

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

PRIMATE FREEDOM PROJECT,  
INC.,  
a non-profit corporation,

Plaintiff,

vs.

REGENTS OF THE UNIVERSITY  
OF CALIFORNIA,  
in each of their official and  
individual capacities,

Defendants.

CIVIL ACTION  
FILE NO. 1:08-CV-1166-ODE

DECLARATION OF JEAN BARNES

I, Jean Barnes, declare as follows:

1.

My name is Jean Barnes, and I am over the age of eighteen. I understand that this statement is given for use in the above styled lawsuit.

2.

I am the Registered Agent and CEO of Primate Freedom Project, Inc., a Georgia non-profit corporation in good standing. See EX. A.

3.

Primate Freedom Project, Inc. is a non-profit Georgia corporation dedicated to ending the use of nonhuman primates in biomedical and harmful behavioral experimentation and has a website located at <http://www.primatefreedom.com>.

4.

While the Primate Freedom Project, Inc. primarily serves as an information conduit, other state and or local groups with whom its has no formal relationship conduct events such as protests and or fundraisers independently.

5.

The following are among the state and or local groups that share the cause of Primate Freedom Project, Inc.: [www.EmoryLies.com](http://www.EmoryLies.com); [www.MadisonMonkeys.com](http://www.MadisonMonkeys.com); [www.MinnesotaPrimateFreedom.org](http://www.MinnesotaPrimateFreedom.org); [www.UCLAPrimateFreedom.com](http://www.UCLAPrimateFreedom.com); [www.UTAHPrimateFreedom.com](http://www.UTAHPrimateFreedom.com)

6.

Most of the state and or local groups target the research activities of a university or university community. For example, [www.EmoryLies.com](http://www.EmoryLies.com) protests research at Atlanta's Emory University, [www.MinnesotaPrimateFreedom.org](http://www.MinnesotaPrimateFreedom.org) protests research at the University of Minnesota, and [www.UTAHPrimateFreedom.com](http://www.UTAHPrimateFreedom.com) protests research at the University of Utah. Before it became the target of Defendants' lawsuit, [www.UCLAPrimateFreedom.com](http://www.UCLAPrimateFreedom.com) protested research at the Defendants' University of California Los Angeles campus.

7.

Primate Freedom Project, Inc. has no formal relationship with any of the groups listed in the preceding paragraph. However, Primate Freedom Project, Inc. will publicize or allow posting on its website the activities of the groups listed in the preceding paragraph.

8.

UCLA Primate Freedom's website, before it became the target of the Defendants' lawsuit, specifically stated: "Each Primate Freedom Project chapter is run independently. The students and non student activists who support the PFP campaigns are local to each chapter."

9.

I am not an officer of UCLA Primate Freedom.

10.

I am not an official member of UCLA Primate Freedom.

11.

I have not been to California since 2003.

12.

I do not know who the members of UCLA Primate Freedom are.

13.

I have little communication with the members of UCLA Primate Freedom. I am periodically asked to post certain information on its website.

14.

I have no relationship with the members of UCLA Primate Freedom, much the less a "close relationship" with the group.

15.

My only connection to UCLA Primate Freedom is that I help with its web site.

16.

Based on the emails, phone calls, letters, and threats I have received, I am afraid that the Defendants in this action will sue me, and or the group of which I am

the CEO and Registered Agent, Primate Freedom Project, Inc. unless we change our website to comply with its demands.

17.

I have been increasingly afraid that the Defendants in this action will sue me, and or the group of which I am the CEO and Registered Agent, Primate Freedom Project, Inc., since I began receiving telephone calls and correspondence from the Defendants' lawyer Wendy Sugg.

18.

I received a telephone call from someone affiliated with the Defendants on February 20, 2008. I was unable to hear the name of the caller, although I transcribed the voicemail message.

19.

I also received an email containing a letter from the Defendants dated February 20, 2008. *See EX. B, C.*

20.

I received correspondence from the Defendants containing a lawsuit pleading dated February 22, 2008.

21.

I received correspondence from the Defendants containing a lawsuit pleading dated February 25, 2008.

22.

I received a letter and correspondence containing a lawsuit pleading from the Defendants dated February 26, 2008. *See EX. D.*

23.

I received a letter, and email, and correspondence containing a pleading from the Defendants dated February 27, 2008. *See EX. E, F.*

24.

I received a letter and an email from the Defendants dated February 28, 2008. *See EX. G, H.*

25.

I received a letter and an email from the Defendants dated February 29, 2008. *See EX. I.*

26.

I received correspondence from the Defendants containing a lawsuit pleading dated April 14, 2008. *See EX. J.*

27.

