right bottom ear ruffled and microchip number; 985-112-002-790-521.
Date:	Friday, April 14, 2017 10:01:37 AM

Hi Amy,

Please see the below itinerary for Hugo T. Liebel, 58-C-0288.

Thanks,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Thursday, April 13, 2017 3:02 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana) with right bottom ear ruffled and microchip number; 985-112-002-790-521.

Elephant is in route to;
[redacted] (b) (4)

Elephant will be there from 3/14-16/2017

H T. Liebel
Great American Family Circus
POB 3230
Davenport , Florida , 33836

Smith, RaNeshia - APHIS

From: ACEAST
Sent: Monday, May 01, 2017 11:19 AM
To: Smith, RaNeshia - APHIS
Cc: Sofranko, Denise M - APHIS; Navarro, Luis A - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with right bottom ear ruffled and microchip number; 985-112-002-790-521.

Very Respectfully,

Craig A. Nowakowski
Director, Program Support
USDA, APHIS, Animal Care

USDA

2150 Centre Avenue Building B, Mailstop 3W11, Fort Collins, CO 80526-8117 II Office: (970)494-7320
Cell: (301)456-4886 II FAX: (970)494-7461 II Craig.A.Nowakowski@aphis.usda.gov II USDA APHIS | Animal Care

"The greatness of a nation and its moral progress can be judged by the way its animals are treated." — Mahatma Gandhi

From: [redacted] (b) (6), (b) (7)(C)
Sent: Saturday, April 29, 2017 8:12 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with right bottom ear ruffled and microchip number; 985-112-002-790-521.

Elephant will be at
[redacted] (b) (4)
On 5/2/2017.
On 5/6/2017 elephant will be at [redacted] (b) (4)

H.T Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number;
58-C-0288

Smith, RaNeshia - APHIS

From: ACEAST
Sent: Monday, May 08, 2017 9:18 AM
To: Smith, RaNeshia - APHIS; Navarro, Luis A - APHIS
Cc: Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana) with bottom ear ruffled and microchip number 985-112-002-790-521

Good Morning,

Please see the itinerary for: Hugo T. Liebel, 58-C-0288/3203.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Friday, May 5, 2017 5:23 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana) with bottom ear ruffled and microchip number 985-112-002-790-521

Elephant will be at the circus winter quarters ;
[redacted] (b) (4)
From 5/10/2017 on until further notice

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836

Smith, RaNeshia - APHIS

From: ACEAST
Sent: Tuesday, May 16, 2017 2:36 PM
To: Smith, RaNeshia - APHIS
Cc: Sofranko, Denise M - APHIS; Navarro, Luis A - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521.

Hi RaNeshia,

Please see the below itinerary for Hugo T Liebel 58-C-0288.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, May 16, 2017 2:23 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521.

Elephant will be at the [redacted] (b) (4)
[redacted] (b) (4)
After that elephant will return to circus winter quarters in [redacted] until further notice.

H.T Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number
58-C-0288

Nkromah, Ama-Esi - APHIS

From: ACEAST
Sent: Friday, May 26, 2017 7:33 AM
To: Nkromah, Ama-Esi - APHIS
Cc: Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number 985-112-002-790-521.

Good Morning,

Below is an itinerary for Hugo T. Liebel 58-C—0288. Please, let me know if you need any additional information.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Thursday, May 25, 2017 4:47 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number 985-112-002-790-521.

Elephant will be at [redacted] (b) (4)
Elephant will leave early 5/24/2017, arrive and stay on that day.

On 5/25/2017 elephant will return to circus winter quarters in [redacted] (b) (4) and stay there until further notice.

H T Liebel
Great American Family Circus
POB 3230
Davenport , Fl, 33836
USDA licence number;
58-C-0288

From:	Sofranko, Denise M - APHIS
To:	Gibbens, Robert - APHIS
Subject:	FW: Nosey the elephant
Date:	Friday, July 21, 2017 8:16:07 AM

Fyi

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Gaj, Gregory S - APHIS
Sent: Saturday, July 8, 2017 3:01 PM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: FW: Nosey the elephant

FYI

From: Gaj, Gregory S - APHIS
Sent: Monday, July 3, 2017 3:35 PM
To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>; Jones, Christine B - APHIS <Christine.B.Jones@aphis.usda.gov>; Rushin, Gerald L - APHIS <Gerald.L.Rushin@aphis.usda.gov>
Subject: RE: Nosey the elephant

FYI.. FWC issued the notice to deny the Liebel's permit on June 19th. The Liebels will need to respond within 21 days from that date (July 12th or 13th)

From: Juarez, Bernadette R - APHIS
Sent: Monday, July 3, 2017 9:12 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>; Jones, Christine B - APHIS <Christine.B.Jones@aphis.usda.gov>; Rushin, Gerald L - APHIS <Gerald.L.Rushin@aphis.usda.gov>
Subject: Re: Nosey the elephant

Good update. Thank you! KUP.

Sent from my iPhone

On Jul 3, 2017, at 8:17 AM, Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov> wrote:

> FWCC has issued the Liebels notice that they are not renewing their state permits. The Liebels have 21 days from issuance of the notice to file a response if they want to

contest the denial. Should the Liebels respond and wish to plead their case, the current exhibitor permit will remain in effect until their case is heard. If they do not respond the permit denial would go into effect after the 21 days. I don't have an exact date on when the denial would become effective, but should be able to get it.

If the permit is denied, they could apply and still keep Nosey under the state's sanctuary permit but couldn't use her for commercial. She would essentially be retired and could live the remainder of her life with the Liebels.

FWCC issued their notice because the Liebels didn't provide them with accurate itineraries and allegedly have submitted falsified itineraries.

Hope that helps.

Greg

From: Goldentyer, Betty J - APHIS
Sent: Saturday, July 1, 2017 10:31 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Fwd: Nosey the elephant

Hi Greg,
Can you answer this one?
Thanks
Betty

Sent from my iPhone

Begin forwarded message:

> **From:** "Juarez, Bernadette R - APHIS" <Bernadette.R.Juarez@aphis.usda.gov>
> **Date:** July 1, 2017 at 6:27:56 AM CDT
> **To:** "Goldentyer, Betty J - APHIS" <Betty.J.Goldentyer@aphis.usda.gov>, "Stokes, William S - APHIS" <William.S.Stokes@aphis.usda.gov>
> **Cc:** "Jones, Christine B - APHIS" <Christine.B.Jones@aphis.usda.gov>, "Rushin, Gerald L - APHIS" <Gerald.L.Rushin@aphis.usda.gov>
> **Subject: FW: Nosey the elephant**
>
> Betty and Bill:
>
> (b) (5)
>
> Thanks,

Bernadette

From: [redacted] (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Saturday, July 1, 2017 4:51 AM
To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>
Subject: Nosey the elephant

Dear Ms. Juarez –

As you know, the FWC has denied renewal of licensure to Hugo Liebel of Davenport, Florida, to be able to possess the elephant named Nosey. Please see that his federal USDA license is also terminated. As you are probably aware of, Liebel was fined by the USDA in the past and charged him with over 200 counts of animal cruelty and neglect. Due to many years of being either tethered or chained for hours that have limited her mobility and the grueling pace of performing "tricks" in circus rings in addition to carrying multiple human bodies on her back as if she was a ride in a carnival, Nosey suffers from degenerative joint disease and debilitating arthritis. This is the time that Nosey needs to be sent to a sanctuary. Hugo Liebel has managed to use and abuse Nosey for 30 plus years. Nosey deserves to be able to enjoy roaming in open spaces, feeling soft earth under her feet and being with other elephants, something she hasn't known in all the time Liebel has owned her. Please terminate the USDA license of Hugo Liebel so that Nosey can be free to live out her remaining years as she was designed to.

Sincerely,
(b) (6), (b) (7)(C), (b) (7)(D)
[redacted]

From:	Petervary, Nicolette - APHIS
To:	ACEAST; Gerkin, Teany D - APHIS
Cc:	Goldentyer, Betty J - APHIS
Subject:	RE: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission
Date:	Monday, July 17, 2017 9:42:18 AM

This is part of a letter writing campaign. All of these issues have been addressed in prior complaints. I am ccing Betty for her information. Thanks

From: ACEAST
Sent: Monday, July 17, 2017 9:14 AM
To: Petervary, Nicolette - APHIS <Nicolette.Petervary@aphis.usda.gov>
Subject: FW: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission

From: noreply@aphis.usda.gov [mailto:noreply@aphis.usda.gov]
Sent: Saturday, July 15, 2017 9:13 AM
To: ACEAST <ACEAST@aphis.usda.gov>
Subject: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission

Details of complaint:

- Name of USDA licensee/registrant:
- USDA license/registration number:
- City/State:Georgetown, IL
- Complaint details:Kevin Shea, USDA Administrator

  Why is a crippled elephant still on the road? I demand USDA accountability. am writing as your constituent to request that you take action in behalf of an elephant named Nosey who is virtually crippled by arthritis yet is still being carted all over the country and forced to give rides at seedy flea markets and fairs. The U.S. Department of Agriculture (USDA) has failed Nosey. Arthritis is one of the leading reasons why captive elephants are euthanized, and if Nosey is not retired, one day she will likely just lie down and never get up again. Take the African elephant Watoto as an example. In 2014, zookeepers euthanized Watoto after finding her lying in her enclosure, unable to stand because of chronic arthritis. If the USDA doesn't act now, this could be Nosey's fate, too.

  The USDA has the authority to confiscate this suffering animal and to revoke the Animal Welfare Act (AWA) license of her exhibitor, Hugo Liebel (license number 58-C-0288). Yet the agency has all but ignored Nosey's deteriorating health, claiming that a flawed vet visit–for which the agency deliberately withheld months' worth of video evidence and expert opinions documenting Nosey's condition–cleared her for work.

  The USDA has cited Liebel for nearly 200 animal-welfare violations, and in

2013, he was ordered to pay a $7,500 penalty following nearly three dozen charges of violations of the AWA. Most of the charges related to Liebel's mistreatment of Nosey, including repeatedly chaining her so tightly that she could barely move and denying her necessary veterinary care. Constant chaining and the rigors of performing are known to result in arthritis in captive elephants, and these grueling conditions have taken their toll on Nosey.

I hope you will take action to ensure that the USDA is doing its job of enforcing the AWA by writing to Secretary of Agriculture Sonny Perdue and asking him to revoke Liebel's license, confiscate Nosey, and retire her to a reputable sanctuary. Her life depends on it.

(b) (6), (b) (7)(C), (b) (7)(D)

Submitted To: aceast@aphis.usda.gov

Complaint Contact Information:
Can Contact Complainer: Yes

Name: (b) (6), (b) (7)(C), (b) (7)(D)
Organization:
Street Address: (b) (6), (b) (7)(C), (b) (7)(D)
Apt/Suite:
City / State / Zip:
Phone Number:
Email:
Submitted on: Jul 15, 2017 7:13:06 AM MDT

From:	APHIS-ACFOIA
To:	Goldentyer, Betty J - APHIS
Subject:	FW: Emailing - Pages from Gipson.pdf
Date:	Tuesday, July 11, 2017 4:14:39 PM
Attachments:	Pages from Gipson.pdf talking points on Nosey.pdf

---

Dr. Goldentyer,

When you have an opportunity, could you review *"Talking points on Nosey"* to determine if it should be released and *"Pages from Gipson"* and see if we have a final document.

Thank you,
SaMonia

From: Sheppard, Reginald D - APHIS
Sent: Monday, July 10, 2017 2:05 PM
To: APHIS-ACFOIA <acfoia@aphis.usda.gov>
Subject: Emailing - Pages from Gipson.pdf

Good afternoon!

Can you have Dr. Goldentyer review the attachment to determine if there was final document? If so, can AC provide FOIA a copy?

Thanks!

From:	Gipson, Chester A - APHIS
To:	Morgan, Andrea M - APHIS; Rushin, Gerald L - APHIS; Gibbens, Robert - APHIS; Goldentyer, Betty J - APHIS; Wineland, Nora E - APHIS
Subject:	Nosey
Date:	Wednesday, February 25, 2015 5:04:50 PM
Attachments:	Liebel proposal3[3].docx

Attached is the proposal for Nosey.

Thanks,

Chester A. Gipson

(b) (5)

(b) (5)

(b) (5)

(b) (5)

From: Sofranko, Denise M - APHIS
To: Wineland, Nora E - APHIS
Subject: FW: Nosey the elephant
Date: Saturday, July 8, 2017 6:26:56 PM

FYI

I asked Greg this morning if he knew anything about the issue and if we were involved. This is what he sent me.

I knew of the issue with the permit (from seeing it online) and I guess I assumed that I would be looped in when we got the complaint, but I shouldn't have assumed.

Greg didn't include it in his summary, but another option would be for them to transfer Nosey to someone else. Of course, FWS should be consulted to see if they have any jurisdiction. I'll check with Barb to get some information in advance so we're ready with it if needed.

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Gaj, Gregory S - APHIS
Sent: Saturday, July 8, 2017 3:01 PM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: FW: Nosey the elephant

FYI

From: Gaj, Gregory S - APHIS
Sent: Monday, July 3, 2017 3:35 PM
To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>; Jones, Christine B - APHIS <Christine.B.Jones@aphis.usda.gov>; Rushin, Gerald L - APHIS <Gerald.L.Rushin@aphis.usda.gov>
Subject: RE: Nosey the elephant

FYI.. FWC issued the notice to deny the Liebel's permit on June 19th. The Liebels will need to respond within 21 days from that date (July 12th or 13th)

From: Juarez, Bernadette R - APHIS
Sent: Monday, July 3, 2017 9:12 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>; Jones, Christine B - APHIS <Christine.B.Jones@aphis.usda.gov>;

Rushin, Gerald L - APHIS <Gerald.L.Rushin@aphis.usda.gov>
Subject: Re: Nosey the elephant

Good update. Thank you! KUP.

Sent from my iPhone

On Jul 3, 2017, at 8:17 AM, Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov> wrote:

> FWCC has issued the Liebels notice that they are not renewing their state permits. The Liebels have 21 days from issuance of the notice to file a response if they want to contest the denial. Should the Liebels respond and wish to plead their case, the current exhibitor permit will remain in effect until their case is heard. If they do not respond the permit denial would go into effect after the 21 days. I don't have an exact date on when the denial would become effective, but should be able to get it.
>
> If the permit is denied, they could apply and still keep Nosey under the state's sanctuary permit but couldn't use her for commercial. She would essentially be retired and could live the remainder of her life with the Liebels.
>
> FWCC issued their notice because the Liebels didn't provide them with accurate itineraries and allegedly have submitted falsified itineraries.
>
> Hope that helps.
>
> Greg
>
> ---
>
> **From:** Goldentyer, Betty J - APHIS
> **Sent:** Saturday, July 1, 2017 10:31 AM
> **To:** Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
> **Subject:** Fwd: Nosey the elephant
>
> Hi Greg,
> Can you answer this one?
> Thanks
> Betty
>
> Sent from my iPhone
>
> Begin forwarded message:
>
>> **From:** "Juarez, Bernadette R - APHIS" <Bernadette.R.Juarez@aphis.usda.gov>
>> **Date:** July 1, 2017 at 6:27:56 AM CDT
>> **To:** "Goldentyer, Betty J - APHIS" <Betty.J.Goldentyer@aphis.usda.gov>,

"Stokes, William S - APHIS" <William.S.Stokes@aphis.usda.gov>
Cc: "Jones, Christine B - APHIS" <Christine.B.Jones@aphis.usda.gov>, "Rushin, Gerald L - APHIS" <Gerald.L.Rushin@aphis.usda.gov>
Subject: FW: Nosey the elephant

Betty and Bill:

(b) (5)

Thanks,
Bernadette

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Saturday, July 1, 2017 4:51 AM
To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>
Subject: Nosey the elephant

Dear Ms. Juarez –

As you know, the FWC has denied renewal of licensure to Hugo Liebel of Davenport, Florida, to be able to possess the elephant named Nosey. Please see that his federal USDA license is also terminated. As you are probably aware of, Liebel was fined by the USDA in the past and charged him with over 200 counts of animal cruelty and neglect. Due to many years of being either tethered or chained for hours that have limited her mobility and the grueling pace of performing "tricks" in circus rings in addition to carrying multiple human bodies on her back as if she was a ride in a carnival, Nosey suffers from degenerative joint disease and debilitating arthritis. This is the time that Nosey needs to be sent to a sanctuary. Hugo Liebel has managed to use and abuse Nosey for 30 plus years. Nosey deserves to be able to enjoy roaming in open spaces, feeling soft earth under her feet and being with other elephants, something she hasn't known in all the time Liebel has owned her. Please terminate the USDA license of Hugo Liebel so that Nosey can be free to live out her remaining years as she was designed to.

Sincerely,
(b) (6), (b) (7)(C), (b) (7)(D)

From: Sofranko, Denise M - APHIS
To: Gaj, Gregory S - APHIS
Subject: RE: Nosey the elephant
Date: Saturday, July 8, 2017 6:17:41 PM

Thanks. I appreciate the information.

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Gaj, Gregory S - APHIS
Sent: Saturday, July 8, 2017 3:01 PM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: FW: Nosey the elephant

FYI

From: Gaj, Gregory S - APHIS
Sent: Monday, July 3, 2017 3:35 PM
To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>; Jones, Christine B - APHIS <Christine.B.Jones@aphis.usda.gov>; Rushin, Gerald L - APHIS <Gerald.L.Rushin@aphis.usda.gov>
Subject: RE: Nosey the elephant

FYI.. FWC issued the notice to deny the Liebel's permit on June 19th. The Liebels will need to respond within 21 days from that date (July 12th or 13th)

From: Juarez, Bernadette R - APHIS
Sent: Monday, July 3, 2017 9:12 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>; Jones, Christine B - APHIS <Christine.B.Jones@aphis.usda.gov>; Rushin, Gerald L - APHIS <Gerald.L.Rushin@aphis.usda.gov>
Subject: Re: Nosey the elephant

Good update. Thank you! KUP.

Sent from my iPhone

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If the permit is denied, they could apply and still keep Nosey under the state's sanctuary permit but couldn't use her for commercial. She would essentially be retired and could live the remainder of her life with the Liebels.

FWCC issued their notice because the Liebels didn't provide them with accurate itineraries and allegedly have submitted falsified itineraries.

Hope that helps.

Greg

From: Goldentyer, Betty J - APHIS
Sent: Saturday, July 1, 2017 10:31 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Fwd: Nosey the elephant

Hi Greg,
Can you answer this one?
Thanks
Betty

Sent from my iPhone

Begin forwarded message:

> **From:** "Juarez, Bernadette R - APHIS" <Bernadette.R.Juarez@aphis.usda.gov>
> **Date:** July 1, 2017 at 6:27:56 AM CDT
> **To:** "Goldentyer, Betty J - APHIS" <Betty.J.Goldentyer@aphis.usda.gov>, "Stokes, William S - APHIS" <William.S.Stokes@aphis.usda.gov>
> **Cc:** "Jones, Christine B - APHIS" <Christine.B.Jones@aphis.usda.gov>, "Rushin, Gerald L - APHIS" <Gerald.L.Rushin@aphis.usda.gov>
> **Subject: FW: Nosey the elephant**
>
> Betty and Bill:
>
> (b) (5)

Thanks,
Bernadette

From: [redacted] (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Saturday, July 1, 2017 4:51 AM
To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>
Subject: Nosey the elephant

Dear Ms. Juarez –

As you know, the FWC has denied renewal of licensure to Hugo Liebel of Davenport, Florida, to be able to possess the elephant named Nosey. Please see that his federal USDA license is also terminated. As you are probably aware of, Liebel was fined by the USDA in the past and charged him with over 200 counts of animal cruelty and neglect. Due to many years of being either tethered or chained for hours that have limited her mobility and the grueling pace of performing "tricks" in circus rings in addition to carrying multiple human bodies on her back as if she was a ride in a carnival, Nosey suffers from degenerative joint disease and debilitating arthritis. This is the time that Nosey needs to be sent to a sanctuary. Hugo Liebel has managed to use and abuse Nosey for 30 plus years. Nosey deserves to be able to enjoy roaming in open spaces, feeling soft earth under her feet and being with other elephants, something she hasn't known in all the time Liebel has owned her. Please terminate the USDA license of Hugo Liebel so that Nosey can be free to live out her remaining years as she was designed to.

Sincerely,
(b) (6), (b) (7)(C), (b) (7)(D)
[redacted]

From:	ACEAST
To:	Benson, Amy V - APHIS
Cc:	Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 25 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521.
Date:	Friday, August 25, 2017 2:58:58 PM

Hi Amy,

Please see the below itinerary for Hugo T. Liebel

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Friday, August 25, 2017 11:56 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 25 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521.

On 8/28/2017 elephant will move and be at;
[redacted] (b) (4)
Elephant will be there until 8/30/2017.

H.T. Liebel
POB 3230 ,Davenport, FL , 33836
USDA licence number;
58-C-0288

From:	Stokes, William S - APHIS
To:	Juarez, Bernadette R - APHIS
Cc:	Goldentyer, Betty J - APHIS; Gaj, Gregory S - APHIS; Jones, Christine B - APHIS; Gibbens, Robert - APHIS
Subject:	RE: independent review of Nosey
Date:	Friday, August 18, 2017 9:01:02 AM
Attachments:	Nosey-236413exam.pdf

Here is the report from the UF College of Veterinary Medicine exam of Nosey in November, 2014.

We did not receive a copy of the report of the May 2015 radiographic and lameness exams; rather the AV provided a brief summary that stated that there were no positive findings and that the exam was through.

From: Stokes, William S - APHIS
Sent: Friday, August 18, 2017 8:28 AM
To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Jones, Christine B - APHIS <Christine.B.Jones@aphis.usda.gov>; Gibbens, Robert - APHIS <Robert.M.Gibbens@aphis.usda.gov>
Subject: RE: independent review of Nosey

Here is a complaint response regarding the gait abnormality.

From: Stokes, William S - APHIS
Sent: Friday, August 18, 2017 8:18 AM
To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Jones, Christine B - APHIS <Christine.B.Jones@aphis.usda.gov>
Subject: RE: independent review of Nosey

Hi Bernadette,
The attached Nosey draft response summarizes the November 2014 exam at UF, and the other attachment summarizes the feedback provided by the AV after an extensive radiographic and lameness evaluation was conducted in the spring of 2015.

I will look and see if I have other summaries, but these are what was provided to LPA. I will also ask Greg to look for complaint responses that may have more information in them.

Bill

From: Juarez, Bernadette R - APHIS
Sent: Thursday, August 17, 2017 7:40 PM
To: Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Jones, Christine B - APHIS <Christine.B.Jones@aphis.usda.gov>
Subject: independent review of Nosey

Bill:

As soon as your schedule allows, would you please provide me with a summary of the independent vet review of Nosey that occurred several years ago? What triggered the review, when it occurred, who was involved, and what were the veterinarian's recommendations. It seems like we should already have something drafted on this review. Perhaps you can just send it along.

I would like this first thing in the morning, please.

Thanks,
Bernadette

Bernadette Juarez
Deputy Administrator, Animal Care
Animal and Plant Health Inspection Service, U.S. Department of Agriculture
T: (202) 799-7113—1400 Independence Ave., SW, Room 1137 South Building, Washington, DC 20250
T: (301) 851-2735—4700 River Rd., Unit 84/Room 6D-03F, Riverdale, MD 20737

UF UNIVERSITY of FLORIDA Veterinary Hospitals

2015 SW 16th Ave, Gainesville, FL 32610
Large Animal Hospital: 352-392-2229
Small Animal Hospital: 352-392-2235

11/7/2014

Client ID: 256077
Client Name: Hugo T. Liebel
Address: (b) (6), (b) (7)(C)
Primary Phone #: [redacted]

Referring Vet: . Self Referred
Phone Number: ( ) - /
( ) -
Fax Number: ( ) - /

Patient ID: 236413
Name: Nosey
Species: Hoofstock
Breed: elephant, African
Sex: Female
Color: Gray
Markings:
Birth Date: 3/7/1979

Hospital: Small Animal Hospital

Zoological Medicine Service Discharge Instructions

Return to UF Required? ☐ **Yes** ☒ **No**
No re-examination is necessary.

Diagnosis

Clinically normal lameness evaluation.

History

Nosey is an approximately 35 year-old female African Elephant who presnted to UFCVM Zoological Medicine Service for a second opinion evaluation of a potential lameness. Nosey is a family owned animal that travels. The owner reports no lamenesses or abnormalities in Nosey's gait. Nosey is routinely examined by her regular veterinarian that also reports no history of lameness or major injuries. Nosey is the only elephant owned by the family and is exposed only to horses, dogs, cats and humans.

Physical Exam and Diagnostic Findings

Upon initial and free-walking lameness examination, Nosey was bright, alert and responsive with an appropriate body condition. Nosey was able to walk off of her travel trailer and ambulate into the examination arena without complication. A thorough examination of Nosey's gait revealed no obvious lamnesses in the front or hind limbs. After multiple laps around the arena, no clinical lamenesses were noted. Some subtle changes include mild asymmetry of the hips, with a slight reduction of muscle mass over the right. This may be associated with a subtle decreased elevation of the right hind limb during a fast-paced walk. Nosey will occassionally push off of the ground more powerfully with her left hind limb than her right and will occassionally abduct her right stifle when standing. No dragging of front or hind limbs during ambulation was noted. Nosey's stride length was symmetrical in all limbs when walked and circled. Nosey was also able to lie down and pick herself back up without any complications. Nosey was also able to perform a hind limb stand, holding the standing posture for several seconds, with no observable abnormalities.

The remainder of Nosey's complete physical examination was mostly unremarkable. Both eyes appeared normal with an appropriate amount of tearing. The skin has evidence of species-appropriate hyperkeratosis (see previous visit) that is being addressed by the client and the referring veterinarian.

A sample of venous blood was collected for routine bloodwork evaluation, including a complete blood cell count (CBC) as well as a chemistry panel to indicate organ function. *We will contact you as soon as those results become available.*

Assessment

This examination revealed no clinical evidence of lameness. A complate lameness examination was performed concurrently by an elephant specialist and an equine lameness specialist. The elephant was walked and allowed to

ambulate around the arena for an adequate amount of time in order to allow full evaluation of Nosey's gait. Though subtle changes were noted in the hind end, there were no clinical abnormalities that would interfere with Nosey's normal function. At this point, we recommend no treatment nor further diagnostics. Our recommendations are to continue routine care with your regular veterinarian in order to monitor any changes in Nosey's condition that may occur in the future.

Husbandry Recommendations
Nosey appears to be in good physical condition at this time. No husbandry changes are currently recommended; however, please continue to consult with your regular veterinarian for Nosey's routine care.

Purpose for Re-Examination
No re-examination is warranted at this time.

Comments
Nosey was an excellent patient! Thank you for entrusting us with Nosey's care. Please do not hesitate to call us with any questions or concerns or if you would like to have Nosey rechecked sooner (b) (6), (b) (7)(C)

I have received a copy of my pet's discharges.

(b) (6), (b) (7)(C)

11/7/2014

Owner Signature **Date**

Clinician: (b) (6), (b) (7)(C)

Resident/Intern: (b) (6), (b) (7)(C)

Student: (b) (6), (b) (7)(C)

ADDENDUM on 11/7/2014 at 14:13:15 from (b) (6), (b) (7)(C)
Discharges approved by (b) (6), (b) (7)(C)

From:	Stokes, William S - APHIS
To:	Gibbens, Robert - APHIS
Subject:	FW: independent review of Nosey
Date:	Friday, August 18, 2017 8:22:14 AM
Attachments:	CB7517wssV2.docx Nosey draft responses.docx

Hi Bob,
I wanted to keep you in the loop on this.

Bill

From: Stokes, William S - APHIS
Sent: Friday, August 18, 2017 8:18 AM
To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Jones, Christine B - APHIS <Christine.B.Jones@aphis.usda.gov>
Subject: RE: independent review of Nosey

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Bill

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Sent: Thursday, August 17, 2017 7:40 PM
To: Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Jones, Christine B - APHIS <Christine.B.Jones@aphis.usda.gov>
Subject: independent review of Nosey

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I would like this first thing in the morning, please.

Thanks,

Bernadette

Bernadette Juarez
Deputy Administrator, Animal Care
Animal and Plant Health Inspection Service, U.S. Department of Agriculture
T: (202) 799-7113—1400 Independence Ave., SW, Room 1137 South Building, Washington, DC 20250
T: (301) 851-2735—4700 River Rd., Unit 84/Room 6D-03F, Riverdale, MD 20737

(b) (5)

(b) (5)

(b) (5)

(b) (5)

(b) (5)

(b) (5)

(b) (5)

(b) (5)

From: Juarez, Bernadette R - APHIS
To: Roush, Gary - APHIS
Cc: Goldentyer, Betty J - APHIS
Subject: Re: response to (b) (6), (b) (7)(C) re: Nosey situation
Date: Wednesday, August 16, 2017 6:28:47 PM

Gary --

Thanks for re-circulating for a quick look. (b) (5) (b) (5) (b) (5) Other than this, the text remains current.

Bernadette

Sent from my iPhone

On Aug 16, 2017, at 4:33 PM, Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov> wrote:

> Hi Bernadette,
>
> I just learned today that the response to (b) (6), (b) (7)(C) (of Florida Voices for Animals) that I ran by you and that you had approved on July 26 was apparently never sent to you for signature (I was on leave from July 26 to the 31).
> Is the attached draft still accurate re: Liebel and Nosey situation? If so, we will prepare copy for your signature and run up to you. Please advise asap.
> Thanks!
>
> Gary Roush
> Writer/Editor
> APHIS LPA/Executive Communications
> 301-851-4063
> 2B-02.14
>
> ---
>
> **From:** Juarez, Bernadette R - APHIS
> **Sent:** Wednesday, July 26, 2017 2:17 PM
> **To:** Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>; Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
> **Cc:** Goldberg, Ruth - APHIS <Ruth.Goldberg@aphis.usda.gov>; Taylor, Kimberly A - APHIS <Kim.A.Taylor@aphis.usda.gov>; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
> **Subject:** RE: Please review/comment on draft response to (b) (6), (b) (7)(C) re: Nosey

situation

Gary:

Betty and I are comfortable with this reply.

Thanks,
Bernadette

From: Roush, Gary - APHIS
Sent: Tuesday, July 25, 2017 4:03 PM
To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>; Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Cc: Goldberg, Ruth - APHIS <Ruth.Goldberg@aphis.usda.gov>; Taylor, Kimberly A - APHIS <Kim.A.Taylor@aphis.usda.gov>; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: Please review/comment on draft response to (b) (6), (b) (7)(C) re: Nosey situation
Importance: High

Hello Bernadette and Betty,
Attached is my draft response to (b) (6), (b) (7)(C) of the Florida Voices for Animals re: concerns about Nosey and Hugo Liebel.
For the most part, (b) (5) (b) (5) Also, I confirmed with Jennifer Moore that IES still has an open case on Mr. Liebel.

I am going on annual leave tomorrow, **so please respond back to Ruth Goldberg and Kim Taylor** with any suggested edits/additions.
Thanks so much for your assistance!

Gary Roush
Writer/Editor
APHIS LPA/Executive Communications
301-851-4063
2B-02.14

From: Goldentyer, Betty J - APHIS
Sent: Tuesday, July 25, 2017 12:23 PM
To: Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: Re: trying to wrap up Hugo Liebel/Nosey response today

Hi Gary,

(b) (5)

Thanks
Betty

Sent from my iPhone

On Jul 25, 2017, at 11:16 AM, Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov> wrote:

> Hi Betty,
> On the response to (b) (6), (b) (7)(C) re: Hugo Liebel and Nosey, I now have confirmation that he is indeed still under an IES investigation, so I
>
> (b) (5)
>
> Please advise asap, as I will be on leave starting tomorrow.
> Thanks!!
>
> Gary Roush
> Writer/Editor
> APHIS LPA/Executive Communications
> 301-851-4063
> 2B-02.14
>
> ---
>
> **From:** Moore, Jennifer M - APHIS
> **Sent:** Monday, July 24, 2017 5:29 PM
> **To:** Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
> **Subject:** RE: Need your help on new incoming re: Hugo Liebel/Nosey
>
> Gary – IES has an open case on Hugo Liebel (IA160044-AC). Thank you.
>
> V/r,
>
> Jennifer
> AWEB, IES
> USDA APHIS MRPBS
>
> ---
>
> **From:** Gaj, Gregory S - APHIS
> **Sent:** Monday, July 24, 2017 3:21 PM

To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>; Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Cc: Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: RE: Need your help on new incoming re: Nosey

We have the IA 160044 case still with IES since Jul 2016 and some open complaints which we haven't had the right venue to do an inspection.

Nosey is currently in OH and supposedly didn't request an entry permit or provide a current CVI to OH before entering the state. Dana is working with the state and will update us on what actions the state might take, including preventing elephant rides or requesting they take Nosey back to Florida.

I have left messages with FWCC requesting an update on their permit denial and will update everyone once I hear back.

From: Sofranko, Denise M - APHIS
Sent: Monday, July 24, 2017 1:00 PM
To: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: RE: Need your help on new incoming re: Nosey

The last time I checked, there was an open case on Hugo Liebel.

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Goldentyer, Betty J - APHIS
Sent: Monday, July 24, 2017 10:48 AM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: Fwd: Need your help on new incoming re: Nosey

Meant to add you Denise
Thanks

Sent from my iPhone

Begin forwarded message:

> **From:** <Betty.J.Goldentyer@aphis.usda.gov>

Date: July 24, 2017 at 12:28:19 PM EDT
To: "Dr. Gregory Gaj" <Gregory.S.Gaj@aphis.usda.gov>
Cc: Bill Stokes <william.s.stokes@aphis.usda.gov>, Gerald Rushin <gerald.l.rushin@aphis.usda.gov>
Subject: Fwd: Need your help on new incoming re: Nosey

Hi Jerry,
Just looping Greg in. He may have recent info from the state.
Betty

Sent from my iPhone

Begin forwarded message:

> **From:** "Roush, Gary - APHIS" <Gary.W.Roush@aphis.usda.gov>
> **Date:** July 24, 2017 at 12:11:02 PM EDT
> **To:** "Sofranko, Denise M - APHIS" <Denise.M.Sofranko@aphis.usda.gov>
> **Cc:** "Goldentyer, Betty J - APHIS" <Betty.J.Goldentyer@aphis.usda.gov>, "Juarez, Bernadette R - APHIS" <Bernadette.R.Juarez@aphis.usda.gov>
> **Subject: Need your help on new incoming re: Nosey**
>
> Hello Denise,
> Attached is a new incoming from (b) (6), (b) (7)(C) (b) (6), (b) (7)(C) on behalf of Florida Voices for Animals re: the current situation with Nosey the elephant. She indicates that the (b) (5)
> (b) (5)
> (b) (5) Do you have a suggestion of how I should respond to that development? (b) (5)
> (b) (5)
> (b) (5) Is that still the case? If so, should I
> (b) (5)
> Please advise ASAP: I will be going on annual

leave on Wednesday and would like to wrap this response up before then.

Thanks!
Gary Roush
Writer/Editor
APHIS LPA/Executive Communications
301-851-4063
2B-02.14

<CR8185.docx>

<8340588.pdf>

From:	Roush, Gary - APHIS
To:	Juarez, Bernadette R - APHIS; Goldentyer, Betty J - APHIS
Subject:	RE: response to (b) (6), (b) (7)(C) e: Nosey situation
Date:	Wednesday, August 16, 2017 4:33:12 PM
Attachments:	CR8185.docx 8340588.pdf
Importance:	High

Hi Bernadette,

I just learned today that the response to (b) (6), (b) (7)(C) of Florida Voices for Animals) that I ran by you and that you had approved on July 26 was apparently never sent to you for signature (I was on leave from July 26 to the 31).
Is the attached draft still accurate re: Liebel and Nosey situation? If so, we will prepare copy for your signature and run up to you. Please advise asap.
Thanks!

Gary Roush
Writer/Editor
APHIS LPA/Executive Communications
301-851-4063
2B-02.14

From: Juarez, Bernadette R - APHIS
Sent: Wednesday, July 26, 2017 2:17 PM
To: Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>; Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Cc: Goldberg, Ruth - APHIS <Ruth.Goldberg@aphis.usda.gov>; Taylor, Kimberly A - APHIS <Kim.A.Taylor@aphis.usda.gov>; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: RE: Please review/comment on draft response to (b) (6), (b) (7)(C) re: Nosey situation

Gary:

Betty and I are comfortable with this reply.

Thanks,
Bernadette

From: Roush, Gary - APHIS
Sent: Tuesday, July 25, 2017 4:03 PM
To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>; Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Cc: Goldberg, Ruth - APHIS <Ruth.Goldberg@aphis.usda.gov>; Taylor, Kimberly A - APHIS <Kim.A.Taylor@aphis.usda.gov>; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Sofranko,

Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: Please review/comment on draft response to (b) (6), (b) (7)(C) re: Nosey situation
Importance: High

Hello Bernadette and Betty,
Attached is my draft response to (b) (6), (b) (7)(C) of the Florida Voices for Animals re: concerns about Nosey and Hugo Liebel.
For the most part (b) (6), (b) (7)(C) Also, I confirmed with Jennifer Moore that IES still has an open case on Mr. Liebel.

I am going on annual leave tomorrow, **so please respond back to Ruth Goldberg and Kim Taylor** with any suggested edits/additions.
Thanks so much for your assistance!

Gary Roush
Writer/Editor
APHIS LPA/Executive Communications
301-851-4063
2B-02.14

From: Goldentyer, Betty J - APHIS
Sent: Tuesday, July 25, 2017 12:23 PM
To: Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: Re: trying to wrap up Hugo Liebel/Nosey response today

Hi Gary,
(b) (5)
Thanks
Betty

Sent from my iPhone

On Jul 25, 2017, at 11:16 AM, Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov> wrote:

> Hi Betty,
> On the response to Ms. Gronemeyer re: Hugo Liebel and Nosey, I now have confirmation that he is indeed still under an IES investigation, so I can use the (b) (5)
> (b) (5)
> Please advise asap, as I will be on leave starting tomorrow.

Thanks!!

Gary Roush
Writer/Editor
APHIS LPA/Executive Communications
301-851-4063
2B-02.14

From: Moore, Jennifer M - APHIS
Sent: Monday, July 24, 2017 5:29 PM
To: Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: RE: Need your help on new incoming re: Hugo Liebel/Nosey

Gary – IES has an open case on Hugo Liebel (IA160044-AC). Thank you.

V/r,

Jennifer
AWEB, IES
USDA APHIS MRPBS

From: Gaj, Gregory S - APHIS
Sent: Monday, July 24, 2017 3:21 PM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>; Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Cc: Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: RE: Need your help on new incoming re: Nosey

We have the IA 160044 case still with IES since Jul 2016 and some open complaints which we haven't had the right venue to do an inspection.

Nosey is currently in OH and supposedly didn't request an entry permit or provide a current CVI to OH before entering the state. Dana is working with the state and will update us on what actions the state might take, including preventing elephant rides or requesting they take Nosey back to Florida.

I have left messages with FWCC requesting an update on their permit denial and will update everyone once I hear back.

From: Sofranko, Denise M - APHIS
Sent: Monday, July 24, 2017 1:00 PM
To: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>

Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: RE: Need your help on new incoming re: Nosey

The last time I checked, there was an open case on Hugo Liebel.

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Goldentyer, Betty J - APHIS
Sent: Monday, July 24, 2017 10:48 AM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: Fwd: Need your help on new incoming re: Nosey

Meant to add you Denise
Thanks

Sent from my iPhone

Begin forwarded message:

> **From:** <Betty.J.Goldentyer@aphis.usda.gov>
> **Date:** July 24, 2017 at 12:28:19 PM EDT
> **To:** "Dr. Gregory Gaj" <Gregory.S.Gaj@aphis.usda.gov>
> **Cc:** Bill Stokes <william.s.stokes@aphis.usda.gov>, Gerald Rushin <gerald.l.rushin@aphis.usda.gov>
> **Subject: Fwd: Need your help on new incoming re: Nosey**
>
> Hi Jerry,
> Just looping Greg in. He may have recent info from the state.
> Betty
>
> Sent from my iPhone
>
> Begin forwarded message:
>
> > **From:** "Roush, Gary - APHIS" <Gary.W.Roush@aphis.usda.gov>
> > **Date:** July 24, 2017 at 12:11:02 PM EDT
> > **To:** "Sofranko, Denise M - APHIS" <Denise.M.Sofranko@aphis.usda.gov>
> > **Cc:** "Goldentyer, Betty J - APHIS" <Betty.J.Goldentyer@aphis.usda.gov>, "Juarez, Bernadette R

- APHIS" <Bernadette.R.Juarez@aphis.usda.gov>

Subject: Need your help on new incoming re: Nosey

Hello Denise,

Attached is a new incoming from [redacted] (b) (5) on behalf of Florida Voices for Animals re: the current situation with Nosey the elephant. She indicates that the [redacted] (b) (5) Do you have a suggestion of how I should respond to that development? [redacted] (b) (5) [redacted] (b) (5) [redacted] (b) (5) Is that still the case? If so, [redacted] (b) (5) Please advise ASAP: I will be going on annual leave on Wednesday and would like to wrap this response up before then.

Thanks!

Gary Roush
Writer/Editor
APHIS LPA/Executive Communications
301-851-4063
2B-02.14

(b) (5)

(b) (5)

(b) (5)

Florida Voices for Animals

PO Box 17523, Tampa, FL 33682 727-656-8368 *www.FloridaVoicesForAnimals.org fvaonline@yahoo.com*

July 10, 2017

Secretary of Agriculture Sonny Perdue
U.S. Department of Agriculture
1400 Independence Ave., S.W.
Washington, DC 20250

RE: Reject the renewal of Hugo Liebel's USDA license and confiscate Nosey the elephant from her current abusive owner, Hugo Liebel of Liebel Family Circus

Dear Secretary Perdue,
Florida Voices for Animals (FVA) formally requests that the USDA reject the renewal of Hugo Liebel's USDA license and confiscate Nosey the elephant from her abusive owner, Hugo Liebel of Liebel Family Circus. Mr. Liebel has been fined for almost 200 welfare violations, including failure to provide adequate veterinary care as well as safe handling violations that put Nosey and the public at risk. For over 30 years, Nosey has been kept in an unnatural and heart-wrenching solitude while suffering with multiple physical ailments and subjected to improper care and containment. She has been forced to provide "entertainment" and rides to adults and children in spite of her painful degenerative joint disease.

Thankfully, the Florida Fish and Wildlife Conservation Commission (FWC) recently denied Mr. Liebel's application to renew his captive wildlife permit. Mr. Liebel was denied on the grounds that he "withheld itinerary information" and "submitted materially false information" to the agency after he reported that he did not have a tour schedule for her when in fact he did. This is a serious offense as withholding such information allows Mr. Liebel to evade inspections. Dr. Philip K. Ensley, one of the nation's leading elephant experts, characterized Nosey's case as "the worst, most prolonged, documented example of an uncorrected case of suffering and abuse in an elephant I have ever reviewed." Therefore, FVA strongly urges the USDA to permanently terminate Mr. Liebel's federal Animal Welfare Act license and order Nosey's release to a reputable elephant sanctuary where she can live out the remainder of her life in peace. Her life depends on it. We look forward to hearing what actions you take on her behalf.

Sincerely,

(b) (6), (b) (7)(C)

On behalf of Florida Voices for Animals

FVA
P.O. Box 17523
Tampa, FL 33682

TAMPA FL 335
SAINT PETERSBURG FL
12 JUL 2017 PM 3 L

OFFICE OF THE EXECUTIVE
SECRETARIAT USDA
2017 JUL 21 AM 10: 26

Secretary of Agriculture
Sonny Perdue
USDA
1400 Independence Ave., S.W.
Washington, D.C. 20250

20250-

F om [redacted]
To [redacted]
Subject RE: Open Complaints fo August 2017
Date Wednesday, August 16, 2017 3:32:31 M

What a mess! I believe some of these have been add essed but not all. The Liebel complaints will likely continue to be open unt l after the elephant t aining has been completed and we a e waiting on the Ci cus Pages complaints as well.

From: Ge k n, Tearny D - APHIS
Sent: Wednesday, August 16, 2017 3:39 PM
To: Gaj, G ego y S - APHIS; G ego y.S.Gaj@aphis.usda.gov>
Cc: Ge kin, Tearny D - APHIS; Tearny.D.Ge kin@aphis.usda.gov>
Subject: Open Complaints fo August 2017

Good Afte noon,

Below is a list of you cu ent open complaints fo FY16 & 17. If the e a e any dis epancies in the log e you need any extensions, please let me know.

