

Stanford Law School

NON HUMAN ANIMALS AND THE LAW: A BIBLIOGRAPHY OF ANIMAL LAW RESOURCES AT THE STANFORD LAW LIBRARY

by

Rita K. Lomio and J. Paul Lomio

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NON HUMAN ANIMALS AND THE LAW: A BIBLIOGRAPHY OF ANIMAL LAW RESOURCES AT THE STANFORD LAW LIBRARY

- I. Books
- II. Reports
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- V. Sound Recordings and Films
- VI. Web Resources

I. Books

RESEARCH GUIDES AND BIBLIOGRAPHIES

Hoffman, Piper, and the Harvard Student Animal Legal Defense Fund

The Guide to Animal Law Resources

Hollis, New Hampshire: Puritan Press, 1999

Reference KF 3841 G85

“As law students, we have found that although more resources are available and more people are involved that the case just a few years ago, locating the resource or the person we need in a particular situation remains difficult. The Guide to Animal Law Resources represents our attempt to collect in one place some of the resources a legal professional, law professor or law student might want and have a hard time finding.” Guide includes citations to organizations and internships, animal law court cases, a bibliography, law schools where animal law courses are taught, Internet resources, conferences and lawyers devoted to the cause.

The International Institute for Animal Law

A Bibliography of Animal Law Resources

Chicago, Illinois: The International Institute for Animal Law, 2001

KF 3841 A1 B53

Kistler, John M.

Animal Rights: A Subject Guide, Bibliography, and Internet Companion

Westport, Connecticut: Greenwood Press, 2000

HV 4708 K57

Bibliography divided into six subject areas: Animal Rights: General Works, Animal Natures, Fatal Uses of Animals, Nonfatal Uses of Animals, Animal Populations, and Animal Speculations. Annotated.

BOOKS

Ascione, Frank R. and Phil Arkow, eds.

Child Abuse, Domestic Violence and Animal Abuse: Linking the Circles of Compassion for Prevention and Intervention

West Lafayette, Indiana: Purdue University Press, 1999

HV 4712 C32

Bekoff, Marc, ed.
Encyclopedia of Animal Rights and Animal Welfare
Westport, Connecticut: Greenwood Press, 1998
HV 4708 E53

Best, Steven and Anthony J. Nocella II
Terrorists or Freedom Fighters: Reflections on the Liberation of Animals
New York: Lantern Books, 2004
HV 4930 T47

Cavalieri, Paola
The Animal Question: Why Nonhuman Animals Deserve Human Rights
New York: Oxford University Press, 2001
HV 4708 C4313

Chapters

The Cultural Premises; The Problem of Moral Status, The Traditional Accounts; Speciesism;
Welfare and the Value of Life; A Minimal Normative Proposal

Cavalieri, Paola, and Peter Singer, eds.
The Great Ape Project: Equality Beyond Humanity
New York: St. Martin's Press, 1994
HV 4711 G73

Contents

Preface

A Declaration on Great Apes

Encounters with Free-living Apes

Chimpanzees—Bridging the Gap by Jane Goodall

Meeting a Gorilla by Douglas Adams and Mark Carwardine

Chimpanzees Are Always New to Me by Toshisada Nishida

Conversations with Apes

Chimpanzees' Use of Sign Language by Roger S. Fouts and Deborah H. Fouts

Language and the Orangutan: The Old 'Person' of the Forest by H. Lyn White

Miels

The Case for the Personhood of Gorillas by Francine Patterson and Wendy

Gordon

Similarity and Difference

Gaps in the Mind by Richard Dawkins

The Third Chimpanzee by Jared Diamond

Common Sense, Cognitive Ethnology and Evolution by Marc Bekoff

What's in a Classification by R.I.M. Dumbar

Apes and the Idea of Kindred by Stephen R.L. Clark

Ambiguous Apes by Raymond Corbey

Spirits Dressed in Furs by Adriaan Kortlandt

Ethics

Apes, Humans, Aliens, Vampires and Robots by Colin McGinn

What Darwinians Should Support Equal Treatment for Other Apes by James

Rachels

Profoundly Intellectually Disabled Humans and the Great Apes; A Comparison

by Christoph Anstotz
Who's Like Us by Heta Hayry and Matti Hayry
A Basis for (Interspecies) Equality by Ingmar Persson
Ill-gotten Gains by Tom Regan
The Ascent of Apes—Broadening the Moral Community by Bernard E. Rollin
Sentientism by Richard D. Ryder
Great Apes and the Human Resistance to Equality by Dale Jamieson
Apes as Persons
The Wahokies by Harlan B. Miller
Humans, Nonhumans and Personhood by Robert W. Mitchell
Personhood, Property and Legal Competence by Gary L. Francione
Great Apes as Anthropological Subjects—Deconstructing Anthropocentrism by
Barbara Noske
Aping Persons—Pro and Con by Steve F. Sapontzis
Reality
Items of Property by David Cantor
The Chimp Farm by Betsy Swart
They Are Us by Geza Teleki
Epilogue
The Great Ape Project—and Beyond by Paola Cavalieri and Peter Singer

Cohen, Carl and Tom Regan
The Animal Rights Debate
Lanham, Maryland: Rowman & Littlefield Publishers, Inc., 2001
HV 4711 C63

Book is divided into four sections: (1) In Defense of the Use of Animals, by Carl Cohen, (2) The Case for Animal Rights, by Tom Regan, (3) Reply to Tom Regan, by Carl Cohen, and (4) Reply to Carl Cohen, by Tom Regan.

Datta, Ann; edited by Paul Foster
Animals and the Law: A Review of Animals and the State
Chichester: Chichester Institute of Higher Education, 1998
KD3424.Z9 D38

Contents

What the Law Said

Animals and the State, A Review of English Law before 1870, by Ann Datta

What Literature Says

From an Animal Campaigner by Alexandra Bastedo

From a Sportsman by Susannah Foreman

Attitudes Today

Them and Us? by Dean Casperson

The RSPCA 1824-1996 by Richard D. Ryder

Farm Animals: The Law's Contradictions by Peter Stevenson

Managing a Nature Reserve by Richard Williamson

The Animals (Scientific Procedures) Act, 1986, by Brian Robinson

The Law Now

Animal Laws in England 1870-1997, by Ann Datta

Appendix

A Note on Animal Dispatch

Afterword

Andrew Linzey

Fadali, Moneim A.
Animal Experimentation: A Harvest of Shame
Los Angeles, California: Hidden Springs Press, 1996
HV4915 F33

Favre, David S.
Animals: Welfare, Interests, and Rights
East Lansing, Michigan: Animal Legal & Historical Center, 2003
KF 3841 F38

Favre, David and Peter L. Borchelt
Animal Law and Dog Behavior
Tucson, AZ: Lawyers & Judges Publishing Co., 1999
KF 390.5 D6 F38

Contents

Ownership of Animals
Harm Caused by Animals
State and Local Government – Animal Regulation
Veterinarian Malpractice
The Development of Anti-Cruelty Laws During the 1800s
Animal Behavior and the Law, An Introduction by Peter L. Borchelt
The Ethology and Epidemiology of Canine Aggression by Randall Lockwood
Dog Bites – Basic Behavioral Principles and Misunderstanding Words by Peter Borchelt
Attacks by Packs of Dogs Involving Predation on Human Beings by Peter Borchelt, Randall Lockwood, Alan M. Beck, and Victoria L. Voith
Evaluation of Fatal Dog Bites: The View of the Medical Examiner and Animal Behaviorist – A Case Report by James R. Lauridson and Laurence Myers
Guidelines for Behavioral Discovery in Dog-Related Injury Cases
Issues About Animal Behavior Related to Dog Bite Statutes by Richard H. Polsky
Practical Issues to Consider in the Investigation and Evaluation of Fatal or Serious Dog Attacks by Peter Borchelt

Favre, David S. and Murray Loring
Animal Law
Westport, Connecticut: Quorum Books, 1983
KF390.5 A5 F38

Fershtman, Julie I.
Equine Law & Horse Sense
Franklin, Michigan: Horses & The Law Publishing, 1996
KF390.5 H6 F47

“A collection of articles on the topic of equine law by one of the country’s best known lawyers practicing in equine law mixed with a healthy portion of everyday ‘horse sense.’”