When these materials first began to arrive, on February 28, 2008, I wrote to the California lawyers for the Defendants an email that contained the following information.

- 1) I am not a party to this lawsuit.
- 2) I am consulting an attorney on Friday, February 29.
- 3) I have not been served.

*See EX. K.*

28.

After my receipt of the April 14, 2008 correspondence, my lawyers requested, by letter, that all further correspondence to me be directed to counsel. *See EX. L.*

29.

No one has ever asked me who was the proper contact person for UCLA Primate Freedom.

30.

No one has ever asked me to distinguish between Primate Freedom Project, Inc. and UCLA Primate Freedom.

31.

I was scared when the correspondence from the Defendants indicated and implied that they might take legal action against "any website."

32.

The website of Primate Freedom Project, Inc. also contained information similar to the information about which the Defendants sued UCLA Primate Freedom in the California lawsuit.

33.

Because I was scared of legal action and or legal retaliation by the Defendants, I decided to remove this similar information from the web site of Primate Freedom Project, Inc.

34.

I believe that the Defendants are trying to stifle the free speech rights of animal rights activists.

35.

To the extent that Defendants' California lawsuit is successful, I am afraid that it will be replicated by other universities attempting to stifle the free speech rights of the other state groups listed above.

36.

The stream of threats never ended, even after I informed the lawyer in the California case that I was not a proper contact. When the threats expanded to "any website," I concluded that absent our compliance with the demands, we too would be sued. *See EX. M.*

Executed on May 1, 2008, in Atlanta, Georgia.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.


  
Jean Barnes

EXHIBIT  
A

Control No. 0439133

# STATE OF GEORGIA

Secretary of State  
Corporations Division  
315 West Tower  
#2 Martin Luther King, Jr. Dr.  
Atlanta, Georgia 30334-1530

## CERTIFICATE OF EXISTENCE

I, Karen C Handel, Secretary of State and the Corporations Commissioner of the state of Georgia, hereby certify under the seal of my office that

### **PRIMATE FREEDOM PROJECT, INC.**

#### **Domestic Non-Profit Corporation**

was formed or was authorized to transact business on 06/24/2004 in Georgia. Said entity is in compliance with the applicable filing and annual registration provisions of Title 14 of the Official Code of Georgia Annotated and has not filed articles of dissolution, certificate of cancellation or any other similar document with the office of the Secretary of State.

This certificate relates only to the legal existence of the above-named entity as of the date issued. It does not certify whether or not a notice of intent to dissolve, an application for withdrawal, a statement of commencement of winding up or any other similar document has been filed or is pending with the Secretary of State.

This certificate is issued pursuant to Title 14 of the Official Code of Georgia Annotated and is prima-facie evidence that said entity is in existence or is authorized to transact business in this state.



WITNESS my hand and official seal of the City of Atlanta and the State of Georgia on 2nd day of May, 2008

Karen C Handel  
Secretary of State



---

**From:** Sugg, Wendy  
**Sent:** Wednesday, February 20, 2008 10:11 AM  
**To:** 'info@primatefreedom.com'; 'quiver@bellsouth.net'  
**Subject:** UCLA Primate Freedom - 2/20/08 ex parte notice

**Attachments:** 2008-02-20 Ltr ex parte notice.PDF

Attached please find notice of an ex parte TRO hearing tomorrow in Los Angeles Superior Court.



2008-02-20 Ltr ex  
parte notice...



1800 AVENUE OF THE STARS, SUITE 900  
LOS ANGELES, CA 90067-4276  
TELEPHONE (310) 277-1010  
FACSIMILE (310) 203-7199

IRELL & MANELLA LLP  
A REGISTERED LIMITED LIABILITY LAW PARTNERSHIP  
INCLUDING PROFESSIONAL CORPORATIONS  
840 NEWPORT CENTER DRIVE, SUITE 400  
NEWPORT BEACH, CALIFORNIA 92660-6324

TELEPHONE (949) 760-0991  
FACSIMILE (949) 760-5200  
WEBSITE: www.irell.com

WRITER'S DIRECT

February 20, 2008

VIA E-MAIL & FACSIMILE

Animal Liberation Front  
c/o Animal Liberation Press Office  
6320 Canoga Avenue #1500  
Woodland Hills, CA 91367  
Facsimile: (818) 227-5099

Animal Liberation Brigade  
c/o Animal Liberation Press Office  
6320 Canoga Avenue #1500  
Woodland Hills, CA 91367  
Facsimile: (818) 227-5099

UCLA Primate Freedom  
c/o Jean Barnes  
P.O. Box 1623  
Fayetteville, GA 30214  
Email: quiver@bellsouth.net  
Email: info@primatefreedom.com  
Telephone: (770) 719-5348

Re: The Regents of the University of California v. UCLA Primate Freedom, et al.