FY17

Complaint #	Date	Date Due	A/A Initials	Complaint Against	Cert/Reg no #	Customer #	Complaint	Organization	State	SACI	Inspector	Species	Closed By	Close Date	Determination Response Ltr
AC17-038	25-Oct-16	20-Nov-16	AVB	Sue Pea ce	58-C-1011	322131	[redacted]		FL	GAI	MERCADO	ve ious			
AC17-044	25-Oct-16	24-Nov-16	VMc	Dolphin Resea ch Cente Inc	58-C-0203	3178			FL	GAI	MERCADO	Dolphins			
AC17-045	25-Oct-16	24-Nov-16	AEN	Aquila Kennels of Malpel Inc	85-A-0538	331841			MI	GAI	SUTHERLAND	Dogs			
AC17-083	8-Nov-16	8-Dec-16	SRB	Zooting ial rescue and Rehab / Wild Things	58-C-0889	16585			FL	GAI	NAVARRO	cubs / ve ious			
AC17-091	14-Nov-16	14-Dec-16	TDG	Hugo T Liebel	58-C-0288	3203			FL	GAI	NAVARRO	Noney the Elephant			
AC17-095	14-Nov-16	14-Dec-16	TDG	James Olesen	58-C-1114	3214			FL	GAI	NAVARRO	Ve ious			
AC17-109	17-Nov-16	17-Dec-16	RLS	Ho se Rowe fo Kids	58-C-1131	329531		[redacted]	FL	GAI	NAVARRO	zapaba a, go cuaba			
AC17-120	23-Nov-16	23-Dec-16	SRB	Safe I Edventu e	58-C-1043	327669			FL	GAI	MERCADO				
AC17-137	2-Dec-16	1-Jan-17	VMc	Jilie I Engle McClellan		Unknowsed			FL	GAI		Fox			
AC17-167	23-Dec-16	22-Jan-17	VMc	Je emy Ho gett		500903			FL	GAI	MERCADO	Multiple Species (Public Contact)			
AC17-193	13-Jan-17	12-Feb-17	GCA	Safe I Edventu e	58-C-1043	327669			FL	GAI	MERCADO	Ve ious			
AC17-207	20-Jan-17	19-Feb-17	SRB	St Jude Child en's Resea ch Hospital	63-R-0007	845			TN	GAI	SUTHERLAND	P rimates			
AC17-209	23-Jan-17	22-Feb-17	SRB	Ci cus Pages Inte national Inc	58-C-0440	3003			FL	GAI	NAVARRO	elephant			
AC17-237	8-Feb-17	10-Ma -17	AEN	The Jungle Exotic Pets LLC	85-B-0129	500900			MS	GAI	SUTHERLAND	Ve ious			
AC17-297	15-Ma -17	14-Ap -17	VMc	Stone Mountain Game Ranch	57-C-0029	3169			SK	GAI	PETROSIANTS	Multiple Species			
AC17-348	10-Ap -17	10-May-17	SRB	Do ak Evens	58-B-0599	328602			FL	GAI		Hedgehog			
AC17-378	15-Ap -17	15-May-17	AEN	Shawn Rogers	31-T-0032	334870			OH	GAI	SEBERA	Dog			
AC17-566	23-May-17	22-Jun-17	VMc	Hugo T Liebel	58-C-0288	3203			FL	GAI		Elephant / Noney			
AC17-569	23-May-17	22-Jun-17	RLS	All Pet Empo ium	58-B-0625	328889			FL	GAI	ADAMS	a live fox kits			
AC17-577	25-May-17	24-Jun-17	AVB	Zoological Ge P. R. at Mayagues	94-C-0114	3252			PR	GAI	NAVARRO	Ve ious			
AC17-606	8-Jun-17	8-Jul-17	VMc	Rolie I L Engesse	58-C-0203	3192			FL	GAI	LOERZEL	Multiple Species			
AC17-617	13-Jun-17	13-Jul-17	RLS	Suncoast P mate Sanctua y Foundation Inc	58-C-0910	21721			FL	GAI					
AC17-633	20-Jun-17	20-Jul-17	AEN	Hugo T Liebel	58-C-0288	3203			FL	GAI	NAVARRO	Elephant			
AC17-649	23-Jun-17	23-Jul-17	RLS	Hugo T Liebel	58-C-0288	3203			FL	GAI	NAVARRO	Elephant			
AC17-662	30-Jun-17	30-Aug-17	VMc	Zoological Ge P. R. at Mayagues	94-C-0114	3252		[redacted]	PR	GAI	NAVARRO	T ge s			Y
AC17-671	5-Jul-17	4-Aug-17	RLS	Jennife Caudill/Lancelot Sullivan Parrots	58-C-1100	25075			FL	GAI	NAVARRO	tige s			
AC17-684	12-Jul-17	11-Aug-17	AVB	Dav d William B aiffo d DBA T mbe lake Kennel		902398			FL	GAI		Dogs			
AC17-702	19-Jul-17	18-Aug-17	RLS	Stee ns zoological rescue and Rehab / Gadie Ctys Wild Things	58-C-0863	16585			FL	GAI	NAVARRO	tige s			
AC17-708	24-Jul-17	23-Aug-17	VMc	Lynne Bu chfield	58-C-1163	334969			FL	GAI	BARNDES	Multiple Species			
AC17-729	4-Aug-17	3-Sep-17	RLS	Hugo T Liebel	58-C-0288	3203			FL	GAI	NAVARRO	Noney			
AC17-731	7-Aug-17	6-Sep-17	VMc	Hugo T Liebel	58-C-0288	3203		[redacted]	FL	GAI		Noney the Elephant			
AC17-736	9-Aug-17	8-Sep-17	GCA	I on k ng Kennels		501411			FL	GAI	LOERZEL	Dogs			
AC17-743	15-Aug-17	14-Sep-17	SRB	The Monkey Wiape e Llc	58-B-0814	333063			FL	GAI	NAVARRO	Ve ious			

FY16

Complaint #	Initial Date - Initials	Complaint	Complaint Against Cert/Reg #	VT	SACI / Inspector	Species	Resolution Due	Results	Closed By
AC16-005	10/6/2015 amc	[redacted]	Pet s Gonzales	FL	Gaj	dogs	11-Oct-15		
AC16-208	1/11/16 VMc		Anthony Thomas Pet Ic e Ze kin 58-C-0794	FL	Gaj	Elephant	13-Feb-16		
AC16-426	5/20/2016 MAB		ESP B aeds v JAKA (NINC)/OR 335519	FL	Gaj/Mc cado	dogs	25-Jun-16		
AC16-566	5-Aug-16 SB		Michel Kalmeasen	FL	Gaj/Blandke	I ons	4-Sep-16		
AC16-581	28 Aug 16 RLS		ESP B aeds v JAKA Adv ada Bulldogs.com/OR 335519	FL	Gaj/Mc cado	Dogs	27-Sep-16		
AC16-592	30 Aug 16 RLS		Hugo T. Liebel dba G eat Ame ican Family Ci cus LLC 58-C-0288/ 3200	FL	Gaj/Neve n	Noney the elephant	30-Sep-16		
AC16-624	20-Sep-16 RLS		Ci cus Pages Inte national INC 58-C-0440/3000	FL	Gaj/Neve n	camels	21-Oct-16		
AC16-625	21-Sep-16 AEN		Sue Pea ce 58-C-1011/ 322131	FL	Me cado/Gaj	T ge s	22-Oct-16		
AC16-628	21-Sep-16 AEN		Festival Fun Fa ks LLC 12-C-0052 / 1888 DBA Miami Seaqua ium 58-C-0147/3163 (cancelled)	FL	Me cado/Gaj	O ca	22-Oct-16		
AC16-671	30-Sep-16 SB		Miami Seaqua ium 1858/12-C-0052	FL	Me cado/Gaj	ma ine mamals	31-Oct-16		
AC16-894	13 Oct 16 SRB		Se ah Mu phy / 500889	FL	Gaj / Neve n	ve ious	14-Nov-16		
AC16-898	13-Oct-16 RLS		Jilie I Engesse 58-C-0203/3192	FL	Gaj	Tige	20-Nov-16		
AC16-703	21-Oct-16 AEN		Jennie Lancaster Hodgins 334171 / 57-T-0127	SK	Gaj / Wi liams	Dogs	22-Nov-16		
AC16-704	10/26/2016 KMW		Tim spand 58-C-0310/3009	MS	Ge / Sutherland	Sheep	26-Nov-16		
AC16-704	26 Oct 16		Hugo T. Liebel dba Great American Family Circus LLC 58-C-0288/ 3200	FL	Gaj/Navarro	Elephant	26-Nov-16		

Best Rega ds,

Tearny D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive Suite 200
Raleigh NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TE NY D GER KIN@ PHIS USD A GOV

From:	Gaj, Gregory S - APHIS
To:	Weber, Tom G - APHIS
Subject:	FW: Nosey inspection
Date:	Wednesday, August 16, 2017 12:03:29 PM
Attachments:	Liebel.pdf

From: Gaj, Gregory S - APHIS
Sent: Thursday, August 27, 2015 11:37 AM
To: Smith, Brian (brian.smith@MyFWC.com) <brian.smith@MyFWC.com>; Lowers, Loren (Loren.Lowers@MyFWC.com) <Loren.Lowers@MyFWC.com>; Hooker, Kara <Kara.Hooker@MyFWC.com>
Subject: Nosey inspection

As requested. Please let me know if you have any questions. Thanks

Gregory S. Gaj, DVM
Supervisory Animal Care Specialist
USDA, APHIS, AC
920 Main Campus Drive, Suite 200
Raleigh, NC 27606

Gregory.s.gaj@usda.gov

Mobile: 240-461-9188

United States Department of Agriculture
Animal and Plant Health Inspection Service

216151257270710 INAVARRO insp_id

Inspection Report

Hugo Liebel
Great American Family Circus Llc
P O Box 3230
Davenport, FL 33836

Customer ID: **3203**
Certificate: **58-C-0288**
Site: TRA
HUGO LIEBEL

Type: ROUTINE INSPECTION
Date: Aug-04-2015

2.126 (a) (2)

ACCESS AND INSPECTION OF RECORDS AND PROPERTY; SUBMISSION OF ITINERARIES.

The written program of veterinary care was not available for review at the time of the inspection.
Per this section of the regulations each exhibitor shall, during business hours, allow APHIS officials to examine records required to be kept by the Act and the regulations in this part.
To be corrected by 8-7-2015.

3.132

EMPLOYEES.

The licensee was alone at a fair performing shows, taking care of the elephant and other animals husbandry (feeding, cleaning, etc.) and taking care of a minor under 10 years of age for 24 hours 7 days a week.
In case the licensee has to step away for a while there is not another person traveling with the licensee who could watch over the elephant.When we arrived the elephant had been put inside the trailer in order for the owner to leave the area and get something to eat. While we were at the site the licensee left to get a circus employee that could potentially take care of the elephant in case of an emergency and whenever the elephant was left alone and was not chained. The circus employee is willing to help take care the elephant but he is also busy watching over the circus that and may not be available when needed.
It was considered that there was a lack of employees for the activities in which the licensee was involved.
The owner acknowledge that he will be correcting this from today forward.
To be corrected immediately from this day forward by the owner.

An exit interview was conducted with the facility representative at the NJ (Augusta) state fairgrounds along with AC-VMO's Dr. Luis A. Navarro Dr. Paula Gladue and Dr. Denise Sofranko. One African elephant (Nosey) inspected.

Prepared By: (b) (6), (b) (7)(C) [redacted]
LUIS A NAVARRO, D V M USDA, APHIS, Animal Care **Date:**
Title: VETERINARY MEDICAL OFFICER Inspector 6025 Aug-04-2015

Received By:
HUGO LIEBEL **Date:**
Title: FACILITY REPRESENTATIVE Aug-04-2015

From: Gaj, Gregory S - APHIS
To: Weber, Tom G - APHIS
Subject: FW: Please do not rubberstamp Liebel"s license
Date: Wednesday, August 16, 2017 11:59:24 AM

From: Gaj, Gregory S - APHIS
Sent: Wednesday, April 13, 2016 11:01 AM
To: Hooker, Kara <Kara.Hooker@MyFWC.com>
Subject: Re: Please do not rubberstamp Liebel's license

FYI...Once an enforcement action is taken it closes off all past violations and they can not be used in the future.

Sent from my iPhone

On Apr 13, 2016, at 7:52 AM, Hooker, Kara <Kara.Hooker@MyFWC.com> wrote:

> Thanks Greg- very helpful!
>
> ---
>
> **From:** Gaj, Gregory S - APHIS [mailto:Gregory.S.Gaj@aphis.usda.gov]
> **Sent:** Tuesday, April 12, 2016 9:40 PM
> **To:** Hooker, Kara <Kara.Hooker@MyFWC.com>
> **Subject:** RE: Please do not rubberstamp Liebel's license
>
> Kara,
>
> Past Enforcement History:
>
> 11/17/2005- AW case FL04222- closed with a stipulation (amount ???)
>
> 3/18/2013- AW case FL09465 – closed with Consent Decision and Order and a civil penalty.
>
> I found the following list of alleged violations which were included in case FL09465 which was closed with a Consent Decision and Order and a $7,500.00 civil penalty. Mr. Liebel paid the civil penalty.
>
> 9 C.F.R. § 2.100 Willful violation of the regulations
> 9 C.F.R. § 2.8 Notification of change of name, address, control, or ownership of business
>
> 9 C.F.R. § 2.40(a), 2.40(b)(2) Veterinary care (multiple citations)
> 9 C.F.R. § 2.131(b)(1), (c)(1),(d)(1),(d)(3)Handling (multiple citations)
> 9 C.F.R. § 3.75(a) Housing facilities

9 C.F.R.§3.81(b) Environmental enhancement

9 C.F.R. § 3.84(c) Cleaning, sanitization, housekeeping and pest control

9 C.F.R.§ 3.125(a),(c) Housing (multiple citations)
9 C.F.R. § 3.127(d) Perimeter fence
9 C.F.R.§ 3.128 Space requirements (multiple citations)
9 C.F.R.§ 3.129(a) Feeding

9 C.F.R. § 3.131(c), (d) Sanitation (multiple citations)

9 C.F.R. § 3.138 (a), (f) Primary conveyances (multiple citations)

Hope this helps

Greg

From: Hooker, Kara [mailto:Kara.Hooker@MyFWC.com]
Sent: Friday, April 08, 2016 8:31 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: FW: Please do not rubberstamp Liebel's license

Good morning Greg,

Would you be able to help with the below?

Thanks
kara

From: Smith, Brian
Sent: Friday, April 08, 2016 7:39 AM
To: Hooker, Kara <Kara.Hooker@MyFWC.com>; Lowers, Loren <Loren.Lowers@MyFWC.com>
Subject: FW: Please do not rubberstamp Liebel's license

Kara/Loren,

I'd like a complete history of these "200" USDA violations. I'd like to know how many if any resulted in any punitive action, fine suspension etc.

Thanks,
BGS

Major Brian G. Smith

Florida Fish and Wildlife Conservation Commission
Captive Wildlife and Environmental Investigations
Division of Law Enforcement
620 South Meridian Street
Tallahassee, FL. 32399
Office: 850-617-9492
Cell: 850-519-3381
brian.smith@myfwc.com

"Patrol, Protect, Preserve"

<image001.jpg>

From: Warren, Mark
Sent: Friday, April 08, 2016 6:50 AM
To: Hooker, Kara <Kara.Hooker@MyFWC.com>
Cc: Smith, Brian <brian.smith@MyFWC.com>
Subject: Fwd: Please do not rubberstamp Liebel's license

Kara
Please handle
Thanks Mark

Sent from my Verizon Wireless 4G LTE smartphone

-------- Original message --------
From: [redacted] (b) (6), (b) (7)(C)
Date: 4/7/2016 8:43 PM (GMT-05:00)
To: "Warren, Mark" <mark.warren@MyFWC.com>
Subject: Please do not rubberstamp Liebel's license

Dear Mr. Warren,

I am writing about Nosey, aka Tiny, the elephant, owned by Hugo Liebel of Davenport, FL. As you are undoubtedly aware, Mr. Liebel has received over 200 USDA citations for transgressions of the Animal Welfare Act. Although the USDA and the FWC appear to forget those citations (as well as the over 30 direct violations Mr. Liebel has received) as soon as they are written, they are cumulative and offensive to those of us who truly love animals and want a better life for them.

Nosey is a special elephant as you can see from the thousands of her supporters all over the world. She deserves to be with her own kind and in a true sanctuary now. I do not accept your inadequate excuses and inaction on her behalf. Recently, you sent an inspector to see her at Howard's Flea Market in Homosassa, FL, where she was performing in that hideous little circus and giving elephant rides. We have since been told that no report was done on this day, yet we have video of the inspector arriving and greeting Mr. Liebel wholeheartedly. While the inspector was there, the barrier required around Nosey was wide open, which is a violation of your own rules!

Please do not rubberstamp Liebel's license this April like you have for so many years! Take a hard look at yourselves and follow the rules. Show some compassion for the animals you are charged to care for, and rescind this license once and for all! I love Nosey, and I want to see her enjoy a bit of freedom in a true sanctuary with other African elephants before she's too old to enjoy it.

Sincerely

(b) (6), (b) (7)(C)

This electronic message contains information generated by the USDA solely for the intended recipients. Any unauthorized interception of this message or the use or disclosure of the information it contains may violate the law and subject the violator to civil or criminal penalties. If you believe you have received this message in error, please notify the sender and delete the email immediately.

From: Gaj, Gregory S - APHIS
To: Weber, Tom G - APHIS
Subject: FW: Please do not rubberstamp Liebel"s license
Date: Wednesday, August 16, 2017 11:58:26 AM

Hi Tom,

While searching another way I came across additional emails to FWCC that involve the Liebels. I will forward what I find

---

From: Gaj, Gregory S - APHIS
Sent: Friday, April 8, 2016 9:19 AM
To: Hooker, Kara <Kara.Hooker@MyFWC.com>
Subject: Re: Please do not rubberstamp Liebel's license

Hi Kara,

We can help but won't have access to the information until Monday. Currently at a dog breeders meeting in KC

Thank
Greg

Sent from my iPhone

On Apr 8, 2016, at 7:30 AM, Hooker, Kara <Kara.Hooker@MyFWC.com> wrote:

> Good morning Greg,
>
> Would you be able to help with the below?
>
> Thanks
> kara
>
> ---
>
> **From:** Smith, Brian
> **Sent:** Friday, April 08, 2016 7:39 AM
> **To:** Hooker, Kara <Kara.Hooker@MyFWC.com>; Lowers, Loren <Loren.Lowers@MyFWC.com>
> **Subject:** FW: Please do not rubberstamp Liebel's license
>
> Kara/Loren,
>
> I'd like a complete history of these "200" USDA violations. I'd like to know how many if any resulted in any punitive action, fine suspension etc.
>
> Thanks,
> BGS

Major Brian G. Smith
Florida Fish and Wildlife Conservation Commission
Captive Wildlife and Environmental Investigations
Division of Law Enforcement
620 South Meridian Street
Tallahassee, FL. 32399
Office: 850-617-9492
Cell: 850-519-3381
brian.smith@myfwc.com

"Patrol, Protect, Preserve"

<image001.jpg>

From: Warren, Mark
Sent: Friday, April 08, 2016 6:50 AM
To: Hooker, Kara <Kara.Hooker@MyFWC.com>
Cc: Smith, Brian <brian.smith@MyFWC.com>
Subject: Fwd: Please do not rubberstamp Liebel's license

Kara
Please handle
Thanks Mark

Sent from my Verizon Wireless 4G LTE smartphone

-------- Original message --------
From: [redacted] (b) (6), (b) (7)(C)
Date: 4/7/2016 8:43 PM (GMT-05:00)
To: "Warren, Mark" <mark.warren@MyFWC.com>
Subject: Please do not rubberstamp Liebel's license

Dear Mr. Warren,

I am writing about Nosey, aka Tiny, the elephant, owned by Hugo Liebel of Davenport, FL. As you are undoubtedly aware, Mr. Liebel has received over 200 USDA citations for transgressions of the Animal Welfare Act. Although the USDA and the FWC appear to forget those citations (as well as the over 30 direct violations Mr. Liebel has received) as soon as they

are written, they are cumulative and offensive to those of us who truly love animals and want a better life for them.

Nosey is a special elephant as you can see from the thousands of her supporters all over the world. She deserves to be with her own kind and in a true sanctuary now. I do not accept your inadequate excuses and inaction on her behalf. Recently, you sent an inspector to see her at Howard's Flea Market in Homosassa, FL, where she was performing in that hideous little circus and giving elephant rides. We have since been told that no report was done on this day, yet we have video of the inspector arriving and greeting Mr. Liebel wholeheartedly. While the inspector was there, the barrier required around Nosey was wide open, which is a violation of your own rules!

Please do not rubberstamp Liebel's license this April like you have for so many years! Take a hard look at yourselves and follow the rules. Show some compassion for the animals you are charged to care for, and rescind this license once and for all! I love Nosey, and I want to see her enjoy a bit of freedom in a true sanctuary with other African elephants before she's too old to enjoy it.

Sincerely,

(b) (6), (b) (7)(C)

[redacted]

From:	ACEAST
To:	Sofranko, Denise M - APHIS
Subject:	FW: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Wednesday, August 16, 2017 8:23:52 AM

Hi Dr. Sofranko,

Below is the response for the period of 8/12 to 8/17.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, August 15, 2017 12:25 PM
To: ACEAST <ACEAST@aphis.usda.gov>
Subject: Re: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Please see itinerary sent on July 3 : Elephant will be at the [redacted] (b) (4) [redacted] (b) (4) (until further notice). For further notice see attached email from yesterday.

Sincerely, [redacted] (b) (6), (b) (7)(C)

On Aug 14, 2017 4:49 PM, "ACEAST" <ACEAST@aphis.usda.gov> wrote:

> Good Afternoon,
>
> Would you be able to provide us with a location for the time period of 8/12 to 8/17?
>
> Best Regards,

Animal Care
USDA APHIS AC
920 Main Campus Drive Suite 200
Raleigh, NC 27606-5210
E-mail: aceast@aphis.usda.gov
Phone: (919) 855-7100
Fax: (919) 855-7123

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, August 14, 2017 11:25 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Elephant was invited on short notice to be at a party. It left no time for prior notification.

On 8/11/2017 elephant was at;
[redacted] (b) (4)

On 8/17/17 elephant will leave for; [redacted] (b) (4)
[redacted] (b) (4)
Elephant will be there until the 20th

On8/21/17 elephant will leave for [redacted] (b) (4)
[redacted] (b) (4) Elephant will be there until the 24th.

On 8/25/17 elephant will leave for ; [redacted] (b) (4)
Elephant will be there until the 27th.

H.T Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number; 58-C-0288

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of the information it contains may violate the law and subject the violator to civil or criminal penalties. If you believe you have received this message in error, please notify the sender and delete the email immediately.

From:	Gaj, Gregory S - APHIS
To:	Weber, Tom G - APHIS
Subject:	FW: NOSEY/LIEBEL - UPDATE
Date:	Tuesday, August 15, 2017 3:29:45 PM
Attachments:	3203 ITINERARY 27-JUN-2017 (1).pdf Itinerary June 30- July 2 2017 [redacted] (2).pdf

---

From: Gaj, Gregory S - APHIS
Sent: Monday, July 3, 2017 10:00 AM
To: Beaton, Rob <Rob.Beaton@MyFWC.com>
Cc: Hooker, Kara <Kara.Hooker@MyFWC.com>
Subject: RE: NOSEY/LIEBEL - UPDATE

Rob,

Thank you for sharing this information with us and we truly appreciate the strong working relationship we've developed over the years. Would you and Captain Hooker be willing to join us on a conference call with my Director and Assistant Director after you've had your meeting in Orlando? We would like to be on the same page and be able to share documents.

We have not conducted any compliance inspections at the Middleburg, FL location or at a Tractor Supply company in Ohio in 2017. USDA cannot comment on the accuracy of the statements from the public as we were not there to verify the conditions alleged in the statements.

I've attached the last 2 itineraries we have on file in our database.

Complaints from the public should be emailed to: ACEAST@aphis.usda.gov. I will forward your email to ACEAST so it can be logged in as a complaint.

Please feel free to contact me at 240-461-9188 if you wish to discuss USDA regulations and standards as they pertain to exhibition of elephants.

Thanks
Greg

From: Beaton, Rob [mailto:Rob.Beaton@MyFWC.com]
Sent: Monday, July 3, 2017 8:14 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Loerzel, Suzan M - APHIS <Suzan.M.Loerzel@aphis.usda.gov>
Cc: diane.kitchen@freshfromflorida.com
Subject: FW: NOSEY/LIEBEL - UPDATE

Good Morning,

There are a couple of points (highlighted) in Ms. Gaug's email that may be of interest to you. I will be meeting with her at the FWC Commission Meeting in Orlando. If there are any comments or information you can provide me prior to the meeting, it would be greatly appreciated.

RWB

From: [redacted] (b) (6), (b) (7)(C)
Sent: Sunday, July 2, 2017 7:35 AM
To: Beaton, Rob <Rob.Beaton@MyFWC.com>; Smith, Brian <brian.smith@MyFWC.com>
Subject: Re: NOSEY/LIEBEL - UPDATE

Good Morning Major Beeton and Lt. Smith,

I am writing to get updates on several open investigations relating to to Mr. Liebel's handling practices of Nosey.

1.) I have confirmed with the Broward County State Attorney's Office that the matter concerning [redacted] (b) (6), (b) (7)(C) on March 11, 2017 (St. Patty's Day Parade), has been referred by your office for prosecution. What are the charges being brought against Mr. Liebel?

2.) Will James Holcomb be filing a report from the incidents that were reported AFTER his report was filed at 5:31 p.m. on February 4, 2017 (This report ONLY references the incidents of February 3, 2017.) There were additional complaints filed on February 4, 2017) I have been told that the FWC has closed this matter. Are there additional investigation reports? Did the FWC not investigate the incidents that occurred on February 4, 2017? I previously provided the FWC with the names of several other witnesses (one with video) who saw Nosey unattended and knock down the electric fence with her tail. However, to date, these witnesses have never been contacted. I am attaching their sworn declarations.

3.) What is the status of the Homestead matter (Approximate dates were April 28 through May 1)? The FWC came to my home and took both the sworn statements of myself and my son. The FWC officer Aaron Smith also took statements of [redacted] (b) (6), (b) (7)(C) and subsequently served him with a summons and began discussing [redacted] (b) (6), (b) (7)(C) prior involvement in a Lolita protest (completely unrelated to this case) only to call him several days later to tell him to rip

up the summons. In spite of this, unprofessional behavior, (b) (6), (b) (7)(C) remains more than willing to cooperate with law enforcement in any possible way to aid in the prosecution of Mr. Liebel. Additionally, I provided Officer Smith with the names and contact information of numerous people who witnessed the events in Homestead including; (b) (6), (b) (7)(C) (b) (6), (b) (7)(C) To date, none of these individuals have been contacted. I am attaching their sworn declarations.

4.) On May 20, 2017, I traveled to Lake Wales to the Eagle Ridge Mall where Nosey was being exhibited in the parking lot of the Mall. Nosey was left unattended MANY times. She was also taken out of her enclosure and walked the length of a football field in the busy parking lot inches from the road that cuts through the mall and the bowling ally. I have provided numerous photos, video and names of contacts including myself, my Husband (b) (6), (b) (7)(C) (who also attended) and (b) (6), (b) (7)(C) I approached Investigator Hough while he was there and told him that I had video footage of Nosey being left unattended. He told me that the investigation Officer (James Holcomb) would contact me to obtain the video. To date, I have not heard from him nor has my husband. Officer Holcomb has contacted (b) (6), (b) (7)(C) (who also has video of Nosey being left unattended and witnessed me walk inside of the barrier and stand within a few feet of Nosey and remain there while she was supposedly being "watched" from the trail by a member of the Liebel family.) (b) (6), (b) (7)(C) subsequently called him back and left several messages. She also followed up with an email yet Holcomb has not reached out to her again. What is the status of this investigation? Has Holcomb again completed his report without speaking to independent witnesses? If so, please provide me with a copy of this report.

5.) On May 23 and 24, 2017, Liebel exhibited Nosey in a parking lot adjacent to the CVS Pharmacy. Her enclosure was significantly smaller than the required 700 feet. I again provide the FWC with contact information, video and photos of witnesses. Nosey was left unattended, left in the hot trailer for at least six hours, was standing in her own feces and the enclosure had large openings making it easily accessible to any member of the public. I have provided these pictures and videos to Investigator Doricci and there were numerous other violations outlined in the declarations of (b) (6), (b) (7)(C) (who tells a particularly egregious account of numerous violations) and (b) (6), (b) (7)(C) who documented Nosey left in the hot trailer for hours). To the best of my knowledge, no one from the FWC has contacted these individuals. I am attaching their sworn declarations which outline the violations. These witnesses remain, ready, willing and able to assist FWC law enforcement. Please let me know the status of this investigation. If it is complete, please provide me with a copy of the report and any accompanying documentation.

6.) On June 1, 2017, Liebel exhibited Nosey in Starke, FL. I observed this location for approximately 10 hours. I have provided the information I documented under separate cover to Investigator Doricci. I also provided photos, video and the contact information of [redacted] To the best of my knowledge, [redacted] has not been contacted. I also have not been contacted. Please let me know the status of this investigation. If it is complete, please provide me with a copy of the report and any accompanying documentation.

7.) It is my understanding that there is an OCVI from South Carolina. This was not provided to me in any of my Record Requests to the FWC. This is inconsistent with the records provided to my by FDACS which yielded no out of state OCVI's for Mr. Liebel. Please provide me with a copy of this.

Additionally, SNN has documented that Mr. Liebel recently (several days ago) set up in the parking lot of a tractor supply company in Ohio. This was not on his USDA itinerary and he was asked to leave by the owner's of the company. I realize that this is out of your jurisdiction but I know the FWC works *with* the USDA/APHIS and I would like to get the information into the correct hands. Can you please advise who I can send this information to?

Finally, as of this writing, I believe Mr. Liebel has not yet filed an appeal relating to the recent denial of his renewal license. Please let me know the date by which he must file and advise if I need to do a public records request to obtain any paperwork he may file in the future or will a weekly email to you requesting same be sufficient?

Thank you in advance for all of the time and attention FWC law enforcement continues to dedicate to this matter. As always, Save Nosey Now, Inc. remains able to assist the FWC with placement of Nosey in an accredited sanctuary should such a situation present itself.

Sincerely,

(b) (6), (b) (7)(C)

(b) (6), (b) (7)(C)

PS Not all attached statements have original signatures. I am working remotely and do not have access to all of them but can provide.

From: (b) (6), (b) (7)(C)
Sent: Tuesday, June 13, 2017 5:58 PM
To: Rob.Beaton@myfwc.com; Brian.Smith@myFWC.com
Subject: NOSEY - OCVI's

Dear Sirs,

Below you will see the results of my PRR to FDACS. They have no OCVI's for Mr. Liebel from out of state. There are only 5 OCVI's and they are all from (b) (6), (b) (7)(C) I provided you with an itinerary of venues several months ago under separate cover. This itinerary showed that Mr. Liebel was out of state numerous times in the past 12 months sometimes for several months at a time. This means some of the OCVI's from (b) (6), (b) (7)(C) would have expired by the time he crossed state lines back into Florida. Mr. Liebel was in Iowa a few days ago. He is now traveling on his most recent (May 31, 2017) OCVI. He typically stays out of state in the summer for several months. Please let me know if the FWC plans to investigate this matter.

Additionally, please let me know if Mr. Liebel's 2017 license has been renewed. I believe his 30 days to come into compliance with the itinerary requirement expired on or around June 10, 2017. If so, what was the date of renewal. Thank you for your attention to these matters.

Sincerely,

(b) (6), (b) (7)(C)

From: Kallestad, Blair <Blair.Kallestad@freshfromflorida.com>
Sent: Thursday, June 8, 2017 8:25 AM
To: (b) (6), (b) (7)(C)
Subject: RE: Public Records Request

We did not find any additional OCVI's for Nosey from out of state.

Blair Kallestad

Administrative Assistant I

Division of Animal Industry

Florida Department of Agriculture and Consumer Services

Telephone: 850-410-0903

Blair.Kallestad@FreshFromFlorida.com

www.FreshFromFlorida.com

Please note that Florida has a broad public records law (Chapter 119, Florida Statutes). Most written communications to or from state employees are public records obtainable by the public upon request. E-mail sent to me at this e-mail address may be considered public and will only be withheld from disclosure if deemed confidential pursuant to the laws of the State of Florida

---

From: (b) (6), (b) (7)(C)
Sent: Wednesday, June 07, 2017 4:10 PM
To: Kallestad, Blair <Blair.Kallestad@freshfromflorida.com>
Subject: Re: Public Records Request

Blair,

Can you confirm that your search did not yeild any OCVI's from out of state?

Thank you,

Denise

From: Kallestad, Blair <Blair.Kallestad@freshfromflorida.com>
Sent: Wednesday, June 7, 2017 3:49 PM
To: [redacted]
Subject: Public Records Request

Hi [redacted]

Yesterday I sent you the most current OCVI's we obtained from [redacted] for 2017, at this time this concludes your request. I will be in contact with you if we receive any OCVI's from July 2016 – current date, per your request made on 04/17/2017.

Please note, the Division of Animal Industry only retains the OCVI's on Dogs, Cats, and Non-Livestock animals for 12 calendar months.

Please do not hesitate to call if you have any additional questions.

Thank you!

Blair Kallestad

Administrative Assistant I

Division of Animal Industry

Florida Department of Agriculture and Consumer Services

Telephone: 850-410-0903

Blair.Kallestad@FreshFromFlorida.com

www.FreshFromFlorida.com

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Nkromah, Ama-Esi - APHIS

From: ACEAST
Sent: Tuesday, June 27, 2017 7:33 AM
To: Nkromah, Ama-Esi - APHIS
Cc: Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521

Good Morning,

Below is the latest itinerary received from Hugo T. Liebel. Please, let me know if you need any additional information.

Best Regards,

Animal Care
USDA APHIS AC
920 Main Campus Drive Suite 200
Raleigh, NC 27606-5210
E-mail: aceast@aphis.usda.gov
Phone: (919) 855-7100
Fax: (919) 855-7123

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, June 26, 2017 4:40 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521

Elephant will be at
[redacted] (b) (4)
She will travel to and be there on 6/27/2017, or untill further notice.
A Wednesday and Thursday spot are pending.

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number;
58-C-0288

From:	ACEAST
To:	Benson, Amy V - APHIS
Cc:	Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521
Date:	Thursday, June 29, 2017 4:07:03 PM

Good Afternoon,

Please see the latest itinerary from Hugo T. Liebel. Please, let me know if you need any additional information.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Wednesday, June 28, 2017 7:30 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521

Elephant will be at [redacted] (b) (4) from June 30 through July 2 of 2017

H.T Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number
58-C-0287

From: Gaj, Gregory S - APHIS
To: Weber, Tom G - APHIS
Subject: FW: Nosey The Elephant - Out of State Venues and USDA Report
Date: Tuesday, August 15, 2017 3:27:03 PM

From: Gaj, Gregory S - APHIS
Sent: Tuesday, April 18, 2017 4:19 PM
To: Beaton, Rob <Rob.Beaton@MyFWC.com>
Subject: RE: Nosey The Elephant - Out of State Venues and USDA Report

Hi Major Beaton,

I was on leave when the emails concerning Nosey started and now that I'm back I'm trying to figure out what you might need from USDA at this point. I emailed a copy of the final consent decision to Captain Hooker. Is that something you would also like a copy?

USDA Animal Care doesn't require Health Certificates for elephants and leaves it up to the states to handle that issue.

Please let me know if there is anything I can do to help.

Greg

From: Beaton, Rob [mailto:Rob.Beaton@MyFWC.com]
Sent: Tuesday, April 18, 2017 7:56 AM
To: diane.kitchen@freshfromflorida.com; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: FW: Nosey The Elephant - Out of State Venues and USDA Report

FYI...

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, April 18, 2017 7:42 AM
To: Beaton, Rob <Rob.Beaton@MyFWC.com>
Cc: Harrison, Tyler <tyler.harrison@MyFWC.com>; Hooker, Kara <Kara.Hooker@MyFWC.com>; Jones, Derrell <Derrell.Jones@MyFWC.com>; Smith, Brian <brian.smith@MyFWC.com>; Brown, Curtis <curtis.brown@MyFWC.com>
Subject: Re: Nosey The Elephant - Out of State Venues and USDA Report

Major Beaton,

Here is a partial list of out of state venues for which we believe there are no vet certificates. In some states there were multiple exhibitions. I am in possession of video, photos and the contact information as well as witnesses willing to provide your agency with sworn statements

that can substantiate Mr. Liebel was out of state exhibiting Nosey as well as give details of Nosey being left unattended and without barriers.

Mr. Liebel exhibited an elephant in New Jersey in August, 2015

Mr. Liebel exhibited an elephant in Indiana, June, July, September, 2015

Mr. Liebel exhibited an elephant in Indiana February, 2016

Mr. Liebel exhibited an elephant in Iowa, June through July 2016

Mr. Liebel exhibited an elephant in Ohio, July and August, 2016

Mr. Liebel exhibited an elephant in Illinois, September, 2016

Mr. Liebel exhibited an elephant in Indiana, June, July, August, September and October, 2016

Mr. Liebel exhibited an elephant in South Carolina, October 2016

Mr. Liebel exhibited an elephant in South Carolina, April 2017

For ease of reference, I am also attaching a copy of 68-1.010. in its entirety. Clearly ,the following factors (among others) need to be considered prior to issuing a renewal license to Mr. Liebel:

> 541(f) Attempts by the applicant, licensee or permitted to correct or prevent violations, or the refusal or failure of the applicant, licensee or permittee to take reasonable measures to correct or prevent violations;
> 574(g) Related violations by an applicant, licensee or permittee **in another jurisdiction**;
> 586(h) The deterrent effect of denial, suspension, revocation or non-renewal;
> 596(i) Any other mitigating or aggravating factors that reasonably relate to public safety and welfare or the management and protection of natural resources for which the Commission is responsible.

For ease of reference, I am also attaching the USDA report which shows citations regarding Nosey dating back to 1997 which list dates and locations through 2011. On March 18, 2013: In a settlement agreement reached with the USDA arising from the 33 formal charges filed against it in 2011, Liebel was assessed a civil penalty of $7,500 and ordered to stop violating the AWA.

He did not. The violations continue.....

March 19, 2014: The USDA cited Liebel for failing to supply adequate veterinary care to Nosey, who was observed to have an overgrown toenail curling upward and pulling away from the nail bed. In addition, Liebel was cited for improper handling of animals for failing to have a proper barrier between the public and the elephant ride area. The barrier had a large opening, and no responsible adult was around to monitor the area. Two small children approaching this area went unnoticed until a USDA inspector pointed them out.

August 4, 2015: The USDA cited Liebel for failing to have the program of veterinary care available to review and failing to have enough employees present to take care of Nosey and the other animals during a show in New Jersey.

February 6, 2016: The Florida Fish and Wildlife Conservation Commission issued a warning to Liebel for failing to supervise Nosey properly during a show. She was left unsupervised behind an electric fence.

April 12, 2016 - FWC issues a renewal license to Hugo Liebel without an itinerary. This is a violation of their licensing requirements: **See Mobile Exhibits: Performing Animals Regs.**

March 11, 2017 - Mr. Liebel exhibits Nosey at the Ft. Lauderdale St. Patrick's Day parade. The FWC subsequently opens an investigation. Outcome TBD.

(b) (6), (b) (7)(C)

From: Beaton, Rob <Rob.Beaton@MyFWC.com>
Sent: Monday, April 17, 2017 9:41 AM
To: (b) (6), (b) (7)(C)
Cc: Harrison, Tyler; Hooker, Kara; Jones, Derrell
Subject: RE: Nosey The Elephant - FLORIDA DEPARTMENT OF AGRICULTURE CVI CERTIFICATES

(b) (6), (b) (7)(C)

Thank you for your email. I will be communicating with our partners at FDACS and USDA in regards to the health certificate.

RW Beaton

Major Rob Beaton
Captive Wildlife & Environmental Investigations

Florida Fish and Wildlife
Conservation Commission
Division of Law Enforcement

620 South Meridian Street
Tallahassee, Fl. 32399
(850) 488-6253

PATROL, PROTECT, PRESERVE

CONFIDENTIAL: The information contained in this communication is confidential, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the Office of Statewide Intelligence (850-617- 9534) or by return email immediately, and destroy this communication and all copies thereof, including all attachments

From: [redacted] (b) (6), (b) (7)(C)
Sent: Friday, April 14, 2017 4:50 PM
To: Harrison, Tyler <tyler.harrison@MyFWC.com>; Beaton, Rob <Rob.Beaton@MyFWC.com>; Brown, Curtis <curtis.brown@MyFWC.com>; Smith, Brian <brian.smith@MyFWC.com>
Cc: [redacted] (b) (6), (b) (7)(C)
[redacted] (b) (6), (b) (7)(C)
Subject: Nosey The Elephant - FLORIDA DEPARTMENT OF AGRICULTURE CVI CERTIFICATES

Dear Sirs,

As you know in order to transport Nosey between states, Mr. Liebel is required to obtain a health certificate issued by an accredited veterinarian in the state of origin, dated within 30 days of entry. I spoke with Dr. Dianne Kitchen from The Florida Department of Agriculture Today. She informed me that once the vet issues the certificate he/she will either post it to Global Vet Link (The common method) or send in a hard copy to The Florida Dept. of Agriculture for their records. I am in the process of obtaining the records (if they in fact exist). Dr. Kitchen confirmed for me that there are no certificates whatsoever on Global vet link concerning Nosey or Mr. Liebel as far back as January, 2016 (That is as far as I asked her to go back at this point). This means that Mr. Liebel is transporting Nosey across state lines without the proper paperwork and has been doing so for at least 15 months. It is incumbent on Mr. Liebel to obtain the proper paperwork before leaving the state. You will note, that he has not included any out of state venues on his itineraries for the past few years (my records show since 2012) It is also incumbent on Mr. Liebel not to falsify any documentation. This conduct constitutes a felony.

I can provide you with pictures, videos and eye witness testimony that Mr. Liebel has

transported Nosey to Indiana, Iowa, New Jersey, Texas, and South Carolina as recently as a week ago along with other out of state venues in the past two years. Dr. Kitchen also confirmed that TB testing is not part of the process for obtaining a certificate. The TB issue is still not resolved.

Mr. Liebel's renewal license paperwork is currently pending and scheduled for renewal on April 27th. you are now on notice of the above and In light of this information, I implore you to conduct a comprehensive investigation before you consider issuing Mr. Liebel a new license. I am also requesting that Nosey be seized for as long as it takes to resolve the TB issue. Our organization will be happy to work with you to place her. I am happy to provide you with dates and locations and witnesses upon your request.

Sincerely,

(b) (6), (b) (7)(C)

[redacted]

From:	Gaj, Gregory S - APHIS
To:	Weber, Tom G - APHIS
Subject:	FW: Question
Date:	Tuesday, August 15, 2017 3:27:00 PM
Attachments:	LIEBELcomplaint.pdf signed 2013 settlement.pdf

-----Original Message-----
From: Gaj, Gregory S - APHIS
Sent: Tuesday, April 18, 2017 3:52 PM
To: Hooker, Kara <Kara.Hooker@MyFWC.com>
Subject: RE: Question

I've attached the original complaint (case) along with the Final Decision and Order. We consider these violations to be closed. Hope this completes what you need.

Greg

-----Original Message-----
From: Hooker, Kara [mailto:Kara.Hooker@MyFWC.com]
Sent: Friday, April 14, 2017 1:19 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Re: Question

No hurry. Feel better!

Sent from my iPhone

> On Apr 14, 2017, at 12:34 PM, Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov> wrote:
>
> I'll see what I can find out Monday.
>
> Had surgery to remove an infected gallbladder this week and still recovering
>
> Sent from my iPhone
>
>> On Apr 14, 2017, at 12:19 PM, Hooker, Kara <Kara.Hooker@MyFWC.com> wrote:
>>
>> Hi Greg- when you get a chance can you tell me the disposition on this and any recent usda violations with nosey?
>>
>> thanks
>>
>> Captain Kara Hooker
>> FWC Division of Law Enforcement
>> (850) 488-6253 Office
>>
>>
>> From: Beaton, Rob
>> Sent: Friday, April 14, 2017 11:54 AM
>> To: Hooker, Kara <Kara.Hooker@MyFWC.com>
>> Subject: Question
>>

>> Do we know the disposition on this?
>>
>> <LiebelViolations.pdf>
>
>
>
>
> This electronic message contains information generated by the USDA solely for the intended recipients. Any unauthorized interception of this message or the use or disclosure of the information it contains may violate the law and subject the violator to civil or criminal penalties. If you believe you have received this message in error, please notify the sender and delete the email immediately.

From:	Smith, RaNeshia - APHIS
To:	Navarro, Luis A - APHIS
Cc:	Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS
Subject:	3203 Hugo Liebel itinerary 11 August 17
Date:	Tuesday, August 15, 2017 6:33:51 AM
Attachments:	3203 Hugo Liebel itinerary 11 Aug 17.pdf image001.png

---

Good morning, please see the attached file. Thank you.

RaNeshia L. Smith

Inspection & Licensing Assistant
Animal Care, USDA APHIS ERO
920 Main Campus Drive, Ste. 200
Raleigh, NC 27606-5213
Tel. (919) 855-7119
Email: RaNeshia.Smith@aphis.usda.gov

Smith, RaNeshia - APHIS 3203

From: ACEAST
Sent: Monday, August 14, 2017 4:50 PM
To: (b) (6), (b) (7)(C)
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Good Afternoon,

Would you be able to provide us with a location for the time period of 8/12 to 8/17?

Best Regards,

Animal Care
USDA APHIS AC
920 Main Campus Drive Suite 200
Raleigh, NC 27606-5210
E-mail: aceast@aphis.usda.gov
Phone: (919) 855-7100
Fax: (919) 855-7123

From (b) (6), (b) (7)(C)
Sent: Monday, August 14, 2017 11:25 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Elephant was invited on short notice to be at a party. It left no time for prior notification.
On 8/11/2017 elephant was at;
(b) (4)

On 8/17/17 elephant will leave for; (b) (4)
(b) (4)
Elephant will be there until the 20th

On8/21/17 elephant will leave for : (b) (4)
(b) (4) Elephant will be there until the 24th.

On 8/25/17 elephant will leave for ; (b) (4) Elephant will be there until the 27th.

H.T Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number; 58-C-0288

USDA APHIS

18

From:	Sofranko, Denise M - APHIS
To:	ACEAST
Subject:	RE: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Monday, August 14, 2017 1:20:31 PM

Thank you RaNeshia,

Could you respond to them and ask them to provide information as to location from 8/12 to 8/17?

Thanks!

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: ACEAST
Sent: Monday, August 14, 2017 11:06 AM
To: Smith, RaNeshia - APHIS <RaNeshia.Smith@aphis.usda.gov>
Cc: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Hi RaNeshia,

Please see the below itinerary for Hugo T. Liebel. I believe you requested an updated one for the last complaint on them. Please, let me know if you need any additional information.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, August 14, 2017 11:25 AM

To: aceast@usda.gov

Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Elephant was invited on short notice to be at a party. It left no time for prior notification.
On 8/11/2017 elephant was at;
(b) (4)

On 8/17/17 elephant will leave for; (b) (4)
(b) (4)
Elephant will be there until the 20th

On8/21/17 elephant will leave for ; (b) (4)
(b) (4) Elephant will be there until the 24th.

On 8/25/17 elephant will leave for ; (b) (4)
Elephant will be there until the 27th.

H.T Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number; 58-C-0288

From: Gaj, Gregory S - APHIS
To: Sofranko, Denise M - APHIS
Cc: ACEAST; Stokes, William S - APHIS
Subject: Re: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR
Date: Monday, August 7, 2017 6:58:01 PM

I provide [redacted] with instructions last week on her either emailing to ACEAST or mailing to Raleigh. Not sure if she has already done so.

Sent from my iPhone

On Aug 7, 2017, at 1:47 PM, Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov> wrote:

> Hi Greg,
>
> If [redacted] has video or statements, we could ask for them as part of the complaint. I'm not aware of venues that were not listed on an itinerary. Might be good to know those venues as well.
>
> Denise.M.Sofranko, DVM
> Field Specialist for Elephants
> USDA, APHIS, AC, Center for Animal Welfare
>
> ---
>
> **From:** Gaj, Gregory S - APHIS
> **Sent:** Friday, August 4, 2017 6:35 AM
> **To:** Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
> **Cc:** ACEAST <ACEAST@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
> **Subject:** FW: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR
>
> Hi Denise,
>
> I responded to [redacted] concerns and request to have Nosey inspected in OH. I think we have to log this in as another complaint and add to the list of currently open complaints.
>
> [redacted] (b) (5)
>
> Any thoughts or comments?
>
> Thanks
> Greg

From: Gaj, Gregory S - APHIS
Sent: Friday, August 4, 2017 8:23 AM
To: [redacted]
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Good morning [redacted]

The AWA has no requirement for bonding or insurance. These requirements rest solely with the state of FL as does enforcement of those requirements.

I am not at liberty to discuss the timing or location of AWA inspections since they are unannounced and a number of factors must be considered when determining the most appropriate venue to inspect. I can have your concerns submitted as a complaint and your concerns will try to be addressed on the next inspection.

Sincerely,

Gregory S. Gaj, DVM
USDA, APHIS, AC

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Thursday, August 3, 2017 8:31 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Re: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Dr. Gaj,

Thank you for getting back to me regarding the insurance bond. Does the AWA require insurance? Does the APHIS plan to investigate the venues Mr. Liebel exhibited Nosey that were not on her itinerary? Also, Nosey is currently at the Great Lakes Medieval Fair in Ohio. She is being walked for a half a mile in the middle of the crowd. This is against AWA regulations and presents a substantial public safety hazard. I have video and a sworn statement from an eyewitness who has been at the fair the past few weekends. She is also being left with several people who are not elephant handlers and the public has access to her. Please let me know if a USDA inspector will be investigating this matter.