Francione, Gary L.
Animals, Property, and the Law
Philadelphia: Temple University Press, 1995
KF 3841 F73

Foreword by William M. Kunstler, Esq.

Book is divided into three parts

Part I, the Status of Animals as Property;
Part II, A General Application of the Theory: Anticruelty Statutes; and
Part III, A Specific Application of the Theory: The Regulation of Animal
Experimentation.
In addition, there is an Epilogue, An Alternative to Legal Welfarism?

Book Reviews have appeared in

Ethics v107 p395 (51-250 words) Jan '97
Harvard Law Review v110 p559+ (51-250 words) Dec '96
Book World v25 p7 (501+ words) Oct 1 '95
Review by Steven M. Wise in The Federal Lawyer, vol. 43, no. 8, pgs. 41-
46, Sept., 1996 with response by Gary L. Francione in The Federal Lawyer, vol.
43 no. 8, pgs. 42-43, Sept., 1996
Gary L. Francione, A Response to Adam Roberts (response to book
review in Houston Journal of International Law, vol. 19, no.1, pgs 317-324, Fall,
1996

Francione, Gary L.
Introduction to Animal Rights
Philadelphia: Temple University Press, 2000
HV 4764 F74

Chapters

The Diagnosis: Our Moral Schizophrenia about Animals; Vivisection: A Trickier Question; The Cause of Our Moral Schizophrenia: Animals as Property; The Cure for Our Moral Schizophrenia: The Principle of Equal Consideration; Robots, Religion, and Rationality; Having Our Cow and Eating Her Too: Bentham's Mistake; Animal Rights: Your Child or the Dog?

Francione, Gary L.
Rain without Thunder: The Ideology of the Animal Rights Movement
Philadelphia: Temple University Press, 1996
HV 4764 F73

"In the past decade, a number of progressive social movements have become increasingly moderate and even reactionary in their attempts to become more 'mainstream.' Francione's book brilliantly analyzes this phenomenon in a particular context—the animal rights movement... [His] analysis is an articulate and insightful warning not only for those interested in animal rights but for those interested in understanding the current paralysis of other movements for social justice. This is an important book." Drucilla Cornell, Professor of Women's Studies and Law, Rutgers University.

Contents

Introduction: Animal Rights and Animal Welfare; Animal Rights: The Rejection of Instrumentation; The New Welfarists; The Philosophical and Historical Origins of New

Welfarism: The “Animal Confusion” Movement; Theory: Is Animal Rights a “Utopian” Theory?; Rights Theory: An Incremental Approach; Conclusion; Postscript: Marching Backwards.

Francione, Gary L. and Anna E. Charlton
Vivisection and Dissection in the Classroom: A Guide to Conscientious Objection
Jenkintown, Pennsylvania: The American Anti-Vivisection Society, 1992
KF 3843 F73

Waisman, Sonia S., Bruce A. Wagman, and Pamela D. Frasch
Animal Law: Cases and Materials
Durham, North Carolina: Carolina Academic Press, 2002 (2nd ed.)
KF 390.5 A5 A85

Note: This book is on course reserve for Animal Law, Fall 2005.

Frasch, Pamela D., Sonia S. Waisman, Bruce A. Wagman, and Scott Beckstead
Animal Law: Cases and Materials
Durham, North Carolina: Carolina Academic Press, 2000 (1st ed.)
KF 390.5 A5 A85

Animal Law casebook divided into chapters on Property Law, Contract Law, Tort Law, Constitutional Law, Selected Federal and State Civil Statutes, Criminal Law, and Wills and Trusts.

Gandhi, Meneka, Ozair Husain and Raj Panjwani
Animal Laws of India
Delhi: University Law Publishing, 1996
KNS1517 .A28

“The law, effectively harnessed, can become the most potent weapon in the fight against animal abuse and exploitation. Interpreted with courage and compassion, it can extend the maximum protection to living beings that cannot speak or fight for themselves.

“Animals are an integral part of the Indian economy and ecology. In their protection lies our own survival. Yet Animal Law has remained a largely neglected arena with few people even aware of the existence of codes that govern our use of animals. As a result, animals in our country have suffered enormous violence victimization.

“To bring about the ethical treatment of animals it is necessary to make Animal Law both familiar and accessible. The book is a first step in that direction. It is a comprehensive compilation of the law as it applies to draught, domestic, wild, experimental, meat, performing, and even pet animals. It is designed to provide the layperson with a fundamental understanding and working knowledge of these laws as well as equip the expert with a clear, concise, easily referred-to resource. It is a practical handbook that shows you what you can do when you see an overloaded bullock cart, a performing monkey or ivory on sale. Its purpose is to empower the citizens of India to use the strength of the law to protect animals against human greed and cruelty. It is a must-have manual for all those who wish to sustain informed campaigns in defense of these voiceless victims.”

Grandin, Temple and Catherine Johnson
Animals in Translation (on order)

Guither, Harold D.

Animal Rights: History and Scope of a Radical Social Movement

Carbondale, ILL: Southern Illinois University Press, 1998

HV4708 G85

Contents

Chapters

The Evolution of Animal Welfare and Animal Rights; A Changing Philosophy for Human and Animal Relationships; Animal Welfare in Europe; Reformists and Abolitionists: Organizations and Their Leaders; A Profile of Animal Rights Activists by Wesley Jamison; The Debate over Animals in Research, Testing and Teaching; Intensive Animal Production: Efficient, Low-Cost Food or a Violation of Animal's Rights; Expanding the Crusade for Animal Rights; Vegetarianism and Animal Rights; The Professions: Conflicts and Controversies; The Emerging Counterforce: Animal Interest Groups, Scientists, and Consumers React; Animal Protection in Congress; Freedom of Expression Out of Control; Seeking Legal Rights for Animals; Financing Animal Rights and Animal Welfare Activities; Resolving Conflict: Hopes or Dreams.

Appendixes

Who's Who in Animal Rights and Animal Welfare in the United States; Animal Bill of Rights; Chronology of the Silver Spring Monkeys; Successful National Legislation for Animal Welfare; Direct Actions by US Animal Rights Activists; The Bobby Berosini Orangutans Case.

Tables

Composite Activist Profile; US Meat Consumption Per Capita, 1970-1996; Revenues, Fund Balances, and Assets of Major Animal Rights/Welfare Organizations; Public Support Received by Selected Organizations in Relation to Total Revenues; Bequests of Selected Animal Rights and Welfare Organizations.

Also includes detailed bibliography and index

Jasper, James M. and Dorothy Nelkin

The Animal Rights Crusade: The Growth of a Moral Protest

New York: The Free Press, 1992

HV 4764 J37

Jasper, Margaret C.

Animal Rights Law

Dobbs Ferry, N.Y.: Oceana Publications, 2002 (2nd ed.)

KF 3841 Z9 J37

Part of the Oceana Legal Almanac Series: Law for the Layperson.

Contents

Chapters

The Animal Rights Movement; Animal Anti-Cruelty Legislation; Marine Mammals; Livestock and the Meatpacking Industry; Animal Experimentation; Hunting and Wildlife Management; Sports and Entertainment; Endangered Species; Companion Animals, Animal Sacrifice

Appendices

National Animal Rights Organizations; State Animal Anti-Cruelty Statutes; Federal Animal Welfare Act; Complaint – *Kissinger v. Board of Trustees of Ohio State University College of Veterinary Medicine*; State Hunter Harassment Statutes; Sample Hunter Harassment Statute – State of Massachusetts; Wild and Free-Roaming Horses and Burros Act; Endangered Species – Categorized by State; The Endangered Species Act; USFWS Endangered Species Program Offices.

