



# PROTECTING FARMED ANIMALS UNDER THE LAW

Delcianna J. Winders  
Professor & Director  
Animal Law Litigation Clinic  
Center for Animal Law Studies  
Lewis & Clark Law School

# Center for Animal Law Studies at Lewis & Clark Law School

- World's Most Robust Animal Law Curriculum
  - *Over Two Dozen Courses*
- Three Animal Law Clinics:
  - *Animal Law Clinic*
  - *Animal Law Litigation Clinic*
  - *International Wildlife Law Clinic*
- Animal Law LLM Program
  - *World's Only Advanced Degree in Animal Law*



## Animal Law Litigation Clinic

# Federal Protections for Farmed Animals in the United States

- *None* governing on-farm treatment of animals
- Limited protections for some animals during transport
- Limited protections for some animals at slaughter
- None for aquatic animals

# Aquatic Animal Law Initiative at the Center for Animal Law Studies

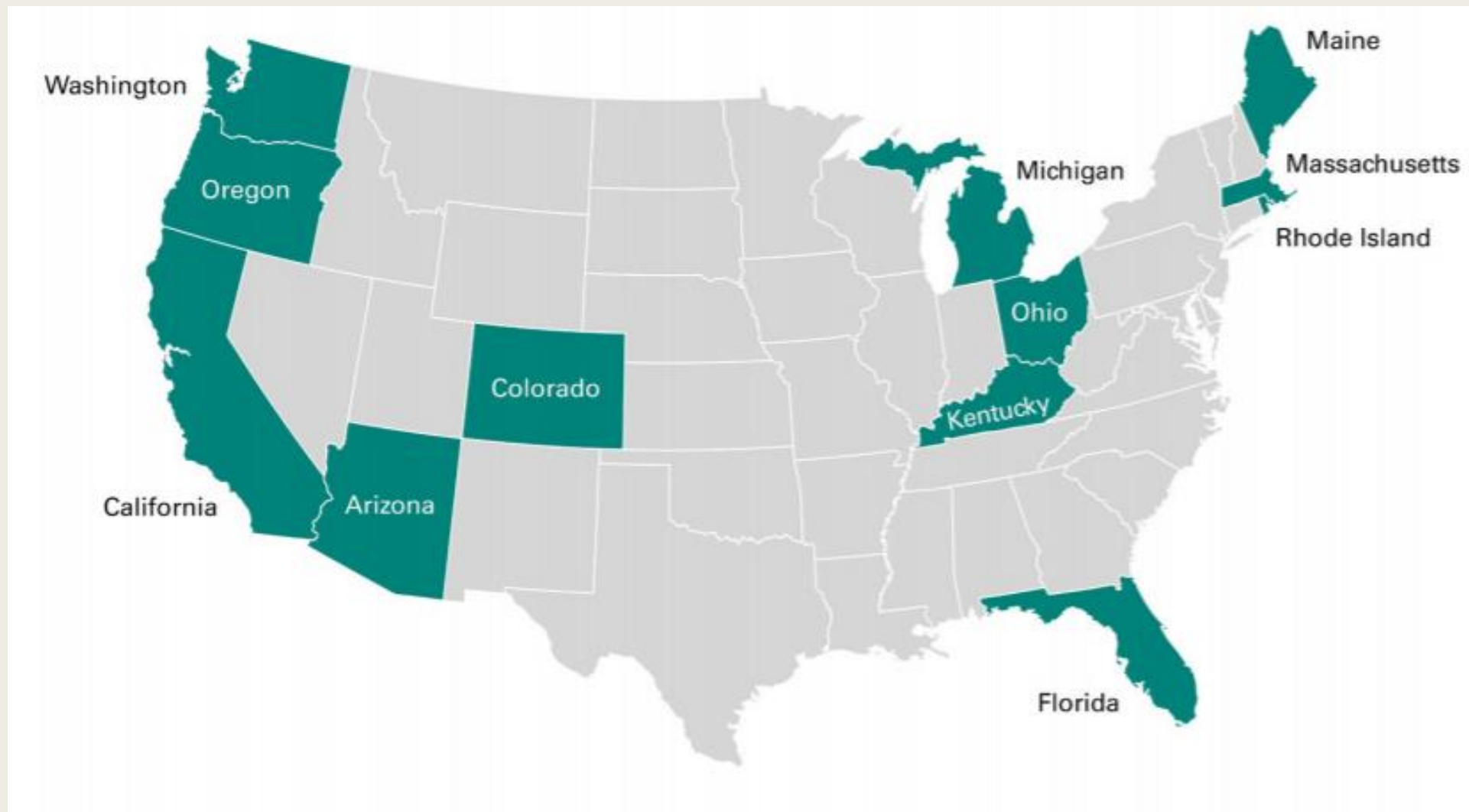
## Mission Statement

The Aquatic Animal Law Initiative works to protect and promote the interests of aquatic animals by:

- Advocating on their behalf through the legal system;
- Promoting their value to the public by providing education about their cognitive, emotional, and physiological capacities; and
- Harmonizing human, animal, and environmental interests.

