

Subj: **Notice of Violation of Adoption Agreement and Notice of Intent to Repossess "Samson" the Dog that We Adopted to You**
Date: 4/11/05 12:38:40 PM Pacific Daylight Time
From: burt@gentlegiantsrescue.com
To: svnt4god@aol.com
CC: sandypassman@comcast.net, tracy@gentlegiantsrescue.com

Dear Barbara Laid:

Please be advised that you are in violation of the terms of our Adoption Agreement which you signed, and we are hereby notifying you that we intend to repossess the dog "Samson" that you adopted from us, unless you immediately cure your violation of our contract by ceasing to feed "Samson" a dog food that is not approved by us. In the event that we repossess "Samson," we will not adopt another dog to you and you will lose your adoption fee.

Specifically, our Adoption Agreement provides as follows:

Paragraph 2:

". . . . Rescuer reserves the right to repossess the Adopted Dog from Adopter for any reason whatsoever, if Rescuer believes that this adoption is not working out satisfactorily for the benefit of either the dog or the Adopter. If Rescuer, in its sole discretion, determines that either this adoption is not working out or that I, the Adopter, am not abiding by any or all of the terms of this Agreement, then I, the Adopter, agree to physically return the Adopted Dog to Rescuer immediately upon Rescuer request. This material requirement exists throughout the entire lifetime of my Adopted Dog. If I fail to comply with the above, I, the Adopter, agree to pay all legal and other fees necessary for Rescuer to retrieve this Adopted Dog from my possession, and my adoption donation will become forfeited. If Rescuer retrieves this Adopted Dog from my possession, I, the Adopter, understand and agree that ownership of this Adopted Dog will revert to Rescuer, and I will have no further claim of ownership to this Adopted Dog. In addition to the foregoing, I, the Adopter, accept and agree that I will have no claims whatsoever against Rescuer, its management, employees, or other workers regarding this adoption and this Agreement."

You have been advised that the Eagle dog food you are presently feeding is not acceptable to us and contains more than 22% protein in its guaranteed analysis, which we advised you at the time of your adoption that no dog food containing more than 22% protein should ever be fed to any giant breed dog. In fact, at the time of your adoption, we specified that you must feed Pedigree Adult Complete Nutrition Small Crunchy Bites Dog Food until such time as our dog food that we are manufacturing is available. You have also notified us that the unapproved dog food that you are feeding is causing "Samson" to have diarrhea, and we have informed you to switch back to Pedigree.

Unless we have your immediate agreement to cease using Eagle Brand dog food and to only use the dog food approved by us, we shall immediately repossess "Samson."

If we are forced to commence legal action, which we will do if you don't immediately cure your violation or return "Samson" to us, you will be responsible for all of our legal costs, which could easily exceed your adoption fee.

Please contact us immediately to inform us that you will comply with the terms of the Adoption

Agreement that you signed, or to make arrangements to bring "Samson" back to us. If we don't hear from you within 24 hours, we will commence legal action, repossess our dog, and at that time, we will no longer accept your promise to cure the violation of our Adoption Agreement.

Sincerely,

Burt Ward
Gentle Giants Rescue and Adoptions, Inc.
(951) 279-1662

cc: Law Offices of Sanford M. Passman

Hi Tracy,

I don't want to get into a debate about dog food that I don't know enough about, however, I am following the advise of a few different Great Dane professionals that specialize if Great Dane Feeding Programs.

You must obviously feel that Pedrigree is not the best food out there, since you are in the process of formulating you own "High Quality" food.

If you would like to speak with my "sources", you may contact Cathy Cunningham @ VIP Pet Food Delivery Service @ cathy@vipdelivers, and also Linda Arndt @ <http://www.greatdanelady.com/>. Both of these individuals feel that Eagle Brand foods provides the right type of nutrition for Great Danes. (I am assuming that you are familiar with both of these people).

So, anyway ... for now ... I need to stick with the Eagle Brand food. It has a low protein count, and is made with human grade foods (not made with by-products). Perhaps when you food is available to the public, I will try switching him over to that.

I hope this issue doesn't come between us.

Sincerely,

Barbara Laird
Cell: (714) 813-5605

-----Original Message-----

From: Tracy Ward <mailto:tracy@gentlegiantsrescue.com>

To: Svnt4God@aol.com

Sent: Thu, 07 Apr 2005 09:46:00 -0700

Subject: Re: Samson (aka Scoobey Doo)

I will call you as soon as I can but I would like to know that you are switching him back to the proper food as it is necessary for his health.