

DISTRICT COURT, EL PASO COUNTY, COLORADO  
270 South Tejon  
Colorado Springs, CO 80903

DATE FILED: July 21, 2023 4:07 PM  
FILING ID: 6C9FC891891EA  
CASE NUMBER: 2023CV31236

**Petitioner:** NONHUMAN RIGHTS PROJECT, INC., on behalf of Missy, Kimba, Lucky, LouLou, and Jambo,

v.

**Respondents:** CHEYENNE MOUNTAIN ZOOLOGICAL SOCIETY, and BOB CHASTAIN, in his official capacity as President and CEO of Cheyenne Mountain Zoological Society.

Attorneys for Respondents

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▲ COURT USE ONLY ▲

Case Number: 2023CV301236

Div: 8

### JOINT NOTICE OF WAIVER

Petitioner, Nonhuman Rights Project, Inc., on behalf of Missy, Kimba, Lucky, LouLou, and Jambo (“Petitioners”); and Respondents Cheyenne Mountain Zoological Society and Bob Chastain, in his official capacity as President and CEO of Cheyenne Mountain Zoological Society (together “Respondents”) (collectively the “Parties”), through undersigned counsel, hereby provide notice related to the June 30, 2023 Order and state as follows:

1. The Petition for Writ of Habeas Corpus (“Petition”) was filed with the court on June 29, 2023.
2. Service of the Petition was effected on Respondents on July 6, 2023.
3. On June 30, 2023, this court issued an Order Re Potential Recusal instructing the Parties to file a joint notice, no later than July 21, 2023, on whether they waive disqualification or are requesting that Judge Eric Bentley recuse himself.

4. The Parties have conferred and do hereby waive disqualification.

Dated July 21, 2023

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| <p>The Nonhuman Rights Project Inc.</p> <p><i>/s/ Jake Davis</i><br/>Jake Davis, Esq.<br/>525 Skyles Pl, Ste 302<br/>Whitefish, MT 59937<br/>(513) 833-5165</p> <p><i>Counsel for Nonhuman Rights Project, Inc.<br/>on behalf of Missy, Kimba, Lucky, LouLou,<br/>and Jambo</i></p> | <p>Brownstein Hyatt Farber Schreck, LLP</p> <p><i>/s/ Christopher O. Murray</i><br/>John W. Suthers, #8492<br/>Christopher O. Murray, #39340<br/>Rosa L. Baum, #56652<br/>675 15th Street Suite 2900<br/>Denver, Colorado, 80202<br/>(303) 223-1183</p> <p><i>Counsel for Cheyenne Mountain Zoological<br/>Society and Bob Chastain</i></p> |
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