

STATE OF NEW YORK
SUPREME COURT COUNTY OF NEW YORK

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In the Matter of a Proceeding under Article 70 of the
CPLR for a Writ of Habeas Corpus,

THE NONHUMAN RIGHTS PROJECT, INC.,
on behalf of KIKO,

Petitioner,

-against-

CARMEN PRESTI, individually and as an officer and director of
The Primate Sanctuary, Inc., CHRISTIE E. PRESTI, individually and
as an officer and director of The Primate Sanctuary, Inc., and THE
PRIMATE SANCTUARY, INC.,

Respondents.

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VERIFIED PETITION

Exhibits Annexed to the Verified Petition dated January 6, 2016

Exhibit 1

Transcript of *ex parte* telephone hearing held December 9, 2013 with
The Honorable Ralph A. Boniello, III, Justice of the Supreme Court,
Niagara County

Exhibit 2

Supreme Court, Niagara County Order dated December 10, 2013
Denying Petitioner's Petition for a Writ of Habeas Corpus and
Order to Show Cause

Exhibit 3

Appellate Division, Fourth Department Order dated March 20, 2015
Denying Petitioner's Motion for Permission to Appeal to the Court of Appeals

Exhibit 4

Court of Appeals Order dated September 1, 2015
Denying Petitioner's Motion for Leave to Appeal to the Court of Appeals

Exhibit 5

Supreme Court, Suffolk County Order dated December 5, 2013
Denying Petitioner's Petition for a Writ of Habeas Corpus and
Order to Show Cause on behalf of Hercules and Leo

Exhibit 6

Appellate Division, Second Department Order dated April 3, 2014
Dismissing Appeal

Exhibit 7

Supreme Court, New York County Order dated December 23, 2015
Denying Petitioner's Petition for a Writ of Habeas Corpus and
Order to Show Cause on behalf of Tommy

Exhibit 8

Letter Brief of Amicus Curiae Laurence H. Tribe dated May 8, 2015
In Support of Motion for Leave to Appeal to the Court of Appeals

Exhibit 9

Letter Brief of Amicus Curiae Justin Marceau dated April 14, 2015
In Support of Motion for Leave to Appeal to the Court of Appeals

Exhibit 10

The Nonhuman Rights Project, Inc. Trust for Tommy, Kiko, Hercules
and Leo dated November 15, 2013

Affidavits Annexed to the Verified Petition dated January 6, 2016

Affidavit of Molly Polidoroff sworn to December 5, 2014

- Exhibit: A. Photographs of "STC" Sanctuary
- B. Standards for Great Ape Sanctuaries

Affidavit of Steven M. Wise sworn to January 21, 2015 (Second Hercules and Leo Petition)

- Exhibit: A. Printout of "Announcement of Agency Decision:
Recommendations on the Use of Chimpanzees in NIH Supports Research"
dated June 26, 2013
- B. Brazilian Decision in Portuguese dated September 28, 2005 in
In favor of Suica, a Chimpanzee
- C. English Translation of Brazilian Decision dated September 28, 2005 in
In favor of Suica, a Chimpanzee
- D. Excerpts from Brief filed in Appellate Division, Fourth
Department on behalf of Kiko
- E. Excerpts of Oral Argument of Steven M. Wise, Esq.
in Appellate Division, Fourth Department
- F. -Excerpts of Memorandum of Law filed in Supreme Court,

Niagara County on behalf of Kiko dated December 2, 2013
-Verified Petition filed in Supreme Court, Niagara County on
behalf of Kiko dated December 2, 2013

Affidavit of James R. Anderson sworn to November 20, 2013

Affidavit of Christophe Boesch sworn to November 19, 2013

Affidavit of Jennifer Fugate sworn to November 22, 2013

Affidavit of Mary Lee Jensvold sworn to November 21, 2013

Affidavit of James King sworn to November 21, 2013

Affidavit of Tetsuro Matsuzawa sworn to November 23, 2013

Affidavit of William C. McGrew sworn to November 21, 2013

Affidavit of Mathias Osvath sworn to November 19, 2013

Affidavit of Emily Sue Savage-Rumbaugh sworn to November 22, 2013

Original Affidavits Annexed to the Verified Petition dated January 6, 2016

Supplement Affidavit of James R. Anderson sworn to November 18, 2015

Supplemental Affidavit of Christophe Boesch sworn to November 14, 2015

Affidavit of Jane Goodall sworn to September 21, 2015

Supplemental Affidavit of Mary Lee Jensvold sworn to September 29, 2015

Supplemental Affidavit of William C. McGrew sworn to October 9, 2015

Supplemental Affidavit of Emily Sue Savage-Rumbaugh sworn to
December 1, 2015