

ARGUMENTS PRESENTED ON APPEAL

RE: Circuit Court Case No. 11-031332-AV

County of Monroe v the Buster Foundation and Monroe SPCA

I. Intervening Parties-Appellants' witnesses Joanie Wazney and/or Trina Stillwagon should have been qualified as expert witnesses pursuant to MRE 702 based on their specialized knowledge and experience.

II. The trial court gave undue weight to the testimony of Appellee's expert witness and committed error with regard to its findings of facts based on this testimony.

III. The trial court erred in its interpretation of the terms "lack a useful purpose" and "pose a threat to public safety" as set forth in MCL 750.49.

IV. The facts support a finding that Dusty has a useful purpose and/or does not pose a threat to public safety, and thus should not be euthanized pursuant to MCL 750.49.

V. The facts support a finding that Monroe has a useful purpose and/or does not pose a threat to public safety, and thus should not be euthanized pursuant to MCL 750.49.

VI. The facts support a finding that Reilly has a useful purpose and/or does not pose a threat to public safety, and thus should not be euthanized pursuant to MCL 750.49.