Thank you,
[redacted]

From: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>

Sent: Tuesday, August 1, 2017 4:04 PM
To: [redacted]
Subject: RE: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

Good afternoon [redacted]

Thank you for sending this information to USDA. The Florida FWCC had previously confirmed the information you provided. While a bond is required by FWCC, there is no requirement for such a bond under the AWA regulations and standards.

Sincerely,

Gregory S. Gaj, DVM
USDA, APHIS, AC
920 Main Campus Drive, Suite 200
Raleigh, NC 27606

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Tuesday, August 1, 2017 1:13 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Fw: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

Dear Dr. Gaj,

I am forwarding this information to you as confirmation that Mr. Liebel's insurance bond has been cancelled effective 8/9/17. Nosey is currently in Ohio and being exhibited at the Great Lakes Midieval Fair on the weekends. She is scheduled to be there through August 9th. Mr. and Mrs. Liebel have not been present and she is being handled by their children. However, Liebel continues to exhibit her in venues (parking lots) that are not on the USDA or FWC itinerary including several Tractor Supply stores and Big Jerks a retail store. Please contact me for documentation and contact information to authenticate this information. I look forward to your reply.

Sincerely,
(b) (6), (b) (7)(C), (b) (7)(D)
[redacted]

From: (b) (6), (b) (7)(C), (b) (7)(D)

Sent: Monday, July 24, 2017 2:17 PM
To: dorothy.howard@myfwc.com; aceast@usda.gov; aceast@aphis.gov
Cc: Brian.Smith@myFWC.com
Subject: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

This email is to serve as notice to both the Florida Fish and Wildlife Conservation commission and the USDA/APHIS that the insurance bond in reference to the above mentioned individual/business is being cancelled effective August 9, 2017 (Please see below email). Mr. Liebel's current OCVI expired on May 30, 2017. He is currently in the State of Ohio and will soon be operating without insurance.

Sincerely,

[redacted]

From: [redacted] (b) (6), (b) (7)(C) [redacted] @rlicorp.com>
Sent: Monday, July 17, 2017 2:43 PM
To: [redacted]
Subject: RE: Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel

We issued cancellation notice according to the terms of the bond to be effective 8-9-17.

This electronic message contains information generated by the USDA solely for the intended recipients. Any unauthorized interception of this message or the use or disclosure of the information it contains may violate the law and subject the violator to civil or criminal penalties. If you believe you have received this message in error, please notify the sender and delete the email immediately.

From: McCollough, Victoria J - APHIS
To: Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS; Stokes, William S - APHIS
Subject: Complaint AC17-733: Nosey at Great Lakes Medieval Fair
Date: Monday, August 7, 2017 2:32:20 PM
Attachments: 3203 ITINERARY JUL 4 - AUG 13 2017.pdf
AC17-733.docx

From: Gaj, Gregory S - APHIS
Sent: Friday, August 4, 2017 8:23 AM
To: (b) (6), (b) (7)(C), (b) (7)(D)
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Good morning [redacted]

The AWA has no requirement for bonding or insurance. These requirements rest solely with the state of FL as does enforcement of those requirements.

I am not at liberty to discuss the timing or location of AWA inspections since they are unannounced and a number of factors must be considered when determining the most appropriate venue to inspect. I can have your concerns submitted as a complaint and your concerns will try to be addressed on the next inspection.

Sincerely,

Gregory S. Gaj, DVM
USDA, APHIS, AC

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Thursday, August 3, 2017 8:31 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Re: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Dr. Gaj,

Thank you for getting back to me regarding the insurance bond. Does the AWA require insurance? Does the APHIS plan to investigate the venues Mr. Liebel exhibited Nosey that were not on her itinerary? Also, Nosey is currently at the Great Lakes Medieval Fair in Ohio. She is being walked for a half a mile in the middle of the crowd. This is against AWA regulations and presents a substantial public safety hazard. I have video and a sworn statement from an eyewitness who has been at the fair the past few weekends. She is also being left with several people who are not elephant handlers and the public has access to her. Please let me know if a USDA inspector will be investigating this matter.

Thank you,

(b) (6), (b) (7)(C), (b) (7)(D) [redacted]

From: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Sent: Tuesday, August 1, 2017 4:04 PM
To: [redacted]
Subject: RE: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

Good afternoon [redacted]

Thank you for sending this information to USDA. The Florida FWCC had previously confirmed the information you provided. While a bond is required by FWCC, there is no requirement for such a bond under the AWA regulations and standards.

Sincerely,

Gregory S. Gaj, DVM
USDA, APHIS, AC
920 Main Campus Drive, Suite 200
Raleigh, NC 27606

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Tuesday, August 1, 2017 1:13 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Fw: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

Dear Dr. Gaj,

I am forwarding this information to you as confirmation that Mr. Liebel's insurance bond has been cancelled effective 8/9/17. Nosey is currently in Ohio and being exhibited at the Great Lakes Midieval Fair on the weekends. She is scheduled to be there through August 9th. Mr. and Mrs. Liebel have not been present and she is being handled by their children. However, Liebel continues to exhibit her in venues (parking lots) that are not on the USDA or FWC itinerary including several Tractor Supply stores and Big Jerks a retail store. Please contact me for documentation and contact information to authenticate this information. I look forward to your reply.

Sincerely,
(b) (6), (b) (7)(C), (b) (7)(D) [redacted]

From: [redacted] (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Monday, July 24, 2017 2:17 PM
To: dorothy.howard@myfwc.com; aceast@usda.gov; aceast@aphis.gov
Cc: Brian.Smith@myFWC.com
Subject: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

This email is to serve as notice to both the Florida Fish and Wildlife Conservation commission and the USDA/APHIS that the insurance bond in reference to the above mentioned individual/business is being cancelled effective August 9, 2017 (Please see below email). Mr. Liebel's current OCVI expired on May 30, 2017. He is currently in the State of Ohio and will soon be operating without insurance.

Sincerely,

[redacted]

From: [redacted] (b) (6), (b) (7)(C) @rlicorp.com>
Sent: Monday, July 17, 2017 2:43 PM
To: [redacted]
Subject: RE: Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel

We issued cancellation notice according to the terms of the bond to be effective 8-9-17.

This electronic message contains information generated by the USDA solely for the intended recipients. Any unauthorized interception of this message or the use or disclosure of the information it contains may violate the law and subject the violator to civil or criminal penalties. If you believe you have received this message in error, please notify the sender and delete the email immediately.

Nkromah, Ama-Esi - APHIS

From: ACEAST
Sent: Wednesday, July 05, 2017 8:39 AM
To: Nkromah, Ama-Esi - APHIS
Cc: Sofranko, Denise M - APHIS; Navarro, Luis A - APHIS; Gaj, Gregory S - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521.

Hey Ama-Esi,

Please see the below itinerary from Hugo T. Liebel.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, July 3, 2017 1:44 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521.

Elephant will leave [redacted] (b) (4) sometime early July 4 and arrive. And stay at;
[redacted] (b) (4)
On July 5 elephant will travel to;
[redacted] (b) (4)
Elephant will be there from July 8 through August 13, or until further notice.

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Florida, 33836

USDA licence number
58-C-0288

USDA, APHIS, Animal Care

ANIMAL WELFARE COMPLAINT

Complaint No.	Date Entered	Received By
AC17-733	7-Aug-17	VMcCOLLOUGH

Referred To	Reply Due
GAJ / SOFRANKO / STOKES	6-Sep-17

Facility or Person Complaint Filed Against

Name	Customer/License/Registration No.
HUGO T LIEBEL	3203 / 58-C-0288

Address
PO BOX 3230

City	State	Zip	Phone No
DAVENPORT	FL	33836	(b) (6), (b) (7)(C)

Complainant

Name	Organization
(b) (6), (b) (7)(C), (b) (7)(D)	(b) (6), (b) (7)(C), (b) (7)(D)

Address

City	State	Zip	Phone No./Email address
			(b) (6), (b) (7)(C), (b) (7)(D)

How was complaint received?
Email

Details of Complaint: SEE ATTACHED

Results:

Application packet provided? Yes ☐ No ☐

INSPECTOR DATE

REVIEWED BY DATE

From:	Smith, RaNeshia - APHIS
To:	Gaj, Gregory S - APHIS; Navarro, Luis A - APHIS
Cc:	Sofranko, Denise M - APHIS
Subject:	3203 Hugo Liebel complaint AC17-729
Date:	Friday, August 4, 2017 11:55:11 AM
Attachments:	3203 Hugo T Liebel open complaint AC17-729.pdf AC17-729.docx image001.png

---

Good morning, please see the attached files. Thank you.

RaNeshia L. Smith

Inspection & Licensing Assistant
Animal Care, USDA APHIS ERO
920 Main Campus Drive, Ste. 200
Raleigh, NC 27606-5213
Tel. (919) 855-7119
Email: RaNeshia.Smith@aphis.usda.gov

USDA

USDA, APHIS, Animal Care

Animal Care

ANIMAL WELFARE COMPLAINT

Complaint No.	Date Entered	Received By
AC17-729	4-Aug-17	R. Smith
Referred To		**Reply Due**
Gaj/Navarro		3-Sep-17

Facility or Person Complaint Filed Against

Name	Customer/License/Registration No.
Hugo T Liebel	3203/58-C-0288

Address
(b) (6), (b) (7)(C)

City	State	Zip	Phone No
(b) (6), (b) (7)(C)			(b) (6), (b) (7)(C)

Complainant

Name	Organization
(b) (6), (b) (7)(C), (b) (7)(D)	

Address

City	State	Zip	Phone No /Email address
			(b) (6), (b) (7)(C), (b) (7)(D)

How was complaint received?
Email

Details of Complaint: SEE ATTACHED

Results:

Application packet provided? Yes ☐ No ☐

INSPECTOR DATE

REVIEWED BY DATE

Smith, RaNeshia - APHIS

From: Gaj, Gregory S - APHIS
Sent: Friday, August 04, 2017 9:40 AM
To: ACEAST
Cc: Smith, RaNeshia - APHIS
Subject: FW: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Good morning,

Would you log in as a complaint and also have a request for an itinerary sent to the Liebels? Thanks

Greg

From: Stokes, William S - APHIS
Sent: Friday, August 4, 2017 8:40 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Cc: ACEAST <ACEAST@aphis.usda.gov>
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Greg,
Thanks for the excellent response to [redacted] A travel inspection in Ohio is a good idea.

Bill

From: Gaj, Gregory S - APHIS
Sent: Friday, August 4, 2017 8:35 AM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Cc: ACEAST <ACEAST@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
Subject: FW: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Hi Denise,

I responded to Ms. Gaug's concerns and request to have Nosey inspected in OH. I think we have to log this in as another complaint and add to the list of currently open complaints.

[redacted] (b) (5)

Any thoughts or comments?

Thanks
Greg

From: Gaj, Gregory S - APHIS
Sent: Friday, August 4, 2017 8:23 AM
To: [redacted] (b) (6), (b) (7)(C), (b) (7)(D)
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Good morning [redacted]

The AWA has no requirement for bonding or insurance. These requirements rest solely with the state of FL as does enforcement of those requirements.

I am not at liberty to discuss the timing or location of AWA inspections since they are unannounced and a number of factors must be considered when determining the most appropriate venue to inspect. I can have your concerns submitted as a complaint and your concerns will try to be addressed on the next inspection.

Sincerely,

Gregory S. Gaj, DVM
USDA, APHIS, AC

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Thursday, August 3, 2017 8:31 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Re: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Dr. Gaj,

Thank you for getting back to me regarding the insurance bond. Does the AWA require insurance? Does the APHIS plan to investigate the venues Mr. Liebel exhibited Nosey that were not on her itinerary? Also, Nosey is currently at the Great Lakes Medieval Fair in Ohio. She is being walked for a half a mile in the middle of the crowd. This is against AWA regulations and presents a substantial public safety hazard. I have video and a sworn statement from an eyewitness who has been at the fair the past few weekends. She is also being left with several people who are not elephant handlers and the public has access to her. Please let me know if a USDA inspector will be investigating this matter.

Thank you,
[redacted]

From: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Sent: Tuesday, August 1, 2017 4:04 PM
To: [redacted]
Subject: RE: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

Good afternoon [redacted]

Thank you for sending this information to USDA. The Florida FWCC had previously confirmed the information you provided. While a bond is required by FWCC, there is no requirement for such a bond under the AWA regulations and standards.

Sincerely,

Gregory S. Gaj, DVM
USDA, APHIS, AC

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Raleigh, NC 27606

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Sincerely,
(b) (6), (b) (7)(C), (b) (7)(D)

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Monday, July 24, 2017 2:17 PM
To: dorothy.howard@myfwc.com; aceast@usda.gov; aceast@aphis.gov
Cc: Brian.Smith@myFWC.com
Subject: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

This email is to serve as notice to both the Florida Fish and Wildlife Conservation commission and the USDA/APHIS that the insurance bond in reference to the above mentioned individual/business is being cancelled effective August 9, 2017 (Please see below email). Mr. Liebel's current OCVI expired on May 30, 2017. He is currently in the State of Ohio and will soon be operating without insurance.

Sincerely,

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From (b) (6), (b) (7)(C) @rlicorp.com>
Sent: Monday, July 17, 2017 2:43 PM
To: (b) (6), (b) (7)(C), (b) (7)(D)
Subject: RE: Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel

We issued cancellation notice according to the terms of the bond to be effective 8-9-17.

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USDA, APHIS, Animal Care

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Address

City	State	Zip	Phone No./Email address
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How was complaint received?
Email

Details of Complaint: SEE ATTACHED

Results:

Application packet provided? Yes ☐ No ☐

INSPECTOR DATE

REVIEWED BY DATE

USDA APHIS

18

From: [redacted]
To: Gaj, Gregory S - APHIS
Subject: Re: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR
Date: Friday, August 4, 2017 11:01:57 AM

Thank you, that would be great. To whom shall I forward the video and other information? I greatly appreciate your prompt reply.

[redacted]

From: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Sent: Friday, August 4, 2017 8:23 AM
To: [redacted]
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Good morning [redacted]

The AWA has no requirement for bonding or insurance. These requirements rest solely with the state of FL as does enforcement of those requirements.

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To: (b) (6), (b) (7)(C), (b) (7)(D)
Sub y The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

Good afternoon (b) (6), (b) (7)(C), (b) (7)(D)

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Sincerely,

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Raleigh, NC 27606

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To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Fw: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

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To: dorothy.howard@myfwc.com; aceast@usda.gov; aceast@aphis.gov
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From:	Gibbens, Robert - APHIS
To:	Sofranko, Denise M - APHIS
Subject:	RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR
Date:	Friday, August 4, 2017 10:50:52 AM

Excellent.

From: Sofranko, Denise M - APHIS
Sent: Friday, August 4, 2017 8:46 AM
To: Gibbens, Robert - APHIS <Robert.M.Gibbens@aphis.usda.gov>
Subject: FW: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

There ya go.

Have a great week!

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Gaj, Gregory S - APHIS
Sent: Friday, August 4, 2017 8:43 AM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Cc: Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>; Wineland, Nora E - APHIS <Nora.E.Wineland@aphis.usda.gov>
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Thanks for your comments Denise. Let's wait and see what we get as an itinerary then reassess

Greg

From: Sofranko, Denise M - APHIS
Sent: Friday, August 4, 2017 10:40 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Cc: Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>; Wineland, Nora E - APHIS <Nora.E.Wineland@aphis.usda.gov>
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Greg,

Thanks for passing on your response.

(b) (5)

(b) (5)

Thanks!

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Gaj, Gregory S - APHIS
Sent: Friday, August 4, 2017 6:35 AM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Cc: ACEAST <ACEAST@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
Subject: FW: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Hi Denise,

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(b) (5)

Any thoughts or comments?

Thanks
Greg

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Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Good morning [redacted]

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Subject: RE: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

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To: Gaj, Gregory S - APHIS
Cc: Stokes, William S - APHIS; Wineland, Nora E - APHIS
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR
Date: Friday, August 4, 2017 10:45:35 AM

Sounds good.

Thanks!

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

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Greg,

Thanks for passing on your response.

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Subject: Fw: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

Dear Dr. Gaj,

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From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Monday, July 24, 2017 2:17 PM
To: dorothy.howard@myfwc.com; aceast@usda.gov; aceast@aphis.gov
Cc: Brian.Smith@myFWC.com
Subject: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

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From: Sofranko, Denise M - APHIS
To: Gibbens, Robert - APHIS
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR
Date: Friday, August 4, 2017 10:19:12 AM

Btw, will there be an acting RD next week?

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Gibbens, Robert - APHIS
Sent: Friday, August 4, 2017 7:40 AM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Cc: Wineland, Nora E - APHIS <Nora.E.Wineland@aphis.usda.gov>
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

I'll be available in 5 minutes. 970-494-7474

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Before I answer, would like to discuss if you have time.

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Sent: Friday, August 4, 2017 6:40 AM
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I responded to [redacted] concerns and request to have Nosey inspected in OH. I think we have to log this in as another complaint and add to the list of currently open complaints.

[redacted] (b) (5)

Any thoughts or comments?

Thanks
Greg

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Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Good morning [redacted]

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Subject: RE: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

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Gregory S. Gaj, DVM
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To: Gibbens, Robert - APHIS
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR
Date: Friday, August 4, 2017 9:46:36 AM

Now?

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

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Sent: Friday, August 4, 2017 7:40 AM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
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Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

I'll be available in 5 minutes. 970-494-7474

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Any thoughts or comments?

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To: ACEAST
Cc: Smith, RaNeshia - APHIS
Subject: FW: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR
Date: Friday, August 4, 2017 9:39:44 AM

Good morning,

Would you log in as a complaint and also have a request for an itinerary sent to the Liebels? Thanks

Greg

From: Stokes, William S - APHIS
Sent: Friday, August 4, 2017 8:40 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
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From:	Sofranko, Denise M - APHIS
To:	Sheppard, Reginald D - APHIS
Cc:	Wineland, Nora E - APHIS
Subject:	RE: Nosey the Elephant Evaluation (see attached)
Date:	Wednesday, August 2, 2017 4:14:29 PM
Attachments:	Compliance history post 2013 settlement.docx

I believe this is what they are referring to in the emails. This version was done at the time of the original request for a review.

Let me know if you have questions.

Thanks!

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Sheppard, Reginald D - APHIS
Sent: Wednesday, August 2, 2017 2:00 PM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: Nosey the Elephant Evaluation (see attached)

Good Afternoon Dr. Sofranko!

I am with the FOIA staff. I am reviewing emails in response to a FOIA request involving Nosey the elephant. The attached email from Dr. Goldentyer (Page 2) mentioned your evaluation involving Mr. Liebel or Nosey. Do you have any reports or wrote up an evaluation as stated by Dr. Goldentyer? If so, can you forward me a copy?

Thanks!

Compliance History Review for Hugo Liebel (#3203) following the Consent Decision (Case FL09465) signed 3/18/2013

Violations included in **FL09465:**

9 C.F.R. § 2.100 Willful violation of the regulations

9 C.F.R. § 2.8 Notification of change of name, address, control, or ownership of business

9 C.F.R. § 2.40(a), 2.40(b)(2) Veterinary care (multiple citations)

9 C.F.R. § 2.131(b)(1), (c)(1),(d)(1),(d)(3)Handling (multiple citations)

9 C.F.R. § 3.75(a) Housing facilities

9 C.F.R.§3.81(b) Environmental enhancement

9 C.F.R. § 3.84(c) Cleaning, sanitization, housekeeping and pest control

9 C.F.R.§ 3.125(a),(c) Housing (multiple citations)

9 C.F.R. § 3.127(d) Perimeter fence

9 C.F.R.§ 3.128 Space requirements (multiple citations)

9 C.F.R.§ 3.129(a) Feeding

9 C.F.R. § 3.131(c), (d) Sanitation (multiple citations)

9 C.F.R. § 3.138 (a), (f) Primary conveyances (multiple citations)

Since 3/18/2013, there have been numerous complaints submitted to Animal Care. Eight inspections (see list below) have been conducted. None of these 8 was conducted by the traveling elephant team. Three TRA inspections were conducted by ACIs and 3 by a VMO. Two home site inspections were done by the home inspector, a VMO.

Recent itineraries have been sent to a SACS and not the AC Regional Director as specified in the regulations (2.126(c). It appears that Mr. Liebel is not sending complete itineraries or updating them when they add new dates. Recent example: at least two recent dates in Texas were not on the itinerary they submitted to SACS.

The regulations and standards cited in the inspections listed below were also listed as components of the case that was closed with the 2013 Consent Decision and appear to be in violation of the Consent Decision.

TRA site inspections:

2/22/2013: Luis Navarro: No NCIs, complaint response 13-128, photos

7/5/2013: Carrie Bongard, No NCIs, complaint response E13-221, email from SACS questioning whether elephant team should be used to answer part of complaint that couldn't be answered with this inspection, no photos. This inspection was used to close case MI130055

9/27/2013: Lori Linn, No NCIs, complaint response 13-309, no photos

3/29/2014: Tracy Thompson and Dee Heezen: complaint response: 14-161 and 162, NCIs: 2.40 Vet care, 2.131 handling, photos

8/3/2014: Randy Coleman and Don Theodorson: No NCIs, complaint response E14-260 (by Nicolette Petervary), memo filed, no photos

1/17/2015: Mario Mercado and Susanne Brunkhorst: No NCIs, complaint response 15-073, 15-152, no photos

Home site inspections:

11/13/2013: Luis Navarro: complaint response 14-013, NO NCIs

2/2/2015: Luis Navarro: NCI: 3.75 monkey enclosure, no photos

Two additional cases listed in ACIS that have been closed:

FL120162: Closed on 12/13/12.

No inspection was conducted for this complaint. The complainant reported on 3/23/12 about an incident occurring the summer prior (between May and September 2011). An IES investigation was requested. The Report found: Investigation into this violation found the allegations that the elephant "Nosey" was tied to a truck which was then used to move her, substantiated, by both an eyewitness account as well as an admission by the elephant owners in a sworn affidavit. AC requested that the case be combined with an already open case (at the time) **FL09465**, which resulted in a Consent Decision (cease and desist, civil penalty $7,500).

MI130055: Closed on 3/21/14.

Great American Family Circus traveling unit had stops in Lake City, MI 7/6-7/2013, Maumee, OH 7/11-14/2013, and Goodeus, MI 7/24-25/2013. Eyewitnesses report; inadequate water with high temps, inadequate space and exercise and handling and care of Nosey the elephant. Veterinarian observed Nosey walked with a limp. No public barrier or restraint. Possible false identity by a woman who arranged the elephant rides, calling Nosey by a different name when meeting with the city chamber of commerce.

This case concerned complaint E13-221. The Report of Investigation states: USDA APHIS AC Inspection Report, dated 7/05/2013, states that no non-compliant items identified during inspection.

The SACS for the inspector that conducted this inspection noted that some issues of the complaint were not answered at the 7/5/2013 inspection and questioned whether some of those issues should be addressed by the elephant team. Follow up to that question was not found.

From: Gaj, Gregory S - APHIS
To: [redacted]
Subject: RE: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288
Date: Tuesday, August 1, 2017 4:04:31 PM

Good afternoon [redacted]

Thank you for sending this information to USDA. The Florida FWCC had previously confirmed the information you provided. While a bond is required by FWCC, there is no requirement for such a bond under the AWA regulations and standards.

Sincerely,

Gregory S. Gaj, DVM
USDA, APHIS, AC
920 Main Campus Drive, Suite 200
Raleigh, NC 27606

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Tuesday, August 1, 2017 1:13 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Fw: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

Dear Dr. Gaj,

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Sincerely,
(b) (6), (b) (7)(C), (b) (7)(D)
[redacted]

From (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Monday, July 24, 2017 2:17 PM
To: dorothy.howard@myfwc.com; aceast@usda.gov; aceast@aphis.gov

Cc: Brian.Smith@myFWC.com
Subject: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

This email is to serve as notice to both the Florida Fish and Wildlife Conservation commission and the USDA/APHIS that the insurance bond in reference to the above mentioned individual/business is being cancelled effective August 9, 2017 (Please see below email). Mr. Liebel's current OCVI expired on May 30, 2017. He is currently in the State of Ohio and will soon be operating without insurance.

Sincerely,

[redacted]

From [redacted] (b) (6), (b) (7)(C) @rlicorp.com>
Sent: Monday, July 17, 2017 2:43 PM
To: [redacted]
Subject: RE: Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel

We issued cancellation notice according to the terms of the bond to be effective 8-9-17.

This electronic message contains information generated by the USDA solely for the intended recipients. Any unauthorized interception of this message or the use or disclosure of the information it contains may violate the law and subject the violator to civil or criminal penalties. If you believe you have received this message in error, please notify the sender and delete the email immediately.

From: Sofranko, Denise M - APHIS
To: Gibbens, Robert - APHIS; Wineland, Nora E - APHIS
Subject: FW: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288
Date: Tuesday, August 1, 2017 3:34:04 PM

---

fyi

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Gaj, Gregory S - APHIS
Sent: Tuesday, August 1, 2017 1:33 PM
To: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
Subject: RE: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

Thanks Betty. It has been forwarded to the state and FWCC has discussed the issue with me previously. No action needs to be undertaken by FWCC unless the Liebels bring Nosey back to Florida without first getting the bond reinstated.

From: Goldentyer, Betty J - APHIS
Sent: Tuesday, August 1, 2017 3:28 PM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
Subject: RE: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

Greg and Denise,

[redacted] (b) (5)

Betty

From: Sofranko, Denise M - APHIS
Sent: Tuesday, August 1, 2017 3:23 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Subject: RE: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

How are you proposing to respond?

Denise.M.Sofranko, DVM

Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Gaj, Gregory S - APHIS
Sent: Tuesday, August 1, 2017 12:06 PM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Subject: FW: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

FYI...before I respond to [redacted] is there any specific language you might like me to use in the response? Thanks

Greg

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Tuesday, August 1, 2017 1:13 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Fw: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

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Sincerely,
(b) (6), (b) (7)(C), (b) (7)(D)
[redacted]

From (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Monday, July 24, 2017 2:17 PM
To: dorothy.howard@myfwc.com; aceast@usda.gov; aceast@aphis.gov
Cc: Brian.Smith@myFWC.com

Subject: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

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Sincerely,

[redacted]

From [redacted] rlicorp.com>
Sent: Monday, July 17, 2017 2:43 PM
To [redacted]
Subject: RE: Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel

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From:	Gaj, Gregory S - APHIS
To:	Sofranko, Denise M - APHIS; Stokes, William S - APHIS
Cc:	Goldentyer, Betty J - APHIS
Subject:	RE: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288
Date:	Tuesday, August 1, 2017 3:30:37 PM

(b) (5)

From: Sofranko, Denise M - APHIS
Sent: Tuesday, August 1, 2017 3:23 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Subject: RE: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

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Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

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Subject: Fw: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

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From: Sofranko, Denise M - APHIS
To: Gibbens, Robert - APHIS; Wineland, Nora E - APHIS
Subject: FW: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288
Date: Tuesday, August 1, 2017 3:14:44 PM

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fyi

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Gaj, Gregory S - APHIS
Sent: Tuesday, August 1, 2017 12:06 PM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>
Subject: FW: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

FYI...before I respond to [redacted] is there any specific language you might like me to use in the response? Thanks

Greg

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To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Fw: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

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(b) (6), (b) (7)(C), (b) (7)(D)

(b) (6), (b) (7)(C), (b) (7)(D)
[redacted]

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Monday, July 24, 2017 2:17 PM
To: dorothy.howard@myfwc.com; aceast@usda.gov; aceast@aphis.gov
Cc: Brian.Smith@myFWC.com
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(b) (6), (b) (7)(C), (b) (7)(D)
[redacted]

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Sent: Monday, July 17, 2017 2:43 PM
To (b) (6), (b) (7)(C), (b) (7)(D)
Subject: RE: Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel

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From: Sofranko, Denise M - APHIS
To: Hadjis, Tonya - APHIS
Subject: partial list of inspectons
Date: Friday, September 15, 2017 10:39:03 AM

Hi Tonya,

Paula's inspections as a team member to respond to complaints for this year:

R.W. Commerford
Carson and Barnes
Buttonwood Park (multiple)
Larry Carden
Hugo Liebel

Do you need specific dates on these?

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From:	Gerkin, Teany D - APHIS
To:	Miller, Dana - APHIS; Nowakowski, Craig A - APHIS
Cc:	Gaj, Gregory S - APHIS; Stokes, William S - APHIS; Gibbens, Robert - APHIS
Subject:	RE: Request to expedite documents to the state
Date:	Monday, September 11, 2017 9:02:42 AM

Hi Dr. Miller,

I was out on Friday. This request will completed this morning.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

---

From: Miller, Dana - APHIS
Sent: Monday, September 11, 2017 9:01 AM
To: Nowakowski, Craig A - APHIS <Craig.A.Nowakowski@aphis.usda.gov>; Gerkin, Teany D - APHIS <Teany.D.Gerkin@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>; Gibbens, Robert - APHIS <Robert.M.Gibbens@aphis.usda.gov>
Subject: Request to expedite documents to the state
Importance: High

Craig –

I haven't seen a response to this one yet. Did you already get these to Dennis??

Thanks,
Dana.

From: Miller, Dana - APHIS
Sent: Thursday, September 7, 2017 2:44 PM
To: Craig A - APHIS Nowakowski (Craig.A.Nowakowski@aphis.usda.gov)

<Craig.A.Nowakowski@aphis.usda.gov>; Gerkin, Teany D - APHIS <Teany.D.Gerkin@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>; Gibbens, Robert - APHIS <Robert.M.Gibbens@aphis.usda.gov>
Subject: RE: Import permit extension

Craig / Teany --

Can you please expedite this records request to my state counterparts at ODA. The request for inspection reports/inventory is below and a second for 2017 complaints pertaining to her time in OH is also attached. I've pulled the relevant files and attached them as well.

Given that the request also includes inventories, I believe that the renewal documents are included in the state's request & so I have also attached that. Please let me know if you would like a separate request in order to include that document.

Thanks,
Dana.

From: Dennis.Summers@agri.ohio.gov [mailto:Dennis.Summers@agri.ohio.gov]
Sent: Thursday, September 7, 2017 1:07 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Miller, Dana - APHIS <Dana.Miller@aphis.usda.gov>
Cc: melissa.simmerman@agri.ohio.gov; Tony.Forshey@Agri.ohio.gov
Subject: FW: Import permit extension

Greg and Dana,
I have forwarded the below email to you both regarding Hugo Liebel and 'Nosey' the elephant. ODA has clearly communicated to the Liebel's the gravity of violating Ohio's DWA laws and the proposed ODA actions, should Nosey cross state lines into Ohio, prior to January 1, 2018. Oda takes this matter seriously.

There appears to be a possibility that Nosey will appear at a public event next week in Wood County, Ohio. This has yet to be confirmed by the Liebel's.

ODA is requesting copies of the most recent animal inventory and itinerary's from USDA pertaining to the Liebel's operation to corroborate our records.

Thanks again,
Dennis

Dennis Summers, DVM
DWA/CDB Veterinarian
Ohio Department of Agriculture
Division of Animal Health

8995 E. Main Street
Reynoldsburg, Ohio 43068
Office 614.728.6265
State Cell 614.429.7129
Fax 614-752-3065
Dennis.summers@agri.ohio.gov

From: Miran, David
Sent: Wednesday, September 06, 2017 1:08 PM
To: [redacted]
Cc: Summers, Dennis; Calhoun, Dustin; Coogan, James
Subject: RE: Import permit extension

Good afternoon,

Attached please find an article written in the Sentinel-Tribune, a newspaper circulated in the Bowling Green, Ohio, area. As you will see, the news article states that you are planning to bring a circus to Weston, Ohio from September 16-17th. As stated in the letter of instruction previously sent to you and additional email below, your presence in the state of Ohio at that time would be unlawful. **Your presence in the state at that time with the elephant in question, in direct violation of the guidance previously provided to you, would likely result in the ODA immediately seizing and transferring the elephant to a location approved by the Director.** This fact remains even in the circumstance that the elephant is not on display as the law clearly indicates the mere presence of the animal in the state constitutes a violation. Please note, ODA has received and continues to receive information regarding the whereabouts of your circus and the elephant. Should ODA become aware of any plans to enter the state of Ohio, ODA would be forced to investigate and take any necessary action.

Please indicate whether or not you are planning on being in Weston, Ohio on the dates above.

Sincerely,

David E. Miran, Jr.
Assistant Chief Legal Counsel
Ohio Department of Agriculture
8995 East Main Street
Reynoldsburg, Ohio 43068
david.miran@agri.ohio.gov
614-728-6390 (Work)

From: Miran, David
Sen [redacted] 9:20 AM
To: [redacted]

Cc: Coogan, James; Summers, Dennis
Subject: RE: Import permit extension

Good morning [redacted]

You are correct. Wednesday, August 30th is the final day Nosey may stay in Ohio in 2017. As stated in the letter of instruction sent to you on August 22nd any additional day that Nosey stays in Ohio in 2017 would place her in Ohio without any exemption or licensure which carries with it the possibility of enforcement actions. When and if you decide to bring Nosey back into the state in 2018 please remember to have all appropriate paperwork before entering the state.

The Ohio Department of Agriculture appreciates your cooperation on this matter. Should you have any questions please feel free to contact the Office of Dangerous Wild Animals at 614) 728-6285.

Sincerely,

David E. Miran, Jr.
Assistant Chief Legal Counsel
Ohio Department of Agriculture
8995 East Main Street
Reynoldsburg, Ohio 43068
david.miran@agri.ohio.gov
614-728-6390 (Work)

From [redacted]
Sent: Monday, August 28, 2017 6:31 PM
To: Coogan, James
Subject: RE: Import permit extension

Thank you for keeping me informed. Just to make sure we are on the same page; Wednesday the 30th is the last day she can spend in Ohio. I have her last performance scheduled that day.

Sincerely [redacted]

On Aug 28, 2017 1:42 PM, "James.Coogan@agri.ohio.gov" <James.Coogan@agri.ohio.gov> wrote:
Good afternoon [redacted]
I wanted to provide a courtesy reminder that your elephant, Nosey, is reaching the end of his exemption period in the state of Ohio.
Nosey entered Ohio on June 27, 2017 – meaning his cumulative 65 days will expire on this Wednesday, August 30, 2017.
Please let me know that this email has been received. If you have any questions, please contact David Miran at david.miran@agri.ohio.gov. Thank you.

James Coogan
Program Administrator
Ohio Dept. of Agriculture
Office of Dangerous Wild Animals

Office: 614-728-6285
Fax: 614-752-3065
Website: http://www.agri.ohio.gov/TopNews/DangerousWildAnimalAct/
From [redacted] (b) (6), (b) (7)(C)
Sent: Friday, August 18, 2017 9:12 AM
To: Coogan, James
Subject: Import permit extension

The elephant is from Florida. Therefore I'm not too familiar with the agricultural regulations in Ohio.
This year we entered Ohio on June 27. As of yesterday (August 17) the elephant spent 51 days in your state. Recently we have been invited to bring the elephant to the Ohio Renaissance Festival in Waynesville. This festival runs for 9 weekends, totaling 19 workdays. It starts on September 2 and ends on October 29. This would put us well over 65 days.
The question than arises if it is possible to file for an extension. The elephant can come and go if need be to cut the amount of days down.
Thank you for looking in to this.

Sincerely
[redacted] (b) (6), (b) (7)(C)

This message and any response to it may constitute a public record and thus may be publicly available to anyone who requests it...
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From:	Miller, Dana - APHIS
To:	Nowakowski, Craig A - APHIS; Gerkin, Teany D - APHIS
Cc:	Gaj, Gregory S - APHIS; Stokes, William S - APHIS; Gibbens, Robert - APHIS
Subject:	RE: Import permit extension
Date:	Thursday, September 7, 2017 2:45:06 PM
Attachments:	ODA Request.msg.msg Itinerary Aug 30-Sept 4 from Strasburg OH to Paragon IN.pdf 3203 Hugo Liebel 7003 exp 30 Jan 18.pdf Complaint A17-772.pdf COMPLAINT AC17-733.pdf IR Liebel 2016.12.06.pdf IR Liebel 2017.04.04.pdf Itinerary 11 August 17.pdf

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Craig / Teany --

Can you please expedite this records request to my state counterparts at ODA. The request for inspection reports/inventory is below and a second for 2017 complaints pertaining to her time in OH is also attached. I've pulled the relevant files and attached them as well.

Given that the request also includes inventories, I believe that the renewal documents are included in the state's request & so I have also attached that. Please let me know if you would like a separate request in order to include that document.

Thanks,
Dana.

From: Dennis.Summers@agri.ohio.gov [mailto:Dennis.Summers@agri.ohio.gov]
Sent: Thursday, September 7, 2017 1:07 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Miller, Dana - APHIS <Dana.Miller@aphis.usda.gov>
Cc: melissa.simmerman@agri.ohio.gov; Tony.Forshey@Agri.ohio.gov
Subject: FW: Import permit extension

Greg and Dana,
I have forwarded the below email to you both regarding Hugo Liebel and 'Nosey' the elephant. ODA has clearly communicated to the Liebel's the gravity of violating Ohio's DWA laws and the proposed ODA actions, should Nosey cross state lines into Ohio, prior to January 1, 2018. Oda takes this matter seriously.

There appears to be a possibility that Nosey will appear at a public event next week in Wood County, Ohio. This has yet to be confirmed by the Liebel's.

ODA is requesting copies of the most recent animal inventory and itinerary's from USDA pertaining to the Liebel's operation to corroborate our records.

Thanks again,
Dennis

Dennis Summers, DVM
DWA/CDB Veterinarian
Ohio Department of Agriculture
Division of Animal Health
8995 E. Main Street
Reynoldsburg, Ohio 43068
Office 614.728.6265
State Cell 614.429.7129
Fax 614-752-3065
Dennis.summers@agri.ohio.gov

From: Miran, David
Sent: Wednesday, September 06, 2017 1:08 PM
To: [redacted] (b) (6), (b) (7)(C)
Cc: Summers, Dennis; Calhoun, Dustin; Coogan, James
Subject: RE: Import permit extension

Good afternoon,

Attached please find an article written in the Sentinel-Tribune, a newspaper circulated in the Bowling Green, Ohio, area. As you will see, the news article states that you are planning to bring a circus to Weston, Ohio from September 16-17th. As stated in the letter of instruction previously sent to you and additional email below, your presence in the state of Ohio at that time would be unlawful. **Your presence in the state at that time with the elephant in question, in direct violation of the guidance previously provided to you, would likely result in the ODA immediately seizing and transferring the elephant to a location approved by the Director.** This fact remains even in the circumstance that the elephant is not on display as the law clearly indicates the mere presence of the animal in the state constitutes a violation. Please note, ODA has received and continues to receive information regarding the whereabouts of your circus and the elephant. Should ODA become aware of any plans to enter the state of Ohio, ODA would be forced to investigate and take any necessary action.

Please indicate whether or not you are planning on being in Weston, Ohio on the dates above.

Sincerely,

David E. Miran, Jr.
Assistant Chief Legal Counsel
Ohio Department of Agriculture
8995 East Main Street
Reynoldsburg, Ohio 43068

david.miran@agri.ohio.gov
614-728-6390 (Work)

From: Miran, David
Sent: Tuesday, August 29, 2017 9:20 AM
To: [redacted]
Cc: Coogan, James; Summers, Dennis
Subject: RE: Import permit extension

Good morning [redacted]

You are correct. Wednesday, August 30th is the final day Nosey may stay in Ohio in 2017. As stated in the letter of instruction sent to you on August 22nd any additional day that Nosey stays in Ohio in 2017 would place her in Ohio without any exemption or licensure which carries with it the possibility of enforcement actions. When and if you decide to bring Nosey back into the state in 2018 please remember to have all appropriate paperwork before entering the state.

The Ohio Department of Agriculture appreciates your cooperation on this matter. Should you have any questions please feel free to contact the Office of Dangerous Wild Animals at 614) 728-6285.

Sincerely,

David E. Miran, Jr.
Assistant Chief Legal Counsel
Ohio Department of Agriculture
8995 East Main Street
Reynoldsburg, Ohio 43068
david.miran@agri.ohio.gov
614-728-6390 (Work)

From [redacted]
Sent: Monday, August 28, 2017 6:31 PM
To: Coogan, James
Subject: RE: Import permit extension

Thank you for keeping me informed. Just to make sure we are on the same page; Wednesday the 30th is the last day she can spend in Ohio. I have her last performance scheduled that day.

Sincerely, [redacted]

On Aug 28, 2017 1:42 PM, "James.Coogan@agri.ohio.gov" <James.Coogan@agri.ohio.gov> wrote:
Good afternoon, [redacted]
I wanted to provide a courtesy reminder that your elephant, Nosey, is reaching the end of his exemption period in the state of Ohio.
Nosey entered Ohio on June 27, 2017 – meaning his cumulative 65 days will expire on this Wednesday, August 30, 2017.

Please let me know that this email has been received. If you have any questions, please contact David Miran at david.miran@agri.ohio.gov. Thank you.

James Coogan
Program Administrator
Ohio Dept. of Agriculture
Office of Dangerous Wild Animals
Office: 614-728-6285
Fax: 614-752-3065
Website: http://www.agri.ohio.gov/TopNews/DangerousWildAnimalAct/

From: [redacted] (b) (6), (b) (7)(C) [redacted]
Sent: Friday, August 18, 2017 9:12 AM
To: Coogan, James
Subject: Import permit extension

The elephant is from Florida. Therefore I'm not too familiar with the agricultural regulations in Ohio.
This year we entered Ohio on June 27. As of yesterday (August 17) the elephant spent 51 days in your state. Recently we have been invited to bring the elephant to the Ohio Renaissance Festival in Waynesville. This festival runs for 9 weekends, totaling 19 workdays. It starts on September 2 and ends on October 29. This would put us well over 65 days.
The question than arises if it is possible to file for an extension. The elephant can come and go if need be to cut the amount of days down.
Thank you for looking in to this.

Sincerely
(b) (6), (b) (7)(C)
[redacted]

This message and any response to it may constitute a public record and thus may be publicly available to anyone who requests it...
This message and any response to it may constitute a public record and thus may be publicly available to anyone who requests it...

From: Dennis.Summers@agri.ohio.gov [Dennis.Summers@agri.ohio.gov]
To: Miller, Dana - APHIS [Dana.Miller@aphis.usda.gov]
Subject: ODA Request
Date: Thursday, September 07, 2017 14:13:06

Dana,

ODA is requesting copies of consumer complaints from Ohioans regarding Nosey the Elephant and Hugo Liebel in the 2017 year. Thanks,

DS

Dennis Summers, DVM

DWA/CDB Veterinarian

Ohio Department of Agriculture

Division of Animal Health

8995 E. Main Street

Reynoldsburg, Ohio 43068

Office 614.728.6265

State Cell 614.429.7129

Fax 614-752-3065

Dennis.summers@agri.ohio.gov

This message and any response to it may constitute a public record and thus may be publicly available to anyone who requests it...

Benson, Amy V - APHIS

From: ACEAST
Sent: Wednesday, August 30, 2017 3:59 PM
To: Benson, Amy V - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

From: ACEAST
Sent: Wednesday, August 30, 2017 8:12 AM
To: Gina - APHIS Allums (Gina.Allums@aphis.usda.gov) <Gina.Allums@aphis.usda.gov>
Cc: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Good Morning Gina,

Please see the below itinerary for Hugo T. Liebel.

Thanks,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, August 29, 2017 4:13 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

On the evening of 8/30/2017 elephant will leave [redacted] (b) (4) and be in route to [redacted] (b) (4) Most likely to ; [redacted] (b) (4)
Elephant will be there from September 1 through 4, unless otherwise notified.

H.T. Liebel
POB 3230
Davenport , FL, 33836
USDA licence number;
58-C-0288

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0579-0036. The time required to complete this information collection is estimated to average .25 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

FORM APPROVED OMB NO.: 0579-0036

No license may be issued unless a completed application has been received (7 U.S.C. 2132-2143), and the applicant is in compliance with the standards and regulations Section 2133.

U.S. DEPARTMENTOF AGRICULTURE
ANIMAL AND PLANT HEALTH INSPECTION SERVICE

APPLICATION FOR LICENSE

(TYPE OR PRINT)

X RENEWAL

DO NOT USE THIS SPACE- OFFICIALUSE ONLY

SEND THE COMPLETED FORM TO:
USDA APHIS ANIMAL CARE
EASTERN
920 Main Campus Drive
Suite 200
Raleigh, NC 27606-5210
(919) 855-7100

JAN 19 2017

LICENSE NO./CUST NO	RENEWAL DATE	FEES	
		AMOUNT	DATE RECEIVED
58-C-0288 3203	30-Jan-2017	$40.00	19 Jan 17 RS

1. NAME(S) OF OWNER(S)AND MAILING ADDRESS
Hugo T Liebel
P O Box 3230
Davenport, FL 33836

COUNTY: POLK TELEPHONE [redacted]

2. ALL BUSINESS NAME, LOCATIONS, AND ALL SITES HOUSING ANIMALS *(P. O. Box not acceptable)*
[redacted]

TELEPHONE [redacted]

3. IF PREVIOUSLY LICENSED - NAME AND ADDRESS

PREVIOUS LICENSE NO.:

4. NAME AND ADDRESS OF OTHER BUSINESS(S) HANDLING ANIMALS IN WHICH APPLICANT/LICENSEE HAS AN INTEREST
n/a

5. TYPE OF LICENSE
○ A -Dealer *(Breeder)* ○ B – Dealer ● C - Exhibitor

6. DATE OF LAST BUSINESS YEAR

FROM						TO					
MO		DAY		YEAR		MO		DAY		YEAR	
0	1	0	1	1	6	1	2	3	1	1	6

7. NATURE OF BUSINESS *(Check item that describes nature of your business)*

☐ A – Zoo ☐ B - Aquariums ☐ C – Auction
☐ D – Breeder ☐ E – Pets ☐ F – Roadside Zoo
☑ G – Circus ☐ H – Animal Acts ☐ I – Carnival
☐ J – Drive thru Zoo ☐ K – Pet Store ☐ L - Broker

8. TYPE OF ORGANIZATION
○ Partnership ○ Corporation ● Individual
○ Other *(Specify)* _____

9. LIST OWNERS, PARTNERS, AND OFFICERS

NAME AND TITLE	ADDRESS
President Hugo T. Liebel / owner/handler [redacted]	POB 3230 Davenport, FL 33836 [redacted]

10. DEALER ONLY

TOTAL NO. OF ANIMALS PURCHASED IN THE LAST BUSINESS YEAR	[redacted]
TOTAL NO. OF ANIMALS SOLD IN THE LAST BUSINESS YEAR	
TOTAL GROSS AMOUNT DERIVED FROM THE SALE OF ANIMALS	
DOLLAR AMOUNT OF WHICH FEE IS BASED *(Sections 2.6 and 2.7)*	

11. EXHIBITOR ONLY *(No. of animals holding now or held during the last business year, whichever is greater)*

DOGS	0	RABBITS	0
CATS	0	NONHUMAN PRIMATES	1
GUINEA PIGS	0	MARINE MAMMALS	0
HAMSTERS	0	WILD OR EXOTIC MAMMALS	1
OTHER *(i.e., farm animals) (List Species and No.)*	0	TOTAL:	2

CERTIFICATION

I hereby make application for a license under the Animal Welfare Act 7 U.S.C. 2131 et seq. I certify that the information provided herein is true and correct to the best of my knowledge. I hereby acknowledge receipt of and certify to the best of my knowledge I am in compliance with all regulations and standards in 9 CFR, Subpart A, Parts 1, 2, and 3. I certify that I am over 18 years of age.

