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Attorneys for Defendant Kevin Mieras

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

GREGG SCHUMACHER and LINDA
SCHUMACHER, individually and as
husband and wife, and GREGG
SCHUMACHER FURS LLC dba
SCHUMACHER FURS & OUTERWEAR,

Plaintiffs,

v.

CITY OF PORTLAND, a municipal
corporation; IN DEFENSE OF ANIMALS,
a foreign nonprofit corporation; ANIMAL
LIBERATION FRONT, an unincorporated
association; PEOPLE FOR THE ETHICAL
TREATMENT OF ANIMALS, INC., a
foreign nonprofit corporation; MATT
ROSSELL; KEVIN MIERAS aka "Bluejay";
CONNIE DURKEE; ALEX LILLI; JOHN
DOES 1-10; and JANE DOES 1-10,

Defendants.

CV 07-00601-MO

THIRD SUPPLEMENTAL AFFIDAVIT
OF KEVIN MIERAS IN SUPPORT OF
MIERAS' REPLY TO PLAINTIFFS'
RESPONSE TO MOTION FOR
RECONSIDERATION

THIRD SUPPLEMENTAL AFFIDAVIT OF KEVIN MIERAS IN SUPPORT OF MIERAS’
REPLY TO PLAINTIFFS’ RESPONSE TO MOTION FOR RECONSIDERATION

State of Oregon)
) ss:
County of Multnomah)

I, Kevin Mieras, being duly sworn, depose and state:

1. I make this affidavit based on my personal knowledge.
2. I am a named defendant in this lawsuit.
3. I maintain a web site, www.portlandfurcruelty.com, which consists of links to educational information on veganism and fur industry practices as well as links to newspaper articles and video clips of several of my encounters with supporters and detractors during anti-fur demonstrations outside Schumacher Furs. I have posted these clips since approximately April 28, 2006 to show the demonstrations I participated in have remained peaceful even during verbal disagreements.
4. I have never posted anything on www.portlandfurcruelty.com titled “Think Twice Bridgeport” or that attempted to discourage mall owners or property owners from renting to Schumacher Furs, nor has the web site ever encouraged other individuals to do so.
5. I have never made any threats of harm to the Schumachers, their family or their employees online or in any other manner. Specifically, I have never posted online anything that advocated putting a rod down Mr. Schumachers’ throat or that he should be “anally electrocuted.”
6. I have never used www.portlandfurcruelty.com to encourage others to engage in unlawful activity.
7. Since the time of Judge Mosman’s ruling on May 17, 2007, I have attended two Saturday protests outside of Schumacher Furs – on May 19 and May 26, 2007.

8. Since the time of Judge Mosman's ruling, I have consciously avoided directing any form of communication toward the Schumachers, their security personnel or other employees because I take the injunction seriously.

9. I acknowledge coming to within 15 feet of the store. I did not approach to within 15 feet of any Schumacher Furs entrance on May 19, 2007 or May 26, 2007, nor have I on any other day since Judge Mosman's ruling, which prohibited me from coming within 15 feet of the entrance.

10. I did not "aggressively" videotape on May 19, 2007 or May 26, 2007, but I did videotape in my usual manner on those days.

11. I did not verbally communicate with the Schumachers, their security personnel or other employees on May 19, 2007 or May 26, 2007, nor have I intentionally verbally communicated with any of these people since Judge Mosman's ruling.

12. On May 19, 2007 and May 26, 2007, I did not hold any sign that bore any specific reference to the Schumachers, their security personnel or other employees.

13. On May 19, 2007, I held a sign, but took great care not to face the building where the Schumacher store is located when I was on the same side of the street as the Schumacher store. Even when I crossed to the other side of the street, I took care to hold the sign perpendicular to the Schumacher store so Schumacher employees could not read its message. I did this because I am still not clear whether the injunctive order applies to protest signs.

14. On May 19, 2007, I spoke to uniformed Portland Police Bureau officers after the conversation the officer had with Mr. Castleman and Mr. Garner. I explained my understanding of Judge Mosman's ruling as communicated during the hearing on May 17, 2007, that I was to not go within 15 feet of the entrance, I was to avoid all communication with the Schumachers,

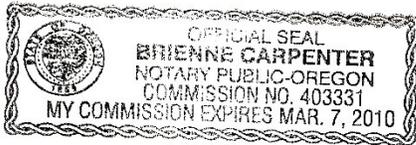
their employees and their family, and I was to not go to the property of the Schumachers. I told the officers I intended to comply with the Court's order.

15. Attached to this Affidavit as Exhibit A are true and correct copies of video footage I captured on May 19, 2007 and May 26, 2007 of the anti-fur demonstrations outside the Schumacher Furs store. These videos accurately portray the tenor of the demonstrations on those dates.

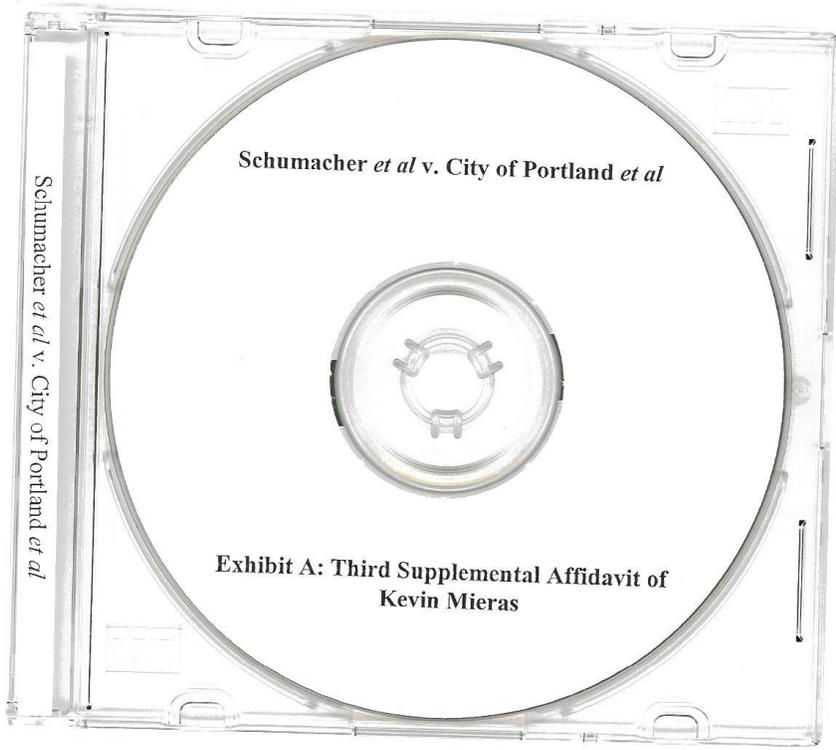
DATED 6/13/07

Kevin Mieras
KEVIN MIERAS

SUBSCRIBED AND SWORN TO before me this 13 day of June, 2007, in Portland, Oregon.



Brienne Carpenter
Notary Public in and for the State of Oregon
My Commission Expires: 7 March 2010



Schumacher et al v. City of Portland et al

**Exhibit A: Third Supplemental Affidavit of
Kevin Mieras**

Schumacher et al v. City of Portland et al