

## AFFIDAVIT OF JAKE DAVIS

If duly sworn, I will testify:

1. My name is Jake Davis. I graduated with a Bachelor of Arts in Film and Media Studies from Emory University in 2014. I received a J.D. with an emphasis in Civil Litigation from Loyola Marymount University in 2019. Since October 2020, I have worked for the Nonhuman Rights Project, Inc. as a Staff Attorney and since October 2022, I have worked as a judicial law clerk for the Honorable Robert B. Allison of Montana's 11<sup>th</sup> Judicial District Court.
2. I submit this affidavit in support of the Nonhuman Rights Project, Inc.'s complaint for a writ of habeas corpus on behalf of the captive chimpanzees at the DeYoung Family Zoo.
3. On August 21, 2023, I purchased an entrance ticket to the DeYoung Family Zoo ("DFZ") and took a self-guided tour of the zoo. After I completed my self-guided tour, I returned to the parking. From the parking lot, I observed and used my cell phone to capture videos and photographs of two enclosures and several chimpanzees. The 17 video clips and 8 photographs in the following Google Drive folder are true and accurate representations of the ones I took on the date I visited the zoo: <https://rb.gy/57pbv>. Those video clips are also contained in a thumb drive, labeled **Exhibit A**, and those photographs are attached under **Exhibit B**.
4. One enclosure (Enclosure 1) is a windowless, barn-like industrial green building. The other enclosure (Enclosure 2) consists of a bottom half and a top half: the bottom half has no visible openings and appears to be constructed of metal or concrete; the top half is a cage made of chain-linked fencing, allowing visual access to and from the outside, and contains a few ropes for climbing. These enclosures, adjacent to the entrance of the zoo, are connected by a small, enclosed walkway. *See* Chimp\_Housing Photos 1-6.

5. During my viewing of the two enclosures, I observed DFZ employees move various food products in and out of Enclosure 1.
6. A DFZ employee told me that the enclosures housed "some of the monkeys" as well as other species during specific times of the year, like an "alligator" during the winter months.
7. I saw three chimpanzees in Enclosure 2 (*see* Chimp Photo 1 & 2) and heard at least one chimpanzee screaming and banging on the walls of another portion of the structure (*see* Video 12). At one point, a chimpanzee in Enclosure 2 went to the enclosed walkway and began rocking back and forth for over a minute and appeared to be trying to open the access point to Enclosure 1, leading me to believe that there may be chimpanzees housed in Enclosure 1 as well. *See* Video 2.
8. There was much noise emitted from one or both of the two enclosures. For instance, a chimpanzee in Enclosure 2 grabbed the chain-link fence and shook it violently. *See* Video 1. There were also moments of silence where one chimpanzee positioned in the corner of Enclosure 2 appeared to observe me for several minutes. *See* Videos 3-7, 9, 10, 11, and 17. When I lowered my cell phone, the chimpanzee would move to a different space in the enclosure seemingly no longer interested in watching me.

FURTHER, AFFIANT SAYS NOT.

Dated: 11-20-23

  
Jake Davis

Acknowledged before me in Flathead County, Montana, on 11/20/2023 by Jake Davis

  
(Stamp) Notary Public Signature

Notary's Name Cennecka McGoldrick

Flathead County, Montana  
My Commission expires: 12/01/26