12. SIGNATURE	13. NAME AND TITLE *(Type or Print)*	14. DATE
[redacted]	H.T. Liebel / owner	1/10/17

APHIS FORM 7003
(JAN 1995)

(Previous editions are obsolete)

USDA

United States Department of Agriculture

Marketing and Regulatory Programs

Animal and Plant Health Inspection Service

Animal Care

EXPIRATION DATE: JANUARY 30, 2018

This is to certify that

HUGO T LIEBEL

is a licensed under the

CLASS C EXHIBITOR

Animal Welfare Act

(7 U.S.C. 2131 *et seq.*)

Certificate No. 58-C-0288

Customer No. 3203

Deputy Administrator

18-00103_000291

APHIS FORM 7007 (NOV 99)

Previous editions are obsolete.

USDA

Animal Care

USDA, APHIS, Animal Care

ANIMAL WELFARE COMPLAINT

Complaint No.	Date Entered	Received By
AC17-772	30 August 2017	A Benson

Referred To	Reply Due
Gaj/Sofranko/Stokes	29 September 2019

Facility or Person Complaint Filed Against

Name	Customer/License/Registration No.
Hugo T Liebel	3203 / 58-C-0288

Address
PO Box 3230

City	State	Zip	Phone No
Davenport	FL	33836	[redacted] (b) (6), (b) (7)(C)

Complainant

Name	Organization
[redacted] (b) (6), (b) (7)(C), (b) (7)(D)	[redacted] (b) (6), (b) (7)(C), (b) (7)(D)

Address
[redacted] (b) (6), (b) (7)(C), (b) (7)(D)

City	State	Zip	Phone No./Email address
[redacted] (b) (6), (b) (7)(C), (b) (7)(D)	[redacted]	[redacted]	[redacted] (b) (6), (b) (7)(C), (b) (7)(D)

How was complaint received? Email

Forward response to FOIA: Yes ☐ No ☐

Details of Complaint: See attached.

Results:

Application packet provided? Yes ☐ No ☐

INSPECTOR DATE

REVIEWED BY DATE

Benson, Amy V - APHIS AC17-772 3203

From: ACEAST
Sent: Wednesday, August 30, 2017 10:59 AM
To: Benson, Amy V - APHIS
Subject: FW: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Amy,

Please process the complaint below against Hugo T. Liebel based on the elephant complaint SOP.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: noreply@aphis.usda.gov [mailto:noreply@aphis.usda.gov]
Sent: Monday, August 28, 2017 5:09 AM
To: ACEAST <ACEAST@aphis.usda.gov>
Subject: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission

Details of complaint:

- Name of USDA licensee/registrant: Hugo T. Liebel
- USDA license/registration number: 58-C-0288
- City/State:Davenport, FL
- Complaint details:August 25, 2017

  AWA license holder: Hugo T. Liebel, , Customer Number 3203 Class C Exhibitor
  License Number: 58 – C – 0288

  Dates: August 25 -26 2017
  Location: Advanced Auto Network 29577 Canal Street Hanoverton, Ohio

Complaint Violation Summary:
1. Violation of AWA § 2.131 (b)(1) – Elephant is being exhibited and in a manner that IS causing behavioral stress, physical harm and discomfort;

2. Violation of AWA § 2.131 (c)(1) - Elephant is being exhibited in an UNSAFE manner causing risk of injury to the animal and the public. Exhibited with INSUFFICIENT distance between the animal and viewing public to ensure safety of animal and public;

3. Violation of AWA § 2.131 (c)(2). Elephant WAS NOT GIVEN REST periods between performances.

4. Violation of AWA § 2.131 (d)(1) – Length, duration and conditions of elephant EXHIBITION IS NOT CONSISTENT with her good health and wellbeing;

5. Violation of AWA § 2.131 (d)(2) - Knowledgeable responsible elephant handlers WERE NOT readily identifiable;

6. Violation of AWA §3.128 - Elephant enclosure DID NOT ALLOW adequate space as indicated by stress and abnormal behavioral pattern;

7. Violation of AWA §3.130 – Elephant WAS NOT PROVIDED water as necessary for the health and comfort of the animal;

8. Violation of AWA §3.138 – Primary conveyance vehicle WAS NOT DESIGNED AND CONSTRUCTED TO CARRY LIVE ANIMALS and does not provide adequate ventilation for air exchange and temperature regulation.

Hugo T. Liebel, and family exhibited an African Elephant in the parking lot at the Advanced Auto Network, located at 29577 Canal Street Hanoverton, Ohio on August 25 and 26. The elephant both was used to give rides to the public and perform in two circus shows each day. The Liebel family was dressed in street clothes making them unidentifiable from other members of the public. (AWA violation - § 2.131 (d)(2))

The ride area was located along a busy roadway in a narrow space between the building and the road, and the circus tent was set up down and across the street. The elephant ride area was so constricted that the side walk was enclosed into the elephant ride area putting the barrier up to the road edge. During the elephant rides the elephant is forced to walk in a small circle always in a clockwise direction. Before each show the elephant had to be walked down the street into a residential neighborhood to get to the circus tent location. The elephant handlers were documented only walking at the elephant's head while members of the public followed the elephant closely behind out of supervision of the handlers and could easily make physical contact with the elephant. The same was true of the ride area given the constriction of the site against the road. (AWA violations - § 2.131 (b)(1), § 2.131 (c)(1), § 2.131 (d)(1), §3.128)

The elephant was forced to stand on hard asphalt for the full two to three days with no ability to lie down, and no relief for her feet or legs, no bedding or liter to absorb urination, or provide any cushioning from the hard surface. There are photos documenting the ride area from set up through the evening on the 26th. Video of the elephant, taken and publicly posted by Advanced Auto Electric, documented the elephant begging for water, holding out empty water bucket which was ignored by the Liebel's middle son Tommy Liebel. No other water was

available in the paddock. (AWA violations - § 2.131 (b)(1), § 2.131 (d)(1), §3.128, §3.130)

Children were documented inside the paddock area handling the elephant, and the Advanced Auto Electric manager posted the photos to his personal web page. The elephant is taken from giving rides directly down and across the street to the Circus Tent area. The elephant was walked down the street with handlers only at the elephant's head with members of the public (parents and small children walking) directly behind the elephant where they could easily make contact with the elephant behind handlers. The elephant went directly from giving rides to the circus performance then back to giving rides with no breaks or rest periods at least equal to the length of the performance as required by AWA. (AWA violations - § 2.131 (b)(1), § 2.131 (c)(1), § 2.131 (c)(2), § 2.131 (d)(1), § 2.131 (d)(2), §3.128)

The elephant is being exhibited in a manner that is causing undue behavioral stress, physical harm AND unnecessary discomfort. The elephant was documented exhibiting stress/discomfort/confinement related abnormal stereotypic behaviors on video August 25, 2017. The elephant has been documented displaying exaggerated stereotypic behavior at multiple venues as a result of the extent, nature of exhibition, travel conditions and poor husbandry practices. The elephant has been on the road on near continuous exhibit since leaving Florida June 1, 2017. (AWA violations - § 2.131 (b)(1), § 2.131 (d)(1), §3.128)

The vehicle used to transport the elephant is a 20'x8' CARGO trailer – Cimarron Transtar Vin [redacted] It was not constructed for live animal transportation and does not have sufficient ventilation or rubber matting for live animal transport. This has been documented by Cimarron Trailers, who supplied the original spec sheet for the trailer based on its Vin #. (The vin # is located under the noses of the trailer on the side wall). The undersized windows in the trailer were installed after market and do not provide sufficient ventilation or air exchange inside to protect the elephant from both automotive exhaust nor flush out buildup of ammonia from urination. The bus style windows maximally only open 4-5 inches. There are NO scoop vents in the roof found in live animal transport trailers. (AWA violations - § 2.131 (b)(1), § 2.131 (c)(1), § 2.131 (d)(1), §3.128, 3.138)

The combined weight of the trailer (4560 lbs. and elephant (6800 – 7000 lbs.) alone nearly exceed the gross vehicle weight for the trailer (12, 168 lbs.) before adding the extra weight of aftermarket metal structures, other metal poles and circus paraphernalia or other items transported inside the trailer. Exceeding the trailer manufacturer's recommended engineered gross weight is extremely UNSAFE and risks catastrophic failure while in transit which is unsafe for the elephant and the public. (AWA violations - § 2.131 (b)(1), § 2.131 (c)(1), § 3.138)

The elephant is transported with insufficient bedding during transport to absorb urine and cover feces. Ammonia buildup inside trailer is caustic to airways and detrimental to the elephant and any other animals traveling inside the trailers airways. There are sheets of plywood on the floor of the conveyance vehicle that absorbs urine and ammonia and cannot be sanitized or cleaned. There is no cushioning surrounding the elephants transport area, it is bare sheet metal flooring, sides and roof radiating excessive heat (from ambient temperature, plus solar heating, plus elephant's own body temperature all inside confined under ventilated enclosed

trailer). The trailer provides insufficient room for the elephant, in particular there is insufficient head room. The roof of the trailer attains the hottest temperatures can attain surface 20 degrees hotter than ambient temperature due to solar heating. Hot enough that physical contact would be painful, and it would be difficult for the elephant to not make contact with the roof with her head and ears. Other metal surfaces inside the trailer also retain excess heat due to solar heating of a confined space, if animals are present their bodies also add heat to the inside temperature and restrict air flow. In hot weather conditions, the metal surrounding the elephant absorbs both absorbs the ambient air temperature and is solar heated combined only exacerbates the conditions inside the poorly ventilated cargo trailer. (AWA violations - § 2.131 (b)(1), § 2.131 (c)(1), § 2.131 (d)(1), §3.128, 3.138)

The lack of reliable itinerary, and frequent last-minute reporting of venues (commonly with less than 24 hours' notice) after the fact reporting of venues, or failure to report exhibition venues make it impossible for the USDA to inspect for compliance with AWA and assess the full impacts of exhibition on the welfare of the elephant physical and mental wellbeing.

A Freedom of Information Act (FOIA) request for the most current itinerary was submitted to the USDA on July 6, 2017 and to date has not been responded to by USDA APHIS. Below are listed 4 venues it is believed are off itinerary exhibits in addition to the planned venues (Lagro Indiana Good Ole Days Street Fair June 15-17, North Webster Indiana Mermaid Festival June 21-24, and the Great Lakes Medieval Faire Rock Creek Ohio July 8 -Aug 13, and this venue Advanced Auto Network, Hanoverton Ohio August 25 -26). Each of these locations exhibit has been documented, and all but the first Tractor Supply location has been documented with photo and or video and or sworn statements from members of the public since the elephant left Florida on or around June 6, 2017.

This latest exhibit comes after a string of off itinerary exhibits all documented:
Tractor Supply Company Findlay Ohio June 26
Tractor Supply Company Mansfield Ohio June 27.
Starlite Roller Rink Atwater Ohio Aug 18-20
Cutty Sunset Campground Louisville Ohio 21-23

Photo evidence, video evidence, sworn statements, and other documentation regarding the above referenced violations are available and will be provided upon request. Unfortunately, the web complaint form does not allow attachments. I would be happy to provide those to the investigator following up on this complaint.

I am requesting notification of the USDA action based on this complaint and any reports generated. I can be reached by phone at [redacted] or [redacted] (cell) or via email at [redacted]

Sincerely,

[redacted]

RELEVENT EXCERPTS OF THE AWA

§ 2.131 - Handling of animals.
(a) All licensees who maintain wild or exotic animals must demonstrate adequate experience and knowledge of the species they maintain.
(b)(1) Haandling of all animals shall be done as expeditiously and carefully as possible in a manner that does not cause trauma, overheating, excessive cooling, behavioral stress, physical harm, or unnecessary discomfort.

(c)(1) During public exhibition, any animal must be handled so there is minimal risk of harm to the animal and to the public, with sufficient distance and/or barriers between the animal and the general viewing public so as to assure the safety of animals and the public.
(2) Performing animals shall be allowed a rest period between performances at least equal to the time for one performance.
(d)(1) Animals shall be exhibited only for periods of time and under conditions consistent with their good health and well-being.
(2) A responsible, knowledgeable, and readily identifiable employee or attendant must be present at all times during periods of public contact.
(3) During public exhibition, dangerous animals such as lions, tigers, wolves, bears, or elephants must be under the direct control and supervision of a knowledgeable and experienced animal handler.

§3.128 - Space requirements.
Enclosures shall be constructed and maintained so as to provide sufficient space to allow each animal to make normal postural and social adjustments with adequate freedom of movement. Inadequate space may be indicated by evidence of malnutrition, poor condition, debility, stress, or abnormal behavior patterns.

§ 3.130 - Watering.
If potable water is not accessible to the animals at all times, it must be provided as often as necessary for the health and comfort of the animal. Frequency of watering shall consider age, species, condition, size, and type of the animal. All water receptacles shall be kept clean and sanitary.
§ 3.137 - Primary enclosures used to transport live animals.
No dealer, research facility, exhibitor, or operator of an auction sale shall offer for transportation or transport, in commerce, any live animal in a primary enclosure which does not conform to the following requirements:
(a) Primary enclosures, such as compartments, transport cages, cartons, or crates, used to transport live animals shall be constructed in such a manner that (1) the structural strength of the enclosure shall be sufficient to contain the live animals and to withstand the normal rigors of transportation; (2) the interior of the enclosure shall be free from any protrusions that could be injurious to the live animals contained therein; (3) the openings of such enclosures are easily accessible at all times for emergency removal of the live animals; (4) except as provided in paragraph (g) of this section, there are ventilation openings located on two opposite walls of the primary enclosure and the ventilation openings on each such wall shall be at least 16

percent of the total surface area of each such wall, or there are ventilation openings located on all four walls of the primary enclosure and the ventilation openings on each such wall shall be at least 8 percent of the total surface area of each such wall: Provided, however, That at least one-third of the total minimum area required for ventilation of the primary enclosure shall be located on the lower one-half of the primary enclosure and at least one-third of the total minimum area required for ventilation of the primary enclosure shall be located on the upper one-half of the primary enclosure; (5) except as provided in paragraph (g) of this section, projecting rims or other devices shall be on the exterior of the outside walls with any ventilation openings to prevent obstruction of the ventilation openings and to provide a minimum air circulation space of 1.9 centimeters (.75 inch) between the primary enclosure and any adjacent cargo or conveyance wall; and (6) except as provided in paragraph (g) of this section, adequate handholds or other devices for lifting shall be provided on the exterior of the primary enclosure to enable the primary enclosure to be lifted without tilting and to ensure that the person handling the primary enclosure will not be in contact with the animal.

(b) Live animals transported in the same primary enclosure shall be of the same species and maintained in compatible groups. Live animals that have not reached puberty shall not be transported in the same primary enclosure with adult animals other than their dams. Socially dependent animals (e.g., sibling, dam, and other members of a family group) must be allowed visual and olfactory contact. Any female animal in season (estrus) shall not be transported in the same primary enclosure with any male animal.

(c) Primary enclosures used to transport live animals shall be large enough to ensure that each animal contained therein has sufficient space to turn about freely and to make normal postural adjustments: Provided, however, That certain species may be restricted in their movements according to professionally acceptable standards when such freedom of movement would constitute a danger to the animals, their handlers, or other persons.

(d) Primary enclosures used to transport live animals as provided in this section shall have solid bottoms to prevent leakage in shipment and still be cleaned and sanitized in a manner prescribed in § 3.131 of the standards, if previously used. Such primary enclosures shall contain clean litter of a suitable absorbent material, which is safe and nontoxic to the live animals contained therein, in sufficient quantity to absorb and cover excreta, unless the animals are on wire or other nonsolid floors.
(e) Primary enclosures used to transport live animals, except where such primary enclosures are permanently affixed in the animal cargo space of the primary conveyance, shall be clearly marked on top and on one or more sides with the words "Live Animal" or "Wild Animal", whichever is appropriate, in letters not less than 2.5 centimeters (1 inch) in height, and with arrows or other markings to indicate the correct upright position of the container.

(f) Documents accompanying the shipment shall be attached in an easily accessible manner to the outside of a primary enclosure which is part of such shipment.

(g) When a primary enclosure is permanently affixed within the animal cargo space of the primary conveyance so that the front opening is the only source of ventilation for such primary enclosure, the front opening shall open directly to the outside or to an unobstructed aisle or passageway within the primary conveyance. Such front ventilation opening shall be at least 90 percent of the total surface area of the front wall of the primary enclosure and covered with bars, wire mesh or smooth expanded metal.
[42 FR 31569, June 21, 1977, as amended at 43 FR 21166, May 16, 1978. Redesignated at 44 FR 36874, July 22, 1979]

§ 3.138 - Primary conveyances (motor vehicle, rail, air, and marine).
(a) The animal cargo space of primary conveyances used in transporting live animals shall be designed and constructed to protect the health, and ensure the safety and comfort of the live animals contained therein at all times.
(b) The animal cargo space shall be constructed and maintained in a manner to prevent the ingress of engine exhaust fumes and gases from the primary conveyance during transportation in commerce.
(c) No live animal shall be placed in an animal cargo space that does not have a supply of air sufficient for normal breathing for each live animal contained therein, and the primary enclosures shall be positioned in the animal cargo space in such a manner that each live animal has access to sufficient air for normal breathing.
(d) Primary enclosures shall be positioned in the primary conveyance in such a manner that in an emergency the live animals can be removed from the primary conveyance as soon as possible.
(e) The interior of the animal cargo space shall be kept clean.
(f) Live animals shall not be transported with any material, substance (e.g., dry ice) or device which may reasonably be expected to be injurious to the health and well-being of the animals unless proper precaution is taken to prevent such injury.

Submitted To: aceast@aphis.usda.gov

Complaint Contact Information:
Can Contact Complainer: Yes

Name: [redacted]
Organization: [redacted]
Street Address: [redacted]
Apt/Suite: Suite [redacted]
City / State / Zip: [redacted]
Phone Number: [redacted]
Email: [redacted]
Submitted on: Aug 28, 2017 3:08:40 AM MDT

Benson, Amy V - APHIS

From: ACEAST
Sent: Wednesday, August 30, 2017 3:59 PM
To: Benson, Amy V - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

From: ACEAST
Sent: Wednesday, August 30, 2017 8:12 AM
To: Gina - APHIS Allums (Gina.Allums@aphis.usda.gov) <Gina.Allums@aphis.usda.gov>
Cc: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Good Morning Gina,

Please see the below itinerary for Hugo T. Liebel.

Thanks,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C) [redacted]
Sent: Tuesday, August 29, 2017 4:13 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

On the evening of 8/30/2017 elephant will leave [redacted] (b) (4) [redacted] and be in route to [redacted] (b) (4) [redacted] Most likely to ; [redacted] (b) (4) [redacted]
Elephant will be there from September 1 through 4, unless otherwise notified.

H.T. Liebel
POB 3230
Davenport , FL, 33836
USDA licence number;
58-C-0288

USDA
United States Department of Agriculture

Animal and Plant
Health Inspection
Service

Animal Care
Eastern Region

920 Main Campus Dr.
Suite 200
Raleigh, NC 27606
Phone: (919) 855-7100
Fax: (919) 855-7123
aceast@aphis.usda.gov

(b) (6), (b) (7)(C), (b) (7)(D)
[redacted]

August 30, 2017

Dear [redacted]

Thank you for your corresopondence dated August 28, 2017 concerning Hugo T. Liebel. Your concern has been issued number AC17-772. **If you wish to know the results of our findings, you must send a request, in writing, to our Freedom of Information Act (FOIA) office. Depending on the circumstances of the situation, please allow us enough time (30 to 60 days) to thoroughly look into your concerns.**

FOIA requests can be submitted three ways—

1. **Email: foia.officer@aphis.usda.gov**
2. **Fax: (301) 734-5941**
3. **U.S. Mail: USDA, APHIS, FOIA**
   4700 River Road, Unit 50
   Riverdale, MD 20737

Animal Care is the division of the U.S. Department of Agriculture (USDA) that is responsible for the enforcement of the Animal Welfare Act. The Act provides minimum standards for the humane care and use of animals at USDA licensed or registered facilities.

Animal Care inspectors conduct routine unannounced inspections at all USDA licensed and registered facilities to ensure that they are meeting or exceeding these minimum standards. Our inspectors also conduct searches for unlicensed facilities conducting regulated activities. We perform inspections and searches when necessary in response to valid concerns and complaints received from the public to ensure the well-being of the animals and compliance with the law. If violations are found, enforcement action appropriate for the circumstances will be initiated.

Please be assured that we will look into your concerns and take appropriate action if necessary.

Thank you for your interest in the welfare of these animals.

Sincerely,

Elizabeth J. Goldentyer
Director, Animal Welfare Operations
USDA APHIS Animal Care

An Equal Opportunity Provider and Employer

USDA

USDA, APHIS, Animal Care

Animal Care

ANIMAL WELFARE COMPLAINT

Complaint No.	Date Entered	Received By
AC17-733	7-Aug-17	VMcCOLLOUGH

Referred To	Reply Due
GAJ / SOFRANKO / STOKES	6-Sep-17

Facility or Person Complaint Filed Against

Name	Customer/License/Registration No.
HUGO T LIEBEL	3203 / 58-C-0288

Address
PO BOX 3230

City	State	Zip	Phone No.
DAVENPORT	FL	33836	(b) (6), (b) (7)(C)

Complainant

Name	Organization
(b) (6), (b) (7)(C), (b) (7)(D)	(b) (6), (b) (7)(C), (b) (7)(D)

Address

City	State	Zip	Phone No./Email address
			(b) (6), (b) (7)(C), (b) (7)(D)

How was complaint received?
Email

Details of Complaint: SEE ATTACHED

Results:

Application packet provided? Yes ☐ No ☐

INSPECTOR DATE

REVIEWED BY DATE

McCollough, Victoria J - APHIS

To: Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS; Stokes, William S - APHIS
Subject: Complaint AC17-733: Nosey at Great Lakes Medieval Fair
Attachments: 3203 ITINERARY JUL 4 - AUG 13 2017.pdf; AC17-733.docx

From: Gaj, Gregory S - APHIS
Sent: Friday, August 4, 2017 8:23 AM
To: (b) (6), (b) (7)(C), (b) (7)(D)
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Good morning (b) (6), (b) (7)(C), (b) (7)(D)

The AWA has no requirement for bonding or insurance. These requirements rest solely with the state of FL as does enforcement of those requirements.

I am not at liberty to discuss the timing or location of AWA inspections since they are unannounced and a number of factors must be considered when determining the most appropriate venue to inspect. I can have your concerns submitted as a complaint and your concerns will try to be addressed on the next inspection.

Sincerely,

Gregory S. Gaj, DVM
USDA, APHIS, AC

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Thursday, August 3, 2017 8:31 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Re: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Dr. Gaj,

Thank you for getting back to me regarding the insurance bond. Does the AWA require insurance? Does the APHIS plan to investigate the venues Mr. Liebel exhibited Nosey that were not on her itinerary? Also, Nosey is currently at the Great Lakes Medieval Fair in Ohio. She is being walked for a half a mile in the middle of the crowd. This is against AWA regulations and presents a substantial public safety hazard. I have video and a sworn statement from an eyewitness who has been at the fair the past few weekends. She is also being left with several people who are not elephant handlers and the public has access to her. Please let me know if a USDA inspector will be investigating this matter.

Thank you
(b) (6), (b) (7)(C), (b) (7)(D)

From: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Sent: Tuesday, August 1, 2017 4:04 PM

To: [redacted]
Subject: RE: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

Good afternoon [redacted]

Thank you for sending this information to USDA. The Florida FWCC had previously confirmed the information you provided. While a bond is required by FWCC, there is no requirement for such a bond under the AWA regulations and standards.

Sincerely,

Gregory S. Gaj, DVM
USDA, APHIS, AC
920 Main Campus Drive, Suite 200
Raleigh, NC 27606

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Tuesday, August 1, 2017 1:13 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Fw: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

Dear Dr. Gaj,

I am forwarding this information to you as confirmation that Mr. Liebel's insurance bond has been cancelled effective 8/9/17. Nosey is currently in Ohio and being exhibited at the Great Lakes Midieval Fair on the weekends. She is scheduled to be there through August 9th. Mr. and Mrs. Liebel have not been present and she is being handled by their children. However, Liebel continues to exhibit her in venues (parking lots) that are not on the USDA or FWC itinerary including several Tractor Supply stores and Big Jerks a retail store. Please contact me for documentation and contact information to authenticate this information. I look forward to your reply.

Sincerely,
(b) (6), (b) (7)(C), (b) (7)(D)
[redacted]

From (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Monday, July 24, 2017 2:17 PM
To: dorothy.howard@myfwc.com; aceast@usda.gov; aceast@aphis.gov
Cc: Brian.Smith@myFWC.com
Subject: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

This email is to serve as notice to both the Florida Fish and Wildlife Conservation commission and the USDA/APHIS that the insurance bond in reference to the above mentioned individual/business is being cancelled effective August 9, 2017 (Please see below email). Mr. Liebel's current OCVI expired on May 30, 2017. He is currently in the State of Ohio and will soon be operating without insurance.

Sincerely,

[redacted]

From: [redacted] (b) (6), (b) (7)(C) [redacted] @rlicorp.com>
Sent: Monday, July 17, 2017 2:43 PM
To: [redacted]
Subject: RE: Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel

We issued cancellation notice according to the terms of the bond to be effective 8-9-17.

This electronic message contains information generated by the USDA solely for the intended recipients. Any unauthorized interception of this message or the use or disclosure of the information it contains may violate the law and subject the violator to civil or criminal penalties. If you believe you have received this message in error, please notify the sender and delete the email immediately.

USDA

United States Department of Agriculture

Animal and Plant Health Inspection Service

Animal Care

(b) (6), (b) (7)(C), (b) (7)(D)

[redacted]

August 7, 2017

Dear Complainant:

Thank you for your correspondence dated 7/24/2017 concerning Hugo T Liebel. Your concern has been issued number AC17-733. **If you wish to know the results of our findings, you must send a request, in writing, to our Freedom of Information Act office. Depending on the circumstances of the situation, please allow us enough time (30 to 60 days) to thoroughly look into your concerns.**

FOIA requests can be submitted three ways--

1. **Web Request Form: https://efoia-pal.usda.gov/App/Home.aspx**
2. **Fax: 301-734-5941**
3. **US Mail: USDA, APHIS, FOIA**
   4700 River Road, Unit 50
   Riverdale, MD 20737

Should you have any questions regarding the APHIS FOIA process or need assistance using the Web Request Form please contact APHIS FOIA at 301-851-4102

Animal Care is the division of the U.S. Department of Agriculture (USDA) that is responsible for the enforcement of the Animal Welfare Act. The Act provides minimum standards for the humane care and use of animals at USDA licensed or registered facilities.

Animal Care inspectors conduct routine unannounced inspections at all USDA licensed and registered facilities to ensure that they are meeting or exceeding these minimum standards. Our inspectors also conduct searches for unlicensed facilities conducting regulated activities. We perform inspections and searches when necessary in response to valid concerns and complaints received from the public to ensure the well-being of the animals and compliance with the law. If violations are found, enforcement action appropriate for the circumstances will be initiated.

Please be assured that we will look into your concerns and take appropriate action if necessary.

Thank you for your interest in the welfare of these animals.

Sincerely,

Craig Nowakowski
Director of Program Support
USDA APHIS Animal Care

An Equal Opportunity Provider and Employer

United States Department of Agriculture
Animal and Plant Health Inspection Service

2016082568027658 Insp_id

Inspection Report

Hugo T Liebel
P O Box 3230
Davenport, FL 33836

Customer ID: **3203**
Certificate: **58-C-0288**
Site: 001
HUGO LIEBEL

Type: ROUTINE INSPECTION
Date: 06-DEC-2016

No non-compliant items identified during this inspection.
This inspection and exit interview were conducted with the facility representative.

Prepared By:

LUIS NAVARRO USDA, APHIS, Animal Care

Date: 06-DEC-2016

Title: VETERINARY MEDICAL OFFICER 6025

Received By:

HUGO LIEBEL

Date: 06-DEC-2016

Title: FACILITY REPRESENTATIVE

United States Department of Agriculture
Animal and Plant Health Inspection Service

Customer: 3203
Inspection Date: 06-DEC-16

Animal Inspected at Last Inspection

Cust No	Cert No	Site	Site Name	Inspection
3203	58-C-0288	001	HUGO T LIEBEL	06-DEC-16

Count	**Species**
000001	AFRICAN ELEPHANT
000001	BROWN-HEADED SPIDER MONKEY
000002	**Total**

United States Department of Agriculture
Animal and Plant Health Inspection Service

2016082568190791 Insp_id

Inspection Report

Hugo T Liebel
P O Box 3230
Davenport, FL 33836

Customer ID: **3203**
Certificate: **58-C-0288**
Site: TRA
HUGO LIEBEL

Type: ROUTINE INSPECTION
Date: 04-APR-2017

No non-compliant items identified during this inspection.

Inspection conducted at the Spartanburg Memorial Auditorium Spartanburg,SC.

One African elephant named "Nosey".

This inspection and exit interview were conducted with owner.

Additional Inspectors

Macelderry Lisa, Veterinary Medical Officer

Prepared By:

CAMPBELL KATHERINE, A C I USDA, APHIS, Animal Care

Date: 04-APR-2017

Title: ANIMAL CARE INSPECTOR 6038

Received By:

HUGO LIEBEL

Date: 04-APR-2017

Title: OWNER

18-00103_000310

United States Department of Agriculture
Animal and Plant Health Inspection Service

Customer: 3203
Inspection Date: 04-APR-17

Animal Inspected at Last Inspection

Cust No	Cert No	Site	Site Name	Inspection
3203	58-C-0288	TRA	HUGO T LIEBEL	04-APR-17

Count	Species
	Total

Smith, RaNeshia - APHIS 3203

From: ACEAST
Sent: Monday, August 14, 2017 4:50 PM
To: (b) (6), (b) (7)(C)
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Good Afternoon,

Would you be able to provide us with a location for the time period of 8/12 to 8/17?

Best Regards,

Animal Care
USDA APHIS AC
920 Main Campus Drive Suite 200
Raleigh, NC 27606-5210
E-mail: aceast@aphis.usda.gov
Phone: (919) 855-7100
Fax: (919) 855-7123

From (b) (6), (b) (7)(C)
Sent: Monday, August 14, 2017 11:25 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Elephant was invited on short notice to be at a party. It left no time for prior notification.
On 8/11/2017 elephant was at;
(b) (4)

On 8/17/17 elephant will leave for; (b) (4)
(b) (4)
Elephant will be there until the 20th

On8/21/17 elephant will leave for : (b) (4)
(b) (4) Elephant will be there until the 24th.

On 8/25/17 elephant will leave for ; (b) (4) Elephant will be there until the 27th.

H.T Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number; 58-C-0288

From:	Gaj, Gregory S - APHIS
To:	Miller, Dana - APHIS
Subject:	RE: Nosey the Elephant
Date:	Wednesday, August 30, 2017 4:13:22 PM

Sure in a few minutes- need to finish something first

From: Miller, Dana - APHIS
Sent: Wednesday, August 30, 2017 4:10 PM
To: Dennis.Summers@agri.ohio.gov
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Re: Nosey the Elephant

Dennis -- Greg is the supervisor for FL, nosey's home state.

Greg -- Dennis is my OH state counterpart. Could you give him a call tomorrow to give him a mosey update?

Dana

Sent from my iPhone

On Aug 30, 2017, at 2:45 PM, "Dennis.Summers@agri.ohio.gov" <Dennis.Summers@agri.ohio.gov> wrote:

> Dana,
> DWA is getting hammered with inquiry regarding 'Nosey' the elephant and Hugo Liebel.
> Does USDA know his current itinerary? Thanks,
> DS
>
> **Dennis Summers, DVM**
> **DWA/CDB Veterinarian**
> **Ohio Department of Agriculture**
> **Division of Animal Health**
> **8995 E. Main Street**
> **Reynoldsburg, Ohio 43068**
> **Office 614.728.6265**
> **State Cell 614.429.7129**
> **Fax 614-752-3065**
> **Dennis.summers@agri.ohio.gov**

This message and any response to it may constitute a public record and thus may be publicly available to anyone who requests it...

From:	Stokes, William S - APHIS
To:	Juarez, Bernadette R - APHIS
Cc:	Goldentyer, Betty J - APHIS; Gaj, Gregory S - APHIS; Jones, Christine B - APHIS; Gibbens, Robert - APHIS
Subject:	RE: independent review of Nosey
Date:	Friday, August 18, 2017 8:31:56 AM
Attachments:	AC15-486 PETA signed.doc

Here is a complaint response regarding the gait abnormality.

From: Stokes, William S - APHIS
Sent: Friday, August 18, 2017 8:18 AM
To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Jones, Christine B - APHIS <Christine.B.Jones@aphis.usda.gov>
Subject: RE: independent review of Nosey

Hi Bernadette,
The attached Nosey draft response summarizes the November 2014 exam at UF, and the other attachment summarizes the feedback provided by the AV after an extensive radiographic and lameness evaluation was conducted in the spring of 2015.

I will look and see if I have other summaries, but these are what was provided to LPA. I will also ask Greg to look for complaint responses that may have more information in them.

Bill

From: Juarez, Bernadette R - APHIS
Sent: Thursday, August 17, 2017 7:40 PM
To: Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Jones, Christine B - APHIS <Christine.B.Jones@aphis.usda.gov>
Subject: independent review of Nosey

Bill:

As soon as your schedule allows, would you please provide me with a summary of the independent vet review of Nosey that occurred several years ago? What triggered the review, when it occurred, who was involved, and what were the veterinarian's recommendations. It seems like we should already have something drafted on this review. Perhaps you can just send it along.

I would like this first thing in the morning, please.

Thanks,
Bernadette

Bernadette Juarez

Deputy Administrator, Animal Care
Animal and Plant Health Inspection Service, U.S. Department of Agriculture
T: (202) 799-7113—1400 Independence Ave., SW, Room 1137 South Building, Washington, DC 20250
T: (301) 851-2735—4700 River Rd., Unit 84/Room 6D-03F, Riverdale, MD 20737

USDA

Animal Care

USDA, APHIS, Animal Care

ANIMAL WELFARE COMPLAINT

Complaint No.	Date Entered	Received By
AC15-486	3-Aug-15	VMc

Referred To	Reply Due
GAJ, SOFRANKO, NAVARRO, GLADUE	4-Sep-15

Facility or Person Complaint Filed Against

Name	Customer/License/Registration No.
HUGO LIEBEL	58-C-0288 / 3203

Address
PO BOX 3230

City	State	Zip	Phone No
DAVENPORT	FL	33836	(b) (6), (b) (7)(C)

Complainant

	Organization
(b) (6), (b) (7)(C), (b) (7)(D)	(b) (6), (b) (7)(C), (b) (7)(D)

(b) (6), (b) (7)(C), (b) (7)(D)

	State		Phone No /Email address
(b) (6), (b) (7)(C), (b) (7)(D)	(b) (6), (b) (7)(C), (b)	(b) (6), (b) (7)(C), (b) (7)(D)	(b) (6), (b) (7)(C), (b) (7)(D)

How was complaint received?
EMAIL

Details of Complaint: SEE ATTACHED

Results: The complaint states that Nosey is showing signs of pain or discomfort likely caused by degenerative joint disease and arthritis and that the licensee was not maintaining direct control of her during elephant rides.

An inspection was conducted at the New Jersey State Fairgrounds on August 4, 2015 by a member of the AC Elephant Team and the home inspector for the licensee. During the inspection, Nosey did not show any evidence of pain or physical discomfort indicative of arthritis or degenerative joint disease. The team did identify a slight gait deficit which did not appear to be causing any discomfort or pain while the elephant was working. The gait deficit has previously been identified by the attending veterinarian and determined to be the result of a congenital shortening of one rear leg. The congenital condition was not considered by the attending veterinarian to be significant enough to cause pain or discomfort. The home inspector evaluated Nosey's gait and determined that it was no different than any other time he had inspected her. The attending veterinarian's professional assessment of Nosey determined that Nosey does not have arthritis or degenerative joint disease. The inspection conducted on August 4th did not indicate that her gait or condition has changed significantly since a lameness evaluation was conducted at the University of Florida in November 2014. Based on the results of the August 4, 2015 inspection and the lack of significant changes to her

gait since the November 2014 evaluation, a re-evaluation of her gait by the University of Florida is not warranted at this time. Nosey's gait will continue to be monitored during routine inspections to ensure all applicable veterinary care standards remain in compliance.

During the August 4th inspection the team did not observe any instances where the licensee wasn't in control of Nosey when the public had direct access to the elephant.

Application packet provided? Yes ☐ No ☒

INSPECTOR	DATE
Gregory S. Gaj, SACS	9-Sep-15
REVIEWED BY	DATE
William S. Stokes, Assistant Director, AWO	17 Nov 2015

From:	Gaj, Gregory S - APHIS
To:	Weber, Tom G - APHIS
Subject:	FW: As requested
Date:	Tuesday, August 15, 2017 3:28:18 PM

From: Gaj, Gregory S - APHIS
Sent: Thursday, June 1, 2017 3:46 PM
To: Hooker, Kara <Kara.Hooker@MyFWC.com>
Subject: As requested

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, May 30, 2017 10:33 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant,(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-790-521.

On June 1,2017
Elephant will be at
[redacted] (b) (4)

On June 3 and 4, 2017
Elephant will be at
[redacted] (b) (4)

On June 5, 2017
Elephant will be at
[redacted] (b) (4)

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number
58-C-0288

Gregory S. Gaj, DVM
Supervisory Animal Care Specialist & Tribal Liaison
USDA, APHIS, AC
920 Main Campus Drive, Suite 200

Raleigh, NC 27606

240-461-9188

From: Gaj, Gregory S - APHIS
To: [redacted]
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR
Date: Friday, August 4, 2017 1:46:42 PM

Please email any applicable information to: ACEAST@aphis.usda.gov or mail to: USDA, APHIS, AC at 920 Main Campus Drive, Suite 200, Raleigh, NC 27606

Thanks

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Friday, August 4, 2017 11:02 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Re: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Thank you, that would be great. To whom shall I forward the video and other information? I greatly appreciate your prompt reply.

[redacted]

From: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Sent: Friday, August 4, 2017 8:23 AM
To: [redacted]
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Good morning [redacted]

The AWA has no requirement for bonding or insurance. These requirements rest solely with the state of FL as does enforcement of those requirements.

I am not at liberty to discuss the timing or location of AWA inspections since they are unannounced and a number of factors must be considered when determining the most appropriate venue to inspect. I can have your concerns submitted as a complaint and your concerns will try to be addressed on the next inspection.

Sincerely,

Gregory S. Gaj, DVM
USDA, APHIS, AC

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Thursday, August 3, 2017 8:31 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Re: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Dr. Gaj,

Thank you for getting back to me regarding the insurance bond. Does the AWA require insurance? Does the APHIS plan to investigate the venues Mr. Liebel exhibited Nosey that were not on her itinerary? Also, Nosey is currently at the Great Lakes Medieval Fair in Ohio. She is being walked for a half a mile in the middle of the crowd. This is against AWA regulations and presents a substantial public safety hazard. I have video and a sworn statement from an eyewitness who has been at the fair the past few weekends. She is also being left with several people who are not elephant handlers and the public has access to her. Please let me know if a USDA inspector will be investigating this matter.

Thank you,
(b) (6), (b) (7)(C), (b) (7)(D)

From: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Sent: Tuesday, August 1, 2017 4:04 PM
To: [redacted]
Subject: RE: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

Good afternoon [redacted]

Thank you for sending this information to USDA. The Florida FWCC had previously confirmed the information you provided. While a bond is required by FWCC, there is no requirement for such a bond under the AWA regulations and standards.

Sincerely,

Gregory S. Gaj, DVM
USDA, APHIS, AC
920 Main Campus Drive, Suite 200
Raleigh, NC 27606

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Tuesday, August 1, 2017 1:13 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Fw: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

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Sincerely,
(b) (6), (b) (7)(C), (b) (7)(D)

From (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Monday, July 24, 2017 2:17 PM
To: dorothy.howard@myfwc.com; aceast@usda.gov; aceast@aphis.gov
Cc: Brian.Smith@myFWC.com
Subject: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

This email is to serve as notice to both the Florida Fish and Wildlife Conservation commission and the USDA/APHIS that the insurance bond in reference to the above mentioned individual/business is being cancelled effective August 9, 2017 (Please see below email). Mr. Liebel's current OCVI expired on May 30, 2017. He is currently in the State of Ohio and will soon be operating without insurance.

Sincerely,

(b) (6), (b) (7)(C), (b) (7)(D)

From: (b) (6), (b) (7)(C) @rlicorp.com>
Sent: Monday, July 17, 2017 2:43 PM
To: (b) (6), (b) (7)(C), (b) (7)(D)
Subject: RE: Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel

We issued cancellation notice according to the terms of the bond to be effective 8-9-17.

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From:	Gibbens, Robert - APHIS
To:	Sofranko, Denise M - APHIS
Subject:	RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR
Date:	Friday, August 4, 2017 10:22:18 AM

Not as of yet. The last we talked, she will cover anything that cannot wait while I'm fishing next week. Betty and I are having a "process" conversation the following week, and will iron out that issue among others.

From: Sofranko, Denise M - APHIS
Sent: Friday, August 4, 2017 8:19 AM
To: Gibbens, Robert - APHIS <Robert.M.Gibbens@aphis.usda.gov>
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Btw, will there be an acting RD next week?

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Gibbens, Robert - APHIS
Sent: Friday, August 4, 2017 7:40 AM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Cc: Wineland, Nora E - APHIS <Nora.E.Wineland@aphis.usda.gov>
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

I'll be available in 5 minutes. 970-494-7474

From: Sofranko, Denise M - APHIS
Sent: Friday, August 4, 2017 7:35 AM
To: Gibbens, Robert - APHIS <Robert.M.Gibbens@aphis.usda.gov>
Cc: Wineland, Nora E - APHIS <Nora.E.Wineland@aphis.usda.gov>
Subject: FW: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Before I answer, would like to discuss if you have time.

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Stokes, William S - APHIS

Sent: Friday, August 4, 2017 6:40 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Cc: ACEAST <ACEAST@aphis.usda.gov>
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Greg,
Thanks for the excellent response to [redacted] A travel inspection in Ohio is a good idea.

Bill

From: Gaj, Gregory S - APHIS
Sent: Friday, August 4, 2017 8:35 AM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Cc: ACEAST <ACEAST@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
Subject: FW: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Hi Denise,

I responded to [redacted] concerns and request to have Nosey inspected in OH. I think we have to log this in as another complaint and add to the list of currently open complaints.

[redacted] (b) (5) [redacted]

Any thoughts or comments?

Thanks
Greg

From: Gaj, Gregory S - APHIS
Sent: Friday, August 4, 2017 8:23 AM
To: (b) (6), (b) (7)(C), (b) (7)(D)
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Good mornin [redacted]

The AWA has no requirement for bonding or insurance. These requirements rest solely with the state of FL as does enforcement of those requirements.

I am not at liberty to discuss the timing or location of AWA inspections since they are unannounced and a number of factors must be considered when determining the most appropriate venue to inspect. I can have your concerns submitted as a complaint and your concerns will try to be addressed on the next inspection.

Sincerely,

Gregory S. Gaj, DVM
USDA, APHIS, AC

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Thursday, August 3, 2017 8:31 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Re: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR

Dr. Gaj,

Thank you for getting back to me regarding the insurance bond. Does the AWA require insurance? Does the APHIS plan to investigate the venues Mr. Liebel exhibited Nosey that were not on her itinerary? Also, Nosey is currently at the Great Lakes Medieval Fair in Ohio. She is being walked for a half a mile in the middle of the crowd. This is against AWA regulations and presents a substantial public safety hazard. I have video and a sworn statement from an eyewitness who has been at the fair the past few weekends. She is also being left with several people who are not elephant handlers and the public has access to her. Please let me know if a USDA inspector will be investigating this matter.

Thank you,
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From: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Sent: Tuesday, August 1, 2017 4:04 PM
To (b) (6), (b) (7)(C), (b) (7)(D)
Subject: RE: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

Good afternoon (b) (6), (b) (7)(C), (b) (7)(D)

Thank you for sending this information to USDA. The Florida FWCC had previously confirmed the information you provided. While a bond is required by FWCC, there is no requirement for such a bond under the AWA regulations and standards.

Sincerely,

Gregory S. Gaj, DVM
USDA, APHIS, AC
920 Main Campus Drive, Suite 200

Raleigh, NC 27606

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Tuesday, August 1, 2017 1:13 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: Fw: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

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From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Monday, July 24, 2017 2:17 PM
To: dorothy.howard@myfwc.com; aceast@usda.gov; aceast@aphis.gov
Cc: Brian.Smith@myFWC.com
Subject: Nosey The Elephant - Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel - USDA Lic. #58-c-0288

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From [redacted] (b) (6), (b) (7)(C) @rlicorp.com>
Sent: Monday, July 17, 2017 2:43 PM
To: [redacted]
Subject: RE: Bond# LSM0017467 - Great American Family Circus/ A/K?A Great American Family Circus/Hugo Liebel

We issued cancellation notice according to the terms of the bond to be effective 8-9-17.

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From: Gaj, Gregory S - APHIS
To: [redacted]
Subject: RE: Nosey The Elephant - USDA Lic. #58-c-0288 - GREAT LAKES MEDIEVAL FAIR
Date: Friday, August 4, 2017 8:23:04 AM

Good morning [redacted]

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[redacted]

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Sent: Monday, July 24, 2017 2:17 PM
To: dorothy.howard@myfwc.com; aceast@usda.gov; aceast@aphis.gov
Cc: Brian.Smith@myFWC.com
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[redacted]

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From:	Sullivan, Eileen F - APHIS
To:	Moore, Jennifer M - APHIS
Subject:	RE: AWA Cases at HQ with status
Date:	Friday, September 8, 2017 9:02:59 AM
Attachments:	Cases In HQ with case status.xlsx

Jennifer—

What do the blacked-out cells mean?

Eileen Sullivan
Deputy Director
Investigative and Enforcement Services
USDA APHIS MRPBS
4700 River Road, Unit 85 (6B-03.A)
Riverdale, MD 20737
301-851-2747
301-734-4328 (facsimile)
eileen.f.sullivan@aphis.usda.gov

From: Moore, Jennifer M - APHIS
Sent: Monday, August 28, 2017 4:03 PM
To: Bennett, Steven M - APHIS <Steven.M.Bennett@aphis.usda.gov>
Cc: Sullivan, Eileen F - APHIS <Eileen.F.Sullivan@aphis.usda.gov>
Subject: FW: AWA Cases at HQ with status

Steve – per your request, please find attached.