To whom it may concern:

Please be advised that Plaintiff The Regents of the University of California intends to move *ex parte* for the issuance of a temporary restraining order against all Defendants and an order to show cause why a preliminary injunction should not issue. Defendants in this proposed action are as follows: (1) UCLA Primate Freedom, (2) Animal Liberation Brigade, (3) Animal Liberation Front, (4) Linda Faith Greene (aka Lindy Greene), (5) Hillary Roney, (6) Kevin Olliff, (7) Ramin Saber, and (8) Tim Rasmusel.

The Regents' *ex parte* application will be heard on Thursday, February 21, 2008, at 8:30 a.m., in Department A of the Los Angeles Superior Court, West District, Santa Monica Courthouse, located at 1725 Main Street, Santa Monica, California 90401. We will provide you with the moving papers as soon as they are available, which may not be until shortly before the hearing.


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Animal Liberation Front  
UCLA Primate Freedom  
Animal Liberation Brigade  
February 20, 2008  
Page 2

Please advise us whether or not you intend to appear in opposition to The Regents' *ex parte* application.

Sincerely,



Wendy Sugg

WAS



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WEBSITE: www.irell.com

February 26, 2008

VIA OVERNIGHT EXPRESS MAIL

✓ UCLA Primate Freedom  
c/o Jean Barnes  
P.O. Box 1623  
Fayetteville, GA 30214

Linda Faith Greene  
aka Lindy Greene  
11822 Magnolia Blvd.  
Valley Village, CA 91607

Hillary Roney  
4010 Los Feliz Blvd.  
Los Angeles, CA 90027

Ramin Saber  
2857 Mary Street  
La Crescenta, CA 91214

Kevin Olliff  
No. County Correctional Facility  
29340 The Old Road  
Castaic, CA 91384


Re: The Regents of the University of California v. UCLA Primate Freedom et al.;  
OCSC Case No. SC097145

To whom it may concern:

Enclosed please find an amended Order to Show Cause re Preliminary Injunction and Temporary Restraining Order. Due to a clerical error, the Order has been amended. All terms of the Order remain the same.

The Court has scheduled a hearing on Plaintiff's motion for a Preliminary Injunction on March 12, 2008, at 8:30 a.m. in Department F.

Sincerely,

  
Wendy Sugg

Enclosure

EXHIBIT  
E

**Sugg, Wendy**

**From:** Sugg, Wendy  
**Sent:** Wednesday, February 27, 2008 10:30 PM  
**To:** 'info@primatefreedom.com'; 'quiver@bellsouth.net'  
**Subject:** UCLA Primate Freedom

**Attachments:** . UCLA Primate Freedom Letter1.PDF; 2008-02-25 Am Order-TRO.PDF



UCLA Primate Freedom Letter1.P...Order-TRO.PDF (3...  
2008-02-25 Am



I R E L L & M A N E L L A L L P .

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WEBSITE: www.trell.com

February 27, 2008

VIA E-MAIL

UCLA Primate Freedom  
c/o Jean Barnes  
P.O. Box 1623  
Fayetteville, GA 30214  
Email: quiver@bellsouth.net  
Email: info@primatefreedom.com

Re: *The Regents of the University of California v. UCLA Primate Freedom, et al.*, Superior Court of California, Los Angeles County, Case No. SC097145

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To whom it may concern:

On Thursday, February 21, 2008, Plaintiff The Regents of the University of California moved *ex parte* for a Temporary Restraining Order against Defendant UCLA Primate Freedom. Attorney David Rutan, Esq. specially appeared in court on behalf of UCLA Primate Freedom. At that hearing, the Court granted Plaintiff's request for a Temporary Restraining Order, and Mr. Rutan agreed to receive notice of the Order via facsimile. The Order was signed by the Court on February 22, 2008. A copy of the Order was sent via facsimile to Mr. Rutan on Friday, February 22, 2008. A copy of the Order was also delivered on UCLA Primate Freedom via U.S. Express Mail on Monday, February 25, 2008, along with copies of Plaintiff's *ex parte* application for a Temporary Restraining Order and all supporting papers.