# State Protections for Farmed Animals in the United States

- Broad criminal prohibitions on “unnecessary” cruelty
- No inspections
- Exemptions for “accepted” husbandry practices
- Generally no citizen enforcement and little oversight over prosecution decisions



U.S. States That Have Banned Battery Cages, Gestation Crates, and/or Veal Crates

# Intensive Confinement Systems

Battery Cages



Gestation Crates



Veal Crates





# COVID Outbreaks at U.S. Slaughterhouses / Meatpacking Plants

- Confirmed cases at 494 sites
- At least 42,805 cases
- At least 201 deaths

*\*as of noon E.T., September 9, 2020*

# Pig Slaughter De-regulation Lawsuit

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NEW YORK

FARM SANCTUARY; ANIMAL EQUALITY; )  
ANIMAL LEGAL DEFENSE FUND; ANIMAL )  
OUTLOOK; CENTER FOR BIOLOGICAL )  
DIVERSITY; MERCY FOR ANIMALS, INC.; )  
AND NORTH CAROLINA FARMED ANIMAL )  
SAVE, )

Plaintiffs, )

v. )

UNITED STATES DEPARTMENT OF )  
AGRICULTURE; FOOD SAFETY AND )  
INSPECTION SERVICE; AND CARMEN )  
ROTTENBERG IN HER OFFICIAL CAPACITY )  
AS FOOD SAFETY AND INSPECTION )  
SERVICE ADMINISTRATOR )

Defendants. )  
\_\_\_\_\_ )

Civil Action No.: 19-cv-06910-EAW

**FIRST AMENDED COMPLAINT**

Complaint Filed: December 18, 2019

*Hon. Elizabeth Wolford*

Respectfully submitted,

/s/ Delcianna J. Winders

Delcianna J. Winders, *Supervising Attorney*  
Cristina Kladis, *Student Attorney*  
Animal Law Litigation Clinic  
Lewis & Clark Law School  
10015 S.W. Terwilliger Blvd., MSC 51  
Portland, OR 97219  
(503) 768-6858

# Downed Pigs Lawsuit

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NEW YORK**

FARM SANCTUARY; ANIMAL LEGAL )  
DEFENSE FUND; ANIMAL OUTLOOK; )  
ANIMAL WELFARE INSTITUTE; )  
COMPASSION IN WORLD FARMING; FARM )  
FORWARD; and MERCY FOR ANIMALS, INC., )

Plaintiffs, )

v. )

SONNY PERDUE, in his official capacity as )  
Secretary of Agriculture; UNITED STATES )  
DEPARTMENT OF AGRICULTURE; FOOD )  
SAFETY AND INSPECTION SERVICE; and )  
PAUL KIECKER, in his official capacity )  
as Food Safety and Inspection Service )  
Administrator,<sup>1</sup> )

Defendants. )  
\_\_\_\_\_ )

Civil Action No.: 6:20-cv-06081

**FIRST AMENDED COMPLAINT**

**Complaint Filed: February 6, 2020**

*Hon. Frank P. Geraci, Jr.*

/s/ Delcianna J. Winders

Delcianna J. Winders, *Supervising Attorney*  
Irene Au-Young, *Student Attorney*  
Hira Jaleel, *Student Attorney*  
Animal Law Litigation Clinic  
Lewis & Clark Law School  
10015 S.W. Terwilliger Blvd., MSC 51  
Portland, OR 97219



farmsanctuary.org

**DELCIANNA J. WINDERS  
PROFESSOR & DIRECTOR  
ANIMAL LAW LITIGATION CLINIC  
LEWIS & CLARK LAW SCHOOL**

[dwinders@lclark.edu](mailto:dwinders@lclark.edu)



[@DelciannaW](https://twitter.com/DelciannaW)

[CenterForAnimalLawStudies.org](https://CenterForAnimalLawStudies.org)