V/r,

Jennifer
AWEB, IES
USDA APHIS MRPBS

From: Moore, Jennifer M - APHIS
Sent: Friday, August 25, 2017 6:51 PM
To: Sullivan, Eileen F - APHIS <Eileen.F.Sullivan@aphis.usda.gov>
Subject: AWA Cases at HQ with status

Hi Eileen:

I'm not 100% sure the attached provides as much detail as expected. Please review and let me know if I should update/add more information. I am available this weekend to update in order for you to have what you need for Tuesday's meeting. Standing by.

Very Respectfully,

Jennifer M. Moore, Branch Chief
Animal Welfare Enforcement Branch
Investigative and Enforcement Services
USDA APHIS MRPBS
jennifer.m.moore@aphis.usda.gov
301-851-2749 (T) | 301-734-4328 (F)
4700 River Road, Unit 85 (6B-02.D)
Riverdale, MD 20737

(b) (5)

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(b) (5)

(b) (5)

(b) (5)

From:	Moore, Jennifer M - APHIS
To:	Bennett, Steven M - APHIS
Cc:	Sullivan, Eileen F - APHIS
Subject:	FW: AWA Cases at HQ with status
Date:	Monday, August 28, 2017 4:02:47 PM
Attachments:	Cases In HQ with case status.xlsx

Steve – per your request, please find attached.

V/r,

Jennifer
AWEB, IES
USDA APHIS MRPBS

From: Moore, Jennifer M - APHIS
Sent: Friday, August 25, 2017 6:51 PM
To: Sullivan, Eileen F - APHIS <Eileen.F.Sullivan@aphis.usda.gov>
Subject: AWA Cases at HQ with status

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Jennifer M. Moore, Branch Chief
Animal Welfare Enforcement Branch
Investigative and Enforcement Services
USDA APHIS MRPBS
jennifer.m.moore@aphis.usda.gov
301-851-2749 (T) | 301-734-4328 (F)
4700 River Road, Unit 85 (6B-02.D)
Riverdale, MD 20737

(b) (5)

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(b) (5)

(b) (5)

(b) (5)

From:	Moore, Jennifer M - APHIS
To:	Sullivan, Eileen F - APHIS
Subject:	AWA Cases at HQ with status
Date:	Friday, August 25, 2017 6:50:50 PM
Attachments:	Cases In HQ with case status.xlsx

Hi Eileen:

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Very Respectfully,

Jennifer M. Moore, Branch Chief
Animal Welfare Enforcement Branch
Investigative and Enforcement Services
USDA APHIS MRPBS
jennifer.m.moore@aphis.usda.gov
301-851-2749 (T) | 301-734-4328 (F)
4700 River Road, Unit 85 (6B-02.D)
Riverdale, MD 20737

(b) (5)

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(b) (5)

From:	Stevens, Nakia
To:	Moore, Jennifer M - APHIS
Subject:	RE: Cases In HQ with case status1.xlsx
Date:	Friday, August 25, 2017 2:34:50 PM
Attachments:	Copy of Cases In HQ with case status1.xlsx

Here you are ☺

Thanks,

Nakia Y. Stevens, MS, MBA
Accountant
202.402.5719 (M,W &F)
202.731.7535 (T & TH)

From: Moore, Jennifer M - APHIS [mailto:Jennifer.M.Moore@aphis.usda.gov]
Sent: Friday, August 25, 2017 2:32 PM
To: Stevens, Nakia <Nakia.Stevens@hud.gov>
Subject: Cases In HQ with case status1.xlsx

(b) (5)

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(b) (5)

From:	Moore, Jennifer M - APHIS
To:	"nakia.stevens@hud.gov"
Subject:	Cases In HQ with case status1.xlsx
Date:	Friday, August 25, 2017 2:32:17 PM
Attachments:	Cases In HQ with case status1.xlsx

(b) (5)

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(b) (5)

(b) (5)

(b) (5)

(b) (5)

From:	Ferrell, Kelly R - APHIS
To:	Moore, Jennifer M - APHIS
Subject:	RE: Status Request
Date:	Friday, August 25, 2017 1:14:46 PM
Attachments:	Copy of Ferrell K Case Status.xlsx

Jennifer,

I am attaching the information that you requested.

Thank you.

Kelly R. Ferrell
Enforcement Specialist
Animal Health and Welfare Enforcement Branch
Investigative and Enforcement Services
kelly.r.ferrell@aphis.usda.gov
(301) 851-2755 – office phone
(301) 734-4328 – fax
4700 River Road, Unit 85
Riverdale, Maryland 20737

From: Moore, Jennifer M - APHIS
Sent: Thursday, August 24, 2017 12:17 PM
To: Ferrell, Kelly R - APHIS <Kelly.R.Ferrell@aphis.usda.gov>
Subject: Status Request

Good Afternoon:

Attached is a ITEMS report of the cases assigned. In a separate column, please provide a brief status and anticipated date of completion for OD use by COB Friday, August 25, 2017. Thank you.

Note: No need to update any SUBBCR cases.

Very Respectfully,

Jennifer M. Moore, Branch Chief
Animal Welfare Enforcement Branch
Investigative and Enforcement Services
USDA APHIS MRPBS
jennifer.m.moore@aphis.usda.gov
301-851-2749 (T) | 301-734-4328 (F)
4700 River Road, Unit 85 (6B-02.D)
Riverdale, MD 20737

Case Number	Subject	Subprogram Code
AR160007	LEON WALTHALL/PEGGY VAN HUSS	DOG DEALER
CA150145	UC DAVIS	RESEARCH FACILITY
CA160067	HAYWARD AREA RECREATION & PARK DISTRICT	EXHIBITOR
IA160020	LESLIE AND ROBERT LOUTSCH	DOG DEALER
IA160033	HENRY SOMMERS	DOG DEALER
IA160044	GREAT AMERICAN FAMILY CIRCUS, LLC/HUGO LIEBEL	EXHIBITOR
KS160008	JUDY KOEHN	DOG DEALER
MN160014	S. GLENICE VIKEN	DOG DEALER
NC150001	ZOOTASTIC OF LAKE NORMAN INC	EXHIBITOR
NE160002	BOARDING HOUSE FARM, INC	EXHIBITOR
NJ150045	CHARLES LOGUIDICE	UN-LICENSED EXHIBITOR
PR170001	UNIVERSITY OF PUERTO RICO	RESEARCH FACILITY

Violation Date	Case Received Date	Case Assigned Date	Case Received to Today	Total Days Open
04/21/16	09/08/2016	09/09/2016	350	449
08/09/14	09/28/2016	10/04/2016	330	766
08/30/15	10/19/2016	10/21/2016	309	570
01/29/14	06/24/2016	06/29/2016	426	580
03/29/16	07/29/2016	07/29/2016	391	456
05/19/16	06/09/2017	06/14/2017	76	401
02/22/16	08/05/2016	08/09/2016	384	449
11/14/14	09/21/2016	09/22/2016	337	524
10/28/14	03/30/2016	04/01/2016	512	1,030
04/09/13	05/10/2016	05/10/2016	471	570
03/06/15	12/02/2016	12/07/2016	265	857
08/13/15	03/07/2017	03/07/2017	170	316

Latest Event Code	Latest Event Date	Specialist/Examiner	
HQREV	03/07/2017	BRISCOE KELLY R.	I am presently working this case. It will be con
HQREV	05/16/2017	BRISCOE KELLY R.	The estimated timeframe for completion of th
HQREV	08/10/2017	BRISCOE KELLY R.	The estimated timeframe for completion of th
RETDCS	08/15/2017	BRISCOE KELLY R.	
SUBBCR	05/02/2017	BRISCOE KELLY R.	
CASASN	06/14/2017	BRISCOE KELLY R.	I have not started processing this case yet. Th
SUBBCR	05/30/2017	BRISCOE KELLY R.	
HQREV	03/16/2017	BRISCOE KELLY R.	This is my next case for processing. The estim
APPBCR	06/22/2017	BRISCOE KELLY R.	
SUBBCR	04/18/2017	BRISCOE KELLY R.	
SUBBCR	05/16/2017	BRISCOE KELLY R.	
CASASN	03/07/2017	BRISCOE KELLY R.	I have not started processing this case yet. Th

the week of 10/29/17

ıe estimated timeframe for the completion of this case is the week of 11/19/17

From:	Moore, Jennifer M - APHIS
To:	Ferrell, Kelly R - APHIS
Subject:	Status Request
Date:	Thursday, August 24, 2017 12:16:50 PM
Attachments:	Ferrell, K Case Status.xlsx

Good Afternoon:

Attached is a ITEMS report of the cases assigned. In a separate column, please provide a brief status and anticipated date of completion for OD use by COB Friday, August 25, 2017. Thank you.

Note: No need to update any SUBBCR cases.

Very Respectfully,

Jennifer M. Moore, Branch Chief
Animal Welfare Enforcement Branch
Investigative and Enforcement Services
USDA APHIS MRPBS
jennifer.m.moore@aphis.usda.gov
301-851-2749 (T) | 301-734-4328 (F)
4700 River Road, Unit 85 (6B-02.D)
Riverdale, MD 20737

Case Number	Subject	Subprogram Code
AR160007	LEON WALTHALL/PEGGY VAN HUSS	DOG DEALER
CA150145	UC DAVIS	RESEARCH FACILITY
CA160067	HAYWARD AREA RECREATION & PARK DISTRICT	EXHIBITOR
IA160020	LESLIE AND ROBERT LOUTSCH	DOG DEALER
IA160033	HENRY SOMMERS	DOG DEALER
IA160044	GREAT AMERICAN FAMILY CIRCUS, LLC/HUGO LIEBEL	EXHIBITOR
KS160008	JUDY KOEHN	DOG DEALER
MN160014	S. GLENICE VIKEN	DOG DEALER
NC150001	ZOOTASTIC OF LAKE NORMAN INC	EXHIBITOR
NE160002	BOARDING HOUSE FARM, INC	EXHIBITOR
NJ150045	CHARLES LOGUIDICE	UN-LICENSED EXHIBITOR
PR170001	UNIVERSITY OF PUERTO RICO	RESEARCH FACILITY

Violation Date	Case Received Date	Case Assigned Date	Case Received to Today	Total Days Open
04/21/16	09/08/2016	09/09/2016	350	449
08/09/14	09/28/2016	10/04/2016	330	766
08/30/15	10/19/2016	10/21/2016	309	570
01/29/14	06/24/2016	06/29/2016	426	580
03/29/16	07/29/2016	07/29/2016	391	456
05/19/16	06/09/2017	06/14/2017	76	401
02/22/16	08/05/2016	08/09/2016	384	449
11/14/14	09/21/2016	09/22/2016	337	524
10/28/14	03/30/2016	04/01/2016	512	1,030
04/09/13	05/10/2016	05/10/2016	471	570
03/06/15	12/02/2016	12/07/2016	265	857
08/13/15	03/07/2017	03/07/2017	170	316

Latest Event Code	Latest Event Date	Specialist/Examiner
HQREV	03/07/2017	BRISCOE KELLY R.
HQREV	05/16/2017	BRISCOE KELLY R.
HQREV	08/10/2017	BRISCOE KELLY R.
RETDCS	08/15/2017	BRISCOE KELLY R.
SUBBCR	05/02/2017	BRISCOE KELLY R.
CASASN	06/14/2017	BRISCOE KELLY R.
SUBBCR	05/30/2017	BRISCOE KELLY R.
HQREV	03/16/2017	BRISCOE KELLY R.
APPBCR	06/22/2017	BRISCOE KELLY R.
SUBBCR	04/18/2017	BRISCOE KELLY R.
SUBBCR	05/16/2017	BRISCOE KELLY R.
CASASN	03/07/2017	BRISCOE KELLY R.

From:	Sullivan, Eileen F - APHIS
To:	Moore, Jennifer M - APHIS
Subject:	AWA cases in HQ
Date:	Wednesday, August 16, 2017 3:20:12 PM
Attachments:	AWA cases in HQ with notes.xlsx

Jennifer,

Here is the spreadsheet listing all AWA cases that are open in HQ. In looking at my notes, I see that I didn't [redacted] (b) (5)

[redacted] (b) (5)

Thanks,

Eileen Sullivan
Deputy Director
Investigative and Enforcement Services
USDA APHIS MRPBS
4700 River Road, Unit 85 (6B-03.A)
Riverdale, MD 20737
301-851-2747
301-734-4328 (facsimile)
eileen.f.sullivan@aphis.usda.gov

(b) (5)

(b) (5)

(b) (5)

(b) (5)

(b) (5)

(b) (5)

From:	Sullivan, Eileen F - APHIS
To:	Moore, Jennifer M - APHIS
Subject:	AWA cases in HQ
Date:	Monday, August 7, 2017 10:47:43 AM
Attachments:	AWA cases SUBBCR.xlsx AWA cases in HQ with notes.xlsx

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Jennifer,

Steve and I will be meeting with ODA and OA in a couple weeks to discuss the timeliness to complete investigations. The meeting will likely focus on AWA cases. I attached a spreadsheet showing all of the AWA cases that are currently showing as having been submitted for Branch chief review. Many of them are fairly recent submissions, but one dates back to January, and one from March. Are these entries still correct?

I also attached a spreadsheet showing all AWA cases currently in HQ. I'm starting to go through these cases in ITEMS to make some notes to identify some of the reasons for the age of some of the cases.

I'd like to see if we can come up with a way to expedite the review of some of these cases. I know you're still adjusting to your BC role, but I'm open to any ideas/thoughts you might have. I'd like to be able to tell ODA and OA that we have a plan in place to work on the timeliness in HQ.

Thanks,

Eileen Sullivan
Deputy Director
Investigative and Enforcement Services
USDA APHIS MRPBS
4700 River Road, Unit 85 (6B-03.A)
Riverdale, MD 20737
301-851-2747
301-734-4328 (facsimile)
eileen.f.sullivan@aphis.usda.gov

Case Number	Subject	Subprogram Code	Violation Date
OK150006	WILLIAM MEADOWS	EXHIBITOR	12/08/14
AZ160063	TERRILL AL-SAIHATI	EXHIBITOR	01/14/14
TN150201	CONNIE WATERS	OTHER DEALER	03/31/15
MO170012	PAMELA BALDWIN	DOG DEALER	08/10/16
OH160021	ANTON FRANK (BUTCH) HASH	OTHER DEALER	06/18/13
OH160021	LESLIE CAMPBELL	OTHER DEALER	06/18/13
NE160002	BOARDING HOUSE FARM, INC	EXHIBITOR	04/09/13
IA160033	HENRY SOMMERS	DOG DEALER	03/29/16
NM150003	LOVELACE RESPIRATORY RESEARCH INSTITUTE	RESEARCH FACILITY	06/24/14
LA150005	CITY OF MONROE	EXHIBITOR	07/08/14
VA160008	SOOJIN CALLIES	UN-LICENSED DOG DEALER	02/01/15
NJ150045	CHARLES LOGUIDICE	UN-LICENSED EXHIBITOR	03/06/15
IA160003	CAROLYN ARENDS	UN-LICENSED DOG DEALER	11/15/11
WA160034	PI BIOSCIENTIFIC INC.	RESEARCH FACILITY	03/04/16
KS150011	MARILYN SOUKUP	DOG DEALER	11/23/13
KS160008	JUDY KOEHN	DOG DEALER	02/22/16
NV150001	TEACUP PUPPIES, LLC.	UN-LICENSED DOG DEALER	03/18/15
NY150064	LANCELOT KOLLMAN	UN-LICENSED EXHIBITOR	04/28/15
PA160005	HOLMES CHINCHILLA RANCH	OTHER DEALER	10/01/15
PA160021	JENNIFER CAUDILL	UN-LICENSED EXHIBITOR	11/15/15
PA160021	LANCELOT RAMOS KOLLMAN	UN-LICENSED EXHIBITOR	11/15/15
IA170019	HELENE HAMRICK	DOG DEALER	01/14/16
IA170025	STEVEN LEON KRUSE	DOG DEALER	03/28/16
ID160006	DALE REMSBURG	UNREGISTERED CARRIER	08/21/15
PA170001	DELTA AIRLINES	CARRIER	11/28/15

Case Received Date	Case Assigned Date	Case Received to Today	Total Days Open	Latest Event Code	Latest Event Date
09/11/2015	09/11/2015	696	963	SUBBCR	01/19/2017
11/17/2016	11/18/2016	263	432	SUBBCR	03/16/2017
06/03/2016	06/07/2016	430	718	SUBBCR	04/11/2017
03/21/2017	03/27/2017	139	178	SUBBCR	04/12/2017
04/12/2017	04/12/2017	117	357	SUBBCR	04/13/2017
04/12/2017	04/12/2017	117	357	SUBBCR	04/13/2017
05/10/2016	05/10/2016	454	553	SUBBCR	04/18/2017
07/29/2016	07/29/2016	374	439	SUBBCR	05/02/2017
01/19/2016	01/20/2016	566	749	SUBBCR	05/09/2017
06/08/2016	06/10/2016	425	773	SUBBCR	05/09/2017
05/01/2017	05/01/2017	98	425	SUBBCR	05/09/2017
12/02/2016	12/07/2016	248	840	SUBBCR	05/16/2017
06/10/2016	06/10/2016	423	636	SUBBCR	05/23/2017
01/10/2017	01/11/2017	209	476	SUBBCR	05/25/2017
08/17/2015	08/19/2015	721	833	SUBBCR	05/25/2017
08/05/2016	08/09/2016	367	432	SUBBCR	05/30/2017
08/24/2016	08/26/2016	348	710	SUBBCR	06/01/2017
05/18/2016	05/24/2016	446	824	SUBBCR	06/15/2017
12/01/2016	12/01/2016	249	598	SUBBCR	06/16/2017
09/28/2016	09/28/2016	313	479	SUBBCR	06/20/2017
09/28/2016	09/28/2016	313	479	SUBBCR	06/20/2017
05/23/2017	06/05/2017	76	179	SUBBCR	06/23/2017
06/20/2017	06/22/2017	48	150	SUBBCR	07/06/2017
02/17/2017	02/17/2017	171	511	SUBBCR	07/13/2017
04/25/2017	04/28/2017	104	306	SUBBCR	08/01/2017

Specialist/Examiner
Randen Robert
Randen Robert
Randen Robert
Randen Robert
Randen Robert
Randen Robert
BRISCOE KELLY R.
BRISCOE KELLY R.
TRACY DEIDRE G.
TRACY DEIDRE G.
Randen Robert
BRISCOE KELLY R.
TRACY DEIDRE G.
TRACY DEIDRE G.
Simmons Olivia
BRISCOE KELLY R.
TRACY DEIDRE G.
Randen Robert
Simmons Olivia
Randen Robert
Randen Robert
TRACY DEIDRE G.
Randen Robert
Randen Robert
TRACY DEIDRE G.

Case Number	Subject	Program Code
NV11003	KARL MITCHELL	AC
NC150001	ZOOTASTIC OF LAKE NORMAN INC	AC
GA150003	DELTA AIR LINES INC	AC
VA150002	KARL MOGENSEN	AC
OK150006	WILLIAM MEADOWS	AC
TX150040	BODIE KNAPP	AC
OH150003	STUMP HILL FARM	AC
WA150017	UNIVERSITY OF WASHINGTON	AC
FL150062	JERRY HOLLY	AC
OR150002	CRAIG WAGNER	AC
NJ150045	CHARLES LOGUIDICE	AC
GA150015	DELTA AIR LINES INC	AC
KS150011	MARILYN SOUKUP	AC
MD150018	THOMAS D. MORRIS INC.	AC
NY150064	LANCELOT KOLLMAN	AC
FL150180	PRIMATE PRODUCTS, INC.	AC
LA150005	CITY OF MONROE	AC
CA150145	UC DAVIS	AC
NM150003	LOVELACE RESPIRATORY RESEARCH INSTITUTE	AC
PA150026	REAL PETS CORP	AC
MN150034	LEE GREENLY	AC
TN150201	CONNIE WATERS	AC
NV150001	TEACUP PUPPIES, LLC.	AC
IL160001	UNIVERSITY OF ILLINOIS AT URBANA-CHAMPAIGN	AC
ID160001	CITY OF IDAHO FALLS	AC
IA160003	CAROLYN ARENDS	AC
NY160007	DELTA AIRLINES	AC
IA160005	RUBY FUR FARM INC.	AC
PA160005	HOLMES CHINCHILLA RANCH	AC
IA160020	BOB LOUTSCH	AC
IA160020	LESLIE LOUTSCH	AC
MO160005	BATEMAN DIVERSIFIED LLC	AC
MO160005	SOBRAD LLC	AC
CA160067	HAYWARD AREA RECREATION & PARK DISTRICT	AC
NE160002	BOARDING HOUSE FARM, INC	AC
MI160014	BRENDAN FINERTY	AC
OR160005	KELLIE CARON	AC
OR160005	REAGAN ROYALE	AC
OR160006	CJ'S GREAT CAT WORLD PARK, INC.	AC
OR160006	CRAIG WAGNER	AC
ID160006	DALE REMSBURG	AC
MN160014	S. GLENICE VIKEN	AC
OH160003	BATTELLE MEMORIAL INSTITUTE	AC
PA160021	JENNIFER CAUDILL	AC
PA160021	LANCELOT RAMOS KOLLMAN	AC
WA160034	PI BIOSCIENTIFIC INC.	AC
IA160033	HENRY SOMMERS	AC
AR160007	LEON WALTHALL	AC
AR160007	PEGGY VAN HUSS	AC
KS160008	JUDY KOEHN	AC
MO160017	JOE FARLEY	AC

AZ160063	TERRILL AL-SAIHATI	AC
NY160070	DANIEL SWARTZ	AC
NY160070	MANDY SWARTZ	AC
VA160008	SOOJIN CALLIES	AC
OH160015	ZOOLOGICAL SOC OF CINCINNATI	AC
SC160003	ALPHA GENESIS INC	AC
IN160006	TIMOTHY STARK	AC
FL160257	ZOOLOGICAL SOCIETY OF THE PALM BEACHES INC	AC
IA160044	GREAT AMERICAN FAMILY CIRCUS, LLC	AC
IA160044	HUGO LIEBEL	AC
OH160020	DAYSHA BROADWAY	AC
OH160020	LILLIAN JONES	AC
OH160020	STEVEN JONES	AC
OH160021	ANTON FRANK (BUTCH) HASH	AC
OH160021	LESLIE CAMPBELL	AC
TX160226	BODIE KNAPP	AC
NY160086	CARRIE LEO	AC
MI170003	DELTA AIRLINES	AC
PA170001	DELTA AIRLINES	AC
IN170001	ENOS FISHER	AC
PR170001	UNIVERSITY OF PUERTO RICO	AC
IA170019	HELENE HAMRICK	AC
MO170012	PAMELA BALDWIN	AC
IA170025	STEVEN LEON KRUSE	AC
KS170005	AMY GUMM	AC
KS170005	LAURIE FENNO	AC
KS170005	MERRY GUMM	AC

Subprogram Code	Investigation Required	Violation Date	Case Received Date
EXHIBITOR	Yes	04/08/10	05/13/2014
EXHIBITOR	Yes	10/28/14	03/30/2016
CARRIER	Yes	06/08/14	09/07/2016
EXHIBITOR	Yes	05/16/14	10/30/2015
EXHIBITOR	Yes	12/08/14	09/11/2015
EXHIBITOR	Yes	09/06/05	04/14/2015
EXHIBITOR	Yes	12/05/14	12/07/2015
RESEARCH FACILITY	Yes	05/02/13	09/11/2015
EXHIBITOR	Yes	01/23/14	06/05/2015
EXHIBITOR	Yes	09/01/13	12/21/2015
UN-LICENSED EXHIBITOR	Yes	03/06/15	12/02/2016
CARRIER	Yes	03/04/15	07/01/2016
DOG DEALER	Yes	11/23/13	08/17/2015
RESEARCH FACILITY	Yes	07/08/13	03/15/2016
UN-LICENSED EXHIBITOR	Yes	04/28/15	05/18/2016
RESEARCH FACILITY	Yes	05/15/15	04/21/2016
EXHIBITOR	Yes	07/08/14	06/08/2016
RESEARCH FACILITY	Yes	08/09/14	09/28/2016
RESEARCH FACILITY	Yes	06/24/14	01/19/2016
OTHER DEALER	Yes	07/15/15	03/30/2016
UN-LICENSED EXHIBITOR	Yes	07/15/15	04/05/2016
OTHER DEALER	Yes	03/31/15	06/03/2016
UN-LICENSED DOG DEALER	Yes	03/18/15	08/24/2016
RESEARCH FACILITY	Yes	08/03/15	09/21/2016
EXHIBITOR	Yes	10/19/15	09/30/2016
UN-LICENSED DOG DEALER	Yes	11/15/11	06/10/2016
CARRIER	Yes	08/22/15	07/29/2016
OTHER DEALER	Yes	08/17/15	05/24/2016
OTHER DEALER	Yes	10/01/15	12/01/2016
DOG DEALER	Yes	01/29/14	06/24/2016
DOG DEALER	Yes	01/29/14	06/24/2016
CARRIER	Yes	05/13/15	05/11/2016
CARRIER	Yes	05/13/15	05/11/2016
EXHIBITOR	Yes	08/30/15	10/19/2016
EXHIBITOR	Yes	04/09/13	05/10/2016
UN-LICENSED EXHIBITOR	Yes	10/22/15	09/16/2016
OTHER DEALER	Yes	04/22/15	04/06/2017
OTHER DEALER	Yes	04/22/15	04/06/2017
EXHIBITOR	Yes	11/23/15	
EXHIBITOR	Yes	11/23/15	
UNREGISTERED CARRIER	Yes	08/21/15	02/17/2017
DOG DEALER	Yes	11/14/14	09/21/2016
RESEARCH FACILITY	Yes	09/16/15	12/20/2016
UN-LICENSED EXHIBITOR	Yes	11/15/15	09/28/2016
UN-LICENSED EXHIBITOR	Yes	11/15/15	09/28/2016
RESEARCH FACILITY	Yes	03/04/16	01/10/2017
DOG DEALER	Yes	03/29/16	07/29/2016
DOG DEALER	Yes	04/21/16	09/08/2016
DOG DEALER	Yes	04/21/16	09/08/2016
DOG DEALER	Yes	02/22/16	08/05/2016
DOG DEALER	Yes	02/23/16	08/16/2016

EXHIBITOR	Yes	01/14/14	11/17/2016
AWA LICENSE	Yes	03/28/16	11/30/2016
AWA LICENSE	Yes	03/28/16	11/30/2016
UN-LICENSED DOG DEALER	Yes	02/01/15	05/01/2017
EXHIBITOR	Yes	03/17/16	04/28/2017
RESEARCH FACILITY	Yes	02/23/16	12/28/2016
AWA LICENSE	Yes	10/08/15	01/17/2017
EXHIBITOR	Yes	04/15/16	12/09/2016
EXHIBITOR	Yes	05/19/16	06/09/2017
EXHIBITOR	Yes	05/19/16	06/09/2017
UNREGISTERED INTERMEDIATE HANDLER	Yes	05/01/16	07/28/2017
UNREGISTERED INTERMEDIATE HANDLER	Yes	05/01/16	07/28/2017
UNREGISTERED INTERMEDIATE HANDLER	Yes	05/01/16	07/28/2017
OTHER DEALER	Yes	06/18/13	04/12/2017
OTHER DEALER	Yes	06/18/13	04/12/2017
OTHER DEALER	Yes	04/23/16	04/04/2017
EXHIBITOR	Yes	04/21/16	01/27/2017
CARRIER	Yes	10/12/15	01/11/2017
CARRIER	Yes	11/28/15	04/25/2017
AWA LICENSE	Yes	03/22/16	02/15/2017
RESEARCH FACILITY	Yes	08/13/15	03/07/2017
DOG DEALER	Yes	01/14/16	05/23/2017
DOG DEALER	Yes	08/10/16	03/21/2017
DOG DEALER	Yes	03/28/16	06/20/2017
UN-LICENSED DOG DEALER	Yes	03/01/17	07/25/2017
UN-LICENSED DOG DEALER	Yes	03/01/17	07/25/2017
UN-LICENSED DOG DEALER	Yes	03/01/17	07/25/2017

Case Assigned Date	Case Received to Today	Total Days Open	Latest Event Code	Latest Event Date
05/13/2014	1,182	2,460	SUBDCS	11/17/2014
04/01/2016	495	1,013	APPBCR	06/22/2017
09/09/2016	334	1,013	SUBDCS	07/25/2017
11/03/2015	647	963	ADDVIO	01/19/2017
09/11/2015	696	963	SUBBCR	01/19/2017
04/23/2015	846	959	PRGCRV	07/10/2015
12/14/2015	609	951	SUPINF	02/09/2017
09/11/2015	696	943	RETBCR	07/28/2017
06/11/2015	794	929	PRGCON	08/02/2017
12/29/2015	595	894	HQREV	03/17/2017
12/07/2016	248	840	SUBBCR	05/16/2017
07/05/2016	402	837	HQREV	01/30/2017
08/19/2015	721	833	SUBBCR	05/25/2017
03/15/2016	510	830	APPBCR	05/08/2017
05/24/2016	446	824	SUBBCR	06/15/2017
04/21/2016	473	809	HQREV	04/10/2017
06/10/2016	425	773	SUBBCR	05/09/2017
10/04/2016	313	749	HQREV	05/16/2017
01/20/2016	566	749	SUBBCR	05/09/2017
04/01/2016	495	738	HQREV	03/24/2017
04/06/2016	489	718	SUBADI	06/07/2016
06/07/2016	430	718	SUBBCR	04/11/2017
08/26/2016	348	710	SUBBCR	06/01/2017
09/22/2016	320	672	CASASN	09/22/2016
10/04/2016	311	640	CASASN	10/04/2016
06/10/2016	423	636	SUBBCR	05/23/2017
07/29/2016	374	623	HQREV	01/30/2017
05/25/2016	440	616	HQREV	07/28/2017
12/01/2016	249	598	SUBBCR	06/16/2017
06/29/2016	409	563	PRGCON	07/27/2017
06/29/2016	409	563	PRGCON	07/27/2017
05/11/2016	453	556	CASASN	05/11/2016
05/11/2016	453	556	CASASN	05/11/2016
10/21/2016	292	553	CASASN	10/21/2016
05/10/2016	454	553	SUBBCR	04/18/2017
09/22/2016	325	535	CASASN	09/22/2016
04/12/2017	123	532	CASASN	04/12/2017
04/12/2017	123	532	CASASN	04/12/2017
		530	SUBIES	04/14/2017
		530	SUBIES	04/14/2017
02/17/2017	171	511	SUBBCR	07/13/2017
09/22/2016	320	507	HQREV	03/16/2017
12/23/2016	230	507	STIPIS	07/26/2017
09/28/2016	313	479	SUBBCR	06/20/2017
09/28/2016	313	479	SUBBCR	06/20/2017
01/11/2017	209	476	SUBBCR	05/25/2017
07/29/2016	374	439	SUBBCR	05/02/2017
09/09/2016	333	432	HQREV	03/07/2017
09/09/2016	333	432	HQREV	03/07/2017
08/09/2016	367	432	SUBBCR	05/30/2017
08/19/2016	356	432	CASASN	08/19/2016

11/18/2016	263	432	SUBBCR	03/16/2017
12/01/2016	250	427	FINDP	04/26/2017
12/01/2016	250	427	FINDP	04/26/2017
05/01/2017	98	425	SUBBCR	05/09/2017
05/02/2017	101	425	CASASN	05/02/2017
12/29/2016	222	424	SUBDCS	07/18/2017
01/17/2017	202	412	CASASN	01/17/2017
12/09/2016	241	396	HQREV	03/17/2017
06/14/2017	59	384	CASASN	06/14/2017
06/14/2017	59	384	CASASN	06/14/2017
07/29/2017	10	357	SUBPRG	08/03/2017
07/29/2017	10	357	SUBPRG	08/03/2017
07/29/2017	10	357	SUBPRG	08/03/2017
04/12/2017	117	357	SUBBCR	04/13/2017
04/12/2017	117	357	SUBBCR	04/13/2017
04/05/2017	125	356	CASASN	04/05/2017
02/09/2017	192	350	SUBDCS	06/28/2017
01/11/2017	208	306	HQREV	01/30/2017
04/28/2017	104	306	SUBBCR	08/01/2017
02/16/2017	173	300	HQREV	05/03/2017
03/07/2017	153	299	CASASN	03/07/2017
06/05/2017	76	179	SUBBCR	06/23/2017
03/27/2017	139	178	SUBBCR	04/12/2017
06/22/2017	48	150	SUBBCR	07/06/2017
07/25/2017	13	109	HQREV	07/27/2017
07/25/2017	13	109	HQREV	07/27/2017
07/25/2017	13	109	HQREV	07/27/2017

Specialist/Examiner
CONANT SARAH L.
BRISCOE KELLY R.
FOLK ROXANNE
JONES JENNIFER
Randen Robert
CONANT SARAH L.
TRACY DEIDRE G.
TRACY DEIDRE G.
Simmons Olivia
FOLK ROXANNE
BRISCOE KELLY R.
FOLK ROXANNE
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Randen Robert
Randen Robert

From:	Roush, Gary - APHIS
To:	Moore, Jennifer M - APHIS
Subject:	RE: Need your help on new incoming re: Hugo Liebel/Nosey
Date:	Monday, July 24, 2017 5:29:43 PM

Thanks, Jennifer!
--gary

From: Moore, Jennifer M - APHIS
Sent: Monday, July 24, 2017 5:29 PM
To: Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: RE: Need your help on new incoming re: Hugo Liebel/Nosey

Gary – IES has an open case on Hugo Liebel (IA160044-AC). Thank you.

V/r,

Jennifer
AWEB, IES
USDA APHIS MRPBS

From: Roush, Gary - APHIS
Sent: Monday, July 24, 2017 4:09 PM
To: Moore, Jennifer M - APHIS <Jennifer.M.Moore@aphis.usda.gov>
Subject: Need your help on new incoming re: Hugo Liebel/Nosey

Hi Jennifer,
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Gary Roush
Writer/Editor
APHIS LPA/Executive Communications
301-851-4063
2B-02.14

From: Gaj, Gregory S - APHIS
Sent: Monday, July 24, 2017 3:21 PM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>; Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>

Cc: Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
Subject: RE: Need your help on new incoming re: Nosey

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Nosey is currently in OH and supposedly didn't request an entry permit or provide a current CVI to OH before entering the state. Dana is working with the state and will update us on what actions the state might take, including preventing elephant rides or requesting they take Nosey back to Florida.

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Subject: RE: Need your help on new incoming re: Nosey

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Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

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Subject: Fwd: Need your help on new incoming re: Nosey

Meant to add you Denise
Thanks

Sent from my iPhone

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> **Date:** July 24, 2017 at 12:28:19 PM EDT
> **To:** "Dr. Gregory Gaj" <Gregory.S.Gaj@aphis.usda.gov>
> **Cc:** Bill Stokes <william.s.stokes@aphis.usda.gov>, Gerald Rushin <gerald.l.rushin@aphis.usda.gov>

Subject: Fwd: Need your help on new incoming re: Nosey

Hi Jerry,
Just looping Greg in. He may have recent info from the state.
Betty

Sent from my iPhone

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> Thanks!
> Gary Roush
> Writer/Editor
> APHIS LPA/Executive Communications
> 301-851-4063
> 2B-02.14

From:	Moore, Jennifer M - APHIS
To:	Roush, Gary - APHIS
Subject:	RE: Need your help on new incoming re: Hugo Liebel/Nosey
Date:	Monday, July 24, 2017 5:28:50 PM

Gary – IES has an open case on Hugo Liebel (IA160044-AC). Thank you.

V/r,

Jennifer
AWEB, IES
USDA APHIS MRPBS

From: Roush, Gary - APHIS
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Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

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Sent from my iPhone

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Writer/Editor
APHIS LPA/Executive Communications
301-851-4063
2B-02.14

From: Roush, Gary - APHIS
To: Moore, Jennifer M - APHIS
Subject: Need your help on new incoming re: Hugo Liebel/Nosey
Date: Monday, July 24, 2017 4:09:22 PM
Attachments: 8340588.pdf

Hi Jennifer,
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Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

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Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Roush, Gary - APHIS <Gary.W.Roush@aphis.usda.gov>
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Sent from my iPhone

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> > **To:** "Sofranko, Denise M - APHIS" <Denise.M.Sofranko@aphis.usda.gov>
> > **Cc:** "Goldentyer, Betty J - APHIS" <Betty.J.Goldentyer@aphis.usda.gov>, "Juarez, Bernadette R - APHIS" <Bernadette.R.Juarez@aphis.usda.gov>
> > **Subject: Need your help on new incoming re: Nosey**
> >
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> > (b) (5)

itinerary info and allegedly submitted false information. Do you have a suggestion of how I should respond to that development? (b) (5)

(b) (5)

(b) (5) Is that still the case? If so, (b) (5)

(b) (5)

Please advise ASAP: I will be going on annual leave on Wednesday and would like to wrap this response up before then.

Thanks!
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Writer/Editor
APHIS LPA/Executive Communications
301-851-4063
2B-02.14

Florida Voices for Animals

PO Box 17523, Tampa, FL 33682 727-656-8368 *www.FloridaVoicesForAnimals.org fvaonline@yahoo.com*

July 10, 2017

Secretary of Agriculture Sonny Perdue
U.S. Department of Agriculture
1400 Independence Ave., S.W.
Washington, DC 20250

RE: Reject the renewal of Hugo Liebel's USDA license and confiscate Nosey the elephant from her current abusive owner, Hugo Liebel of Liebel Family Circus

Dear Secretary Perdue,
Florida Voices for Animals (FVA) formally requests that the USDA reject the renewal of Hugo Liebel's USDA license and confiscate Nosey the elephant from her abusive owner, Hugo Liebel of Liebel Family Circus. Mr. Liebel has been fined for almost 200 welfare violations, including failure to provide adequate veterinary care as well as safe handling violations that put Nosey and the public at risk. For over 30 years, Nosey has been kept in an unnatural and heart-wrenching solitude while suffering with multiple physical ailments and subjected to improper care and containment. She has been forced to provide "entertainment" and rides to adults and children in spite of her painful degenerative joint disease.

Thankfully, the Florida Fish and Wildlife Conservation Commission (FWC) recently denied Mr. Liebel's application to renew his captive wildlife permit. Mr. Liebel was denied on the grounds that he "withheld itinerary information" and "submitted materially false information" to the agency after he reported that he did not have a tour schedule for her when in fact he did. This is a serious offense as withholding such information allows Mr. Liebel to evade inspections. Dr. Philip K. Ensley, one of the nation's leading elephant experts, characterized Nosey's case as "the worst, most prolonged, documented example of an uncorrected case of suffering and abuse in an elephant I have ever reviewed." Therefore, FVA strongly urges the USDA to permanently terminate Mr. Liebel's federal Animal Welfare Act license and order Nosey's release to a reputable elephant sanctuary where she can live out the remainder of her life in peace. Her life depends on it. We look forward to hearing what actions you take on her behalf.

Sincerely,

[redacted] (b) (6), (b) (7)(C)

On behalf of Florida Voices for Animals

FVA
P.O. Box 17523
Tampa, FL 33682

TAMPA FL 335
SAINT PETERSBURG FL
12 JUL 2017 PM 3 L

OFFICE OF THE EXECUTIVE
SECRETARIAT USDA
2017 JUL 21 AM 10: 26

Secretary of Agriculture
Sonny Perdue
USDA
1400 Independence Ave., S.W.
Washington, D.C. 20250

20250-

From: Keller, Vivian N - APHIS
To: Moore, Jennifer M - APHIS
Subject: RE: Response requested by COB today (7/11): status of Liebel/Nosey case
Date: Tuesday, July 11, 2017 12:59:25 PM

Thanks much! [redacted] (b) (5)

Vivian

From: Moore, Jennifer M - APHIS
Sent: Tuesday, July 11, 2017 11:46 AM
To: Keller, Vivian N - APHIS <Vivian.N.Keller@aphis.usda.gov>
Subject: RE: Response requested by COB today (7/11): status of Liebel/Nosey case

Great! Yes, the case is still open. Thanks.

V/r,

Jennifer
AWEB, IES
USDA APHIS MRPBS

From: Keller, Vivian N - APHIS
Sent: Tuesday, July 11, 2017 11:43 AM
To: Moore, Jennifer M - APHIS <Jennifer.M.Moore@aphis.usda.gov>
Subject: RE: Response requested by COB today (7/11): status of Liebel/Nosey case

We already have a standard response to use! But the inquiry looks like it's from a member of the public.

USDA PLEASE DO NOT give permission for Hugo Liebel to use abuse and hold captive Nosey any Longer 34 years she has been his slave She is suffering have you seen her back Please Please help her find freedom and a companion in a sanctuary! Hugo Liebel has over 200 violations ACT NOW! Worldwide we will not give up our fight for the freedom she

[redacted] (b) (6), (b) (7)(C), (b) (7)(D)

From: Moore, Jennifer M - APHIS
Sent: Tuesday, July 11, 2017 11:41 AM
To: Keller, Vivian N - APHIS <Vivian.N.Keller@aphis.usda.gov>
Subject: RE: Response requested by COB today (7/11): status of Liebel/Nosey case

Hi Vivian – [redacted] (b) (5) Thanks!

V/r,

Jennifer
AWEB, IES
USDA APHIS MRPBS

From: Keller, Vivian N - APHIS
Sent: Tuesday, July 11, 2017 11:32 AM
To: Moore, Jennifer M - APHIS <Jennifer.M.Moore@aphis.usda.gov>
Subject: Response requested by COB today (7/11): status of Liebel/Nosey case

Hi Jennifer,

We've received another inquiry about Nosey. The last I knew, all we could really say was this:

(b) (5)

Is that still true?

Thank you,

Vivian

Vivian Keller

Writer-Editor
Executive Communications
Legislative and Public Affairs
APHIS, USDA
Telephone: (301) 851-4062
Email: Vivian.N.Keller@aphis.usda.gov

From: Moore, Jennifer M - APHIS
To: Keller, Vivian N - APHIS
Subject: RE: Response requested by COB today (7/11): status of Liebel/Nosey case
Date: Tuesday, July 11, 2017 11:46:18 AM

Great! Yes, the case is still open. Thanks.

V/r,

Jennifer
AWEB, IES
USDA APHIS MRPBS

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Sent: Tuesday, July 11, 2017 11:43 AM
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From: Keller, Vivian N - APHIS
To: Moore, Jennifer M - APHIS
Subject: RE: Response requested by COB today (7/11): status of Liebel/Nosey case
Date: Tuesday, July 11, 2017 11:42:58 AM

We already have a standard response to use! But the inquiry looks like it's from a member of the public.

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From: Moore, Jennifer M - APHIS
To: Keller, Vivian N - APHIS
Subject: RE: Response requested by COB today (7/11): status of Liebel/Nosey case
Date: Tuesday, July 11, 2017 11:41:02 AM

Hi Vivian – [redacted] (b) (5) [redacted] Thanks!

V/r,

Jennifer
AWEB, IES
USDA APHIS MRPBS

From: Keller, Vivian N - APHIS
Sent: Tuesday, July 11, 2017 11:32 AM
To: Moore, Jennifer M - APHIS <Jennifer.M.Moore@aphis.usda.gov>
Subject: Response requested by COB today (7/11): status of Liebel/Nosey case

Hi Jennifer,

We've received another inquiry about Nosey. The last I knew, all we could really say was this:

[redacted] (b) (5) [redacted]

Is that still true?

Thank you,

Vivian

Vivian Keller

Writer-Editor
Executive Communications
Legislative and Public Affairs
APHIS, USDA
Telephone: (301) 851-4062
Email: Vivian.N.Keller@aphis.usda.gov

From: Keller, Vivian N - APHIS
To: Moore, Jennifer M - APHIS
Subject: Response requested by COB today (7/11): status of Liebel/Nosey case
Date: Tuesday, July 11, 2017 11:32:06 AM

Hi Jennifer,

We've received another inquiry about Nosey. The last I knew, all we could really say was this:

(b) (5)

Is that still true?

Thank you,

Vivian

Vivian Keller

Writer-Editor
Executive Communications
Legislative and Public Affairs
APHIS, USDA
Telephone: (301) 851-4062
Email: Vivian.N.Keller@aphis.usda.gov

From: Stokes, William S - APHIS
To: McCollough, Victoria J - APHIS
Subject: RE: Complaint AC18-003 Hugo T Liebel
Date: Monday, October 2, 2017 3:38:28 PM

Thanks Vicky.

From: McCollough, Victoria J - APHIS
Sent: Monday, October 2, 2017 2:41 PM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>; Navarro, Luis A - APHIS <Luis.A.Navarro@aphis.usda.gov>
Cc: Gerkin, Teany D - APHIS <Teany.D.Gerkin@aphis.usda.gov>
Subject: Complaint AC18-003 Hugo T Liebel

Please see attached complaint AC18-003 Hugo T Liebel.

From: noreply@aphis.usda.gov [mailto:noreply@aphis.usda.gov]
Sent: Monday, October 2, 2017 11:00 AM
To: ACEAST <ACEAST@aphis.usda.gov>
Subject: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission

Details of complaint:

- Name of USDA licensee/registrant: Hugo "Tom" Liebel
- USDA license/registration number:
- City/State:davenport, FL
- Complaint details:This weekend we saw Nosey the Elephant owned by Hugo Liebel at a festival in Kewanna, IN. The elephant looked sick, had pus draining from her eyes, could barely walk and still was forced to carry up to 8 people at a time and do circus act shows. When is someone going to rescue this poor creature? She has been abused by this man for over 33 years. Please take her away and let her living in a sanctuary.

Submitted To: aceast@aphis.usda.gov
Complaint Contact Information:
Can Contact Complainer: Yes

Name: [redacted]
Organization:
Street Address: [redacted]
Apt/Suite:
City / State / Zip: [redacted]
Phone Number: [redacted]
Email: [redacted]
Submitted on: Oct 2, 2017 9:00:21 AM MDT

From:	McCollough, Victoria J - APHIS
To:	Sofranko, Denise M - APHIS; Gai, Gregory S - APHIS; Stokes, William S - APHIS; Navarro, Luis A - APHIS
Cc:	Gerkin, Teany D - APHIS
Subject:	Complaint AC18-003 Hugo T Liebel
Date:	Monday, October 2, 2017 2:41:26 PM
Attachments:	AC18-003.docx

Please see attached complaint AC18-003 Hugo T Liebel.

From: noreply@aphis.usda.gov [mailto:noreply@aphis.usda.gov]
Sent: Monday, October 2, 2017 11:00 AM
To: ACEAST <ACEAST@aphis.usda.gov>
Subject: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission

Details of complaint:

- Name of USDA licensee/registrant: Hugo "Tom" Liebel
- USDA license/registration number:
- City/State:davenport, FL
- Complaint details:This weekend we saw Nosey the Elephant owned by Hugo Liebel at a festival in Kewanna, IN. The elephant looked sick, had pus draining from her eyes, could barely walk and still was forced to carry up to 8 people at a time and do circus act shows. When is someone going to rescue this poor creature? She has been abused by this man for over 33 years. Please take her away and let her living in a sanctuary.