Jasper, Margaret C.
Animal Rights Law
Dobbs Ferry, N.Y.: Oceana Publications, 1997 (1st ed.)
KF 3841 Z9 J37

Kistler, John M.
People Promoting and People Opposing Animal Rights: In Their Own Words
Westport, Connecticut: Greenwood Press, 2002
HV 4708 P46

From the Introduction: "The purpose of this book is to bring together representatives from many sides of the animal-rights debate, so that students and researchers can see a variety of personalities and points of view in a single printed volume. Dozens of polemical writings are produced each year on animal-rights issues, in journals and in books, presenting their arguments persuasively for one opinion or another. Unfortunately, very few publications have attempted to provide personal perspectives from these activists. This is the first work of its kind, based on collecting interviews with identical questions asked of all participants, so that their responses may be compared and contrasted."

Participants

Carol J. Adams, Ron Arnold, David Barbarash, Don Barnes, Gene Bauston, Marc Bekoff, Brian Bishop, Robert Cohen, Priscilla Cohn, Karen Coyne, Diana Dawne, Ryan DeMares, Sherrill Durbin, Michael Fox, Milton Freeman, Margery Glickman, Kimber Gorall, Alan Herscovici, Alex Hershaf, J.R. Hyland, Roberta Kalechofsky, Crystal Kendell, Deanna Krantz, Finn Lynge, Kathleen Marquardt, Pat Miller, Laura Moretti, Ingrid Newkirk, Ava Park, Teresa Platt, Susan Roghair, Anthony L. Rose, Andrew Rowan, Jerry Schill, Cindy Schonholtz, Mary Zeiss Strange, Patti Strand, Michael Tobias, Frankie L. Trull, William L. Wade, Ed Walsh, Ben White

Questions Asked

- Q1: Could you tell us a little bit about yourself? Who are you? Where and when were you born?
What do you enjoy?
- Q2: How did you become involved in animal rights issues? Was it a single event, or a gradual process that started you down the path toward activism?
- Q3: What are one or two issues that you spend the most time on? Why do you care so much about this (or these) issues? Why should other people also care about this?
- Q4: What are your short-term and long-term strategies for achieving your goals? What do you do exactly, on a regular basis, toward these goals? Write? Research? Education? Protest?
- Q5: What is your ultimate goal on this issue? When could you say, "we have succeeded"?
- Q6: Do you work closely with any formal groups or organizations? Which one(s)?
- Q7: What groups or types of people do you consider to be "the opposition"?
- Q8: Whom do you admire the most, or who inspires you? Name one or two, modern or ancient heroes you have?
- Q9: Is religion or spirituality a part of your life? Does this religion (or lack of it) help, motivate, or hinder your work?
- Q10: Would you describe a very funny or very strange experience that you have had in your work as an activist?
- Q11: What advice would you give to a person just starting into animal rights (or opposing-animal-rights) activism? What important lessons have you learned; or mistakes you made, that others might learn from?
- Q12: Do you have anything to add to these questions that might be helpful to readers?

Leavitt, Emily Stewart

Animals and Their Legal Rights: A Survey of American Laws from 1641 to 1990

Animal Welfare Institute, 1990 (4th ed.)

KF 3841 L4

Updated and revised. Expanded appendix.

New chapters

Animals and Airlines by Fay Brisk

Birds by Greta Nilsson

The Law and the Non-Human Primate Trade by Shirley McGreal

International Animal Protection by Christine Stevens

Leavitt, Emily Stewart

Animals and Their Legal Rights: A Survey of American Laws from 1641 to 1970

Animal Welfare Institute, 1970 (2nd ed.)

KF 3841 L4

Leavitt, Emily Stewart

Animals and Their Legal Rights: A Survey of American Laws from 1641 to 1968

Animal Welfare Institute, 1968 (1st ed.)

KF 3841 L4

Contents

Chapters

The Evolution of Anti-Cruelty Laws in the United States by Emily Stewart Leavitt

First Federal Law to Prevent Cruelty to Animals by The Animal Health Division, Agricultural Research Service, United States Department of Agriculture

Humane Slaughter Laws by Emily Stewart Leavitt

Laboratory Animal Welfare by Christine Stevens

Cruelty on the High Seas, Importation of Wild Animals and Birds by Frederick A. Ulmer, Jr.

Dogs by Lewis Sharpley

Cats by Emily Stewart Leavitt

Horses by Pearl Twyne

Laws Regulating the Sale of Small Animals and Birds by Christine Stevens

Fighting and Baiting by Christine Stevens

Trapping by Christine Stevens

Human Education in the Public Schools by Emily Stewart Leavitt

Organizations for the Protection of Animals, and Law Enforcement Agencies by Emily Stewart Leavitt

Marine Mammals by Christine Stevens

Appendix

State Laws Regulating Transportation of Livestock; Federal Humane Slaughter Act; Foreign Anti-Cruelty Laws and Humane Slaughter Laws, Foreign Laboratory Animal Welfare Laws; British Cruelty to Animals Act, 1876; French Decree Regulating Experiments on Animals, 1968; Michigan Law Licensing Animal Dealers; Laws on Dog Stealing; Hit and Run Drivers; Keeping Live Birds to be Shot At; Easter Chick Laws, Ordinances; Massachusetts SPCA Rules Governing Horse and Ox Pulling Contests; Animal Health Division, U.S. Department of Agriculture, Field Stations and Veterinarians in Charge; State Law Libraries; Annotated Statutes of the States; Schweitzer Medallists; Bibliography; Some Publications of the Animal Welfare Institute

O'Brien, David

Animal Sacrifice and Religious Freedom

Lawrence, Kansas: University Press of Kansas, 2004

KF 228 C498 O25

From the Editors' Preface: "*Animal Sacrifice and Religious Freedom* is a riveting account of a freedom of worship case [*Church of the Lukumi Babalu Aye v. City of Hialeah*] with more twists and turns, bizarre subplots, and eccentric characters than a classic whodunit. The outline of the story seems clear enough. Ernesto Pichardo, a Cuban immigrant in the 1960s and a self-styled priest of Santeria, sets up a new church in Florida. The sect is an old one, fusing Afro-Cuban ancestor worship, African rituals, and Roman Catholic saints, but Pichardo's version of it emphasizes its African religious roots and universal truths. Central to these are ritual sacrifices of animals to propitiate the *orishas*, African ancestral deities. But Pichardo is not of African ancestry, and from its inception his church faces criticism from other adherents of Santeria, the Cuban community, and animal rights advocates."

Regan, Tom

Defending Animal Rights

Chicago, Illinois: University of Illinois Press, 2001

HV 4711 R366

Regan, Tom

Empty Cages: Facing the Challenge of Animal Rights

Lanham, Maryland: Rowman & Littlefield Publishers, Inc., 2004

HV 4764 R44

Regan, Tom

The Struggle for Animal Rights

Clarks Summit, PA: International Society of Animal Rights, Inc., 1987

HV 4764 R45

Includes an Introduction by Colman McCarthy.

Sherry, Clifford J.

Animal Rights: A Reference Handbook

Santa Barbara, CA: ABC-CLIO, 1994

HV 4764 S5

Contains a good overview of federal legislation, including the Cats and Dogs Act of 1966, Animal Welfare Act of 1970, Broad Sunset Act of 1984, Food Security Act of 1985, Animal Enterprise Protection Act of 1992, Humane Slaughter Act of 1958, Humane Methods of Slaughter Act of 1978, Endangered Species Act of 1973 and others.

Silverstein, Helena

Unleashing Rights: Law, Meaning, and the Animal Rights Movement

Ann Arbor, Michigan: The University of Michigan Press, 1996

HV 4708 S555

“This book examines the relationship between law, social movement activism, and social change by focusing on the animal rights movement’s efforts to advance social reform through the deployment of legal language and practices. Silverstein looks at how prevailing understandings of rights language have shaped the attempt to put forth the idea that animals have rights, and how this attempt, in turn, offers the opportunity to reconsider the meaning of rights. She also analyzes how litigation has influenced the movement’s activities and opportunities for success. She concludes that despite their many constraints, both rights talk and litigation are powerful resources for those who seek change, especially when used by strategically minded activists.” *Law and Security Inquiry*, Fall, 1996, BOOK NOTES.