The Court amended the Order on Monday, February 25, 2008. A copy of the Amended Order was sent to UCLA Primate Freedom via U.S. Express Mail on Tuesday, February 26, 2008, with delivery scheduled for today. Additionally, a copy of the Amended Order, along with copies of the summons and complaint in this matter, were sent to UCLA Primate Freedom via email at the above addresses on February 27, 2008. A copy of the Amended Order was served via facsimile on Mr. Rutan on February 27, 2008. Another copy of the Amended Order is enclosed for your reference.

The Order and the Amended Order prohibit UCLA Primate Freedom from "placing or maintaining upon any website or otherwise disseminating any private or personal information, including home addresses, home phone numbers, mobile phone numbers, email

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INCLUDING PROFESSIONAL CORPORATIONS


UCLA Primate Freedom  
February 27, 2008  
Page 2

addresses or vehicle license plate numbers, regarding any individual known or believed to be an employee or student of The Regents who conducts, supports, or oversees animal research, or a family or household member who resides with such employee or student."

Additionally, UCLA Primate Freedom was ordered to post the following language on its website: "Notice: The Superior Court of California has issued an order prohibiting certain activity relating to The Regents of the University of California and their employees, pursuant to Los Angeles Superior Court Case No. SC097145 (Santa Monica)" in 10 point font in such a manner that the posting would ordinarily be displayed to a user viewing the page.

To date, UCLA Primate Freedom has not complied with either provision of the Court's Order. If UCLA Primate Freedom does not comply with the Court's Order by 5:00 p.m. Eastern Standard Time on Thursday, February 28, 2008, Plaintiff will seek an order holding UCLA Primate Freedom in contempt of court and will seek all available remedies.

Sincerely,



Wendy Sugg

Enclosures

cc: David Rutan, Esq.

**From:** Sugg, Wendy  
**Sent:** Thursday, February 28, 2008 12:04 PM  
**To:** 'info@primatefreedom.com'; 'quiver@bellsouth.net'  
**Cc:** 'wgerryweber@gmail.com'

Quiberg No. EXHIBIT  
**6**

**Attachments:** 2008-02-28 Ltr-Primate Freedom homepage.PDF



2008-02-28  
lr-Primate Freedom.

Wendy A. Sugg, Esq.  
Irell & Manella LLP  
840 Newport Center Drive, Suite 400  
Newport Beach, California 92660  
(949) 760-5256  
(949) 760-5200 (fax)



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WEBSITE: www.irell.com

February 28, 2008

VIA E-MAIL

UCLA Primate Freedom  
c/o Jean Barnes  
P.O. Box 1623  
Fayetteville, GA 30214  
Email: quiver@bellsouth.net  
Email: info@primatefreedom.com

Re: *The Regents of the University of California v. UCLA Primate Freedom, et al.*, Los Angeles County Superior Court of California, Case No. SC097145

To whom it may concern:

I write to follow up on my letter of yesterday. Thank you for modifying UCLA Primate Freedom's home page ([www.uclaprimatefreedom.com](http://www.uclaprimatefreedom.com)) so as to (i) remove the links to webpages that contain the personal information of employees of Plaintiff The Regents of the University of California and (ii) add the notice required in the Amended Temporary Restraining Order (the "Amended Order") entered by the Court on February 25, 2008 in the above-referenced matter.

Despite UCLA Primate Freedom's actions with respect to its home page, UCLA Primate Freedom remains in violation of the Amended Order with respect to live and publicly available internal web pages that contain the personal information of Plaintiff's employees. Accordingly, Plaintiff requests that the following web pages be immediately disabled or modified to remove any and all information prohibited by the Amended Order:

<http://www.uclaprimatefreedom.com/targets.html>  
<http://www.uclaprimatefreedom.com/Anton.html>  
<http://www.uclaprimatefreedom.com/abrams.html>  
<http://www.uclaprimatefreedom.com/fairbanks.html>  
<http://www.uclaprimatefreedom.com/freimer.html>  
<http://www.uclaprimatefreedom.com/fuster.html>  
<http://www.uclaprimatefreedom.com/london.html>  
<http://www.uclaprimatefreedom.com/peccei.html>  
<http://www.uclaprimatefreedom.com/Rosenbaum.html>  
<http://www.uclaprimatefreedom.com/flyers.html>

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UCLA Primate Freedom  
February 28, 2008  
Page 2

<http://www.uclaprimatfreedom.com/flyers/Abrams-UCLA.pdf>  
<http://www.uclaprimatfreedom.com/flyers/Fairbanks-UCLA.pdf>  
<http://www.uclaprimatfreedom.com/flyers/Fuster-UCLA.pdf>  
<http://www.uclaprimatfreedom.com/flyers/Peccei-UCLA.pdf>  
<http://www.uclaprimatfreedom.com/flyers/Rosenbaum-UCLA.pdf>  
<http://www.uclaprimatfreedom.com/080210.html>  
<http://www.uclaprimatfreedom.com/071222.html>  
<http://www.uclaprimatfreedom.com/071014.html>  
<http://www.uclaprimatfreedom.com/070916.html>

If UCLA Primate Freedom does not comply fully with the Court's Amended Order by 5:00 p.m. Eastern Standard Time on Friday, February 29, 2008, Plaintiff will seek an order holding UCLA Primate Freedom in contempt of court and will seek all available remedies.