Submitted To: aceast@aphis.usda.gov
Complaint Contact Information:
Can Contact Complainer: Yes

Name: [redacted]
Organization:
Street Address: [redacted]
Apt/Suite:
City / State / Zip: [redacted]
Phone Numbe [redacted]
Email [redacted]
Submitted on: Oct 2, 2017 9:00:21 AM MDT

USDA, APHIS, Animal Care

ANIMAL WELFARE COMPLAINT

Complaint No.	Date Entered	Received By
AC18-003	2-Oct-17	VMcCollough
Referred To		**Reply Due**
Gaj / Navarro		1-Nov-17

Facility or Person Complaint Filed Against

Name	Customer/License/Registration No.
Hugo T Liebel	58-C-0288 / 3203

Address
PO Box 3230

City	State	Zip	Phone No
Davenport	FL	33836	(b) (6), (b) (7)(C)

Complainant

Name	Organization
(b) (6), (b) (7)(C), (b) (7)(D)	

Address
(b) (6), (b) (7)(C), (b) (7)(D)

City	State	Zip	Phone No /Email address
(b) (6), (b) (7)(C), (b) (7)(D)	[redacted]	[redacted]	(b) (6), (b) (7)(C), (b) (7)(D)

How was complaint received?

Email

Details of Complaint: SEE ATTACHED

Results:

Application packet provided? Yes ☐ No ☐

INSPECTOR DATE

REVIEWED BY DATE

From: Gaj, Gregory S - APHIS
To: ACEAST
Subject: RE: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission
Date: Monday, October 2, 2017 12:17:34 PM

This is a new complaint issue so a separate complaint number should be issued. We will eventually try to answer all the complaints with one inspection. Thanks for checking

Greg

From: ACEAST
Sent: Monday, October 2, 2017 12:08 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: FW: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission

Hi Dr. Gaj,

Would you like me to make this one a new complaint or add as a supplemental to an open complaint?

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: noreply@aphis.usda.gov [mailto:noreply@aphis.usda.gov]
Sent: Monday, October 2, 2017 11:00 AM
To: ACEAST <ACEAST@aphis.usda.gov>
Subject: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission

Details of complaint:

- Name of USDA licensee/registrant: Hugo "Tom" Liebel
- USDA license/registration number:

- City/State:davenport, FL
- Complaint details:This weekend we saw Nosey the Elephant owned by Hugo Liebel at a festival in Kewanna, IN. The elephant looked sick, had pus draining from her eyes, could barely walk and still was forced to carry up to 8 people at a time and do circus act shows. When is someone going to rescue this poor creature? She has been abused by this man for over 33 years. Please take her away and let her living in a sanctuary.

Submitted To: aceast@aphis.usda.gov

Complaint Contact Information:
Can Contact Complainer: Yes

Name: (b) (6), (b) (7)(C), (b) (7)(D)
Organization:
Street Address (b) (6), (b) (7)(C), (b) (7)(D)
Apt/Suite:
City / State / Zip: (b) (6), (b) (7)(C), (b) (7)(D)
Phone Number (b) (6), (b) (7)(C), (b) (7)(D)
Email: (b) (6), (b) (7)(C), (b) (7)(D)
Submitted on: Oct 2, 2017 9:00:21 AM MDT

From:	Gaj, Gregory S - APHIS
To:	Gaj, Gregory S - APHIS
Subject:	FW: 3203 Hugo Liebel complaint AC17-801
Date:	Monday, October 2, 2017 10:51:39 AM
Attachments:	3203 Hugo Liebel complaint AC17-801.pdf AC17-801.docx image001.png

---

From: Smith, RaNeshia - APHIS
Sent: Tuesday, September 12, 2017 8:23 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Cc: Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
Subject: 3203 Hugo Liebel complaint AC17-801

Good morning, please see the attached files. Thank you.

RaNeshia L. Smith
Inspection & Licensing Assistant
Animal Care, USDA APHIS ERO
920 Main Campus Drive, Ste. 200
Raleigh, NC 27606-5213
Tel. (919) 855-7119
Email: RaNeshia.Smith@aphis.usda.gov

USDA

USDA, APHIS, Animal Care

Animal Care

ANIMAL WELFARE COMPLAINT

Complaint No.	Date Entered	Received By
AC17-801	12-Sep-17	R.Smith

Referred To	Reply Due
Gaj/Sofranko/Stokes	12-Oct-17

Facility or Person Complaint Filed Against

Name	Customer/License/Registration No.
Hugo Liebel	3203/58-C-0288

Address
[redacted]

City	State	Zip	Phone No
[redacted]	[redacted]	[redacted]	[redacted]

Complainant

Name	Organization
[redacted]	

Address

City	State	Zip	Phone No /Email address
			[redacted]

How was complaint received?
Email

Details of Complaint: SEE ATTACHED

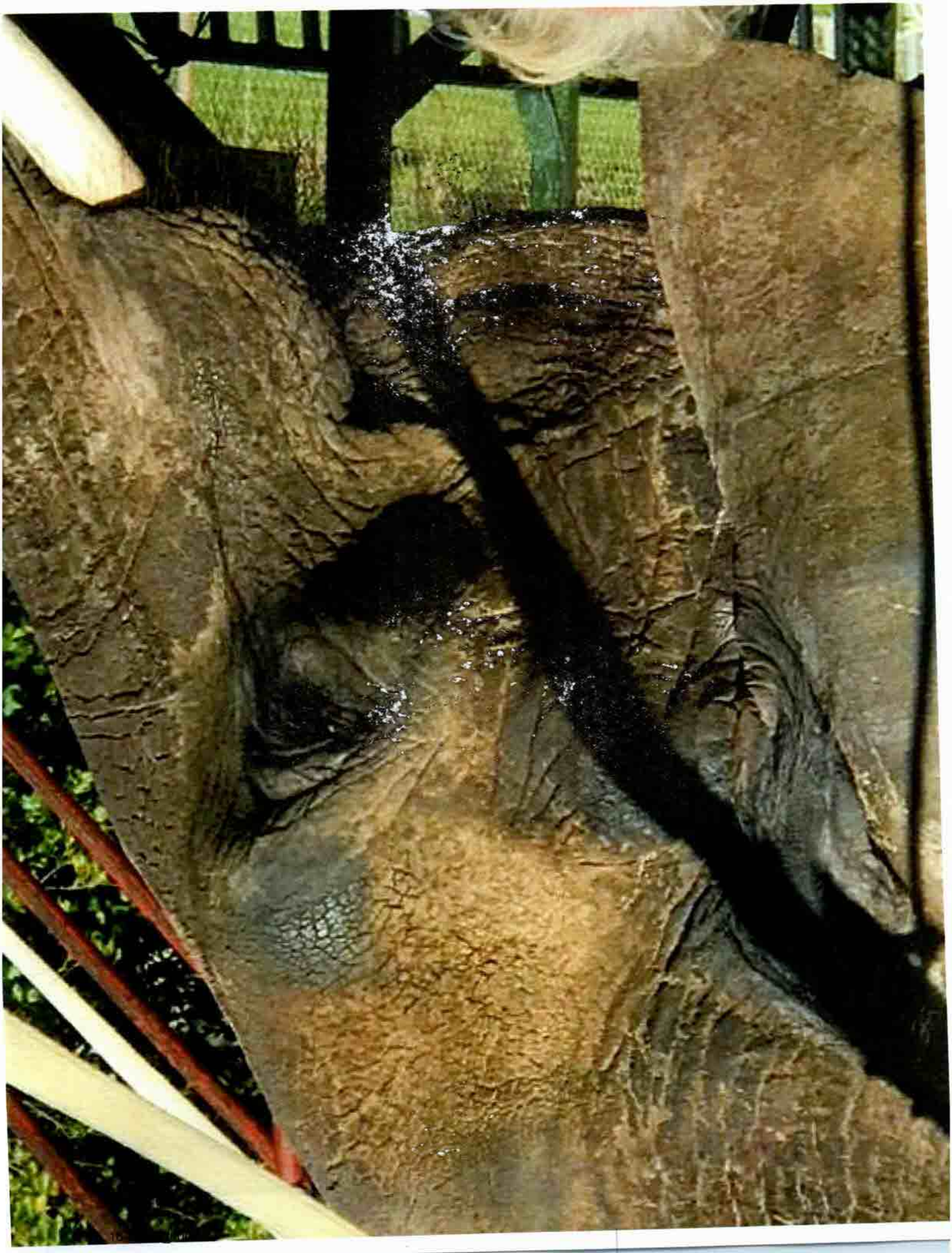
Results:

Application packet provided? Yes ☐ No ☐

INSPECTOR DATE

REVIEWED BY DATE

18-00103_000583



18-00103_0000555

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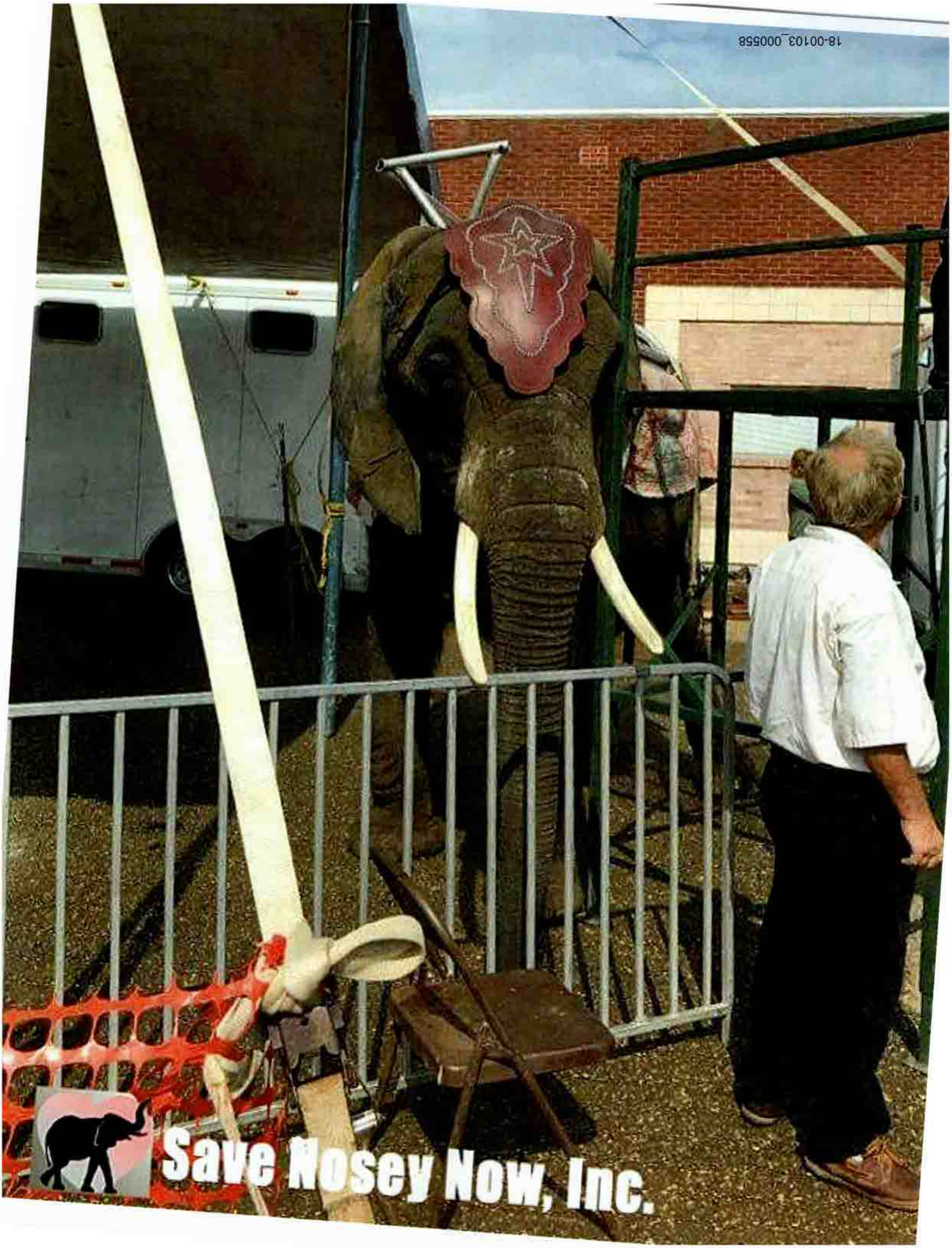
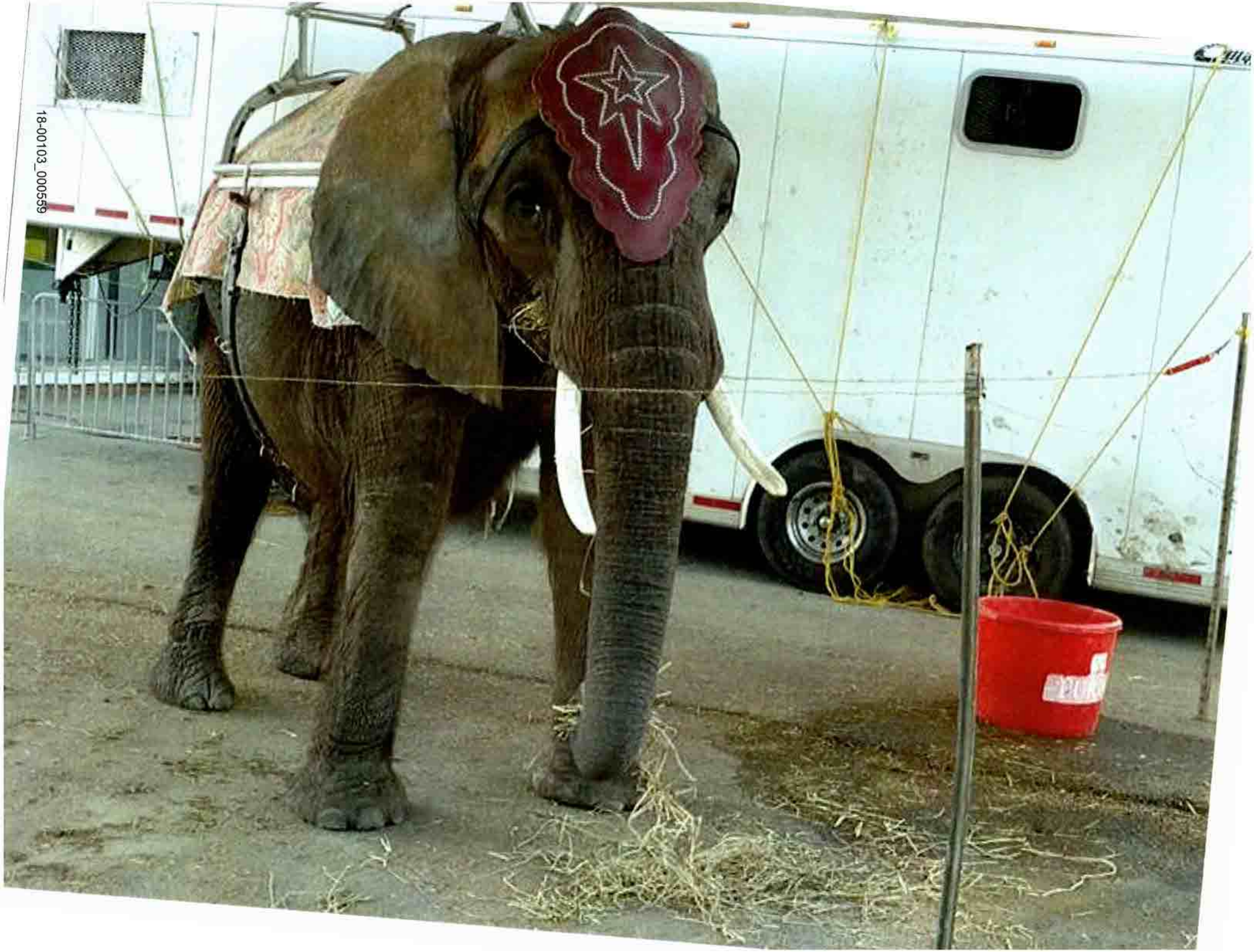

Save Nosey Now, Inc.



18-00103_000559

18-00103_000560

USDA, APHIS, Animal Care

ANIMAL WELFARE COMPLAINT

Complaint No.	Date Entered	Received By
AC17-801	12-Sep-17	R.Smith

Referred To	Reply Due
Gaj/Sofranko/Stokes	12-Oct-17

Facility or Person Complaint Filed Against

Name	Customer/License/Registration No.
Hugo Liebel	3203/58-C-0288

Address
(b) (6), (b) (7)(C)

	State	Zip	Phone No
(b) (6), (b) (7)(C)	[redacted]	(b) (6), (b) (7)(C)	(b) (6), (b) (7)(C)

Complainant

Name	Organization
(b) (6), (b) (7)(C), (b) (7)(D)	

Address

City	State	Zip	Phone No./Email address
			(b) (6), (b) (7)(C), (b) (7)(D)

How was complaint received?
Email

Details of Complaint: SEE ATTACHED

Results:

Application packet provided? Yes ☐ No ☐

INSPECTOR DATE

REVIEWED BY DATE

USDA APHIS

18

From:	Gaj, Gregory S - APHIS
To:	Gaj, Gregory S - APHIS
Subject:	FW: 3203 Hugo Liebel complaint AC17-810
Date:	Monday, October 2, 2017 10:41:56 AM
Attachments:	2017-09_Nosey_Roanoke IN.MP4 3203 Hugo Liebel complaint AC17-810.pdf AC17-810 PETA.docx image001.png

---

From: Smith, RaNeshia - APHIS
Sent: Monday, September 18, 2017 9:34 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Cc: Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
Subject: 3203 Hugo Liebel complaint AC17-810

Good morning, please see the attached files. Thank you.

RaNeshia L. Smith
Inspection & Licensing Assistant
Animal Care, USDA APHIS ERO
920 Main Campus Drive, Ste. 200
Raleigh, NC 27606-5213
Tel. (919) 855-7119
Email: RaNeshia.Smith@aphis.usda.gov

USDA

USDA, APHIS, Animal Care

Animal Care

ANIMAL WELFARE COMPLAINT

Complaint No.	Date Entered	Received By
AC17-810	18-Sep-17	R.Smith

Referred To	Reply Due
Gaj/Sofranko/Stokes	18-Oct-17

Facility or Person Complaint Filed Against

Name	Customer/License/Registration No.
Hugo T Liebel	3203/58-C-0288

Address
[redacted] (b) (6), (b) (7)(C)

City	State	Zip	Phone No
[redacted] (b) (6), (b) (7)(C)	[redacted]	[redacted] (b) (6), (b) (7)(C)	[redacted] (b) (6), (b) (7)(C)

Complainant

Name	Organization
[redacted] (b) (6), (b) (7)(C), (b) (7)(D)	[redacted]

Address

City	State	Zip	Phone No./Email address
			[redacted] (b) (6), (b) (7)(C), (b) (7)(D)

How was complaint received?
Email

Details of Complaint: SEE ATTACHED

Results:

Application packet provided? Yes ☐ No ☐

INSPECTOR DATE

REVIEWED BY DATE

Smith, RaNeshia - APHIS

From: ACEAST
Sent: Monday, September 18, 2017 9:06 AM
To: Smith, RaNeshia - APHIS
Subject: FW: Severe lameness of Nosey the elephant, exhibited by Hugo Liebel (58-C-0288)
Attachments: 2017-09_Nosey_Roanoke IN.MP4; ATT00001.htm

Hi RaNeshia,

Please process the below complaint against Hugo T. Liebel. Send to Dr. Gaj, Dr. Sofranko and cc Dr. Stokes.

Thanks,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: Gibbens, Robert - APHIS
Sent: Friday, September 15, 2017 1:33 PM
To: ACEAST <ACEAST@aphis.usda.gov>
Cc: Nowakowski, Craig A - APHIS <Craig.A.Nowakowski@aphis.usda.gov>
Subject: Fwd: Severe lameness of Nosey the elephant, exhibited by Hugo Liebel (58-C-0288)

Sent from my iPhone

Begin forwarded message:

> **From:** (b) (6), (b) (7)(C), (b) (7)(D)
> **To:** "Juarez, Bernadette R - APHIS" <Bernadette.R.Juarez@aphis.usda.gov>, "robert.m.gibbens@usda.gov" <robert.m.gibbens@usda.gov>
> **Cc:** "denise.m.sofranko@usda.gov" <denise.m.sofranko@usda.gov>
> **Subject: Severe lameness of Nosey the elephant, exhibited by Hugo Liebel (58-C-0288)**
>
> Dear Ms. Juarez and Dr. Gibbens,
>
> I am writing on behalf of People for the Ethical Treatment of Animals (PETA) regarding the extremely poor physical condition of the elephant Nosey, exhibited by Hugo Liebel (license

number 58-C-0288). In the enclosed footage (also linked here)—filmed over the weekend at the Roanoke Fall Festival, in Roanoke, Indiana—Nosey's pelvic and hind-limb lameness is the most dramatic observed to date. The elephant barely bends her joints as she walks with a wide-based stance and drags her feet along the ground.

Under the Animal Welfare Act's (AWA) implementing regulations, "[a]nimals shall be exhibited only for periods of time and under conditions consistent with their good health and well-being." 9 C.F.R. § 2.131(d)(1). Likewise, exhibitors must provide animals with "adequate" veterinary care using "appropriate" methods to diagnose and treat ailments, as well as to *prevent* and *control* them. *Id.* § 2.40. Nosey is in pain, suffering from severe physical maladies, and the conditions under which Liebel exhibits her gravely threaten her health and survival.

The USDA is empowered to confiscate "any animal found to be suffering as a result of a failure to comply" with the AWA or its regulations." 7 U.S.C. § 2146(a); *accord* 9 C.F.R. § 2.129(a). Confiscation is appropriate if, after notice, the exhibitor fails to provide the animal with "adequate care … to alleviate the animal's suffering or distress" and if "the circumstances indicate the animal's health is in danger." 9 C.F.R. § 2.129(a). The USDA can also summarily suspend an animal exhibitor's license "[i]n any case of actual or threatened physical harm to animals." *Id.* § 4.10(a), (b).

The USDA's guidance to inspectors states that "[a]nimals may be found to be suffering from any condition which causes pain or distress if action is **not** taken to alleviate the condition." USDA, Animal Welfare Inspection Guide 8-25 (2017) (emphasis in original). The agency's list of conditions that can cause suffering includes "[a]nimals with serious medical problems that are **not** receiving adequate veterinary care." *Id.* (emphasis in original). "Animals do **not** need to be in jeopardy of dying to be in a state of suffering." *Id.* (emphasis in original).

In fact, "lameness" is specifically contemplated as a sign of suffering in the USDA's guidance, and for elephants, it is listed as a species-typical sign of pain. *Id.* at 8-26 (instructing inspectors to "take movies of lameness" when initiating confiscation); *id.* at 6-17. Inspectors are instructed to "pay attention to" an animal's "locomotion, gait, and uniformity of stride" and "physical condition and behavior." *Id.* at 4-6.

This most recent footage of Nosey's lameness is a sign that she is "suffering" from a condition that causes pain and distress, likely arthritis. This is a well-documented, ongoing "serious medical problem" for this animal, her "health is in danger," and she is not receiving adequate veterinary care to diagnose, treat, and control her condition. (The U.S. Department of Agriculture also has reason to doubt the adequacy of care provided by (b) (6), (b) (7)(C) Liebel's attending veterinarian, given his previous poor judgements on elephant health.)

Nor has Liebel taken action to "alleviate" Nosey's condition. Quite the opposite—he is continuing to confine and exhibit her in a manner that will worsen her disease, prolong her suffering, and gravely threaten her life, particularly in light of the fact that the denial of his permit to possess Nosey in his home state of Florida will likely be affirmed next month, meaning he will have no permanent facility for the elephant and will not have access to his attending veterinarian.

The *only* way to alleviate Nosey's suffering is to remove her from travel and exhibition and place her at an accredited sanctuary that will properly diagnose her condition and provide her with a species-appropriate environment—including soft, natural substrates, water for swimming to ease joint pain, acres to roam for appropriate exercise, and opportunities for socialization.

Please summarily suspend Liebel's license so that he cannot continue to harm Nosey, and initiate confiscation and license revocation. He is likely in Indiana at the moment, and the Great American Family Circus will be at the Kewanna Fall Festival in Kewanna, Indiana, starting September 29. PETA stands ready to assist with placement at an accredited sanctuary. I look forward to receiving your prompt response. You can reach me at [redacted] or

(b) (6), (b) (7)(C), (b) (7)(D)

(b) (6), (b) (7)(C), (b) (7)(D)

Smith, RaNeshia - APHIS

From: ACEAST
Sent: Monday, September 18, 2017 9:08 AM
To: Smith, RaNeshia - APHIS
Subject: FW: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission

Hi RaNeshia,

Supplemental information on the same type of complaint.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: noreply@aphis.usda.gov [mailto:noreply@aphis.usda.gov]
Sent: Friday, September 15, 2017 7:55 PM
To: ACEAST <ACEAST@aphis.usda.gov>
Subject: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission

Details of complaint:

- Name of USDA licensee/registrant:
- USDA license/registration number:
- City/State:Fort Wayne, IN
- Complaint details:There was a man named Hugo Liebel who exhibited a female African elephant at the Roanoke Fall Festival in Roanoke, IN on September 9, 2017. Nosey appeared to be dehydrated, she was limping and yet the man named Hufo Liebel was allowing 2-3 people ride her for money. She was very slow and had trouble walking. I am hoping you investigate this claim. I have some video to exhibit the limping.

Submitted To: aceast@aphis.usda.gov

Complaint Contact Information:
Can Contact Complainer: Yes

Name: (b) (6), (b) (7)(C), (b) (7)(D)
Organization:
Street Address: (b) (6), (b) (7)(C), (b) (7)(D)
Apt/Suite:
City / State / Zip (b) (6), (b) (7)(C), (b) (7)(D)
Phone Number: (b) (6), (b) (7)(C), (b) (7)(D)
Email: (b) (6), (b) (7)(C), (b) (7)(D)
Submitted on: Sep 15, 2017 5:54:37 PM MDT

USDA, APHIS, Animal Care

ANIMAL WELFARE COMPLAINT

Complaint No.	Date Entered	Received By
AC17-810	18-Sep-17	R.Smith
Referred To		Reply Due
Gaj/Sofranko/Stokes		18-Oct-17

Facility or Person Complaint Filed Against

Name	Customer/License/Registration No.
Hugo T Liebel	3203/58-C-0288

[redacted] (b) (6), (b) (7)(C)

			Phone No.
(b) (6), (b) (7)(C)	[redacted]	(b) (6), (b) (7)(C)	(b) (6), (b) (7)(C)

Complainant

Name	Organization
(b) (6), (b) (7)(C), (b) (7)(D)	[redacted]

Address

City	State	Zip	Phone No./Email address
			(b) (6), (b) (7)(C), (b) (7)(D)

How was complaint received?
Email

Details of Complaint: SEE ATTACHED

Results:

Application packet provided? Yes ☐ No ☐

INSPECTOR DATE

REVIEWED BY DATE

USDA APHIS

18

From:	Gaj, Gregory S - APHIS
To:	Chapman, Annette - APHIS
Subject:	FW: Itinerary for Nosey , a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Monday, October 2, 2017 9:37:44 AM

FYI only. Wanted you to know she'll be in your state.

From: ACEAST
Sent: Monday, October 2, 2017 9:29 AM
To: McCollough, Victoria J - APHIS <Vicky.J.McCollough@aphis.usda.gov>
Cc: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>; Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: FW: Itinerary for Nosey , a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Hi Vicky,

Please see the itinerary below.

Thanks,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, October 2, 2017 9:08 AM
To: ACEAST <ACEAST@aphis.usda.gov>
Subject: Itinerary for Nosey , a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Elephant is scheduled to make appearances in (b) (4) starting October 6. Route will most likely be available to me later on today. Update will follow.

H.T Liebel
Great American Family Circus
POB 3230
Davenport, FL, 33836
USDA licence number;
58-C-0288

From:	ACEAST
To:	McCollough, Victoria J - APHIS
Cc:	Sofranko, Denise M - APHIS; Gaj, Gregory S - APHIS
Subject:	FW: Itinerary for Nosey , a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Monday, October 2, 2017 9:28:38 AM

Hi Vicky,

Please see the itinerary below.

Thanks,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, October 2, 2017 9:08 AM
To: ACEAST <ACEAST@aphis.usda.gov>
Subject: Itinerary for Nosey , a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Elephant is scheduled to make appearances in (b) (4) starting October 6. Route will most likely be available to me later on today. Update will follow.

H.T Liebel
Great American Family Circus
POB 3230
Davenport, FL, 33836
USDA licence number;
58-C-0288

From:	Benson, Amy V - APHIS
To:	Navarro, Luis A - APHIS
Subject:	RE: Itinerary for Nosey - September 23 - Oct 25 2017
Date:	Monday, September 25, 2017 7:31:03 AM
Attachments:	image003.png

Best regards,
Amy

Amy V Benson
Inspection & Licensing Assistant
Animal Care, USDA APHIS ERO
920 Main Campus Drive, Ste. 200
Raleigh, NC 27606-5213
Tel. (919) 855-7105
Fax (919) 855-7123
Amy.v.benson@aphis.usda.gov

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

---

From: ACEAST
Sent: Friday, September 22, 2017 3:48 PM
To: Benson, Amy V - APHIS <Amy.V.Benson@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana),with bottom ear ruffled and microchip number; 985-112-002-790-521

Hey Amy,

Please see the updated itinerary for Hugo T. Liebel.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)

TEANY.D.GERKIN@APHIS.USDA.GOV

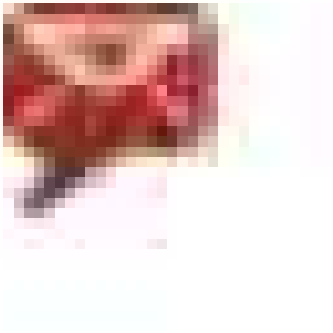
Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Friday, September 22, 2017 12:53 PM
To: aceast@usda.gov
Subject: Re: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana),with bottom ear ruffled and microchip number; 985-112-002-790-521

On October 25 elephant will travel to a different location in [redacted] (b) (4)
Lot on the corner of [redacted] (b) (4)
Elephant will stay there until further notice.

On Sep 20, 2017 8:35 AM, [redacted] (b) (4) wrote:

> On 9/22/2017 elephant will leave [redacted] (b) (4) and travel to the corner of [redacted] (b) (4)
> and [redacted] (b) (4)
> Elephant will be there from that day until September 24.
> On September 25 elephant will travel for a layover to; [redacted] (b) (4)
> [redacted] (b) (4)
> Elephant will stay there until further notice.
>
> H.T. Liebel
> Great American Family Circus
> POB 3230
> Davenport, FL , 33836
> USDA licence number;
> 58-C-0288



From:	Gibbens, Robert - APHIS
To:	Juarez, Bernadette R - APHIS
Cc:	Goldentyer, Betty J - APHIS; Rushin, Gerald L - APHIS; Jones, Christine B - APHIS
Subject:	RE: Severe lameness of Nosey the elephant, exhibited by Hugo Liebel (58-C-0288)
Date:	Friday, September 15, 2017 4:07:29 PM

If after the hearing it appears it will be a lengthy period before a decision is rendered, we'll re-discuss the timing of the next inspection.

Robert M. Gibbens, DVM
Director, Animal Welfare Operations
USDA, APHIS, Animal Care
2150 Centre Avenue, Bldg. B
Ft. Collins, CO 80526
Phone: 970-494-7478
Fax: 970-472-9558
Join the Animal Care Stakeholder Registry and receive emails on topics of interest

-----Original Message-----
From: Juarez, Bernadette R - APHIS
Sent: Friday, September 15, 2017 12:21 PM
To: Gibbens, Robert - APHIS <Robert.M.Gibbens@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Rushin, Gerald L - APHIS <Gerald.L.Rushin@aphis.usda.gov>; Jones, Christine B - APHIS <Christine.B.Jones@aphis.usda.gov>
Subject: RE: Severe lameness of Nosey the elephant, exhibited by Hugo Liebel (58-C-0288)

Ok. The new hearing date with Florida is October 12. I have no idea how that system works and whether the judge will issue a decision at the conclusion of the hearing or whether the parties file briefs.

-----Original Message-----
From: Gibbens, Robert - APHIS
Sent: Friday, September 15, 2017 2:14 PM
To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>
Cc: Goldentyer, Betty J - APHIS <Betty.J.Goldentyer@aphis.usda.gov>; Rushin, Gerald L - APHIS <Gerald.L.Rushin@aphis.usda.gov>; Jones, Christine B - APHIS <Christine.B.Jones@aphis.usda.gov>
Subject: Re: Severe lameness of Nosey the elephant, exhibited by Hugo Liebel (58-C-0288)

Our plan is first, to wait until Florida makes a decision on whether Nosey can go back in the state (expected soon), and second, to gather complaints and do 2 to 3 inspections per year. I believe Denise said the last inspection was in April or May. So we're likely to do the next inspection in October.

Sent from my iPhone

> On Sep 15, 2017, at 12:06 PM, Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov> wrote:
>
> FYI. I do see the gait abnormality in the hind legs. I also recognize this elephant has limited space to move, and the gait may look different if the elephant had more space to move.
>
(b) (5)
>
> From (b) (6), (b) (7)(C), (b) (7)(D)
> Sent: Friday, September 15, 2017 12:40 PM

> To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>; robert.m.gibbens@usda.gov
> Cc: denise m.sofranko@usda.gov
> Subject: Severe lameness of Nosey the elephant, exhibited by Hugo Liebel (58-C-0288)
> Importance: High
>
> Dear Ms. Juarez and Dr. Gibbens,
>
> I am writing on behalf of People for the Ethical Treatment of Animals (PETA) regarding the extremely poor physical condition of the elephant Nosey, exhibited by Hugo Liebel (license number 58-C-0288). In the enclosed footage (also linked here<http://www.petapreview.com/4preview/permanent/nosey_roanoke_in_september_2017_preview.asp>)—filmed over the weekend at the Roanoke Fall Festival, in Roanoke, Indiana—Nosey's pelvic and hind-limb lameness is the most dramatic observed to date. The elephant barely bends her joints as she walks with a wide-based stance and drags her feet along the ground.
>
> Under the Animal Welfare Act's (AWA) implementing regulations, "[a]nimals shall be exhibited only for periods of time and under conditions consistent with their good health and well-being." 9 C.F.R. § 2.131(d)(1). Likewise, exhibitors must provide animals with "adequate" veterinary care using "appropriate" methods to diagnose and treat ailments, as well as to prevent and control them. Id. § 2.40. Nosey is in pain, suffering from severe physical maladies, and the conditions under which Liebel exhibits her gravely threaten her health and survival.
>
> The USDA is empowered to confiscate "any animal found to be suffering as a result of a failure to comply" with the AWA or its regulations." 7 U.S.C. § 2146(a); accord 9 C.F.R. § 2.129(a). Confiscation is appropriate if, after notice, the exhibitor fails to provide the animal with "adequate care … to alleviate the animal's suffering or distress" and if "the circumstances indicate the animal's health is in danger." 9 C.F.R. § 2.129(a). The USDA can also summarily suspend an animal exhibitor's license "[i]n any case of actual or threatened physical harm to animals." Id. § 4.10(a), (b).
>
> The USDA's guidance to inspectors states that "[a]nimals may be found to be suffering from any condition which causes pain or distress if action is not taken to alleviate the condition." USDA, Animal Welfare Inspection Guide 8-25 (2017) (emphasis in original). The agency's list of conditions that can cause suffering includes "[a]nimals with serious medical problems that are not receiving adequate veterinary care." Id. (emphasis in original). "Animals do not need to be in jeopardy of dying to be in a state of suffering." Id. (emphasis in original).
>
> In fact, "lameness" is specifically contemplated as a sign of suffering in the USDA's guidance, and for elephants, it is listed as a species-typical sign of pain. Id. at 8-26 (instructing inspectors to "take movies of lameness" when initiating confiscation); id. at 6-17. Inspectors are instructed to "pay attention to" an animal's "locomotion, gait, and uniformity of stride" and "physical condition and behavior." Id. at 4-6.
>
> This most recent footage of Nosey's lameness is a sign that she is "suffering" from a condition that causes pain and distress, likely arthritis. This is a well-documented, ongoing "serious medical problem" for this animal, her "health is in danger," and she is not receiving adequate veterinary care to diagnose, treat, and control her condition. (The U.S. Department of Agriculture also has reason to doubt the adequacy of care provided by (b) (6), (b) (7)(C) Liebel's attending veterinarian, given his previous poor judgements on elephant health.)
>
> Nor has Liebel taken action to "alleviate" Nosey's condition. Quite the opposite—he is continuing to confine and exhibit her in a manner that will worsen her disease, prolong her suffering, and gravely threaten her life, particularly in light of the fact that the denial of his permit to possess Nosey in his home state of Florida will likely be affirmed next month, meaning he will have no permanent facility for the elephant and will not have access to his attending veterinarian.
>
> The only way to alleviate Nosey's suffering is to remove her from travel and exhibition and place her at an accredited sanctuary that will properly diagnose her condition and provide her with a species-appropriate environment—including soft, natural substrates, water for swimming to ease joint pain, acres to roam for appropriate exercise, and opportunities for socialization.
>
> Please summarily suspend Liebel's license so that he cannot continue to harm Nosey, and initiate confiscation and

license revocation. He is likely in Indiana at the moment, and the Great American Family Circus will be at the Kewanna Fall Festival in Kewanna, Indiana, starting September 29. PETA stands ready to assist with placement at an accredited sanctuary. I look forward to receiving your prompt response. You can reach me at [redacted] or [redacted] (b) (6), (b) (7)(C), (b) (7)(D)

>

[redacted] (b) (6), (b) (7)(C), (b) (7)(D)

>

> <2017-09_Nosey_Roanoke IN.MP4>

From: Juarez, Bernadette R - APHIS
To: Gibbens, Robert - APHIS; Goldentyer, Betty J - APHIS
Cc: Rushin, Gerald L - APHIS; Jones, Christine B - APHIS
Subject: FW: Severe lameness of Nosey the elephant, exhibited by Hugo Liebel (58-C-0288)
Date: Friday, September 15, 2017 2:06:47 PM
Attachments: 2017-09_Nosey_Roanoke IN.MP4
Importance: High

FYI. I do see the gait abnormality in the hind legs. I also recognize this elephant has limited space to move, and the gait may look different if the elephant had more space to move.

(b) (5)

From: (b) (6), (b) (7)(C), (b) (7)(D)
Sent: Friday, September 15, 2017 12:40 PM
To: Juarez, Bernadette R - APHIS <Bernadette.R.Juarez@aphis.usda.gov>; robert.m.gibbens@usda.gov
Cc: denise.m.sofranko@usda.gov
Subject: Severe lameness of Nosey the elephant, exhibited by Hugo Liebel (58-C-0288)
Importance: High

Dear Ms. Juarez and Dr. Gibbens,

I am writing on behalf of People for the Ethical Treatment of Animals (PETA) regarding the extremely poor physical condition of the elephant Nosey, exhibited by Hugo Liebel (license number 58-C-0288). In the enclosed footage (also linked here)—filmed over the weekend at the Roanoke Fall Festival, in Roanoke, Indiana—Nosey's pelvic and hind-limb lameness is the most dramatic observed to date. The elephant barely bends her joints as she walks with a wide-based stance and drags her feet along the ground.

Under the Animal Welfare Act's (AWA) implementing regulations, "[a]nimals shall be exhibited only for periods of time and under conditions consistent with their good health and well-being." 9 C.F.R. § 2.131(d)(1). Likewise, exhibitors must provide animals with "adequate" veterinary care using "appropriate" methods to diagnose and treat ailments, as well as to *prevent* and *control* them. *Id.* § 2.40. Nosey is in pain, suffering from severe physical maladies, and the conditions under which Liebel exhibits her gravely threaten her health and survival.

The USDA is empowered to confiscate "any animal found to be suffering as a result of a failure to comply" with the AWA or its regulations." 7 U.S.C. § 2146(a); *accord* 9 C.F.R. § 2.129(a). Confiscation is appropriate if, after notice, the exhibitor fails to provide the animal with "adequate care … to alleviate the animal's suffering or distress" and if "the circumstances indicate the animal's health is in danger." 9 C.F.R. § 2.129(a). The USDA can also summarily suspend an animal exhibitor's license "[i]n any case of actual or threatened physical harm to animals." *Id.* § 4.10(a), (b).

The USDA's guidance to inspectors states that "[a]nimals may be found to be suffering from

any condition which causes pain or distress if action is **not** taken to alleviate the condition." USDA, Animal Welfare Inspection Guide 8-25 (2017) (emphasis in original). The agency's list of conditions that can cause suffering includes "[a]nimals with serious medical problems that are **not** receiving adequate veterinary care." *Id.* (emphasis in original). "Animals do **not** need to be in jeopardy of dying to be in a state of suffering." *Id.* (emphasis in original).

In fact, "lameness" is specifically contemplated as a sign of suffering in the USDA's guidance, and for elephants, it is listed as a species-typical sign of pain. *Id.* at 8-26 (instructing inspectors to "take movies of lameness" when initiating confiscation); *id.* at 6-17. Inspectors are instructed to "pay attention to" an animal's "locomotion, gait, and uniformity of stride" and "physical condition and behavior." *Id.* at 4-6.

This most recent footage of Nosey's lameness is a sign that she is "suffering" from a condition that causes pain and distress, likely arthritis. This is a well-documented, ongoing "serious medical problem" for this animal, her "health is in danger," and she is not receiving adequate veterinary care to diagnose, treat, and control her condition. (The U.S. Department of Agriculture also has reason to doubt the adequacy of care provided by (b) (6), (b) (7)(C) Liebel's attending veterinarian, given his previous poor judgements on elephant health.)

Nor has Liebel taken action to "alleviate" Nosey's condition. Quite the opposite—he is continuing to confine and exhibit her in a manner that will worsen her disease, prolong her suffering, and gravely threaten her life, particularly in light of the fact that the denial of his permit to possess Nosey in his home state of Florida will likely be affirmed next month, meaning he will have no permanent facility for the elephant and will not have access to his attending veterinarian.

The *only* way to alleviate Nosey's suffering is to remove her from travel and exhibition and place her at an accredited sanctuary that will properly diagnose her condition and provide her with a species-appropriate environment—including soft, natural substrates, water for swimming to ease joint pain, acres to roam for appropriate exercise, and opportunities for socialization.

Please summarily suspend Liebel's license so that he cannot continue to harm Nosey, and initiate confiscation and license revocation. He is likely in Indiana at the moment, and the Great American Family Circus will be at the Kewanna Fall Festival in Kewanna, Indiana, starting September 29. PETA stands ready to assist with placement at an accredited sanctuary. I look forward to receiving your prompt response. You can reach me at (b) (6), (b) (7)(C), (b) (7)(D) or (b) (6), (b) (7)(C), (b) (7)(D)

(b) (6), (b) (7)(C), (b) (7)(D)

From:	ACEAST
To:	Nkromah, Ama-Esi - APHIS
Cc:	Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 958-112-002-790-521.
Date:	Friday, September 15, 2017 7:19:50 AM

Good Morning,

Please see the below itinerary for Hugo T. Liebel.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

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From: [redacted] (b) (6), (b) (7)(C) [redacted]
Sent: Wednesday, September 13, 2017 4:46 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 958-112-002-790-521.

Elephant wil travel on 9/15/2017 from [redacted] (b) (4) [redacted] and [redacted] (b) (4) [redacted] in downtown [redacted] (b) (4) [redacted]
I don't know if it is of any significance, but there was a delay on the way to [redacted] (b) (4) [redacted] so it was decided not to set up.

Currently I have no exact address available, due to a connecting problem. All I know for sure is that the local area code is [redacted] (b) (4) [redacted]

On the 17th elephant will return for a layover to [redacted] (b) (4) [redacted] until further notice,or until a different layover location is found.

H.T. Liebel
POB 3230
Davenport FL

33836
USDA licence number
58-C-0288

From: Gaj, Gregory S - APHIS
To: ACEAST
Subject: Re: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission
Date: Monday, September 11, 2017 3:20:16 PM

Need to get into my computer. Will be in touch later today

Sent from my iPhone

On Sep 11, 2017, at 1:37 PM, ACEAST <ACEAST@aphis.usda.gov> wrote:

Hi Dr. Gaj,

We received the following complaint against Hugo T. Liebel. He currently has an open complaint AC17-772. Would you like me to roll it into the same complaint or establish a new complaint?

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: noreply@aphis.usda.gov [mailto:noreply@aphis.usda.gov]
Sent: Wednesday, September 6, 2017 8:15 PM
To: ACEAST <ACEAST@aphis.usda.gov>
Subject: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission

Details of complaint:

- Name of USDA licensee/registrant:
- USDA license/registration number:
- City/State:Paragon, IN
- Complaint details:My concern is for Nosey "Tiny "the elephant who is owned by the Hugo Leibel family from Florida. I saw Nosey in

Paragon, Indiana on Sept. 3 at their homecoming festival. The elephant looked exremely underweight. Her skin is very dry and has what looks like scars and wounds around the areas where the straps and chains wrap around her. I've seen many other elephants in zoos and they looked completely different (healthy) than Nosey. When walking around the small circle when she had people riding her the only thought that could come to mind is lame. Her gait was shaky, and one front shoulder was drooping lower than the other. The electric fence around her was located too far away for her to receive the food that Mr. Liebel was charging people to feed her. He was charging $2 for a small cup of horse food or an apple. It was difficult for her to reach without getting electrocuted. It looked like she only had a few inches around her in each direction in the electric fence. The cargo trailer that she's hauled in looks too small to keep an elephant in for the long distance driving that is done with her. There are only 2 small windows each on the front sides. There seems to be little ventilation and summers are very hot and humid in the Midwest. It's legal in some states for people to break windows out of cars to remove/rescue a dog left in these conditions.
So between traveling state to state and possibly sleeping in the trailer since they are not able to take her to a barn every night, this is entirely way too much time for an elephant to be chained up inside of a cargo trailer.
The fair hours for the weekend consisted of 10-12 hours each day for 3 days. The elephant was on concrete and also doing the small lap with people riding her on uneven concrete.
She spends long days working like this, then gets cooped back up in the trailer just to do it all over again the next day and never knows how long she'll be in there. There was little hay on the ground for her to eat.
Mr. Leibel uses a bullhook. He has it in his hand as they walk around the small circle.
These practices need to be stopped immediately and Nosey should be retired to a reputable elephant sanctuary. She has been a slave for almost her entire 31 years of life.
I hope that the USDA will come to the decision to remove this animal from the Liebel family, especially since there are already 200 documented cases of abuse against this family.
Thank you

Submitted To: aceast@aphis.usda.gov

Complaint Contact Information:
Can Contact Complainer: Yes

Name: (b) (6), (b) (7)(C), (b) (7)(D)
Organization:

Street Address: (b) (6), (b) (7)(C), (b) (7)(D)
Apt/Suite:
City / State / Zip: (b) (6), (b) (7)(C), (b) (7)(D)
Phone Number (b) (6), (b) (7)(C), (b) (7)(D)
Email: (b) (6), (b) (7)(C), (b) (7)(D)
Submitted on: Sep 6, 2017 6:15:26 PM MDT

From:	ACEAST
To:	Smith, RaNeshia - APHIS
Cc:	Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Monday, September 11, 2017 9:47:34 AM

Hi RaNeshia,

Please see the below itinerary.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

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From: [redacted] (b) (6), (b) (7)(C)
Sent: Friday, September 8, 2017 4:47 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Elephant will be at;
[redacted] (b) (4)
[redacted] (b) (4) on 9/10/1017
Elephant will be at;
[redacted] (b) (4)
For a layover, from 9/11-21/2017, or until further notice.