Silverstein, Helena

Unleashing Rights: Law and the Politics of the Animal Rights Movement

Ann Arbor, Michigan: U.M.I. Dissertation Services, 1992

HV 4708 S554

Singer, Peter, Editor

In Defense of Animals: The Second Wave

Malden, MA: Blackwell Publishers, 2006

Contents include:

Contents

Notes on Contributors

Introduction

Peter Singer

Part I The Ideas

1 Utilitarianism and Animals

Gaverick Matheny

2 The Scientific Basis for Assessing Suffering in Animals

Marian Stamp Dawkins

3 On the Question of Personhood beyond Homo sapiens

David DeGrazia

4 The Animal Debate: A Reexamination

Paola Cavalieri

5 Religion and Animals

Paul Waldau

Part II The Problems

6 Speciesism in the Laboratory

Richard D. Ryder

7 Brave New Farm?

Jim Mason and Mary Finelli

8 Outlawed in Europe

Clare Druce and Philip Lymbery

9 Against Zoos

Dale Jamieson

10 To Eat the Laughing Animal

Dale Peterson

Part III Activists and Their Strategies

11 How Austria Achieved a Historic Breakthrough for Animals

Martin Balluch

12 Butchers' Knives into Pruning Hooks: Civil Disobedience for Animals

Pelle Strindlund

13 Opening Cages, Opening Eyes: An Investigation and Open Rescue at an
Egg Factory Farm
Miyun Park
14 Living and Working in Defense of Animals
Matt Ball
15 Effective Advocacy: Stealing From the Corporate Playbook
Bruce Friedrich
16 Moving the Media: From Foes, or Indifferent Strangers, to Friends
Karen Dawn
17 The CEO as Animal Activist: John Mackey and Whole Foods
John Mackey, Karen Dawn, and Lauren Ornelas
18 Ten Points for Activists
Henry Spira and Peter Singer
A Final Word
Peter Singer
Further Reading: Books and Organization Websites
Index

HV 4711 I6

Singer, Peter

Animal Liberation

New York: New York Review of Books, dist. By Random House, 1990 (2nd ed.)

HV 4708 S56

Singer, Peter

Ethics into Action: Henry Spira and the Animal Rights Movement

Lanham, MD: Rowman & Littlefield, 1998

HV 4764 S69 S55

Soave, Orland

Animals, the Law and Veterinary Medicine: A Guide to Veterinary Law

Lanham, Maryland: Austin & Winfield, Publishers, 2000 (4th ed.)

KF 3835 S67

Soave, Orland

Animals, the Law and Veterinary Medicine: A Guide to Veterinary Law

San Francisco: Austin & Winfield, 1997

KF 3835 S67

“A concise presentation of the law as applied to animals in veterinary medicine. An easy reference for veterinarians, attorneys, animal welfarists, animal technicians, Zoo administrators and others interested in animals.”

Sperling, Susan

Animal Liberators: Research and Morality

Berkeley, California: University of California Press, 1988

HV 4764 S68

Sunstein, Cass and Martha Nussbaum, eds.
Animal Rights: Current Debates and New Directions
New York: Oxford University Press, 2004
HV 4708 A56

Tester, Keith
Animals and Society: The Humanity of Animal Rights
New York: Routledge, 1991
HV 4705 T47

This book “uses a variety of historical sources and a coherent social theory to tell the story of the invention of animal rights. It moves from incidents like the medieval execution of pigs to a discussion of the politics and strategies of modern animal rights organizations. The book also presents radical interpretations of nineteenth-century animal welfare laws, and the accounts of the Noble Savage. The insights generated by social science are always at the core of the discussion and the author draws on the work of Michael Foucault, Norbert Elias and Claude Levi-Strauss and Mary Douglas.”

Varner, Gary E.
In Nature's Interests? Interests, Animal Rights, and Environmental Ethics
New York: Oxford University Press, 1998
GE 42 V38

From the book jacket: “This thought-provoking book is a carefully argued response to what author Gary Varner [Associate Professor of Philosophy at Texas A&M University] characterizes as ‘two dogmas of environmentalism’: the assumptions that animal rights philosophies and anthropocentric views are each antithetical to sound environmental policy. Beginning from the view that all and only entities with interests have moral standing, Varner defends a biocentric individualistic stance with affinities to both animal rights and anthropocentric views. He argues that every living organism has interests which ought, other things being equal, to be protected, but that some interests take priority over others. In particular, he defends sentientist principle giving priority to the lives of animals with conscious desires and an anthropocentric principle giving priority to certain very inclusive interests which only humans have. He then shows that these principles are not only consistent with, but provide significant support for, the goals of the environmental agenda. Along the way, Varner surveys problems facing attempts to develop a holistic environmental ethic, provides a careful analysis of the notion of desire and its scope in the animal kingdom, and improves upon available arguments for the claim that nonconscious organisms possess morally significant interests.”

Waisman, Sonia S., et al.
Animal Law
See above, under “Frasch”

Wise, Steven M.
Drawing the Line: Science and the Case for Animal Rights
Cambridge, Massachusetts: Perseus Books, 2002
HV 4708 W57

Wise, Steven M.

Rattling the Cage: Toward Legal Rights for Animals
Cambridge, Massachusetts: Perseus Books, 2000
K3620 W57

Book review

Personhood for Bonzo? Animal Rights Lawyer Argues for Protections for Higher Primates by
Lisa Stansky. ABA JOURNAL, March 2000, p. 94.

See also

Rattling the Cage (VHS), 2000 C-SPAN Archives, XV 644

II. Reports

Human Rights Watch

Abuses Against Workers Taint U.S. Meat and Poultry

January 25, 2005

Available at

<http://www.humanrightswatch.org/english/docs/2005/01/25/usdom10052.htm>

Report details the sweat shop conditions at slaughterhouses, including the frequent physical and emotional injuries caused by the rapid industrial slaughter and dismemberment of animals. It also points out that agribusiness corporations and slaughterhouses are preventing their employees from unionizing.

Juvenile Justice Bulletin

Animal Abuse and Youth Violence

U.S. Department of Justice, Office of Justice Programs, Office of Juvenile Justice and
Delinquency Prevention

September 2001

HV 4708 A83

CRS Report for Congress

Brief Summaries of Federal Animal Protection Statutes

Henry Cohen, Legislative Attorney, American Law Division

November 30, 1998

KF 3841 A373

American Bar Association

Animal Law Report

Young Lawyers Division, Animal Protection Committee

Winter 1984-85 through Spring 1995

KF 3841 A15 A55

III. Law Review Articles

ARTICLES FROM ANIMAL LAW

Although its contents are itemized below (with a few abstracts from the journal), an excellent place to begin research on animal law issues is by perusing the individual issues of the journal *Animal Law*, “the nation’s first law journal devoted exclusively to animal-related issues.” *Animal Law* is published by the students of Northwestern School of Law of Lewis & Clark College in response to the need for legal scholarship concerning animal issues. Its inaugural issue came out in 1995. For more information, contact:

Animal Law
10015 S.W. Terwilliger Blvd.
Portland, Oregon 97219
503-768-6798
alj@lclark.edu
www.lclark.edu/~alj

Its location in the law library is in the basement, call letter K 1 N46

Katz, Richard J., Michael C. Blumm, and Holly Anne Gibbons
Origins of Animal Law: Three Perspectives
ANIMAL LAW, v. 10, p. 1-10 (2004)

Regan, Tom
The Day May Come: Legal Rights for Animals
ANIMAL LAW, v. 10, p. 11-24 (2004)

Dillard, Carter
False Advertising, Animals, and Ethical Consumption
ANIMAL LAW, v. 10, p. 25-62 (2004)

Duckler, Geordie
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Breed Specific Legislation: Unfair Prejudice and Ineffective Policy
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Perry, Nancy V.
Ten Years of Animal Law at Lewis & Clark Law School
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Chambers, Steve Ann, Dominique Castro, and Karla Wejberg, moderators
The Evolving Legal Status of Chimpanzees
ANIMAL LAW, v. 9, p. 1-96 (2003)

Introduction: "On September 30, 2002, Harvard Law School hosted a legal symposium sponsored by the Chimpanzee Collaboratory's Legal Committee. The symposium featured speakers with expertise on chimpanzees, as well as legal scholars and lawyers who discussed the possibility of obtaining legal rights for chimpanzees and other great apes. This symposium sought to advance the argument that chimpanzees are entitled to some degree of legal status, and the speakers presented a range of views about how far such legal rights should extend. These remarks reflect the connection between the growing scientific understanding of chimpanzees and the advances in related legal doctrines."