Sincerely,



Wendy Sugg

cc: David Rutan, Esq. (via fax)  
Gerry Weber, Esq. (via fax and e-mail)



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February 29, 2008

VIA E-MAIL AND U.S. MAIL

UCLA Primate Freedom  
c/o Jean Barnes  
P.O. Box 1623  
Fayetteville, GA 30214  
Email: info@primatfreedom.com

Re: The Regents of the University of California v. UCLA Primate Freedom, et al., Los Angeles County Superior Court of California, Case No. SC097145

Dear Ms. Barnes:

It has come to our attention that you made certain statements to Newsweek indicating your belief that under the terms of the restraining order issued in the above case, you are free to disseminate personal information regarding employees of The Regents, including home addresses, via e-mail or means other than through the website www.uclaprimatfreedom.com. Please see the enclosed article, which refers to your statements and identifies you as the "director of Primate Freedom and operator of the UCLA Primate Freedom" website.

Please note that under the terms of the Temporary Restraining Order, you are prohibited from "placing or maintaining upon any website or otherwise disseminating any private or personal information" regarding any employee of The Regents. This would not only include e-mailing personal information as you referenced in the article, but all other means of disseminating the personal information of employees of The Regents.

This letter is to inform and remind you that under the terms of the order, you may not disseminate this information by any means, including through e-mail.

Sincerely,

Wendy Sugg

Enclosure

cc: David Rutan, Esq. (via fax)  
Gerry Weber, Esq. (via fax)



John C. Hueston, c/o Irell & Manella LLP  
 840 Newport Center Drive, #400  
 Newport Beach, CA 92660-6324

TELEPHONE NO: 949-760-0991 FAX NO. (Optional): 949-760-5200  
 E-MAIL ADDRESS (Optional): jhueston@irell.com  
 ATTORNEY FOR (Plaintiff): Plaintiff

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES  
 STREET ADDRESS: 1725 Main Street  
 MAILING ADDRESS:  
 CITY AND ZIP CODE: Santa Monica, CA 90401-3299  
 BRANCH NAME: West District

PLAINTIFF/PETITIONER: The Regents of the University of California  
 DEFENDANT/RESPONDENT: UCLA Primate Freedom

REQUEST FOR  Entry of Default  Clerk's Judgment  
 (Application)  Court Judgment

CASE NUMBER:  
 SC097145

1. TO THE CLERK: On the complaint or cross-complaint filed
- a. on (date): February 21, 2008
  - b. by (name): The Regents of the University of California
  - c.  Enter default of defendant (names): UCLA Primate Freedom
  - d.  I request a court judgment under Code of Civil Procedure sections 585(b), 585(c), 989, etc., against defendant (names):
- (Testimony required. Apply to the clerk for a hearing date, unless the court will enter a judgment on an affidavit under Code Civ. Proc., § 585(d).)
- e.  Enter clerk's judgment
    - (1)  for restitution of the premises only and issue a writ of execution on the judgment. Code of Civil Procedure section 1174(c) does not apply. (Code Civ. Proc., § 1169.)
    - include in the judgment all tenants, subtenants, named claimants, and other occupants of the premises. The Prejudgment Claim of Right to Possession was served in compliance with Code of Civil Procedure section 415.46.
    - (2)  under Code of Civil Procedure section 585(a). (Complete the declaration under Code Civ. Proc., § 585.5 on the reverse (item 3).)
    - (3)  for default previously entered on (date):

2. Judgment to be entered.

	Amount	Credits acknowledged	Balance
a. Demand of complaint	\$ 0.00	\$ 0.00	\$ 0.00
b. Statement of damages <sup>1</sup>			
(1) Special	\$ 0.00	\$ 0.00	\$ 0.00
(2) General	\$ 0.00	\$ 0.00	\$ 0.00
c. Interest	\$ 0.00	\$ 0.00	\$ 0.00
d. Costs (see reverse)	\$ 0.00	\$ 0.00	\$ 0.00
e. Attorney fees	\$ 0.00	\$ 0.00	\$ 0.00
f. TOTALS	\$ 0.00	\$ 0.00	\$ 0.00

g. Daily damages were demanded in complaint at the rate of: \$ 0.00 per day beginning (date):  
 (\* Personal injury or wrongful death actions; Code Civ. Proc., § 425.11.)