H.T Liebel
POB 3230
Davenport , FL, 33836
USDA licence number;
58-C-0288

From:	Miller, Dana - APHIS
To:	Gerkin, Teany D - APHIS; Nowakowski, Craig A - APHIS
Cc:	Gaj, Gregory S - APHIS; Stokes, William S - APHIS; Gibbens, Robert - APHIS
Subject:	RE: Request to expedite documents to the state
Date:	Monday, September 11, 2017 9:03:21 AM

Thank you Teany!!
D

From: Gerkin, Teany D - APHIS
Sent: Monday, September 11, 2017 9:03 AM
To: Miller, Dana - APHIS <Dana.Miller@aphis.usda.gov>; Nowakowski, Craig A - APHIS <Craig.A.Nowakowski@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>; Gibbens, Robert - APHIS <Robert.M.Gibbens@aphis.usda.gov>
Subject: RE: Request to expedite documents to the state

Hi Dr. Miller,

I was out on Friday. This request will completed this morning.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

---

From: Miller, Dana - APHIS
Sent: Monday, September 11, 2017 9:01 AM
To: Nowakowski, Craig A - APHIS <Craig.A.Nowakowski@aphis.usda.gov>; Gerkin, Teany D - APHIS <Teany.D.Gerkin@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>; Gibbens, Robert - APHIS <Robert.M.Gibbens@aphis.usda.gov>
Subject: Request to expedite documents to the state
Importance: High

Craig –

I haven't seen a response to this one yet. Did you already get these to Dennis??

Thanks,
Dana.

From: Miller, Dana - APHIS
Sent: Thursday, September 7, 2017 2:44 PM
To: Craig A - APHIS Nowakowski (Craig.A.Nowakowski@aphis.usda.gov) <Craig.A.Nowakowski@aphis.usda.gov>; Gerkin, Teany D - APHIS <Teany.D.Gerkin@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>; Gibbens, Robert - APHIS <Robert.M.Gibbens@aphis.usda.gov>
Subject: RE: Import permit extension

Craig / Teany --

Can you please expedite this records request to my state counterparts at ODA. The request for inspection reports/inventory is below and a second for 2017 complaints pertaining to her time in OH is also attached. I've pulled the relevant files and attached them as well.

Given that the request also includes inventories, I believe that the renewal documents are included in the state's request & so I have also attached that. Please let me know if you would like a separate request in order to include that document.

Thanks,
Dana.

From: Dennis.Summers@agri.ohio.gov [mailto:Dennis.Summers@agri.ohio.gov]
Sent: Thursday, September 7, 2017 1:07 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Miller, Dana - APHIS <Dana.Miller@aphis.usda.gov>
Cc: melissa.simmerman@agri.ohio.gov; Tony.Forshey@Agri.ohio.gov
Subject: FW: Import permit extension

Greg and Dana,
I have forwarded the below email to you both regarding Hugo Liebel and 'Nosey' the elephant. ODA has clearly communicated to the Liebel's the gravity of violating Ohio's DWA laws and the proposed ODA actions, should Nosey cross state lines into Ohio, prior to January 1, 2018. Oda takes this matter seriously.

There appears to be a possibility that Nosey will appear at a public event next week in Wood County, Ohio. This has yet to be confirmed by the Liebel's.

ODA is requesting copies of the most recent animal inventory and itinerary's from USDA pertaining to the Liebel's operation to corroborate our records.

Thanks again,
Dennis

Dennis Summers, DVM
DWA/CDB Veterinarian
Ohio Department of Agriculture
Division of Animal Health
8995 E. Main Street
Reynoldsburg, Ohio 43068
Office 614.728.6265
State Cell 614.429.7129
Fax 614-752-3065
Dennis.summers@agri.ohio.gov

From: Miran, David
Sent: Wednesday, September 06, 2017 1:08 PM
To [redacted] (b) (6), (b) (7)(C)
Cc: Summers, Dennis; Calhoun, Dustin; Coogan, James
Subject: RE: Import permit extension

Good afternoon,

Attached please find an article written in the Sentinel-Tribune, a newspaper circulated in the Bowling Green, Ohio, area. As you will see, the news article states that you are planning to bring a circus to Weston, Ohio from September 16-17th. As stated in the letter of instruction previously sent to you and additional email below, your presence in the state of Ohio at that time would be unlawful. **Your presence in the state at that time with the elephant in question, in direct violation of the guidance previously provided to you, would likely result in the ODA immediately seizing and transferring the elephant to a location approved by the Director.** This fact remains even in the circumstance that the elephant is not on display as the law clearly indicates the mere presence of the animal in the state constitutes a violation. Please note, ODA has received and continues to receive information regarding the whereabouts of your circus and the elephant. Should ODA become aware of any plans to enter the state of Ohio, ODA would be forced to investigate and take any necessary action.

Please indicate whether or not you are planning on being in Weston, Ohio on the dates above.

Sincerely,

David E. Miran, Jr.
Assistant Chief Legal Counsel
Ohio Department of Agriculture
8995 East Main Street
Reynoldsburg, Ohio 43068
david.miran@agri.ohio.gov
614-728-6390 (Work)

From: Miran, David
Sent: Tuesday, August 29, 2017 9:20 AM
To [redacted]
Cc: Coogan, James; Summers, Dennis
Subject: RE: Import permit extension

Good morning [redacted]

You are correct. Wednesday, August 30th is the final day Nosey may stay in Ohio in 2017. As stated in the letter of instruction sent to you on August 22nd any additional day that Nosey stays in Ohio in 2017 would place her in Ohio without any exemption or licensure which carries with it the possibility of enforcement actions. When and if you decide to bring Nosey back into the state in 2018 please remember to have all appropriate paperwork before entering the state.

The Ohio Department of Agriculture appreciates your cooperation on this matter. Should you have any questions please feel free to contact the Office of Dangerous Wild Animals at 614) 728-6285.

Sincerely,

David E. Miran, Jr.
Assistant Chief Legal Counsel
Ohio Department of Agriculture
8995 East Main Street
Reynoldsburg, Ohio 43068
david.miran@agri.ohio.gov
614-728-6390 (Work)

From: [redacted]
Sent: Monday, August 28, 2017 6:31 PM
To: Coogan, James
Subject: RE: Import permit extension

Thank you for keeping me informed. Just to make sure we are on the same page; Wednesday the 30th is the last day she can spend in Ohio. I have her last performance scheduled that day.

Sincerely, [redacted]

On Aug 28, 2017 1:42 PM, "James.Coogan@agri.ohio.gov" <James.Coogan@agri.ohio.gov>

wrote:

Good afternoon, [redacted]

I wanted to provide a courtesy reminder that your elephant, Nosey, is reaching the end of his exemption period in the state of Ohio.

Nosey entered Ohio on June 27, 2017 – meaning his cumulative 65 days will expire on this Wednesday, August 30, 2017.

Please let me know that this email has been received. If you have any questions, please contact David Miran at david.miran@agri.ohio.gov. Thank you.

James Coogan
Program Administrator
Ohio Dept. of Agriculture
Office of Dangerous Wild Animals
Office: 614-728-6285
Fax: 614-752-3065
Website: http://www.agri.ohio.gov/TopNews/DangerousWildAnimalAct/

From: [redacted]
Sent: Friday, August 18, 2017 9:12 AM
To: Coogan, James
Subject: Import permit extension

The elephant is from Florida. Therefore I'm not too familiar with the agricultural regulations in Ohio.

This year we entered Ohio on June 27. As of yesterday (August 17) the elephant spent 51 days in your state. Recently we have been invited to bring the elephant to the Ohio Renaissance Festival in Waynesville. This festival runs for 9 weekends, totaling 19 workdays. It starts on September 2 and ends on October 29. This would put us well over 65 days.

The question than arises if it is possible to file for an extension. The elephant can come and go if need be to cut the amount of days down.

Thank you for looking in to this.

Sincerely,

[redacted]

This message and any response to it may constitute a public record and thus may be publicly available to anyone who requests it...

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From:	Dennis.Summers@agri.ohio.gov
To:	Gaj, Gregory S - APHIS; Miller, Dana - APHIS
Cc:	melissa.simmerman@agri.ohio.gov; Tony.Forshey@Agri.ohio.gov
Subject:	FW: Import permit extension
Date:	Thursday, September 7, 2017 1:07:23 PM
Attachments:	2017-08-29_Liebel to peform in Weston OH.PDF 2017.08.22 - LOI - [redacted] (b) (6), (b) (7)(C) df

Greg and Dana,
I have forwarded the below email to you both regarding Hugo Liebel and 'Nosey' the elephant. ODA has clearly communicated to the Liebel's the gravity of violating Ohio's DWA laws and the proposed ODA actions, should Nosey cross state lines into Ohio, prior to January 1, 2018. Oda takes this matter seriously.

There appears to be a possibility that Nosey will appear at a public event next week in Wood County, Ohio. This has yet to be confirmed by the Liebel's.

ODA is requesting copies of the most recent animal inventory and itinerary's from USDA pertaining to the Liebel's operation to corroborate our records.

Thanks again,
Dennis

Dennis Summers, DVM
DWA/CDB Veterinarian
Ohio Department of Agriculture
Division of Animal Health
8995 E. Main Street
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Dennis.summers@agri.ohio.gov

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David E. Miran, Jr.
Assistant Chief Legal Counsel
Ohio Department of Agriculture
8995 East Main Street
Reynoldsburg, Ohio 43068
david.miran@agri.ohio.gov
614-728-6390 (Work)

From: Miran, David
Sent: Tuesday, August 29, 2017 9:20 AM
To: [redacted]
Cc: Coogan, James; Summers, Dennis
Subject: RE: Import permit extension

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Sincerely,

David E. Miran, Jr.
Assistant Chief Legal Counsel
Ohio Department of Agriculture
8995 East Main Street

Reynoldsburg, Ohio 43068
david.miran@agri.ohio.gov
614-728-6390 (Work)

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, August 28, 2017 6:31 PM
To: Coogan, James
Subject: RE: Import permit extension

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Please let me know that this email has been received. If you have any questions, please contact David Miran at david.miran@agri.ohio.gov. Thank you.

James Coogan
Program Administrator
Ohio Dept. of Agriculture
Office of Dangerous Wild Animals
Office: 614-728-6285
Fax: 614-752-3065
Website: http://www.agri.ohio.gov/TopNews/DangerousWildAnimalAct/

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Sent: Friday, August 18, 2017 9:12 AM
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Subject: Import permit extension

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Thank you for looking in to this.

Sincerely

[redacted] (b) (6), (b) (7)(C)

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This message and any response to it may constitute a public record and thus may be publicly available to anyone who requests it...

Weston council addresses mosquitoes, roads and circus plans

By ROGER LAPOINTE, Sentinel-Tribune Staff Writer | Posted: Tuesday, August 29, 2017 9:28 am

Weston

File. Downtown Weston.

WESTON -- Council approved recommendations for mosquito spraying, road projects and the filling of new and vacant maintenance-related positions at its Aug. 21 meeting.

Council discussed the Aug. 14 personnel committee recommendation of hiring two part-time maintenance positions, with current zoning inspector Ken Taylor as supervisor. Gary Betz and Tom Patton have been temporarily providing additional mowing services for the village. Council member Penny Taylor made a motion to compensate Betz and Patton $13 per hour for mowing the village, which was seconded by council member Dawn Blandy. The motion was unanimously approved.

Reporting on its meeting of Aug. 17, the combined Streets and Zoning Committees reviewed road maintenance quotes from Rutter & Dudley and Morlock Asphalt.

Four street projects were considered, including parts of Union, Oak and Taylor streets and Brook Lane. The recommendation was to go with Morlock on only the Oak Street project, which would extend from Broadway Avenue to Silver Street and consist of milling existing asphalt, cleaning asphalt, applying tack coat and installing asphalt at 1,075 feet in length, at a cost of $23,035. The Rutter & Dudley quote was $23,580, covering 985 feet in length. A unanimously approved motion for the contract was made by Shad Kendall.

A motion to contract with Wright Tire & Auto for towing vehicles in violation of the inoperable vehicle ordinance was made by council member Greg Stevens and approved unanimously.

A motion to fill the vacant maintenance technician position was unanimously approved, with duties and qualifications including grass cutting, snow plowing and mosquito spraying. A CDL certification would be required. The hourly rate will be $16-$18, based on experience.

A playground build is scheduled for Sept. 9, with the time to be determined. A Matterhorn, tenspin and swing will be built by the large ball diamond. This is the culmination of a grant from the Wood County Park District. The parks and rec department is seeking volunteers to help install the equipment. Refreshments will be provided.

Council then met in executive session to discuss personnel issues.

On return, a motion to have Tim Schroeder spray for mosquitoes was made by Taylor and and seconded by Blandy. The motion was approved unanimously, but it was later found that Schroeder's spraying licensed had expired. He will not be doing the work.

Kendall was later asked if spraying by Schroeder would have been a conflict of interest, since Schroeder's son is the mayor. Kendall replied, "Yes. That would've been a conflict of interest, but he will not spray, because of an expired license. We don't really have anybody right now and council wants to get something sprayed, because of all the rain, but he won't be spraying."

In other business, Mayor Jeremy Schroeder informed council the American Circus LLC is interested in bringing a circus to Weston on Sept. 16-17, with setup on Sept. 15 behind the village hall. Jeremy Schroeder said the circus would be in need of water, electric and the space in which to operate. The American Circus does all the advertising and has free tickets for children. A motion to allow American Circus LLC to use land and additional items was made by Stevens and seconded by Kendall. The motion was approved unanimously. The event is not yet listed on the company's website, http://thegreatamericanfamilycircus.com

Ohio | Department of Agriculture
Governor John R. Kasich • Lt. Governor Mary Taylor
Director David T. Daniels

Division of Animal Health
Dangerous Wild Animal Office
8995 East Main Street, Reynoldsburg, OH 43068
Phone: 614-728-6220 • Fax: 614-752-3065
www.agri.ohio.gov • dwa.cdb@agri.ohio.gov

August 22, 2017

(b) (6), (b) (7)(C)

Via email (b) (6), (b) (7)(C)

Re: Letter of Instruction – Dangerous Wild Animals

Dear (b) (6), (b) (7)(C)

On August 18, 2017, the Ohio Department of Agriculture (ODA) received a request from your operation for an extension to the sixty-five (65) day circus rule so that your elephant, Nosey, would be able to participate in the Ohio Renaissance Festival from September 2, 2017, through October 29, 2017.

In consideration of your request, ODA has reviewed the proposed plan in order to evaluate whether your performance would violate Ohio's dangerous wild animal laws. **Unfortunately, ODA is unable to grant you an extension of the circus temporal residency at this time.** It is ODA's intention to inform you of Ohio's laws in order for you to make an educated decision on your status in the state.

Pursuant to ORC 935.01(C)(9), elephants are defined as a dangerous wild animal subject to the laws of that chapter. No person shall possess a dangerous wild animal in the state of Ohio on or after January 1, 2014 without either a permit or an exemption under the law. See ORC 935.02(A). Based on a the review of your performance and research conducted by ODA, it is believed that you may fall under the "circus" exemption in ORC 935.03(B)(4).

"Circus" is defined in ORC 935.01(B) as a traveling show to which all of the following apply:

1. It is licensed by the United States Department of Agriculture under the Federal Animal Welfare Act.
2. It presents dangerous wild animals, restricted snakes, or both in a public performance as its own event or as a part of a fair or carnival.
3. It does not allow public contact between the public and the dangerous wild animals or restricted snakes possessed by it. Division (B)(3) of this section does not apply to rides or other interactions between the public and an elephant, provided that such a ride or other interaction is under the direct supervision of an experienced animal handler.
4. It is in the state for less than sixty-five days each year.

As you indicated in the email sent to ODA on August 18, 2017, your elephant has been in the state of Ohio for fifty-one (51) days. As noted in ORC 935.01(B)(4), the circus may only be "in the state for less than sixty-five days each year." The sixty-five day rule is a cumulative threshold and does not reset after you have left the state. **Therefore, should the elephant in**

question, Nosey, remain in the state of Ohio for a period of time longer than sixty-five days; you would be in violation of the temporal residency requirement found in ORC 935.01(B).

Failure to abide by the residency prohibition would disqualify you from the circus exemption and place you in illegal possession of a dangerous wild animal in violation of ORC 935.02(A). **ODA would be forced to take immediate criminal and civil actions against you including the possible seizure of your animals.**

This Letter of Instruction serves as a notice of your requirements. ODA's goal is for you to operate in full compliance with Ohio law. ODA takes interactions with dangerous wild animals and the public very seriously and anticipates your prompt action to ensure compliance. Please feel free to contact me or my staff if you have any questions or concerns at 614-728-6220. I look forward to your continued cooperation in this matter.

Sincerely,
OHIO DEPARTMENT OF AGRICULTURE
(b) (6), (b) (7)(C)

David E. Miran, Jr.
Assistant Chief Legal Counsel

CC: Janelle Mead, Deputy Director
Tony Forshey, DVM, State Veterinarian
Dustin J. Calhoun, Chief Legal Counsel
Dennis Summers, DVM, DWA Veterinarian

From:	ACEAST
To:	Brunson, Sophia - APHIS
Cc:	Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Thursday, September 7, 2017 12:21:01 PM

Hi Sophia,

Please see the below itinerary.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Wednesday, September 6, 2017 4:50 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Just confirmed for the weekend:
Elephant will leave [redacted] (b) (4) on 9/7/17 and arrive same day at
[redacted] (b) (4)
City park, across from
[redacted] (b) (4)
Elephant will be there until 9/9/17 or until further notice.

H.T Liebel
POB 3230
Davenport ,FL,
33836
USDA licence number
58- C- 0288

From:	ACEAST
To:	McCollough, Victoria J - APHIS
Cc:	Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-790-521
Date:	Wednesday, September 6, 2017 8:03:12 AM

Good Morning,

Please see the below itinerary for Hugo T. Liebel.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, September 5, 2017 12:10 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-790-521

As of now there is still nothing scheduled for the upcoming weekend. Therefore elephant will have a layover at ; [redacted] (b) (4) until further notice.
Elephant will travel there on 9/5/2017 and arrive there sometime the same day.

H.T. Liebel
POB 3230,
Davenport , FL
33836
USDA licence number;
59-C-0288

From:	Gaj, Gregory S - APHIS
To:	Miller, Dana - APHIS
Subject:	FW: Contact info
Date:	Tuesday, September 5, 2017 8:54:01 AM
Attachments:	2017.08.22 - LOI - Liebel, [redacted] .df

Sorry- was a little hectic last week and forgot to forward the letter

From: Dennis.Summers@agri.ohio.gov [mailto:Dennis.Summers@agri.ohio.gov]
Sent: Thursday, August 31, 2017 8:44 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: RE: Contact info

Great talking with you as well. I have attached the letter we sent to Mr. Liebel. After speaking with ODA legal, **January 1, 2018** would be the first day that Nosey could exhibit in Ohio under a circus exemption.
Talk soon,

Dennis Summers, DVM
DWA/CDB Veterinarian
Ohio Department of Agriculture
Division of Animal Health
8995 E. Main Street
Reynoldsburg, Ohio 43068
Office 614.728.6265
State Cell 614.429.7129
Fax 614-752-3065
Dennis.summers@agri.ohio.gov

From: Gaj, Gregory S - APHIS [mailto:Gregory.S.Gaj@aphis.usda.gov]
Sent: Thursday, August 31, 2017 8:22 AM
To: Summers, Dennis
Cc: Miller, Dana - APHIS
Subject: Contact info

Dr. Summers,

It was good talking with you this morning. Please feel free to contact me at 240-461-9188 if you have additional questions. Thanks

Gregory S. Gaj, DVM
Supervisory Animal Care Specialist & Tribal Liaison
USDA, APHIS, AC

920 Main Campus Drive, Suite 200
Raleigh, NC 27606

240-461-9188

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This message and any response to it may constitute a public record and thus may be publicly available to anyone who requests it...

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Governor John R. Kasich • Lt. Governor Mary Taylor
Director David T. Daniels

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www.agri.ohio.gov • dwa.cdb@agri.ohio.gov

August 22, 2017

(b) (6), (b) (7)(C)
[redacted]

Via email [redacted]

Re: Letter of Instruction – Dangerous Wild Animals

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Sincerely,
OHIO DEPARTMENT OF AGRICULTURE
(b) (6), (b) (7)(C)

David E. Miran, Jr.
Assistant Chief Legal Counsel

CC: Janelle Mead, Deputy Director
Tony Forshey, DVM, State Veterinarian
Dustin J. Calhoun, Chief Legal Counsel
Dennis Summers, DVM, DWA Veterinarian

From:	Sofranko, Denise M - APHIS
To:	Kingston, Susan K - APHIS
Cc:	Gaj, Gregory S - APHIS
Subject:	RE: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Friday, September 1, 2017 9:14:36 AM

Agree. We'll keep watching and get an inspection done when we can.

Thanks!

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: Kingston, Susan K - APHIS
Sent: Friday, September 1, 2017 7:04 AM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: RE: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

I'm sorry to say I only had one person available and that was Rebecca Nanney. While she is a good inspector, she is relatively new, not had elephant training and I don't think we should send her out to this sensitive inspection. Sorry! Are you in agreement?
Thanks,
Susan

Susan Kingston DVM MS
USDA APHIS AC
Supervisory Animal Care Specialist
240-308-2457

From: Sofranko, Denise M - APHIS
Sent: Wednesday, August 30, 2017 8:31 AM
To: Kingston, Susan K - APHIS <Susan.K.Kingston@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Hi Susan,

We would like to get an inspection done on Hugo Liebel. We get very short notice itineraries and have a new one showing them in your territory. Would you have any inspectors who could do an inspection in the time frame below? If possible, it would be good to have 2 people inspecting.

I will be available to assist by phone.

If no one is available for this location and time, we will continue to follow itineraries.

Thanks!

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: ACEAST
Sent: Wednesday, August 30, 2017 6:12 AM
To: Allums, Gina - APHIS <Gina.Allums@aphis.usda.gov>
Cc: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Good Morning Gina,

Please see the below itinerary for Hugo T. Liebel.

Thanks,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, August 29, 2017 4:13 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

On the evening of 8/30/2017 elephant will leave [redacted] (b) (4) and be in route to [redacted] (b) (4)

Most likely to ;
[redacted] (b) (4)
Elephant will be there from September 1 through 4, unless otherwise notified.

H.T. Liebel
POB 3230
Davenport , FL, 33836
USDA licence number;
58-C-0288

From:	Gaj, Gregory S - APHIS
To:	ACEAST
Subject:	RE: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Thursday, August 31, 2017 1:47:51 PM

You too!

From: ACEAST
Sent: Thursday, August 31, 2017 1:45 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: RE: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

No problem.

Have a great day!

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From: Gaj, Gregory S - APHIS
Sent: Thursday, August 31, 2017 1:13 PM
To: ACEAST <ACEAST@aphis.usda.gov>
Subject: RE: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Thanks Teany- I need to get the same itineraries that are sent to Denise for FL facilities with elephants ☺

From: ACEAST
Sent: Thursday, August 31, 2017 1:04 PM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: RE: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte

africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Hi Dr. Gaj.

No problem. I will make a note to add you to the listing.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
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Join the Animal Care Stakeholder Registry and receive emails on topics of interest

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From: Gaj, Gregory S - APHIS
Sent: Wednesday, August 30, 2017 9:34 AM
To: ACEAST <ACEAST@aphis.usda.gov>
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

FYI…please be sure to include me on all Nosey itineraries. Thanks

Greg

From: Sofranko, Denise M - APHIS
Sent: Wednesday, August 30, 2017 9:31 AM
To: Kingston, Susan K - APHIS <Susan.K.Kingston@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Hi Susan,

We would like to get an inspection done on Hugo Liebel. We get very short notice itineraries and have a new one showing them in your territory. Would you have any inspectors who could do an inspection in the time frame below? If possible, it would be good to have 2 people inspecting.

I will be available to assist by phone.

If no one is available for this location and time, we will continue to follow itineraries.

Thanks!

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: ACEAST
Sent: Wednesday, August 30, 2017 6:12 AM
To: Allums, Gina - APHIS <Gina.Allums@aphis.usda.gov>
Cc: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Good Morning Gina,

Please see the below itinerary for Hugo T. Liebel.

Thanks,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, August 29, 2017 4:13 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

On the evening of 8/30/2017 elephant will leave [redacted] (b) (4) and be in route to (b) (4)
Most likely to ;
[redacted] (b) (4)
Elephant will be there from September 1 through 4, unless otherwise notified.

H.T. Liebel
POB 3230
Davenport , FL, 33836
USDA licence number;
58-C-0288

From: Gaj, Gregory S - APHIS
To: Sofranko, Denise M - APHIS; Stokes, William S - APHIS
Cc: Miller, Dana - APHIS; Gibbens, Robert - APHIS
Subject: FW: Contact info
Date: Thursday, August 31, 2017 8:51:59 AM
Attachments: 2017.08.22 - LOI - [redacted].pdf

FYI... Nosey cannot legally come back to OH before January 1, 2018 even if they request a permit from the state.

Greg

From: Dennis.Summers@agri.ohio.gov [mailto:Dennis.Summers@agri.ohio.gov]
Sent: Thursday, August 31, 2017 8:44 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: RE: Contact info

Great talking with you as well. I have attached the letter we sent to Mr. Liebel. After speaking with ODA legal, **January 1, 2018** would be the first day that Nosey could exhibit in Ohio under a circus exemption.
Talk soon,

Dennis Summers, DVM
DWA/CDB Veterinarian
Ohio Department of Agriculture
Division of Animal Health
8995 E. Main Street
Reynoldsburg, Ohio 43068
Office 614.728.6265
State Cell 614.429.7129
Fax 614-752-3065
Dennis.summers@agri.ohio.gov

From: Gaj, Gregory S - APHIS [mailto:Gregory.S.Gaj@aphis.usda.gov]
Sent: Thursday, August 31, 2017 8:22 AM
To: Summers, Dennis
Cc: Miller, Dana - APHIS
Subject: Contact info

Dr. Summers,

It was good talking with you this morning. Please feel free to contact me at 240-461-9188 if you have additional questions. Thanks

Gregory S. Gaj, DVM
Supervisory Animal Care Specialist & Tribal Liaison
USDA, APHIS, AC
920 Main Campus Drive, Suite 200
Raleigh, NC 27606

240-461-9188

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Ohio | Department of Agriculture
Governor John R. Kasich • Lt. Governor Mary Taylor
Director David T. Daniels

Division of Animal Health
Dangerous Wild Animal Office
8995 East Main Street, Reynoldsburg, OH 43068
Phone: 614-728-6220 • Fax: 614-752-3065
www.agri.ohio.gov • dwa.cdb@agri.ohio.gov

August 22, 2017

(b) (6), (b) (7)(C)

Via email (b) (6), (b) (7)(C)

Re: Letter of Instruction – Dangerous Wild Animals

Dear (b) (6), (b) (7)(C)

On August 18, 2017, the Ohio Department of Agriculture (ODA) received a request from your operation for an extension to the sixty-five (65) day circus rule so that your elephant, Nosey, would be able to participate in the Ohio Renaissance Festival from September 2, 2017, through October 29, 2017.

In consideration of your request, ODA has reviewed the proposed plan in order to evaluate whether your performance would violate Ohio's dangerous wild animal laws. **Unfortunately, ODA is unable to grant you an extension of the circus temporal residency at this time.** It is ODA's intention to inform you of Ohio's laws in order for you to make an educated decision on your status in the state.

Pursuant to ORC 935.01(C)(9), elephants are defined as a dangerous wild animal subject to the laws of that chapter. No person shall possess a dangerous wild animal in the state of Ohio on or after January 1, 2014 without either a permit or an exemption under the law. See ORC 935.02(A). Based on a the review of your performance and research conducted by ODA, it is believed that you may fall under the "circus" exemption in ORC 935.03(B)(4).

"Circus" is defined in ORC 935.01(B) as a traveling show to which all of the following apply:

1. It is licensed by the United States Department of Agriculture under the Federal Animal Welfare Act.
2. It presents dangerous wild animals, restricted snakes, or both in a public performance as its own event or as a part of a fair or carnival.
3. It does not allow public contact between the public and the dangerous wild animals or restricted snakes possessed by it. Division (B)(3) of this section does not apply to rides or other interactions between the public and an elephant, provided that such a ride or other interaction is under the direct supervision of an experienced animal handler.
4. It is in the state for less than sixty-five days each year.

As you indicated in the email sent to ODA on August 18, 2017, your elephant has been in the state of Ohio for fifty-one (51) days. As noted in ORC 935.01(B)(4), the circus may only be "in the state for less than sixty-five days each year." The sixty-five day rule is a cumulative threshold and does not reset after you have left the state. **Therefore, should the elephant in**

question, Nosey, remain in the state of Ohio for a period of time longer than sixty-five days; you would be in violation of the temporal residency requirement found in ORC 935.01(B).

Failure to abide by the residency prohibition would disqualify you from the circus exemption and place you in illegal possession of a dangerous wild animal in violation of ORC 935.02(A). **ODA would be forced to take immediate criminal and civil actions against you including the possible seizure of your animals.**

This Letter of Instruction serves as a notice of your requirements. ODA's goal is for you to operate in full compliance with Ohio law. ODA takes interactions with dangerous wild animals and the public very seriously and anticipates your prompt action to ensure compliance. Please feel free to contact me or my staff if you have any questions or concerns at 614-728-6220. I look forward to your continued cooperation in this matter.

Sincerely,
OHIO DEPARTMENT OF AGRICULTURE
(b) (6), (b) (7)(C)

David E. Miran, Jr.
Assistant Chief Legal Counsel

CC: Janelle Mead, Deputy Director
Tony Forshey, DVM, State Veterinarian
Dustin J. Calhoun, Chief Legal Counsel
Dennis Summers, DVM, DWA Veterinarian

From:	Gaj, Gregory S - APHIS
To:	Navarro, Luis A - APHIS
Subject:	FW: Complaint AC17-772 58C-0288 Nosey / Hugo Liebel
Date:	Thursday, August 31, 2017 8:44:18 AM
Attachments:	AC17-772.pdf AC17-772.docx image002.png

For information only- no response needed

From: Benson, Amy V - APHIS
Sent: Thursday, August 31, 2017 8:31 AM
To: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>; Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>; Stokes, William S - APHIS <William.S.Stokes@aphis.usda.gov>
Subject: Complaint AC17-772 58C-0288 Nosey / Hugo Liebel

Please see the attached files.

Best regards,
Amy

Amy V Benson
Inspection & Licensing Assistant
Animal Care, USDA APHIS ERO
920 Main Campus Drive, Ste. 200
Raleigh, NC 27606-5213
Tel. (919) 855-7105
Fax (919) 855-7123
Amy.v.benson@aphis.usda.gov

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USDA

Animal Care

USDA, APHIS, Animal Care

ANIMAL WELFARE COMPLAINT

Complaint No.	Date Entered	Received By
AC17-772	30 August 2017	A Benson
Referred To		Reply Due
Gaj/Sofranko/Stokes		29 September 2019

Facility or Person Complaint Filed Against

Name	Customer/License/Registration No.
Hugo T Liebel	3203 / 58-C-0288

Address
PO Box 3230

City	State	Zip	Phone No.
Davenport	FL	33836	[redacted] (b) (6), (b) (7)(C)

Complainant

Name	Organization
[redacted] (b) (6), (b) (7)(C), (b) (7)(D)	[redacted] (b) (6), (b) (7)(C), (b) (7)(D)

Address
[redacted] (b) (6), (b) (7)(C), (b) (7)(D)

City	State	Zip	Phone No./Email address
[redacted] (b) (6), (b) (7)(C), (b) (7)(D)	[redacted]	[redacted]	[redacted] (b) (6), (b) (7)(C), (b) (7)(D)

How was complaint received? Email

Forward response to FOIA: Yes ☐ No ☐

Details of Complaint: See attached.

Results:

Application packet provided? Yes ☐ No ☐

INSPECTOR DATE

REVIEWED BY DATE

Benson, Amy V - APHIS AC17-772 3203

From: ACEAST
Sent: Wednesday, August 30, 2017 10:59 AM
To: Benson, Amy V - APHIS
Subject: FW: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Amy,

Please process the complaint below against Hugo T. Liebel based on the elephant complaint SOP.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: noreply@aphis.usda.gov [mailto:noreply@aphis.usda.gov]
Sent: Monday, August 28, 2017 5:09 AM
To: ACEAST <ACEAST@aphis.usda.gov>
Subject: USDA APHIS ANIMAL CARE - Animal Welfare Complaint Submission

Details of complaint:

- Name of USDA licensee/registrant: Hugo T. Liebel
- USDA license/registration number: 58-C-0288
- City/State:Davenport, FL
- Complaint details:August 25, 2017

  AWA license holder: Hugo T. Liebel, , Customer Number 3203 Class C Exhibitor
  License Number: 58 – C – 0288

  Dates: August 25 -26 2017
  Location: Advanced Auto Network 29577 Canal Street Hanoverton, Ohio

Complaint Violation Summary:
1. Violation of AWA § 2.131 (b)(1) – Elephant is being exhibited and in a manner that IS causing behavioral stress, physical harm and discomfort;

2. Violation of AWA § 2.131 (c)(1) - Elephant is being exhibited in an UNSAFE manner causing risk of injury to the animal and the public. Exhibited with INSUFFICIENT distance between the animal and viewing public to ensure safety of animal and public;

3. Violation of AWA § 2.131 (c)(2). Elephant WAS NOT GIVEN REST periods between performances.

4. Violation of AWA § 2.131 (d)(1) – Length, duration and conditions of elephant EXHIBITION IS NOT CONSISTENT with her good health and wellbeing;

5. Violation of AWA § 2.131 (d)(2) - Knowledgeable responsible elephant handlers WERE NOT readily identifiable;

6. Violation of AWA §3.128 - Elephant enclosure DID NOT ALLOW adequate space as indicated by stress and abnormal behavioral pattern;

7. Violation of AWA §3.130 – Elephant WAS NOT PROVIDED water as necessary for the health and comfort of the animal;

8. Violation of AWA §3.138 – Primary conveyance vehicle WAS NOT DESIGNED AND CONSTRUCTED TO CARRY LIVE ANIMALS and does not provide adequate ventilation for air exchange and temperature regulation.

Hugo T. Liebel, and family exhibited an African Elephant in the parking lot at the Advanced Auto Network, located at 29577 Canal Street Hanoverton, Ohio on August 25 and 26. The elephant both was used to give rides to the public and perform in two circus shows each day. The Liebel family was dressed in street clothes making them unidentifiable from other members of the public. (AWA violation - § 2.131 (d)(2))

The ride area was located along a busy roadway in a narrow space between the building and the road, and the circus tent was set up down and across the street. The elephant ride area was so constricted that the side walk was enclosed into the elephant ride area putting the barrier up to the road edge. During the elephant rides the elephant is forced to walk in a small circle always in a clockwise direction. Before each show the elephant had to be walked down the street into a residential neighborhood to get to the circus tent location. The elephant handlers were documented only walking at the elephant's head while members of the public followed the elephant closely behind out of supervision of the handlers and could easily make physical contact with the elephant. The same was true of the ride area given the constriction of the site against the road. (AWA violations - § 2.131 (b)(1), § 2.131 (c)(1), § 2.131 (d)(1), §3.128)

The elephant was forced to stand on hard asphalt for the full two to three days with no ability to lie down, and no relief for her feet or legs, no bedding or liter to absorb urination, or provide any cushioning from the hard surface. There are photos documenting the ride area from set up through the evening on the 26th. Video of the elephant, taken and publicly posted by Advanced Auto Electric, documented the elephant begging for water, holding out empty water bucket which was ignored by the Liebel's middle son Tommy Liebel. No other water was

available in the paddock. (AWA violations - § 2.131 (b)(1), § 2.131 (d)(1), §3.128, §3.130)

Children were documented inside the paddock area handling the elephant, and the Advanced Auto Electric manager posted the photos to his personal web page. The elephant is taken from giving rides directly down and across the street to the Circus Tent area. The elephant was walked down the street with handlers only at the elephant's head with members of the public (parents and small children walking) directly behind the elephant where they could easily make contact with the elephant behind handlers. The elephant went directly from giving rides to the circus performance then back to giving rides with no breaks or rest periods at least equal to the length of the performance as required by AWA. (AWA violations - § 2.131 (b)(1), § 2.131 (c)(1), § 2.131 (c)(2), § 2.131 (d)(1), § 2.131 (d)(2), §3.128)

The elephant is being exhibited in a manner that is causing undue behavioral stress, physical harm AND unnecessary discomfort. The elephant was documented exhibiting stress/discomfort/confinement related abnormal stereotypic behaviors on video August 25, 2017. The elephant has been documented displaying exaggerated stereotypic behavior at multiple venues as a result of the extent, nature of exhibition, travel conditions and poor husbandry practices. The elephant has been on the road on near continuous exhibit since leaving Florida June 1, 2017. (AWA violations - § 2.131 (b)(1), § 2.131 (d)(1), §3.128)

The vehicle used to transport the elephant is a 20'x8' CARGO trailer – Cimarron Transtar Vin [redacted] It was not constructed for live animal transportation and does not have sufficient ventilation or rubber matting for live animal transport. This has been documented by Cimarron Trailers, who supplied the original spec sheet for the trailer based on its Vin #. (The vin # is located under the noses of the trailer on the side wall). The undersized windows in the trailer were installed after market and do not provide sufficient ventilation or air exchange inside to protect the elephant from both automotive exhaust nor flush out buildup of ammonia from urination. The bus style windows maximally only open 4-5 inches. There are NO scoop vents in the roof found in live animal transport trailers. (AWA violations - § 2.131 (b)(1), § 2.131 (c)(1), § 2.131 (d)(1), §3.128, 3.138)

The combined weight of the trailer (4560 lbs. and elephant (6800 – 7000 lbs.) alone nearly exceed the gross vehicle weight for the trailer (12, 168 lbs.) before adding the extra weight of aftermarket metal structures, other metal poles and circus paraphernalia or other items transported inside the trailer. Exceeding the trailer manufacturer's recommended engineered gross weight is extremely UNSAFE and risks catastrophic failure while in transit which is unsafe for the elephant and the public. (AWA violations - § 2.131 (b)(1), § 2.131 (c)(1), § 3.138)

The elephant is transported with insufficient bedding during transport to absorb urine and cover feces. Ammonia buildup inside trailer is caustic to airways and detrimental to the elephant and any other animals traveling inside the trailers airways. There are sheets of plywood on the floor of the conveyance vehicle that absorbs urine and ammonia and cannot be sanitized or cleaned. There is no cushioning surrounding the elephants transport area, it is bare sheet metal flooring, sides and roof radiating excessive heat (from ambient temperature, plus solar heating, plus elephant's own body temperature all inside confined under ventilated enclosed

trailer). The trailer provides insufficient room for the elephant, in particular there is insufficient head room. The roof of the trailer attains the hottest temperatures can attain surface 20 degrees hotter than ambient temperature due to solar heating. Hot enough that physical contact would be painful, and it would be difficult for the elephant to not make contact with the roof with her head and ears. Other metal surfaces inside the trailer also retain excess heat due to solar heating of a confined space, if animals are present their bodies also add heat to the inside temperature and restrict air flow. In hot weather conditions, the metal surrounding the elephant absorbs both absorbs the ambient air temperature and is solar heated combined only exacerbates the conditions inside the poorly ventilated cargo trailer. (AWA violations - § 2.131 (b)(1), § 2.131 (c)(1), § 2.131 (d)(1), §3.128, 3.138)

The lack of reliable itinerary, and frequent last-minute reporting of venues (commonly with less than 24 hours' notice) after the fact reporting of venues, or failure to report exhibition venues make it impossible for the USDA to inspect for compliance with AWA and assess the full impacts of exhibition on the welfare of the elephant physical and mental wellbeing.

A Freedom of Information Act (FOIA) request for the most current itinerary was submitted to the USDA on July 6, 2017 and to date has not been responded to by USDA APHIS. Below are listed 4 venues it is believed are off itinerary exhibits in addition to the planned venues (Lagro Indiana Good Ole Days Street Fair June 15-17, North Webster Indiana Mermaid Festival June 21-24, and the Great Lakes Medieval Faire Rock Creek Ohio July 8 -Aug 13, and this venue Advanced Auto Network, Hanoverton Ohio August 25 -26). Each of these locations exhibit has been documented, and all but the first Tractor Supply location has been documented with photo and or video and or sworn statements from members of the public since the elephant left Florida on or around June 6, 2017.

This latest exhibit comes after a string of off itinerary exhibits all documented:
Tractor Supply Company Findlay Ohio June 26
Tractor Supply Company Mansfield Ohio June 27.
Starlite Roller Rink Atwater Ohio Aug 18-20
Cutty Sunset Campground Louisville Ohio 21-23

Photo evidence, video evidence, sworn statements, and other documentation regarding the above referenced violations are available and will be provided upon request. Unfortunately, the web complaint form does not allow attachments. I would be happy to provide those to the investigator following up on this complaint.

I am requesting notification of the USDA action based on this complaint and any reports generated. I can be reached by phone at [redacted] or [redacted] (cell) or via email at [redacted]

Sincerely,

[redacted]

RELEVENT EXCERPTS OF THE AWA

§ 2.131 - Handling of animals.
(a) All licensees who maintain wild or exotic animals must demonstrate adequate experience and knowledge of the species they maintain.
(b)(1) Haandling of all animals shall be done as expeditiously and carefully as possible in a manner that does not cause trauma, overheating, excessive cooling, behavioral stress, physical harm, or unnecessary discomfort.

(c)(1) During public exhibition, any animal must be handled so there is minimal risk of harm to the animal and to the public, with sufficient distance and/or barriers between the animal and the general viewing public so as to assure the safety of animals and the public.
(2) Performing animals shall be allowed a rest period between performances at least equal to the time for one performance.
(d)(1) Animals shall be exhibited only for periods of time and under conditions consistent with their good health and well-being.
(2) A responsible, knowledgeable, and readily identifiable employee or attendant must be present at all times during periods of public contact.
(3) During public exhibition, dangerous animals such as lions, tigers, wolves, bears, or elephants must be under the direct control and supervision of a knowledgeable and experienced animal handler.

§3.128 - Space requirements.
Enclosures shall be constructed and maintained so as to provide sufficient space to allow each animal to make normal postural and social adjustments with adequate freedom of movement. Inadequate space may be indicated by evidence of malnutrition, poor condition, debility, stress, or abnormal behavior patterns.

§ 3.130 - Watering.
If potable water is not accessible to the animals at all times, it must be provided as often as necessary for the health and comfort of the animal. Frequency of watering shall consider age, species, condition, size, and type of the animal. All water receptacles shall be kept clean and sanitary.
§ 3.137 - Primary enclosures used to transport live animals.
No dealer, research facility, exhibitor, or operator of an auction sale shall offer for transportation or transport, in commerce, any live animal in a primary enclosure which does not conform to the following requirements:
(a) Primary enclosures, such as compartments, transport cages, cartons, or crates, used to transport live animals shall be constructed in such a manner that (1) the structural strength of the enclosure shall be sufficient to contain the live animals and to withstand the normal rigors of transportation; (2) the interior of the enclosure shall be free from any protrusions that could be injurious to the live animals contained therein; (3) the openings of such enclosures are easily accessible at all times for emergency removal of the live animals; (4) except as provided in paragraph (g) of this section, there are ventilation openings located on two opposite walls of the primary enclosure and the ventilation openings on each such wall shall be at least 16

percent of the total surface area of each such wall, or there are ventilation openings located on all four walls of the primary enclosure and the ventilation openings on each such wall shall be at least 8 percent of the total surface area of each such wall: Provided, however, That at least one-third of the total minimum area required for ventilation of the primary enclosure shall be located on the lower one-half of the primary enclosure and at least one-third of the total minimum area required for ventilation of the primary enclosure shall be located on the upper one-half of the primary enclosure; (5) except as provided in paragraph (g) of this section, projecting rims or other devices shall be on the exterior of the outside walls with any ventilation openings to prevent obstruction of the ventilation openings and to provide a minimum air circulation space of 1.9 centimeters (.75 inch) between the primary enclosure and any adjacent cargo or conveyance wall; and (6) except as provided in paragraph (g) of this section, adequate handholds or other devices for lifting shall be provided on the exterior of the primary enclosure to enable the primary enclosure to be lifted without tilting and to ensure that the person handling the primary enclosure will not be in contact with the animal.

(b) Live animals transported in the same primary enclosure shall be of the same species and maintained in compatible groups. Live animals that have not reached puberty shall not be transported in the same primary enclosure with adult animals other than their dams. Socially dependent animals (e.g., sibling, dam, and other members of a family group) must be allowed visual and olfactory contact. Any female animal in season (estrus) shall not be transported in the same primary enclosure with any male animal.

(c) Primary enclosures used to transport live animals shall be large enough to ensure that each animal contained therein has sufficient space to turn about freely and to make normal postural adjustments: Provided, however, That certain species may be restricted in their movements according to professionally acceptable standards when such freedom of movement would constitute a danger to the animals, their handlers, or other persons.

(d) Primary enclosures used to transport live animals as provided in this section shall have solid bottoms to prevent leakage in shipment and still be cleaned and sanitized in a manner prescribed in § 3.131 of the standards, if previously used. Such primary enclosures shall contain clean litter of a suitable absorbent material, which is safe and nontoxic to the live animals contained therein, in sufficient quantity to absorb and cover excreta, unless the animals are on wire or other nonsolid floors.
(e) Primary enclosures used to transport live animals, except where such primary enclosures are permanently affixed in the animal cargo space of the primary conveyance, shall be clearly marked on top and on one or more sides with the words "Live Animal" or "Wild Animal", whichever is appropriate, in letters not less than 2.5 centimeters (1 inch) in height, and with arrows or other markings to indicate the correct upright position of the container.

(f) Documents accompanying the shipment shall be attached in an easily accessible manner to the outside of a primary enclosure which is part of such shipment.

(g) When a primary enclosure is permanently affixed within the animal cargo space of the primary conveyance so that the front opening is the only source of ventilation for such primary enclosure, the front opening shall open directly to the outside or to an unobstructed aisle or passageway within the primary conveyance. Such front ventilation opening shall be at least 90 percent of the total surface area of the front wall of the primary enclosure and covered with bars, wire mesh or smooth expanded metal.
[42 FR 31569, June 21, 1977, as amended at 43 FR 21166, May 16, 1978. Redesignated at 44 FR 36874, July 22, 1979]

§ 3.138 - Primary conveyances (motor vehicle, rail, air, and marine).
(a) The animal cargo space of primary conveyances used in transporting live animals shall be designed and constructed to protect the health, and ensure the safety and comfort of the live animals contained therein at all times.
(b) The animal cargo space shall be constructed and maintained in a manner to prevent the ingress of engine exhaust fumes and gases from the primary conveyance during transportation in commerce.
(c) No live animal shall be placed in an animal cargo space that does not have a supply of air sufficient for normal breathing for each live animal contained therein, and the primary enclosures shall be positioned in the animal cargo space in such a manner that each live animal has access to sufficient air for normal breathing.
(d) Primary enclosures shall be positioned in the primary conveyance in such a manner that in an emergency the live animals can be removed from the primary conveyance as soon as possible.
(e) The interior of the animal cargo space shall be kept clean.
(f) Live animals shall not be transported with any material, substance (e.g., dry ice) or device which may reasonably be expected to be injurious to the health and well-being of the animals unless proper precaution is taken to prevent such injury.