Girgen, Jen
The Historical and Contemporary Prosecution and Punishment of Animals
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Restricting the Use of Animal Traps in the United States: An Overview of Laws and Strategy
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Keturakis, Emilie
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Sunstein, Cass R.
Enforcing Existing Rights
ANIMAL LAW, v. 8, p. i-vii (2002)

Hoffman, Jane E. and David J. Wolfson, moderators
The Legal Status of Nonhuman Animals
ANIMAL LAW, v. 8, p. 1-76 (2002)

Introduction: "On September 25, 1999, a distinguished group of legal scholars met in New York City at the 5th Annual Conference on Animals and the Law, hosted by the Committee on Legal Issues Pertaining to Animals of the Association of the Bar of the City of New York, to discuss how the law classifies nonhuman animals and whether the current legal framework is in accord with scientific understanding, public attitudes, and fundamental principles of justice."

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Political Ideology and the Legal Status of Animals
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Striwing, Helena
Animal Law and Animal Rights on the Move in Sweden
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Stevenson, Peter
The World Trade Organisation Rules: A Legal Analysis of Their Adverse Impact on Animal Welfare
ANIMAL LAW, v. 8, p. 107-142 (2002)

Bartlett, Steven J.
Roots of Human Resistance to Animal Rights: Psychological and Conceptual Blocks
ANIMAL LAW, v. 8, p. 143-176 (2002)

Tresl, Jacqueline
Shoot First, Talk Later: Blowing Holes in Freedom of Speech
ANIMAL LAW, v. 8, p. 177-198 (2002)

Ms. Tresl examines the constitutionality of hunter harassment laws.

Duckler, Geordie
The Economic Value of Companion Animals: A Legal and Anthropological Argument for Special Valuation
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Ireland, Laura J.
Canning Canned Hunts: Using State and Federal Legislation to Eliminate the Unethical Practice of Canned "Hunting"
ANIMAL LAW, v. 8, p. 223-242 (2002)

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Ten Lessons Our Constitutional Experience Can Teach Us About the Puzzle of Animal Rights: The Work of Steven M. Wise
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A Step at a Time: New Zealand's Progress Toward Hominid Rights
ANIMAL LAW, v. 7, p. 35-44 (2001)

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Recovery of "Non-Economic Damages" for Wrongful Killing or Injury of Companion Animals: A Judicial and Legislative Trend
ANIMAL LAW, v. 7, p. 45-74 (2001)

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Will the Heavens Fall? De-Radicalizing the Precedent-Breaking Decision
ANIMAL LAW, v. 7, p. 75-118 (2001)

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Legal Trade in African Elephant Ivory: Buy Ivory to Save the Elephant?
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"Cruelty to Police Dog" Laws Update
ANIMAL LAW, v. 7, p. 141-144 (2001)

Finigan, Alicia
2000 Legislative Review
ANIMAL LAW, v. 7, p. 145-174 (2001)

Jackson, Erin N.

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ANIMAL LAW, v. 7, p. 175-220 (2001)

Davis, Bill

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Furse, Elizabeth

Wildlife – Our Most Valuable Public Resource

ANIMAL LAW, v. 6, p. i-iv (2000)

Sauder, Joseph

Enacting and Enforcing Felony Animal Cruelty Laws to Prevent Violence Against Humans

ANIMAL LAW, v. 6, p. 1-22 (2000)

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ANIMAL LAW, v. 6, p. 23-76 (2000)

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ANIMAL LAW, v. 6, p. 129-150 (2000)

Lake, Aaron

1999 Legislative Review

ANIMAL LAW, v. 6, p. 151-78 (2000)

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ANIMAL LAW, v. 6, p. 193-202 (2000)

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ANIMAL LAW, v. 6, p. 203-232 (2000)

Albrecht, Michelle K.

Genetic Engineering of Domestic Animals: Human Prerogative or Animal Cruelty?
ANIMAL LAW, v. 6, p. 233-250 (2000)

Wise, Steven M.

Animal Law – The Casebook
ANIMAL LAW, v. 6, p. 251-8 (2000)

This review discusses the recently published ANIMAL LAW casebook. Mr. Wise discusses its positive impact on the growing field of animal law and argues that it should focus more on animal rights law.

Wolfson, David J.

Steven M. Wise: Rattling the Cage – Toward Legal Rights For Animals
ANIMAL LAW, v. 6, p. 259-70 (2000)

Book review.

Rosenthal, Chandra and Kara Gillon

Don't Fence Me In—Application of the Unlawful Inclosures of Public Lands Act to Benefit Wildlife
ANIMAL LAW, v. 5, p. 1-20 (1999)

Ms. Rosenthal and Ms. Gillon discuss the effect of the Unlawful Inclosures Act on movement of wildlife on public lands. The authors propose that access protections preserved for other wildlife should be extended to the Sonoran pronghorn antelope in the southwestern United States.

Lockwood, Randall

Animal Cruelty and Violence Against Humans: Making the Connection
ANIMAL LAW, v. 5, p. 81-88 (1999)

This essay focuses on the theory relating repeated international abuse of animals to a variety of violent, antisocial behaviors including child abuse, domestic violence, and violent criminal activities. Mr. Lockwood argues that the public became aware of this connection long before most

law enforcement or mental health officials did. He emphasizes that animal abuse should be used as an indicator of violence in the home, and as a warning for future violent acts against people.

Wise, Steven M.

Animal Thing to Animal Person—Thoughts on Time, Place, and Theories

ANIMAL LAW, v. 5, p.61-68 (1999)

Mr. Wise challenges the rule that ‘animals are property’ and argues that animals deserve the legal rights afforded to humans. He offers seven strategic considerations for attorneys who wish to have an impact on animal rights and overcome the Great Legal Wall in the animal law field.

Earnshaw, Gwendelwyn Io

Equity as a Paradigm for Sustainability: Evolving the Process Toward Interspecies

Equity

ANIMAL LAW, v. 5, p. 113-46 (1999)

Ms. Earnshaw discusses the concept of resource sustainability and argues that the only way to reach a truly sustainable system is to embody interspecies equity. She believes that consideration of non-human animals based upon their own inherent self interests is the true test of sustainability. The article explores the negative impacts of suppressing interspecies [equity and] presents examples of how to incorporate the ideals of equity into sustainability theory.

Dylan, Coby

Examining the Viability of Another Lord of Yesterday: Open Range Laws and Livestock Dominance in the Modern West

ANIMAL LAW, v. 5, p. 147-76 (1999)

Mr. Dolan focuses on the recent case of Dr. Patrick Shipsey, an Oregon landowner convicted of shooting cattle that wandered onto his land, to demonstrate the development of open range laws in Oregon and the West. The comment also provides policy alternatives that reflect modern demographic changes and rebalancing of the economic and environmental burdens of ranching practices.