3.  (Check if filed in an unlawful detainer case) Legal document assistant or unlawful detainer assistant information is on the reverse (complete item 4).

Date: April 14, 2008  
 John C. Hueston

SIGNATURE OF PLAINTIFF OR ATTORNEY FOR PLAINTIFF

FOR COURT USE ONLY

(1)  Default entered as requested on (date):  
 (2)  Default NOT entered as requested (state reason):

Clerk, by: \_\_\_\_\_, Deputy

PLAINTIFF/PETITIONER: The Regents of the University of California	CASE NUMBER: SC097145
DEFENDANT/RESPONDENT: UCLA Primate Freedom	

4. Legal document assistant or unlawful detainer assistant (Bus. & Prof. Code, § 6400 et seq.). A legal document assistant or unlawful detainer assistant  did  did not for compensation give advice or assistance with this form. (If declarant has received any help or advice for pay from a legal document assistant or unlawful detainer assistant, state):

- a. Assistant's name:
- b. Street address, city, and zip code:
- c. Telephone no.:
- d. County of registration:
- e. Registration no.:
- f. Expires on (date):

5.  Declaration under Code of Civil Procedure Section 585.5 (required for entry of default under Code Civ. Proc., § 585(a)). This action

- a.  is  is not on a contract or installment sale for goods or services subject to Civ. Code, § 1801 et seq. (Unruh Act).
- b.  is  is not on a conditional sales contract subject to Civ. Code, § 2981 et seq. (Rees-Levering Motor Vehicle Sales and Finance Act).
- c.  is  is not on an obligation for goods, services, loans, or extensions of credit subject to Code Civ. Proc., § 395(b).

6. Declaration of mailing (Code Civ. Proc., § 587). A copy of this Request for Entry of Default was

- a.  not mailed to the following defendants, whose addresses are unknown to plaintiff or plaintiff's attorney (names):
- b.  mailed first-class, postage prepaid, in a sealed envelope addressed to each defendant's attorney of record or, if none, to each defendant's last known address as follows:

(1) Mailed on (date): April 14, 2008  
 (2) To (specify names and addresses shown on the envelopes):  
 UCLA Primate Freedom  
 P.O. Box 1623  
 Fayetteville, GA 30214

I declare under penalty of perjury under the laws of the State of California that the foregoing items 4, 5, and 6 are true and correct.  
 Date: April 14, 2008

Carolynn Glesener (TYPE OR PRINT NAME)  (SIGNATURE OF DECLARANT)

7. Memorandum of costs (required if money judgment requested). Costs and disbursements are as follows (Code Civ. Proc., § 1033.5):

a. Clerk's filing fees	\$	0.00
b. Process server's fees	\$	0.00
c. Other (specify):	\$	0.00
d.	\$	0.00
e. TOTAL	\$	0.00

- f.  Costs and disbursements are waived.
- g. I am the attorney, agent, or party who claims these costs. To the best of my knowledge and belief this memorandum of costs is correct and these costs were necessarily incurred in this case.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.  
 Date:

(TYPE OR PRINT NAME)  (SIGNATURE OF DECLARANT)

8.  Declaration of nonmilitary status (required for a judgment). No defendant named in item 1c of the application is in the military service so as to be entitled to the benefits of the Servicemembers Civil Relief Act (50 U.S.C. App. § 501 et seq.).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.  
 Date:

(TYPE OR PRINT NAME)  (SIGNATURE OF DECLARANT)



**Hollie Manheimer**

**From:** Jean Barnes [quiver@bellsouth.net]  
**Sent:** Tuesday, March 18, 2008 6:44 PM  
**To:** Hollie Manheimer; Gerald Weber  
**Subject:** Fw: UCLA Primate Freedom

----- Original Message -----

**From:** Jean Barnes  
**To:** Sugg, Wendy  
**Cc:** Gerald Weber  
**Sent:** Thursday, February 28, 2008 8:08 AM  
**Subject:** Re: UCLA Primate Freedom

- 1) I am not a party to this lawsuit.
- 2) I am consulting an attorney on Friday, February 29.
- 3) I have not been served.

