

AFFIDAVIT OF MS. BETTY SMITH

I, Ms. Betty Smith, affirm that the following facts and proceedings are a true and accurate account of the events:

1. I am over the age of eighteen and have personal knowledge of the matters set forth below and am competent to testify concerning the same.

2. I reside in and am a citizen of Arizona.

3. I volunteer with Greyhound Rescue Ranch of Arizona ("GRR").

4. "Local Animal Shelter" has a history of informing representatives of GRR when a greyhound is received at the shelter and of holding the greyhound at their facility until such representative is able to retrieve the greyhound for subsequent adoption through GRR. My phone number has been provided to "Local Animal Shelter" for emergency contact in such cases.

5. On June 18, 2008, at approximately 8:00 pm, I received a phone call from Ms. Jane Doe regarding a greyhound currently being held at "Local Animal Shelter." Ms. Doe is an employee of "Local Animal Shelter."

6. During my conversation with Ms. Doe, I was informed that a greyhound, by the name of Speedy, was brought to "Local Animal Shelter." Speedy had tripped during his last race and sustained a broken hock.

7. Ms. Doe and I agreed that Speedy would be relinquished to my custody when the "Local Animal Shelter" opened the following morning, June 19, 2008, at 8 am.

8. On June 19, 2008, I arrived at "Local Animal Shelter" at 8:10 am to retrieve Speedy. I was informed by an unidentified staff member that Speedy had been euthanized that morning. I was informed that, because he had a broken hock, he was deemed "not adoptable."

9. Upon being informed that Speedy had been euthanized, I asked to speak to the daytime manager, Mr. John Smith. Mr. Smith came to the reception area and I informed him of what had happened. Mr. Smith stated that he did

know that GRR had been informed that "Local Animal Shelter" had an injured greyhound or that Ms. Doe and I had agreed that I would pick up Speedy that morning on GRR's behalf. Mr. Smith stated that he had not spoken to Ms. Doe or received any messages from her.

10. When asked about "Local Animal Shelter's" history of turning greyhounds, injured or otherwise, over to GRR, Mr. Smith stated that the practice was only an informal policy and that staff members did not have to abide by it. When he had arrived earlier that morning, he had made the decision that Speedy was not adoptable because of his injury and scheduled Speedy to be euthanized. Mr. Smith acknowledged to me that he knew that GRR had a history of accepting injured greyhounds from "Local Animal Shelter" when GRR was able to, but that "Local Animal Shelter" had needed the kennel space and did not want to wait until my arrival at 8:10 am for the space to open.

DATED this 30th day of June, 2008.

Betty Smith

BETTY SMITH

SUBSCRIBED AND SWORN to before me, a notary public, this 30th day of June, 2008, by Ms. Betty Smith.

(seal)

(signature)

Notary Public

My commission expires: (date)