Lake, Aaron

1998 Legislative Review

ANIMAL LAW, v. 5, p.89-112 (1999)

Legislative Review is a new feature summarizing the major state ballot initiative drives over the past year. The 1998 Legislative Review contains an overview of initiatives cockfighting in Arizona and Missouri; trapping in Alaska and California, including: hunting in Minnesota and Ohio; animal farming in California, Colorado, and South Dakota; and wildlife protection in Utah.

Wolfson, David J.

McLibel

ANIMAL LAW, v. 5, p. 21-60 (1999)

Mr. Wolfson discusses the background and holding of the English ‘McLibel’ case in relation to cruel common farming practices, its unique legal context, and the impact of the holding on animal law in general and state anti-cruelty laws in the United states. In addition, he explores the

contradiction that McLibel exposes: the fact that a common farming practice can be found cruel in the view of a reasonable person, yet legal pursuant to an anti-cruelty statute.

Frasch, Pamela D., Stephan K. Otto, Kristen M. Olsen, and Paul A. Ernest

State Animal Anti-Cruelty Statutes: An Overview

ANIMAL LAW, v. 5, p. 69-80 (1999)

These authors introduce the current status of state animal anti-cruelty laws in the United States. This essay is intended to serve as a resource for research and statistical purposes, and as a guide to determine which anti-cruelty statutes need improvement.

Scheiner, Craig Ian

Statutes With Four Legs to Stand On?: An Examination of "Cruelty to Police Dog" Laws

ANIMAL LAW, v. 5, p. 177-225 (1999)

This comment review police dog laws of forty states and one territory of the United States. Mr. Scheiner explores the policy considerations of using police dogs and the laws that protect them. He concludes that police departments have the sole discretion of deployment and therefore are the only ones who can truly protect police dogs.

Lyman, Howard

Free Speech, Animal Law, and Food Activism

ANIMAL LAW, v. 5, p. i-vi (1999)

Mr. Lyman relates his experience with 'Mad Cow Disease,' particularly his appearance as a guest on the segment of *Oprah* that led to the suit by Texas cattlemen against Lyman and Oprah Winfrey. He proposes that free speech should allow all citizens to air their opinions about the safety of food and the treatment of animals in the United States.

Wise, Steven M.

Recovery of Common Law damages for Emotional Distress, Loss of Society, and Loss of Companionship for the Wrongful Death of a Companion Animal.

ANIMAL LAW, v. 4, p.33 (1998)

The author is President, center for the Expansion of Fundamental Rights, Inc. in Boston; Adjunct Professor, Vermont Law School (teaching Animal Rights Law since 1990); Lecturer, Masters Program in Animals and Public Policy, Tufts University School of Veterinary Medicine.

"The 'animals as property' syllogism arbitrarily, irrationally, unfairly, and formalistically limits recovery of noneconomic damages for the wrongful deaths of companion animals. It ignores the fact that the relationship between a human and his companion animal is no more based upon economics than is any other family relationship. It perversely permits the award of damages for an economic loss that a human companion does not suffer and refuses to compensate for the emotional distress and the loss of society and companionship that he actually does suffer. The failure to recognize the reality of the relationship that exists between human companions and companion animals may also lead to a failure to permit damages for the emotional distress that a human companion suffers upon witnessing the circumstances of a companion animal's wrongful death.

"The claims of humans for the emotional distress they suffer after witnessing the wrongful killing of their companion animals and from the emotional distress and loss of companionship they suffer from the loss itself should be evaluated as are any other damages for tortious injury. If human

companions of companion animals are not compensated for the injuries they actually suffer, and no rational, fair, and sufficiently weighty policy considerations can justify this refusal, the overarching principle of full compensation for tortious injury will be undermined by an irrationality and arbitrariness that should not be part of the common law.”

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Bratspies, Rebecca M.

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Coxwell, Will

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Judicial Recognition of the Interests of Animals – A New Tort

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Kreuziger, Colin

The Value of Federalism to Farm Animals

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Seymour, Jullaine

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Sileo, Carmel
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Overcoming the inadequacies of animal cruelty statutes and the property-based view of animals

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Congress' failure to enact animal welfare legislation for the rearing of farm animals: what is truly at stake?

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Verchick, Robert R. M.

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Camm, Tara, and David Bowles

Animal welfare and the Treaty of Rome--a legal analysis of the Protocol on Animal Welfare and welfare standards in the European Union

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THE YALE LAW JOURNAL, v. 110, n. 3, p. 527-41 (2000)

Rosa, Jennifer S.

Chapters 118 and 208 of the laws of 1999: the New York Legislature develops a pseudo animal rights agenda

ST. JOHN'S LAW REVIEW, v. 74, n. 1, p. 287-301 (2000)

Sunstein, Cass R.

Standing for animals (with notes on animal rights)

UCLA LAW REVIEW, v. 47, n. 5, p. 1333-68 (2000)

Nowicki, Carole Lynn

The Animal Welfare Act: All Bark and No Bite [Note]

SETON HALL LEGISLATIVE JOURNAL, vol. 23, p. 443 (1999)

Burt, Marianna J.

Laws & Paws: the Legal Path to Justice for Animals

ANIMAL GUARDIAN, Summer, p. 11 (1999)

Also available at:

<http://www.ddal.org/Publications/Guardian/laws.html>

Kelch, Thomas G.

Toward A Non-Property Status of Animals

NEW YORK UNIVERSITY ENVIRONMENTAL LAW JOURNAL, vol. 6. p. 531 (1998)

The author, an Associate Professor of Law at the Whittier Law School, writes

“This Article will demonstrate that, under the traditional methodology for modification of the common law, all of the factors suggestive of a need for change in the status of animals as property

presently exist. Thus, it is an appropriate time for the judiciary to take an evolutionary step in the development of the common law and remove animals from their status as mere property.

“In addition, the Article makes a proposal for the direction of this evolutionary stride, arguing that animals should be viewed not as property but as the holders of the fundamental rights necessary to fulfill their nature—their telos...”

The author concludes,

“...Once this proposition is accepted, the content of animals’ rights can be developed as society progresses toward recognizing the interests of animals. Ultimately we will have what might be termed an Animals’ bill of Rights. We now require only the courage of our jurists to press in the direction required under our inherited notions of the common law.”

Wise, Steven M.

The Legal Thinghood of Nonhuman Animals

BOSTON COLLEGE ENVIRONMENTAL AFFAIRS LAW REVIEW, vol. 23, no. 3, pgs 471-546, (1996)

Abstract: Giving non-human animals a legal thinghood stems from the moist primitive legal systems. This arose from ancient hierarchical cosmologies and the triumph of man-centered Biblical law over the secular, utilitarian law of Mesopotamia. Only in the 18th century did the discrediting of these theocentric, hierarchical cosmologies start, yet many still reject Darwinism, believe in hierarchical cosmologies and regard animals as property. The law should liberate at least some of the nonhuman animals from the legal thinghood and give them some of the rights of legal personhood.

Francione, Gary L.

Animals, Property and Legal Welfarism: “Unnecessary” Suffering and the “Humane” Treatment of Animals

RUTGERS LAW REVIEW, vol. 46, no. 2, pgs. 721-770, Winter (1994)

Grey, Marilyn

Animal Testing and the Law

ANIMALS’ AGENDA, May, p. 39, 47 (1991)

Frye v. United States in 1923 established the legal precedent supporting the admissibility of animal test data in cases involving humans. More recently, cases have demonstrated significant failure of animal test data. Courts have ruled “studies to be inclusive” (Wells v. Ortho Pharmaceutical), “speculative... unconvincing... not solid scientific data” (UAW v. Johnson Controls), and “not helpful in the instant case because they involve different species” (Agent Orange Produce Liability). Chronic Toxicity Studies determine cancer risk, but high levels used would rarely, if ever, be found in humans, and courts are accordingly skeptical of CTS information. IN lynch v. Merrell National Labs, the court ruled: “There is no evidence that Lynch was exposed to the types of animal studies...are therefore inadmissible in opinion nor create a genuine issue for trial.” In Richardson v. Richardson-Merrell Inc. and Berhardt v. Richardson-Merrell the court ruled that extrapolating animal data to explain human effects was too theoretical to meet the requirements of legal proof.