Jean Barnes

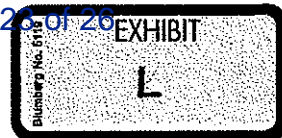
----- Original Message -----

**From:** Sugg, Wendy  
**To:** info@primatefreedom.com ; quiver@bellsouth.net  
**Sent:** Thursday, February 28, 2008 1:29 AM  
**Subject:** UCLA Primate Freedom

<<UCLA Primate Freedom Letter1.PDF>> <<2008-02-25 Am Order-TRO.PDF>>

ccmailg.irell.com made the following annotations

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PLEASE NOTE: This message, including any attachments, may include privileged, confidential and/or inside information. Any distribution or use of this communication by anyone other than the intended recipient(s) is strictly prohibited and may be unlawful. If you are not the intended recipient, please notify the sender by replying to this message and then delete it from your system. Thank you.  
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**GERALD R. WEBER, JR., ESQ.**  
**P.O. BOX 5391**  
**ATLANTA, GEORGIA 31107-0391**  
**(404) 522-0507**  
**WGERRYWEBER@GMAIL.COM**

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April 21, 2008

Ms. Wendy Sugg  
IRELL & MANELLA LLP  
840 Newport Center Drive  
Suite 400  
Newport Beach, California 92660-6324  
**VIA EMAIL AND UNITED STATES FIRST CLASS MAIL**

*RE: Primate Freedom Project, Inc. v. Regents of the University of California*  
*U.S. District Court for the Northern District of Georgia*  
*Civil Action File No. 1:08-CV-1166*

Dear Ms. Sugg:

Thank you for your letter of April 17th [16th] that arrived on Thursday during the lunch hour. We wanted to alert you to some clerical mistakes in your correspondence, because your records appear to be inaccurate.

Your letter, while dated April 16th with a corresponding facsimile transmission ticker line of April 16th, in fact arrived on Thursday, April 17th, at approximately 12:20 P.M. to Ms. Manheimer's fax machine. The post-mark stamp on the envelope containing the letter also is April 17, 2008.

Additionally, the addresses for both counsel are inaccurate, as set forth both in the letter itself and on the facsimile cover sheet. You faxed the letter to Mr. Weber at the office of the Georgia American Civil Liberties Union. Mr. Weber, formerly the legal director there, has not practiced at that address in seven months. Additionally, in the letter, you have mixed Mr. Weber's address lines. He currently has a private practice, with the address of P.O. Box 5391, Atlanta, Georgia 31107. The Poplar Street address is that of the Southern Center for Human Rights, where he works two days a week, but is not affiliated with the other elements of his

Ms. Wendy Sugg  
April 21, 2008 (2)

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private practice address or in any way with this litigation. Finally, Ms. Manheimer's firm name has not been "LLC" but has been Stuckey & Manheimer, Inc. since 2005.

We would ask that you make these corrections in your files, so that they do not carry over throughout the course of this litigation and impede rapid correspondence.

Also, in the future, please direct all correspondence for Primate Freedom Project, Inc. or Jean Barnes, CEO of Primate Freedom Project, Inc., to the undersigned.

As for the substance of your letter, we welcome your thoughts on a reasonable resolution of the matter. At this point, we are not able to dismiss our client's Complaint, for reasons we will articulate in our reply brief, but would be happy to discuss a constructive resolution of our claims. Thank you.

Sincerely,



Gerald R. Weber, Jr.

Cc: Primate Freedom Project, Inc.  
Hollie Manheimer, Esq.  
Robert Rothman, Esq.  
Roger Chalmers, Esq.

Case 1:08-cv-01166-JDE Document 18-1 Filed 05/02/2008 Page 25 of 26

# Judge expands order to block harassment of researchers



By  
Phil Hampton  
| 4/22/2008 5:00:00 PM

UCLA has won a preliminary injunction against extremists involved in a campaign of harassment directed at faculty and administrators who conduct or oversee research involving laboratory animals. The harassment has included attempted firebombings at private residences, vandalism and multiple threats of violence.

The injunction, issued April 22 by Los Angeles County Superior Court Judge Terry B. Friedman after a hearing in a Santa Monica courtroom, extends and expands a temporary restraining order granted in February.

The injunction prohibits three groups and five individuals from coming within 50 feet of the residences of UCLA personnel involved in animal research during any demonstration; at night, this restriction increases to 150 feet. It also prohibits the posting of personal information about UCLA personnel on Web sites maintained by the groups and individuals. The order was expanded to include those acting in concert with the already named individuals and groups. Those failing to comply with the injunction are subject to contempt of court charges.

The trial on a permanent injunction is scheduled to begin Feb. 17, 2009.