Submitted To: aceast@aphis.usda.gov

Complaint Contact Information:
Can Contact Complainer: Yes

Name: [redacted]
Organization [redacted]
Street Address [redacted]
Apt/Suite: Suite [redacted]
City / State / Zip: [redacted]
Phone Number: [redacted]
Email: [redacted]
Submitted on: Aug 28, 2017 3:08:40 AM MDT

Benson, Amy V - APHIS

From: ACEAST
Sent: Wednesday, August 30, 2017 3:59 PM
To: Benson, Amy V - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

From: ACEAST
Sent: Wednesday, August 30, 2017 8:12 AM
To: Gina - APHIS Allums (Gina.Allums@aphis.usda.gov) <Gina.Allums@aphis.usda.gov>
Cc: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Good Morning Gina,

Please see the below itinerary for Hugo T. Liebel.

Thanks,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, August 29, 2017 4:13 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

On the evening of 8/30/2017 elephant will leave [redacted] (b) (4) and be in route to [redacted] (b) (4) Most likely to ; [redacted] (b) (4)
Elephant will be there from September 1 through 4, unless otherwise notified.

H.T. Liebel
POB 3230
Davenport , FL, 33836
USDA licence number;
58-C-0288

USDA

Animal Care

USDA, APHIS, Animal Care

ANIMAL WELFARE COMPLAINT

Complaint No.	Date Entered	Received By
AC17-772	30 August 2017	A Benson

Referred To	Reply Due
Gaj / Sofranko / Stokes	29 September 2017

Facility or Person Complaint Filed Against

Name	Customer/License/Registration No.
Hugo T Liebel	3203 / 58-C-0288

Address
PO Box 3230

City	State	Zip	Phone No
Davenport	FL	33836	(b) (6), (b) (7)(C)

Complainant

Name
(b) (6), (b) (7)(C), (b) (7)(D) (b) (6), (b) (7)(C), (b) (7)(D)

Address
1071 S Patrick Dr., Suite 372722

City	State		
(b) (6), (b) (7)(C), (b) (7)(D)	[redacted]	[redacted]	(b) (6), (b) (7)(C), (b) (7)(D)

How was complaint received? Email

Forward response to FOIA: Yes ☐ No ☐

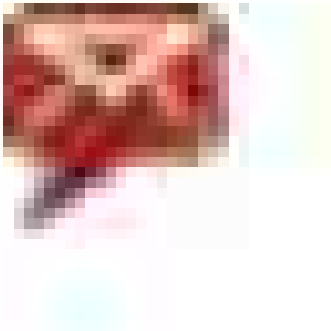
Details of Complaint: See attached.

Results:

Application packet provided? Yes ☐ No ☐

INSPECTOR DATE

REVIEWED BY DATE



From:	Miller, Dana - APHIS
To:	Dennis.Summers@agri.ohio.gov
Cc:	Gaj, Gregory S - APHIS
Subject:	Re: Nosey the Elephant
Date:	Wednesday, August 30, 2017 4:10:27 PM

Dennis -- Greg is the supervisor for FL, nosey's home state.

Greg -- Dennis is my OH state counterpart. Could you give him a call tomorrow to give him a mosey update?

Dana

Sent from my iPhone

On Aug 30, 2017, at 2:45 PM, "Dennis.Summers@agri.ohio.gov" <Dennis.Summers@agri.ohio.gov> wrote:

> Dana,
> DWA is getting hammered with inquiry regarding 'Nosey' the elephant and Hugo Liebel.
> Does USDA know his current itinerary? Thanks,
> DS
>
> **Dennis Summers, DVM**
> **DWA/CDB Veterinarian**
> **Ohio Department of Agriculture**
> **Division of Animal Health**
> **8995 E. Main Street**
> **Reynoldsburg, Ohio 43068**
> **Office 614.728.6265**
> **State Cell 614.429.7129**
> **Fax 614-752-3065**
> **Dennis.summers@agri.ohio.gov**
>
> This message and any response to it may constitute a public record and thus may be publicly available to anyone who requests it...

From:	Sofranko, Denise M - APHIS
To:	Kingston, Susan K - APHIS
Subject:	Re: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Wednesday, August 30, 2017 1:37:07 PM

No problem if no one is available. We' keep trying.

Sent from my iPhone

On Aug 30, 2017, at 8:46 AM, Kingston, Susan K - APHIS <Susan.K.Kingston@aphis.usda.gov> wrote:

> Me too! So far, only Rebecca (who has not had the training) can go. Kerry is working the Celebration, so she won't be available. Still waiting to hear from the rest of the team.
>
> Susan Kingston DVM MS
> USDA APHIS AC
> Supervisory Animal Care Specialist
> 240-308-2457
>
> ---
>
> **From:** Sofranko, Denise M - APHIS
> **Sent:** Wednesday, August 30, 2017 9:57 AM
> **To:** Kingston, Susan K - APHIS <Susan.K.Kingston@aphis.usda.gov>
> **Subject:** Re: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521
>
> Thanks. Hoping for a newly trained one.
>
> Sent from my iPhone
>
> On Aug 30, 2017, at 7:22 AM, Kingston, Susan K - APHIS <Susan.K.Kingston@aphis.usda.gov> wrote:
>
>> I've asked my team to let me know if they are available. I'll let you know as soon as I can.
>> Thanks,
>> Susan
>>
>> Susan Kingston DVM MS
>> USDA APHIS AC
>> Supervisory Animal Care Specialist
>> 240-308-2457
>>
>> ---
>>
>> **From:** Sofranko, Denise M - APHIS

Sent: Wednesday, August 30, 2017 8:31 AM
To: Kingston, Susan K - APHIS <Susan.K.Kingston@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Hi Susan,

We would like to get an inspection done on Hugo Liebel. We get very short notice itineraries and have a new one showing them in your territory. Would you have any inspectors who could do an inspection in the time frame below? If possible, it would be good to have 2 people inspecting.

I will be available to assist by phone.

If no one is available for this location and time, we will continue to follow itineraries.

Thanks!

Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: ACEAST
Sent: Wednesday, August 30, 2017 6:12 AM
To: Allums, Gina - APHIS <Gina.Allums@aphis.usda.gov>
Cc: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Good Morning Gina,

Please see the below itinerary for Hugo T. Liebel.

Thanks,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200

Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, August 29, 2017 4:13 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

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[redacted] (b) (4)
Elephant will be there from September 1 through 4, unless otherwise notified.

H.T. Liebel
POB 3230
Davenport , FL, 33836
USDA licence number;
58-C-0288

From:	Gaj, Gregory S - APHIS
To:	Kingston, Susan K - APHIS
Subject:	RE: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Wednesday, August 30, 2017 1:33:20 PM

Thanks Susan ☺

From: Kingston, Susan K - APHIS
Sent: Wednesday, August 30, 2017 10:22 AM
To: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: RE: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

I've asked my team to let me know if they are available. I'll let you know as soon as I can.
Thanks,
Susan

Susan Kingston DVM MS
USDA APHIS AC
Supervisory Animal Care Specialist
240-308-2457

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Sent: Wednesday, August 30, 2017 8:31 AM
To: Kingston, Susan K - APHIS <Susan.K.Kingston@aphis.usda.gov>
Cc: Gaj, Gregory S - APHIS <Gregory.S.Gaj@aphis.usda.gov>
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

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Denise.M.Sofranko, DVM
Field Specialist for Elephants
USDA, APHIS, AC, Center for Animal Welfare

From: ACEAST
Sent: Wednesday, August 30, 2017 6:12 AM
To: Allums, Gina - APHIS <Gina.Allums@aphis.usda.gov>
Cc: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Good Morning Gina,

Please see the below itinerary for Hugo T. Liebel.

Thanks,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, August 29, 2017 4:13 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

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Most likely to ;
[redacted] (b) (4)
Elephant will be there from September 1 through 4, unless otherwise notified.

H.T. Liebel
POB 3230
Davenport , FL, 33836
USDA licence number;
58-C-0288

From:	ACEAST
To:	Allums, Gina - APHIS
Cc:	Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Wednesday, August 30, 2017 8:12:26 AM

Good Morning Gina,

Please see the below itinerary for Hugo T. Liebel.

Thanks,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

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Sent: Tuesday, August 29, 2017 4:13 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

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Most likely to ;
[redacted] (b) (4)
Elephant will be there from September 1 through 4, unless otherwise notified.

H.T. Liebel
POB 3230
Davenport , FL, 33836
USDA licence number;
58-C-0288

USDA

United States Department of Agriculture

Animal and Plant
Health Inspection
Service

Animal Care
4700 River Road
Riverdale, MD 20737

April 2, 2018

Certified Mail Return Receipt:
7017 0530 0000 3207 5538

Hugo T. Liebel
DBA Great American Family Circus
P.O. Box 3230
Polk, FL 33836

Customer No.: 3203
License or Registration No.: 58-C-0288

Dear Mr. Liebel:

We received your Animal Welfare Act (AWA) license renewal documents and applicable fees. Although we are enclosing a copy of the renewal form and a renewed license certificate, we wish to provide you with notice of our intent to initiate a proceeding to terminate AWA license 58-C-0288, in accordance with sections 2.11 and 2.12 of the AWA regulations (9 C.F.R. §§ 2.11, 2.12), in the near future.

If you have any questions concerning this letter, please contact (301) 851-3731.

Sincerely,

Gerald Rushin
Assistant Deputy Administrator
Animal Care

cc: ACI, VMO

An Equal Opportunity Provider and Employer

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0579-0036. The time required to complete this information collection is estimated to average .25 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

FORM APPROVED OMB NO.: 0579-0036

No license may be issued unless a completed application has been received (7 U.S.C. 2132-2143), and the applicant is in compliance with the standards and regulations Section 2133.

U.S. DEPARTMENTOF AGRICULTURE
ANIMAL AND PLANT HEALTH INSPECTION SERVICE

APPLICATION FOR LICENSE

(TYPE OR PRINT)

X RENEWAL

DO NOT USE THIS SPACE- OFFICIALUSE ONLY

SEND THE COMPLETED FORM TO:
USDA APHIS ANIMAL CARE
EASTERN
920 Main Campus Drive
Suite 200
Raleigh, NC 27606-5210
(919) 855-7100

LICENSE NO./CUST NO	RENEWAL DATE	FEES	
		AMOUNT	DATE RECEIVED
58-C-0288 3203	30-Jan-2018	$90.00	26Jan18 TG

1. NAME(S) OF OWNER(S)AND MAILING ADDRESS
Hugo T Liebel
P O Box 3230
Davenport, FL 33836

COUNTY: POLK TELEPHONE [redacted]

2. ALL BUSINESS NAME, LOCATIONS, AND ALL SITES HOUSING ANIMALS *(P. O. Box not acceptable)*
[redacted]

TELEPHONE [redacted]

3. IF PREVIOUSLY LICENSED – NAME AND ADDRESS

PREVIOUS LICENSE NO.:

4. NAME AND ADDRESS OF OTHER BUSINESS(S) HANDLING ANIMALS IN WHICH APPLICANT/LICENSEE HAS AN INTEREST

5. TYPE OF LICENSE

◇ A -Dealer *(Breeder)* ◇ B – Dealer ◇ C - Exhibitor

6. DATE OF LAST BUSINESS YEAR

FROM						TO					
MO		DAY		YEAR		MO		DAY		YEAR	
0	1	0	1	1	7	0	1	0	1	1	8

7. NATURE OF BUSINESS *(Check item that describes nature of your business)*

☐ A – Zoo ☐ B - Aquariums ☐ C – Auction
☐ D – Breeder ☐ E – Pets ☐ F – Roadside Zoo
☒ G – Circus ☐ H – Animal Acts ☐ I – Carnival
☐ J – Drive thru Zoo ☐ K – Pet Store ☐ L - Broker

8. TYPE OF ORGANIZATION
◇ Partnership ◇ Corporation X Individual
◇ Other *(Specify)* _____

9. LIST OWNERS, PARTNERS, AND OFFICERS

NAME AND TITLE	ADDRESS
Hugo T. Liebel : owner	POB 3230 Davenport, FL 33836 [redacted]

10. DEALER ONLY

TOTAL NO. OF ANIMALS PURCHASED IN THE LAST BUSINESS YEAR	[redacted]
TOTAL NO. OF ANIMALS SOLD IN THE LAST BUSINESS YEAR	[redacted]
TOTAL GROSS AMOUNT DERIVED FROM THE SALE OF ANIMALS	[redacted]
DOLLAR AMOUNT OF WHICH FEE IS BASED *(Sections 2.6 and 2.7)*	[redacted]

11. EXHIBITOR ONLY *(No. of animals holding now or held during the last business year, whichever is greater)*

DOGS	0	RABBITS	0
CATS	0	NONHUMAN PRIMATES	1
GUINEA PIGS	0	MARINE MAMMALS	0
HAMSTERS	0	WILD OR EXOTIC MAMMALS	1
OTHER *(i.e., farm animals) (List Species and No.)*		TOTAL:	2

CERTIFICATION

I hereby make application for a license under the Animal Welfare Act 7 U.S.C. 2131 et seq. I certify that the information provided herein is true and correct to the best of my knowledge. I hereby acknowledge receipt of and certify to the best of my knowledge I am in compliance with all regulations and standards in 9 CFR, Subpart A, Parts 1, 2, and 3. I certify that I am over 18 years of age.

12. SIGNATURE	13. NAME AND TITLE *(Type or Print)*	14. DATE
[redacted]	Hugo Liebel owner	1/22/2018

APHIS FORM 7003
(JAN 1995)

(Previous editions are obsolete)

26 JAN 2018

18-00103_000650

USDA

EXPIRATION DATE: JANUARY 30, 2019

United States Department of Agriculture

Marketing and Regulatory Programs

Animal and Plant Health Inspection Service

Animal Care

This is to certify that HUGO T LIEBEL

is a licensed CLASS C EXHIBITOR under the

Animal Welfare Act

(7 U.S.C. 2131 et seq.)

Certificate No. 58-C-0288

Customer No. 3203

Deputy Administrator

18-00103_000651

APHIS FORM 7007 (NOV 99)

Previous editions are obsolete.

United States Department of Agriculture
Animal and Plant Health Inspection Service

Inspection Report

Hugo T Liebel
P O Box 3230
Davenport, FL 33836

Customer ID: **3203**
Certificate: **58-C-0288**
Site: TRA
HUGO LIEBEL

Type: ROUTINE INSPECTION
Date: 03-NOV-2017

2.40(b)(2)

ATTENDING VETERINARIAN AND ADEQUATE VETERINARY CARE (DEALERS AND EXHIBITORS).

The elephant's skin was noted to have thickened areas of dead skin present over her forehead and over her back area during this inspection. The licensee reports he is bathing her daily and is following his routine skin care regimen as set in place by his attending veterinarian. The presence of excessive accumulations of dead skin does not provide for the comfort, health and well being of the elephant. The licensee should have this elephant's skin care regimen and her skin health re-assessed by a veterinarian to evaluate the effectiveness of the current skin care regimen. Correct by 12/31/17.

This inspection and exit interview were conducted with undersigned facility representative.

This inspection was conducted near the Cullman Civic Center in Cullman, Alabama.

African elephant inspected: Nosey

Additional Inspectors

Sutherland Bart, Veterinary Medical Officer

Prepared By:

BRUNKHORST SUSANNE, D V M USDA, APHIS, Animal Care

Date: 04-NOV-2017

Title: VETERINARY MEDICAL OFFICER 1076

Received By:

HUGO LIEBEL

Date: 04-NOV-2017

Title: FACILITY REPRESENTATIVE

18-00103_000652

United States Department of Agriculture
Animal and Plant Health Inspection Service

Customer: 3203
Inspection Date: 03-NOV-17

Animal Inspected at Last Inspection

Cust No	Cert No	Site	Site Name	Inspection
3203	58-C-0288	TRA	HUGO LIEBEL	03-NOV-17

Count	Species
000001	AFRICAN ELEPHANT
000001	**Total**

Photographer: S. BRUNKHORST

Date and Time: 04-NOV-17

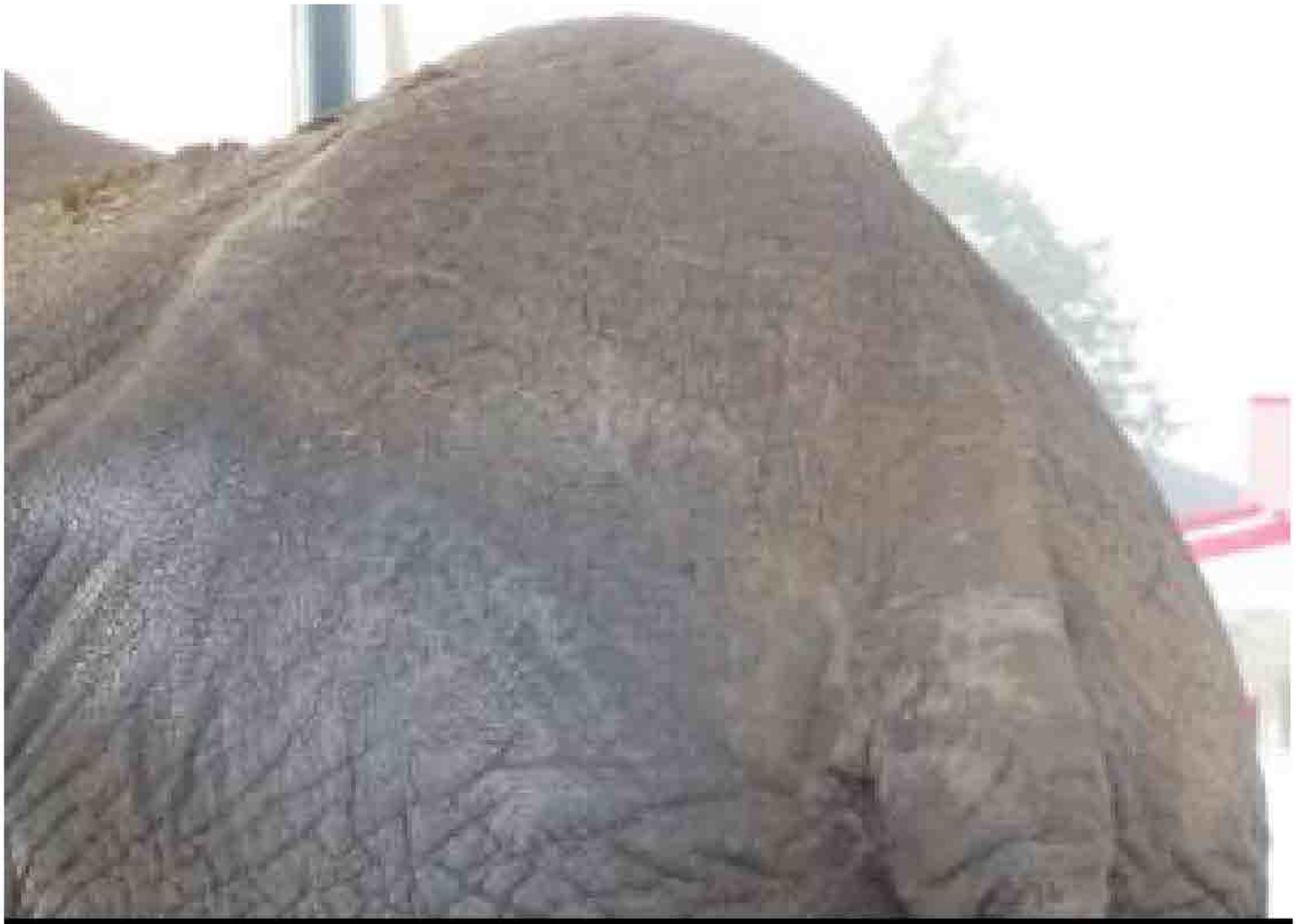
Inspection No: 2016082568946284

Description:
Overview of elephant Nosey

Certificate: 58-C-0288

Legal Name:

HUGO T LIEBEL



[redacted]

Photographer: S. BRUNKHORST

Date and Time: 04-NOV-17

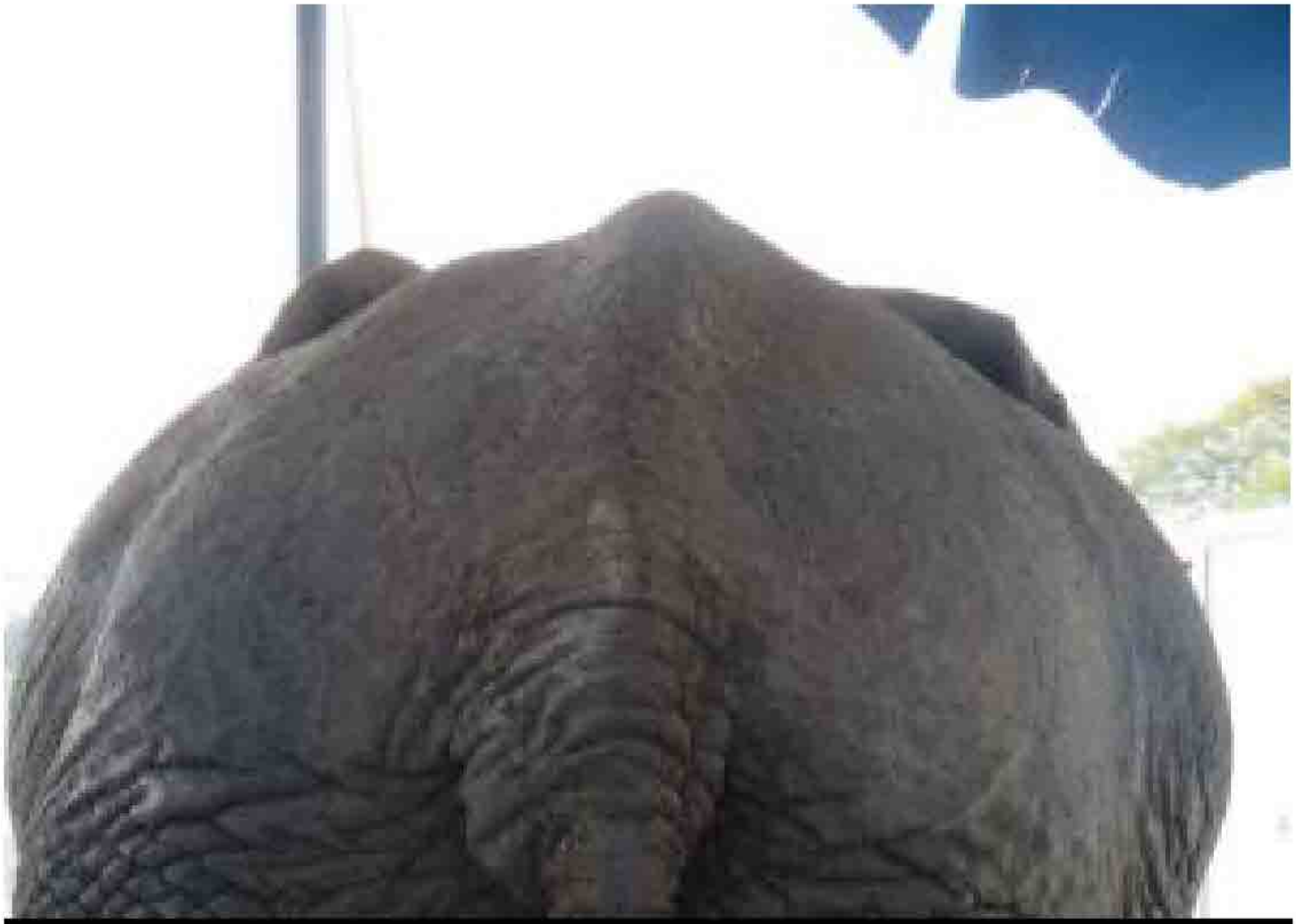
Inspection No: 2016082568946284

Description:
Thickened skin over back end of elephant

Certificate: 58-C-0288

Legal Name:

HUGO T LIEBEL



[redacted]

Photographer: S. BRUNKHORST

Date and Time: 04-NOV-17

Inspection No: 2016082568946284

Description:
Thickened skin over back end of elephant

Certificate: 58-C-0288

Legal Name:

HUGO T LIEBEL

Photographer: S. BRUNKHORST

Date and Time: 04-NOV-17

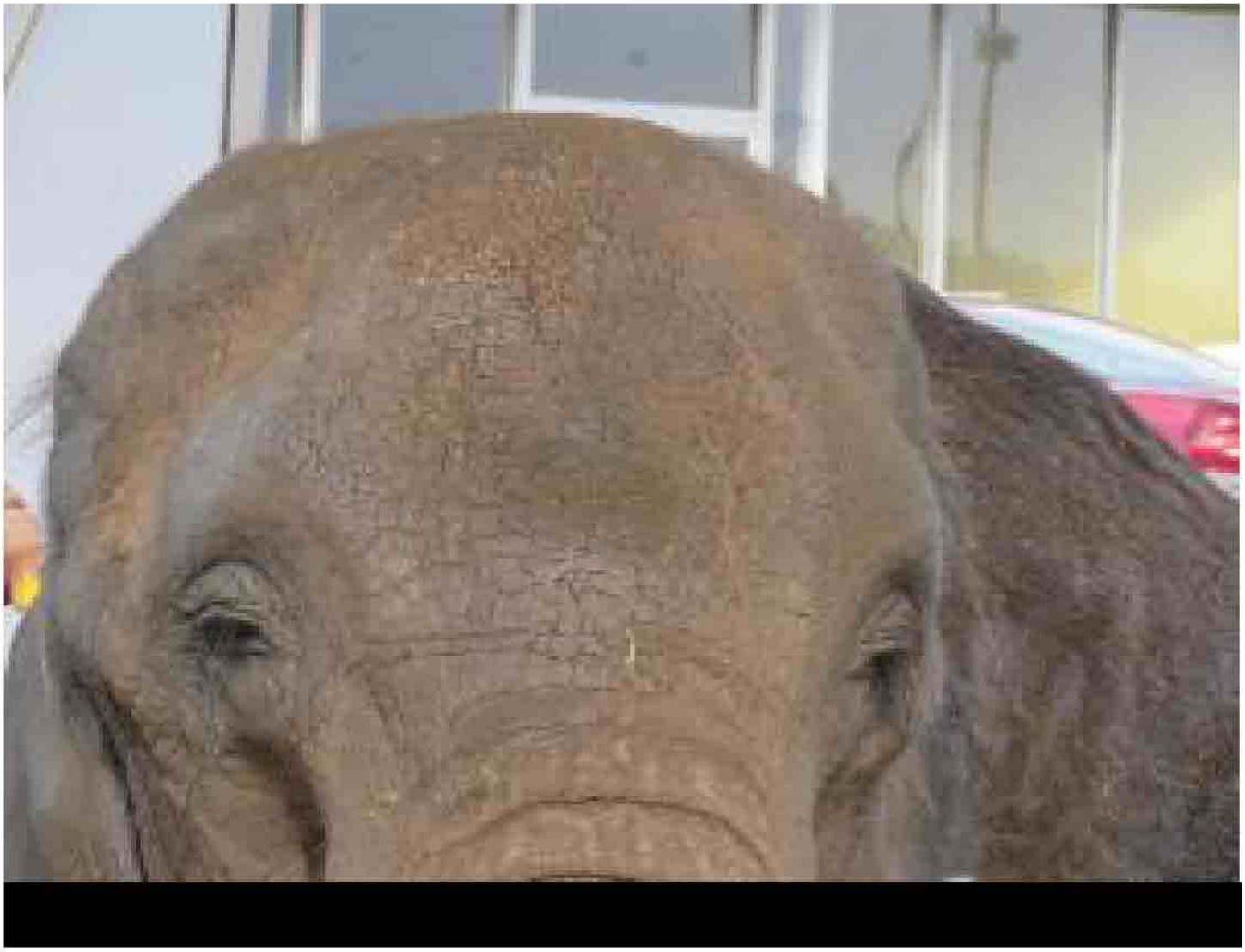
Inspection No: 2016082568946284

Description:
Thickened skin on head of elephant

Certificate: 58-C-0288

Legal Name:

HUGO T LIEBEL



Photographer: S. BRUNKHORST

Date and Time: 04-NOV-17

Inspection No: 2016082568946284

Description:
Thickened skin on head of elephant

Certificate: 58-C-0288

Legal Name:

HUGO T LIEBEL

United States Department of Agriculture
Animal and Plant Health Inspection Service

2016082569214080 Insp_id

Inspection Report

Hugo T Liebel
P O Box 3230
Davenport, FL 33836

Customer ID: **3203**
Certificate: **58-C-0288**
Site: 001
HUGO LIEBEL

Type: ROUTINE INSPECTION
Date: 17-JUL-2018

No non-compliant items identified during this inspection.
This inspection and exit interview were conducted with the licensee.

Prepared By:

NAVARRO LUIS, D V M USDA, APHIS, Animal Care

Date: 17-JUL-2018

Title: VETERINARY MEDICAL OFFICER 6025

Received By:

HUGO LIEBEL

Date: 17-JUL-2018

Title: LICENSEE

18-00103_000659

United States Department of Agriculture
Animal and Plant Health Inspection Service

Customer: 3203
Inspection Date: 17-JUL-18

Species Inspected

Cust No	Cert No	Site	Site Name	Inspection
3203	58-C-0288	001	HUGO LIEBEL	17-JUL-18

No Animals were Inspected.

Count	Scientific Name	Common Name
000000	NONE	NONE
000000	Total	

18-00103_000660

Nkromah, Ama-Esi - APHIS

From: ACEAST
Sent: Tuesday, June 27, 2017 2:46 PM
To: Nkromah, Ama-Esi - APHIS
Cc: Navarro, Luis A - APHIS; Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521

Good Afternoon,

Below is the latest itinerary that we received for Hugo T. Liebel.

Best Regards,

Animal Care
USDA APHIS AC
920 Main Campus Drive Suite 200
Raleigh, NC 27606-5210
E-mail: aceast@aphis.usda.gov
Phone: (919) 855-7100
Fax: (919) 855-7123

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, June 27, 2017 12:35 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with ruffled bottom ear and microchip number; 985-112-002-790-521

On 6/28/2017
Elephant will be at
[redacted] (b) (4)

On 6/29/2017
Elephant will be at
[redacted] (b) (4)
Elephant will stay there until further notice.

H.T. Liebel
Great American Family Circus
POB 3230
Davenport, Florida, 33836

USDA licence number
58-C-0288

Smith, RaNeshia - APHIS 3203

From: ACEAST
Sent: Monday, August 14, 2017 4:50 PM
To: (b) (6), (b) (7)(C)
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Good Afternoon,

Would you be able to provide us with a location for the time period of 8/12 to 8/17?

Best Regards,

Animal Care
USDA APHIS AC
920 Main Campus Drive Suite 200
Raleigh, NC 27606-5210
E-mail: aceast@aphis.usda.gov
Phone: (919) 855-7100
Fax: (919) 855-7123

From (b) (6), (b) (7)(C)
Sent: Monday, August 14, 2017 11:25 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Elephant was invited on short notice to be at a party. It left no time for prior notification.
On 8/11/2017 elephant was at;
(b) (4)

On 8/17/17 elephant will leave for: (b) (4)
(b) (4)
Elephant will be there until the 20th

On8/21/17 elephant will leave for : (b) (4)
(b) (4) Elephant will be there until the 24th.

On 8/25/17 elephant will leave for ; (b) (4) Elephant will be there until the 27th.

H.T Liebel
Great American Family Circus
POB 3230
Davenport, Fl, 33836
USDA licence number; 58-C-0288

Allums, Gina - APHIS

To: ACEAST
Subject: RE: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, August 29, 2017 4:13 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

On the evening of 8/30/2017 elephant will leave [redacted] (b) (4) and be in route to (b) (4) Most likely to ; [redacted] (b) (4)
Elephant will be there from September 1 through 4, unless otherwise notified.

H.T. Liebel
POB 3230
Davenport , FL, 33836
USDA licence number;
58-C-0288

Benson, Amy V - APHIS

From: ACEAST
Sent: Wednesday, August 30, 2017 3:59 PM
To: Benson, Amy V - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

From: ACEAST
Sent: Wednesday, August 30, 2017 8:12 AM
To: Gina - APHIS Allums (Gina.Allums@aphis.usda.gov) <Gina.Allums@aphis.usda.gov>
Cc: Sofranko, Denise M - APHIS <Denise.M.Sofranko@aphis.usda.gov>
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Good Morning Gina,

Please see the below itinerary for Hugo T. Liebel.

Thanks,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, August 29, 2017 4:13 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

On the evening of 8/30/2017 elephant will leave [redacted] (b) (4) and be in route to [redacted] (b) (4) Most likely to ; [redacted] (b) (4)
Elephant will be there from September 1 through 4, unless otherwise notified.

H.T. Liebel
POB 3230
Davenport , FL, 33836
USDA licence number;
58-C-0288

Smith, RaNeshia - APHIS

From: ACEAST
Sent: Monday, September 11, 2017 9:48 AM
To: Smith, RaNeshia - APHIS
Cc: Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Hi RaNeshia,

Please see the below itinerary.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Friday, September 8, 2017 4:47 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Elephant will be at;
[redacted] (b) (4)
[redacted] (b) (4) , [redacted] n 9/10/1017
Elephant will be at;
[redacted] (b) (4)
For a layover, from 9/11-21/2017, or until further notice.

H.T Liebel
POB 3230
Davenport , FL, 33836
USDA licence number;
58-C-0288

Nkromah, Ama-Esi - APHIS

From: ACEAST
Sent: Friday, September 15, 2017 7:20 AM
To: Nkromah, Ama-Esi - APHIS
Cc: Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 958-112-002-790-521.

Good Morning,

Please see the below itinerary for Hugo T. Liebel.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Wednesday, September 13, 2017 4:46 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 958-112-002-790-521.

Elephant wil travel on 9/15/2017 from [redacted] (b) (4) to the [redacted] (b) (4) and [redacted] (b) (4) in downtown [redacted] (b) (4)
I don't know if it is of any significance, but there was a delay on the way to [redacted] (b) (4) so it was decided not to set up.

Currently I have no exact address available, due to a connecting problem. All I know for sure is that the local area code is [redacted] (b) (4)

On the 17th elephant will return for a layover to [redacted] (b) (4) until further notice,or until a different layover location is found.

H.T. Liebel
POB 3230
Davenport FL
33836
USDA licence number
58-C-0288

Brunson, Sophia - APHIS 58-C-0288

From: ACEAST
Sent: Monday, September 18, 2017 8:27 AM
To: Brunson, Sophia - APHIS
Subject: FW: Itinerary for Nosey , a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 958-112-002-790-521

Follow Up Flag: Follow up
Flag Status: Flagged

Hey Sophia,

Please see the itinerary below.

Best Regards,

Teany

From: [redacted] (b) (6), (b) (7)(C)
Sent: Friday, September 15, 2017 4:53 PM
To: aceast@usda.gov
Subject: Itinerary for Nosey , a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 958-112-002-790-521

On September 18 elephant will travel to ; [redacted] (b) (4)
for a layover from The 19th until further notice.
H.T. Liebel
Great American Family Circus
POB 3230
Davenport , FL 33836
USDA licence number;
58-C-0288

From:	ACEAST
To:	Benson, Amy V - APHIS
Cc:	Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana),with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Friday, September 22, 2017 3:48:09 PM

Hey Amy,

Please see the updated itinerary for Hugo T. Liebel.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Friday, September 22, 2017 12:53 PM
To: aceast@usda.gov
Subject: Re: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana),with bottom ear ruffled and microchip number; 985-112-002-790-521

On October 25 elephant will travel to a different location in [redacted] (b) (4)
Lot on the corner of [redacted] (b) (4)
Elephant will stay there until further notice.

On Sep 20, 2017 8:35 AM, [redacted] (b) (6), (b) (7)(C) wrote:

> On 9/22/2017 elephant will leave [redacted] (b) (4) and travel to the corner of [redacted] (b) (4) [redacted] (b) (4)
> Elephant will be there from that day until September 24.
> On September 25 elephant will travel for a layover to; [redacted] (b) (4) [redacted] (b) (4)
> Elephant will stay there until further notice.
>
> H.T. Liebel

Great American Family Circus
POB 3230
Davenport, FL , 33836
USDA licence number;
58-C-0288

From:	ACEAST
To:	Benson, Amy V - APHIS
Cc:	Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Wednesday, October 04, 2017 9:56:55 AM

Hi Amy,

Please see the below itinerary for Hugo T. Liebel.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, October 3, 2017 9:56 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Elephant will be on October 5 at: [redacted] (b) (4)
[redacted] (b) (4)
On October 6 at:
[redacted] (b) (4)

H.T. Liebel
Great American Family Circus
POB 3230
Davenport ,FL , 33836
USDA licence number;
58-C-0288

From:	ACEAST
To:	Benson, Amy V - APHIS
Cc:	Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Wednesday, October 04, 2017 9:56:55 AM

Hi Amy,

Please see the below itinerary for Hugo T. Liebel.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C) [redacted]
Sent: Tuesday, October 3, 2017 9:56 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Elephant will be on October 5 at; [redacted] (b) (4) [redacted]
[redacted] (b) (4) [redacted]
On October 6 at;
[redacted] (b) (4) [redacted]

H.T. Liebel
Great American Family Circus
POB 3230
Davenport ,FL , 33836
USDA licence number;
58-C-0288

From: ACEAST
Sent: Thursday, October 05, 2017 3:14 PM
To: Smith, RaNeshia - APHIS
Cc: Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Hi RaNeshia,

Please see the below itinerary.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Thursday, October 5, 2017 11:57 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Due to unforeseen circumstances the elephant didn't make it to [redacted] (b) (4) One of the circus trailers broke down. Mr Liebel helped fix it. He than decided to help set the circus tent up in [redacted] (b) (4) so that project wouldn't run late.
Elephant is currently at:
[redacted] (b) (4)

Elephant will stay there today (10/5/2017)
On 10/6/2017 elephant will be at: [redacted] (b) (4).
At this point it is not yet decided if elephant will stay there on Oct. 7 as well, or if she will go to [redacted] (b) (4) where on October 7+8 she is scheduled to be at;
[redacted] (b) (4)

Update to follow.

H.T. Liebel
Great American Family Circus

POB 3230
Davenport ,FL, 33836
USDA licence number;
58-C-0288

Allums, Gina - APHIS

To: ACEAST
Subject: RE: Itinerary for Nosey , a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, October 9, 2017 10:21 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey , a approximately 35 year old female African elephant(lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Elephant will be at;
[redacted] (b) (4)
on 10/13+14/2017
She will arrive there sometime on the 12th.

H.T. Liebel
Great American Family Circus
POB 3230
Davenport ,FL, 33836
USDA licence number;
58-C-0288

Allums, Gina - APHIS

To: ACEAST
Subject: RE: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

From: [redacted] (b) (6), (b) (7)(C) [redacted]
Sent: Friday, October 13, 2017 4:54 PM
To: aceast@usda.gov
Subject: Re: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Elephant will stay in [redacted] (b) (4) till 10/18/2017
No next route has been established yet.

On Oct 13, 2017 9:34 AM, [redacted] (b) (6), (b) (7)(C) [redacted] wrote:

Due to unforeseen circumstances, the elephants appearance in [redacted] (b) (4) is cancelled . Due to an emergency elephant is now in route to; [redacted] (b) (4) [redacted] at [redacted] (b) (4) [redacted]
Elephant is scheduled to be there sometime today through Sunday (Oct. 13-15). If elephant will actually arrive there today is at this point uncertain, but Saturday and Sunday are sure.
More route will possibly be available later on today.

H.T. Liebel
Great American Family Circus
POB 3230, Davenport , FL , 33836
USDA licence number; 58-C-0288

From:	ACEAST
To:	Benson, Amy V - APHIS
Cc:	Sofranko, Denise M - APHIS; Gaj, Gregory S - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Tuesday, October 17, 2017 3:00:05 PM

Hi Amy,

Please see the below itinerary.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, October 17, 2017 12:12 PM
To: aceast@usda.gov
Subject: Re: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 985-112-002-790-521

Elephants stay in [redacted] (b) (4) has been extended till 10/25/2017

On Oct 13, 2017 4:53 PM, [redacted] (b) (6), (b) (7)(C) wrote:

> Elephant will stay in [redacted] (b) (4) till 10/18/2017
> No next route has been established yet.
>
> On Oct 13, 2017 9:34 AM, [redacted] (b) (6), (b) (7)(C) wrote:
>
> > Due to unforeseen circumstances, the elephants appearance in [redacted] (b) (4) is cancelled .
> > Due to an emergency elephant is now in route to; [redacted] (b) (4) at [redacted] (b) (4) [redacted] (b) (4)
> > Elephant is scheduled to be there sometime today through Sunday (Oct. 13-15). If elephant will actually arrive there today is at this point uncertain, but Saturday and

Sunday are sure.
More route will possibly be available later on today.

H.T. Liebel
Great American Family Circus
POB 3230, Davenport , FL , 33836
USDA licence number; 58-C-0288

From:	ACEAST
To:	Benson, Amy V - APHIS
Cc:	Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant, lexodonte africana with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Tuesday, October 24, 2017 2:38:44 PM

Good Afternoon,

Please see the below itinerary.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Tuesday, October 24, 2017 12:30 PM
To: aceast@usda.gov
Subject: Re: Itinerary for Nosey, a approximately 35 year old female African elephant, lexodonte africana with bottom ear ruffled and microchip number; 985-112-002-790-521

Something unexpected came up and elephant is leaving [redacted] (b) (4) today. She will be expected in [redacted] (b) (4) by 10/26/2017

On Oct 24, 2017 9:14 AM, [redacted] (b) (6), (b) (7)(C) wrote:

> Elephant will leave [redacted] (b) (4) n 10-/26/2017 and be at ;
> [redacted] (b) (4) from 10/27-28/2017.
>
> H.T Liebel
> Great American Family Circus
> POB 3230, Davenport, FL, 33836
> USDA licence number; 58-C-0288

Nkromah, Ama-Esi - APHIS

From: ACEAST
Sent: Monday, October 30, 2017 12:10 PM
To: Nkromah, Ama-Esi - APHIS; Navarro, Luis A - APHIS
Cc: Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS
Subject: FW: Itinerary for Nosey, a approximately 35 year old female African elephant(lexodonte africana) with bottom ear ruffled and microchip number; 985-112-002-790-521

Good afternoon, please see email below. Thank you.

RaNeshia L. Smith
Inspection & Licensing Assistant
Animal Care, USDA APHIS ERO
920 Main Campus Drive, Ste. 200
Raleigh, NC 27606-5213
Tel. (919) 855-7119
Email: RaNeshia.Smith@aphis.usda.gov

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, October 30, 2017 11:56 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant(lexodonte africana) with bottom ear ruffled and microchip number; 985-112-002-790-521

To follow up the phone conversation on Friday;
Elephant is in route to [redacted] (b) (4) On 11/3+4/2017 elephant will be at;
[redacted] (b) (4)

H.T Liebel
Great American Family Circus
POB 3230
Davenport ,FL, 33836
USDA licence number; 58-C-0288

From:	ACEAST
To:	Benson, Amy V - APHIS
Cc:	Sofranko, Denise M - APHIS; Gaj, Gregory S - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana),with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Monday, November 06, 2017 4:24:30 PM

Good Afternoon,

Please see the below itinerary.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Monday, November 6, 2017 2:27 AM
To: aceast@usda.gov
Subject: Itinerary for Nosey, a approximately 35 year old female African elephant (lexodonte africana),with bottom ear ruffled and microchip number; 985-112-002-790-521

Location in [redacted] (b) (4) was changed to
[redacted] (b) (4)

On 11/ 6+7 elephant will layover at;
[redacted] (b) (4)
Elephant will stay there until further notice.

H.T.Liebel
POB 3230, Davenport ,FL ,33836
USDA licence number;
58-C-0288

From:	ACEAST
To:	Benson, Amy V - APHIS
Subject:	FW: Itinerary for Nosey, a approximately 35 year old female African elephant(lexodonte africana) with bottom ear ruffled and microchip number; 985-112-002-790-521
Date:	Tuesday, November 07, 2017 10:17:00 AM

Hi Amy,

Please see the below itinerary.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Friday, November 3, 2017 5:58 PM
To: aceast@usda.gov
Subject: Re: Itinerary for Nosey, a approximately 35 year old female African elephant(lexodonte africana) with bottom ear ruffled and microchip number; 985-112-002-790-521

Elephant will stay in [redacted] (b) (4) until further notice.

On Oct 30, 2017 10:56 AM, [redacted] (b) (6), (b) (7)(C) wrote:

> To follow up the phone conversation on Friday;
> Elephant is in route to [redacted] (b) (4) On 11/3+4/2017 elephant will be at;
> [redacted] (b) (4)
>
> H.T Liebel
> Great American Family Circus
> POB 3230
> Davenport ,FL, 33836
> USDA licence number; 58-C-0288

Brunson, Sophia - APHIS

From: ACEAST
Sent: Monday, November 20, 2017 4:17 PM
To: Brunson, Sophia - APHIS
Cc: Gaj, Gregory S - APHIS; Sofranko, Denise M - APHIS
Subject: FW: Itinerary update for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 958-112-002-790-521

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Sophia,

Please see the below itinerary.

Best Regards,

Teany D. Gerkin
Program Support Specialist
Eastern Region USDA/APHIS/Animal Care
920 Main Campus Drive, Suite 200
Raleigh, NC 27606
919-855-7116 (Work)
919-855-7123 (fax)
TEANY.D.GERKIN@APHIS.USDA.GOV

Join the Animal Care Stakeholder Registry and receive emails on topics of interest

From: [redacted] (b) (6), (b) (7)(C)
Sent: Thursday, November 16, 2017 12:18 PM
To: aceast@usda.gov
Subject: Itinerary update for Nosey, a approximately 35 year old female African elephant (lexodonte africana), with bottom ear ruffled and microchip number; 958-112-002-790-521

To follow up our phone conversation on 11/9/17.
Elephants trip to [redacted] (b) (4) has been cancelled.
Also [redacted] (b) (4) address , was actually;
[redacted] (b) (4)
On 11/9/17 our elephant was so called confiscated by Lawrence County animal control officer; Kimberly Carpenter, and was transported to ;
The Elephant Sanctuary
27 East Main Street, Howenwald, TN, 38462
Elephant will stay there pending a still unknown decision made by the court.

It is my opinion that the elephant is the victim of an unwarranted seizure and possible unwarranted interstate trafficking.
I don't believe it should be possible to take a USDA regulated and inspected animal and place it in a situation where USDA rules and regulations might not directly apply and where the elephant's safety, health and overall well-being are at risk.

H.T Liebel
Great American Family Circus
POB 3230
Davenport, Florida, 33836
USDA licence number;
58-C-0287