Abstract courtesy of the Humane Education network (H.E.N) Animals in Laboratories Information Service (ALIS) database. For more information, kindly visit <http://www.hennet.org>

Kellert, Stephen R. and Alan R. Felthous
Childhood Cruelty toward Animals among Criminals and Noncriminals
HUMAN RELATIONS, Vol. 38, issue 12, p. 1113-1129 (1985)

“This paper examines the relationship between childhood cruelty toward animals and aggressive behavior among criminals and noncriminals in adulthood.

“Data were derived from personal interviews with 152 criminals and noncriminals in Knasas and Connecticut. A standardized, closed, and open-ended interview, requiring approximately 1-2 hours to complete, was administered to all subjects. Aggressiveness was defined by behavioral criteria rather than by reason for incarceration.

“Childhood cruelty toward animals occurred to a significantly greater degree among aggressive criminals than among nonaggressive criminals or noncriminals. Additionally, the occurrence of more than 40 cases of extreme animal cruelty facilitated the development of a preliminary classification of nine distinct motivations for animal cruelty. Finally, family violence, particularly paternal abuse and alcoholism, were significantly more common among aggressive criminals with a history of childhood cruelty toward animals.”

Joyce Tischler
Rights For Nonhuman Animals: A Guardianship Model for Dogs and Cats
14 SAN DIEGO LAW REVIEW 484 (1977)

IV. Newspapers (including legal newspapers)

Dog's Best Friend: Bruce Wagman has made a career of defending animals
By Brenda Sandburg
THE RECORDER, August 1, 2005, p. 1
PF RE OK

Article profiles Bruce Wagman, litigation director for the Animal Legal Defense Fund and the professor of Stanford's Animal Law class.

Milk Board Ads Bring the State into 17200 Suit
By Mike McKee
THE RECORDER, November 17, 2004, p. 1
PF RE OK

A Courtroom Champion For 4-Legged Creatures: A Conversation with Steven Wise
By Claudia Dreifus
THE NEW YORK TIMES, October 1, 2002, p. D2

Solo Practitioner Dogged About Animal Rights
By Victoria Rivkin
NEW YORK LAW JOURNAL, November 27, 2000, p. 1

Rattling Cages: Animal Law, or the Law of the Jungle and the Backyard, is Being Taken very Seriously By Some Attorneys and Animal Rights Activists

By Meredith Alexander

SAN FRANCISCO DAILY JOURNAL, October 19, 1999, p. 1

Reports on San Francisco's proposed new health law that describes humans as the "guardians" of their pets as well as their "owners." The article says "[t]he guardianship idea was posited in a law review article 20 years ago by Joyce Tischler, now executive director of the Animal Legal Defense Fund in Petaluma." The article also reports that a case brought by the ALDF, Animal Legal Defense Fund v. Glickman, involving a roadside zoo that allegedly neglected a chimpanzee's psychological well-being will be argued later in October, 1999. The article also credits San Francisco lawyer Derek St. Pierre as one of the two students who successfully lobbied for an animal law course at U.C., Hastings, making that school the first in the San Francisco Bay Area to offer such a course. St. Pierre files briefs on behalf of the Mill Valley based In Defense of Animals. One of their cases is the deceased willed that his Cadillac car should be crushed and his horses killed after his death; St. Pierre "argued that animals, unlike a Cadillac, were not mere property, and that Anglo-American law 'creates an artificial dualism' between persons and property. Probate Judge Susan Fowler agreed, and cited St. Pierre's argument in her decision to save the horses." The article also goes into some detail on the legislative history of the proposed change to San Francisco's law, with comments from both those who support and oppose the insertion of "guardian" into the city's health code, a change approved by 5-1 vote of the San Francisco Commission for Animal Control and Welfare.

This article is reprinted, with the same title here:
SAN JOSE POST RECORD, October 20, 1999 p.1

Animal Law Practitioners Seek Justice, Not Dollars

By Victoria Rivkin

NEW YORK LAW JOURNAL, October 19, 1999, p.1

Quotes a number of attorneys who devote all or a substantial part of their practices to animal law issues. Elinor Molbegott is identified as one who helped draft the Felony Animal Cruelty Law, also known as "Bustler's Law," which elevated to a felony intentional and extreme cruelty toward non-farm domesticated animals. Other NY attorneys identified in the piece include: Karen Copeland, Maddy Tarnofsky, David J. Wolfson, Darryl M. Vernon, Suzan Porto.

Pet Peeve: Do We Own Our Pets, or Just Supervise Them?

We Are Owners: Laws Backed by Animal Activists Have the Potential to Go Too Far, by Bob Hallstrom [a small animal veterinarian practicing in Pittsburg, California]

We Are Guardians: People Who Adopt Animals Need Recognition for Acting Ethically by Elliot Katz [a veterinarian who is the founder and president of In Defense of Animals]
SAN FRANCISCO CHRONICLE, September 2, 1999, p. A29 (opinion page)

Answering the Call of the Wild: A Rare Breed of California Lawyer is Waging Legal Battles Over the Fate of the Peregrine Falcon, the Delta Smelt and Other Endangered Snakes, Birds and Animals.

By Pamela d. McClintock

CALIFORNIA LAW BUSINESS, October 5, 1998, p.12

Fighting Crime Against Critters: Rights Groups Work Toward Stricter Penalties For Violence Against Animals

By Anh-Minh Le

SAN FRANCISCO DAILY JOURNAL, July 29, 1998, p. A1

This article talks about the work being done by the Walnut Creek, California based Voices for Pets and quotes its director Leroy Moyer as saying, "we want to make sure that court system is aware that the public is watching and wants [animal cruelty] treated as a violent crime." The article also discusses California Senate Bill 1991, which would require a defendant who is convicted of animal cruelty and placed on probation to be evaluated to determine the need for psychiatric or psychological counseling, in recognition of the "link between torturing animals and harming or killing people..."

Michael Rotsen: Ace Pet Attorney

By Elizabeth Freudenthal

CALIFORNIA LAW BUSINESS,

This article is a profile of Encino, California attorney Michale Rotsen who runs a solo practice devoted entirely to animal law.

Animal Abusers Face Jail Terms as States Crack Down

By J.C. Conklin

WALL STREET JOURNAL, October 28, 1998, p. B1

Pets Suits Yielding Larger Damages for the Owners Emotional distress a factor, among other novel theories

By Gail Diane Cox

NATIONAL LAW JOURNAL, August 10, 1998, p. A1

Article reports on a number of the "five figure recoveries for pets" including:

A \$15,000 jury verdict after the plaintiff's dog bled to death following a spaying operation. The court allowed a jury instruction that "intrinsic value can supplement market value, analogizing it to the 'heirloom' worth of wedding photos or a grandmother's brooch. *Stephanski v. Wimpy*, DEC 266.40 (Franklin Cir. Court)

A \$ 30,000 settlement after a security guard shot an arthritic German shepherd.

"clients of New York sole practitioner Edward Martz...turned down a \$25,000 settlement of a veterinary malpractice suit because the deal included no admission or wrongdoing..."

Drafting Trusts for Animals

By Frances Carlisle and Paul Franken

NEW YORK LAW JOURNAL, December 13, 1997, p.1

In July, 1996, the New York Legislature added section 7-6.1 to the Estates, Powers and Trusts Law to permit a person to create a trust for the care of designated domestic or pet animals. This article discusses some practical aspects of creating these trusts and some of the problems that may arise in attempting to comply with the statute.

DA Watches Out for The Bears

By Jean Guccione

SAN FRANCISCO DAILY JOURNAL, July 7, 1997, p. 1

Profile of Alpine County, California District Attorney Colleen E. Hemingway who is "...fast becoming known for her vigilance in protecting members of the local bear population she fears will be hunted down and killed for breaking and entering sheds and cars in search of food.