"This preliminary injunction is an important step in UCLA's ongoing efforts to protect researchers from extremists who have engaged in unlawful tactics to advance their beliefs, and we intend to vigorously enforce it while pursuing a permanent injunction," UCLA Chancellor Gene Block said. "UCLA holds free speech sacrosanct, but the use of Molotov cocktails, vandalism and threats is not protected speech. We remain committed to the humane use of animals in research that is heavily regulated and critical to the development of lifesaving treatments for a wide variety of ailments."

On three occasions since June 2006, Molotov cocktail-type devices have been left near the homes of UCLA faculty who conduct or oversee research involving animals. In addition, their homes have been vandalized and they have received threatening phone calls, e-mails and, on at least one occasion, a package rigged with razor blades. Extremists have appeared at residences in the middle of the night, worn ski masks to conceal their identity and used megaphones to shout threats, obscenities and epithets.

Those named in the university's complaint are groups known as the UCLA Primate Freedom Project, the Animal Liberation Front and the Animal Liberation Brigade and five individuals believed to affiliate with these groups: Linda Faith Greene, Hillary Roney, Kevin Olliff, Ramin Saber and Tim Rusmisl. Court papers filed by UCLA allege that these groups and individuals have promoted and facilitated unlawful activities directed against UCLA faculty and administrators. On March 9, two individuals named in the restraining order were arrested by UCLA police on suspicion of violating the requirement that they stay at least 50 feet away from a residence during a demonstration. Several of the individuals have been the subjects of temporary restraining orders and injunctions prohibiting them from harassing employees affiliated with the City of Los Angeles and private institutions.

The FBI has identified the Animal Liberation Front, which publicly advocates violence to advance its aim of

5/2/2008

discontinuing the use of lab animals in research, as a top domestic terrorism threat. The Animal Liberation Front and the Animal Liberation Brigade have in some cases claimed responsibility for unlawful activities directed against UCLA personnel and their homes. The Animal Liberation Front press office regularly posts anonymous communiqués about the Animal Liberation Brigade's unlawful activities. Before the restraining order mandated changes, the UCLA Primate Freedom Project maintained a Web site displaying the photographs, home addresses and phone numbers of targeted UCLA personnel.

The injunction prohibits the defendants from committing violence or threatening violence against UCLA personnel who conduct or support animal research; vandalizing or threatening to vandalize their property; violating local noise ordinances; coming within 50 feet of animal research personnel during a demonstration; and posting on Web sites — or otherwise disseminating — personal information about the UCLA personnel. It requires the defendants to post information on their Web sites indicating that the restraining order prohibits certain activities relating to the UCLA personnel. The injunction also prohibits the defendants from directing any of the prohibited activities at animal research personnel affiliated with other University of California campuses. Unknown extremists opposed to the use of laboratory animals in research have targeted personnel affiliated with other UC campuses in Berkeley, San Francisco, Santa Barbara and Santa Cruz.

The 10-campus University of California system has sponsored legislation by state Assemblyman Gene Mullin that would enhance the ability of law enforcement to protect from harassment those engaged in research involving laboratory animals. The legislation, known as the California Animal Enterprise Protection Act (AB 2296), is being considered by the Legislature.

UCLA is cooperating with the FBI and the Los Angeles Joint Terrorism Task Force in criminal investigations of the attempted firebombings and other activities directed at UCLA personnel. UCLA and various law enforcement units are offering a combined \$170,000 reward for information leading to the arrest and conviction of those responsible for the attempted firebombings. Persons with information are encouraged to contact the FBI at (310) 477-6565.

In 1989, UCLA filed suit against different animal research opponents and received a permanent injunction after extremists held unruly demonstrations outside the homes of researchers.

Representing UCLA and the University of California Regents — who oversee all UC campuses and are the plaintiff of record — are John C. Hueston and Wendy A. Sugg of the law firm Irell & Manella.

The original complaint filed by UCLA on Feb. 21, 2008, is available at:  
[www.newsroom.ucla.edu/portal/ucla/document/Regents\\_Complaint.PDF](http://www.newsroom.ucla.edu/portal/ucla/document/Regents_Complaint.PDF).

The temporary restraining order, originally signed on Feb. 22, 2008, was amended on Feb. 25, 2008. It is available at: [www.newsroom.ucla.edu/portal/ucla/document/Signed\\_TRO.pdf](http://www.newsroom.ucla.edu/portal/ucla/document/Signed_TRO.pdf).

The text of the California Animal Enterprise Protection Act (AB 2296) is available at:  
[www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2251-2300/ab\\_2296\\_bill\\_20080401\\_amended\\_asm\\_v98.pdf](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2251-2300/ab_2296_bill_20080401_amended_asm_v98.pdf)