Animal Abuse Targeted: Novel Oregon effort brings together prosecutors, animal protection groups

By Cynthia Scanlon

THE NATIONAL LAW JOURNAL, June 30, 1997, p. A9

This article reports on the "...first program in the nation to prosecute animal abuse cases...a joint effort between the Multnomah County District Attorney's Office in Portland, the Multnomah County Animal Control, the Oregon Humane society and the Animal Protection Legal Defense Fund."

Dog-Death Damages Expanded to "Intrinsic Value"

By Bill Alden

NEW YORK LAW JOURNAL, August 28, 1996, p. 1

This article comments upon the court case *Erwin v. The Animal Medical Center* where, "[c]larifying the type of damages that a pet owner can receive for the loss of a dog, a Bronx [NY] judge has ruled that...Erwin can go ahead with at least part of his novel suit on the grounds that he is not limited to recovering the purchase price of his dog.

"Instead, declaring that a dog is 'somewhere between a person and personal property,' Civil Court Judge Karen. B. Smith has ruled that pet owners are entitled to the 'actual value' of their pets in cases where they prove their pets died as a result of someone else's negligence."

Animal Attraction: Animal Rights Attorneys Handle a Variety of Clients – of Both the Two- and Four-Legged Kind – Just for the Love of It

By Stephanie Francis Cahill

CALIFORNIA LAW BUSINESS, March 18, 1996, p. 17

Profiles the work of Michael Rotsten, Giselle and Bill Abernathy, and Daniel Hempey

Animal Rights Activists Condemn Agribusiness

By Josh Stratham

HARVARD LAW RECORD, November 17, 1995, p. 1

"Representatives of various interests opposed to factory farming discussed the negative impact of agribusiness on animals, the environment and rural communities and also touched on the failure of the legal system to offer sufficient remedies.

" 'The fundamental problem non-human animals have...is they have no legal rights,' said Steven Wise"

Futility Hasn't Dulled Lawyer's Ardor for Animal Rights
By Neil MacFarquhar
NEW YORK TIMES, November 15, 1995, p. C19

Profile of Garly L. Francione of the Rutgers University's Animal Rights Law Center.

V. Sound Recordings and Films

A Legal Person: A Lawyer Makes the Case for Animal Rights

100 Minutes (DVD)
2004 Ambient Cat
XY 38

A documentary exploring controversial lawyer and legal scholar Steven Wise's arguments for the legal rights of chimpanzees and bonobos.

Wolf – An Ancient Spirit Returns

46 Minutes, 29 Seconds (VHS)
2004 Howard Rosen Productions, Inc.
XV 840

Reexamines the relationship between humans and wolves. See <http://www.bullfrogfilms.com/catalog/wolf.html> for synopsis, awards, and reviews.

The Buffalo War

56 Minutes, 40 Seconds (VHS)
2001 Buffalo Jump Pictures, Inc.
XV 841

The battle over the yearly slaughter of America's last wild bison outside Yellowstone National Park. See <http://www.bullfrogfilms.com/catalog/buff.html> for synopsis, awards, and reviews.

Rattling the Cage

69 Minutes (VHS)
2000 C-SPAN Archives
XV 644

Discussion and debate on animal rights, particularly concerning professor Wise's book *Rattling the Cage*. The author argues that basic legal rights should be extended to animals, starting with chimpanzees and other lab animals.

Henry – One Man's Way

53 Minutes (VHS)
1997 Peter Singer
XV 839

An inspiring portrait of Henry Spira, the most effective animal rights activist of the pasty twenty years. While he might not be a household name, Spira took on companies that are. Virtually every shampoo or cosmetic product sold today has the words "Not Tested on Animals" on its packaging, largely due to Henry's efforts. See <http://www.bullfrogfilms.com/catalog/henry.html> for synopsis, awards, and reviews.

McLibel – Two Worlds Collide

57 Minutes, 11 Seconds (VHS)

1997 One-Off Productions

XV 842

Two activists take on McDonald's in the longest trial in English history. McLibel is the inside story of how a single father and a part-time bar worker took on the McDonald's Corporation. Filmed over three years, the documentary follows Helen Steel and Dave Morris as they are transformed from anonymous campaigners against the fast food giant into unlikely heroes. Struggling to defend themselves in the longest trial in English history, the pair face infiltration by spies, secret meetings with corporate executives, 40,000 pages of background reading and a visit from Ronald McDonald. For more of the synopsis, and for a listing of awards and reviews, see <http://www.bullfrogfilms.com/catalog/mclib.html>.

Making the connection: animal cruelty and human violence

1997 Humane Society of the United States (Sound Recording)

Symposium and Annual Membership Meeting, September 9-10, Washington, D.C.

Title on cassette label: Human Society of the U.S. 1997 Symposium Springfield, VA:

Wells Walker & Co., [1997]

11 sound cassettes

XQ 104 (Library has tapes 1-6; 8-12)

Contents: tape 1. Welcome & opening remarks / Paricia Forkan; Keynote address / Colman McCarthy—tape 2. Cruelty to animals and human violence—tape 3. A kinder, gentler society for children and animals—tape 4. Child abuse and cruelty to animals—tape 5. Cruelty to animals and domestic violence—tape 6. Strengthening the legislative response to cruelty to animals & other violence / Robert Smith—tape 8. Law enforcement and cruelty to animals—tape 9. Other professions respond to cruelty to animals—tape 10. Strategies for violence prevention and intervention—tape 11. HSUS Annual Membership Meeting—tape 12. Dinner / master of ceremonies, Paul G. Inwin.

VI. Web Resources

The National Center for Animal Law and Lewis & Clark Law School is an excellent starting point for research animal law on the Web. Their home page is at:

<http://www.lclark.edu/org/ncal/>

And their resources link includes links to the following websites:

Animal Law Resources

Law Journals

- [Animal Law Review](#), Lewis & Clark Law School
- [Journal of International Wildlife Law & Policy](#), Whittier Law School
- [Journal of Animal Law](#), Michigan State University College of Law
- [Journal of Animal Law & Ethics](#), Penn Law

Internet Resources

- [Animal Legal & Historical Center](#)
- [Pet Abuse: Animal Criminology](#)
- [AnimalLaw.com](#)
- [Pet Guardian: Pet Trust Plans](#)
- [Estate Planning for Pets](#)
- [Animal Legal Reports Services](#)
- [Animal Protection Law Resources](#)
- [Palidan Animal Law](#)
- [ASPCA Links to State Animal Anti-Cruelty Laws](#)
- [National Association for Biomedical Research: Animal Law Section](#)
- [Animal Rights Law Project](#)

Organizations Involved in Legal Advocacy

- [The Humane Society of the United States](#)
- [Animal Protection Institute](#)
- [Animal Legal Defense Fund](#)
- [Center for Wildlife Law](#)
- [Animals & Society Institute](#)
- [International Society for Animal Rights](#)
- [ASPCA](#)
- [Society for Animal Protective Legislation](#)
- [Doris Day Animal League](#)
- [In Defense of Animals](#)
- [Captive Wild Animal Protection Coalition](#)
- [International Fund for Animal Welfare](#)

- [People for the Ethical Treatment of Animals](#)
- [Farm Sanctuary](#)
- [Defenders of Wildlife](#)
- [Institute for Animal Rights Law](#)
- [The International Institute for Animal Law](#)
- [National Institute for Animal Advocacy](#)
- [Species Survival Network](#)
- [Voiceless](#)
- [Great Ape Project](#)

Animal Related Jobs/Internships

- NCAL's [Animal Law Opportunities](#) Page

Animal Law Classes and Student Groups

- [Animal Law Classes and Seminars](#)
- [Animal Law Student Organizations](#)
- [ALDF's list of Classes & Student Organizations](#)

Animal Law Bar Associations

- [ALDF's links to National, State & Regional Bar Association Committees](#)