

**SUPERIOR COURT OF THE DISTRICT OF COLUMBIA  
CIVIL DIVISION**

**TWO RIVERS PUBLIC CHARTER SCHOOL,  
INC., et al.,**

Plaintiffs,

v.

**ROBERT WEILER, JR., et al.,**  
3203 Maygreen Ave  
Forestville, MD 20747  
(301) 310-2798  
weilerrobertjr@gmail.com

Defendants.

**Case No.:** 2015 CA 009512 B

**Judge:** Judge Jeanette J Clark

**Next Event:** Mediation

November 9 – December 9, 2016

**DEFENDANT ROBERT WEILER JR.'S MOTION FOR STAY PENDING APPEAL  
OR, IN THE ALTERNATIVE,  
MOTION FOR AN EXTENSION OF TIME TO FILE AN ANSWER**

Defendant Robert Weiler, Jr. ("Weiler"), pro se, hereby moves for entry of an order:

(a) staying all proceedings in this action pending disposition of Weiler's appeal of this Court's April 29, 2016 Order (the "April 29 Order") denying his Special Motion to Dismiss Plaintiffs' Complaint under D.C. Code § 16-5502, on the grounds that the April 29 Order is immediately appealable under the collateral order doctrine, that Weiler is likely to succeed on the merits, that he will suffer irreparable injury if the case is not stayed, that Plaintiff Two Rivers Public Charter School will not suffer appreciable harm if the stay is granted, and that the public interest favors granting the stay; and

(b) alternatively, further extending the time for Weiler to answer the Complaint until 10 days after the District of Columbia Court of Appeals issues a mandate resolving

Weiler's interlocutory appeal. The grounds for this Motion are more fully set forth in the Memorandum of Points and Authorities filed simultaneously herewith.

**RULE 12-I(a) CERTIFICATE**

Undersigned defendant hereby certifies that, despite diligent efforts, he was involved in an e-mail conversation between other defendants' attorneys and the plaintiff's attorney, and plaintiff's attorney denied consent to these motions.

Dated: May 23, 2016

/s/ Robert Weiler Jr.

Robert Weiler, Jr., pro se  
3203 Maygreen Ave  
Forestville, MD 20747  
(301) 310-2798  
weilerrobertjr@gmail.com

## CERTIFICATE OF SERVICE

I, Robert Weiler Jr., pro se, certify that I have filed the foregoing Motion through the Court's authorized e-filing service, and that the following have been served through e-service:

Michael L. Murphy, Bailey Glasser LLP  
1054 31st Street NW, Suite 230  
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*Attorney for Plaintiffs*

Matthew D. Staver, Liberty Counsel  
PO Box 540774  
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mstaver@lc.org  
*Attorney for Defendant Larry Cirignano*

Alexander C. Vincent, Shulman, Rogers, Gandal, Pordy & Ecker, P.A.  
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avincent@shulmanrogers.com  
*Attorney for Defendant Ruby Nicdao*

John R. Garza, Esq., GARZA LAW FIRM, P.A.  
17 West Jefferson Street, Suite 100  
Rockville, MD 20850-4233  
jgarza@garzanet.com  
*Counsel for Defendant Jonathan Darnel*

and served upon the following parties via email, as the residential address is unknown, and I have no evidence that this filing will be received by mail to the party's last known address:

Ms. Lauren Handy  
Lhandy4604@gmail.com

Dated May 23, 2016

/s/ Robert Weiler, Jr.  
Robert Weiler, Jr. pro se  
3203 Maygreen Ave  
Forestville, MD 20747  
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**ORDER GRANTING  
DEFENDANT ROBERT WEILER JR.'S MOTION FOR STAY PENDING APPEAL  
AND,  
MOTION FOR AN EXTENSION OF TIME TO FILE AN ANSWER**

THIS MATTER HAVING COME BEFORE THE COURT on Defendant Robert Weiler, Jr.'s Motion for Stay Pending Appeal and for Additional Extension of Time to Answer Plaintiffs' Complaint filed on May 23, 2016;

THE COURT HAVING CONSIDERED the Motion and its supporting papers, Plaintiffs' Opposition, and the entire record herein;

THE COURT HAVING DETERMINED that the Motion is well-taken;

and GOOD CAUSE OTHERWISE APPEARING, IT IS, this \_\_\_\_ day of 2016, hereby ORDERED that Weiler's Motion be, and it hereby is, in all respects GRANTED;

and it is further ORDERED that these proceedings be, and they hereby are, STAYED pending resolution of Weiler's interlocutory appeal of this Court's April 29, 2016 Order denying Weiler's Special Motion to Dismiss under D.C. Code § 16-5502;

and it is further ORDERED that the time within which Weiler may file an Answer to the Complaint be, and it hereby is, EXTENDED to a date that is 10 days after the Court of Appeals issues a mandate resolving his interlocutory appeal of this Court's April 29, 2016 Order denying Weilers Special Motion to Dismiss under D.C. Code § 16-5502.

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Jeanette J. Clark  
Judge of the Superior Court

Copies to:

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*Counsel for Defendant Ruby Nicdao*

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*Defendant, pro se*

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Via First-Class Mail *Defendant Pro Se*

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**Next Event:** Mediation

November 9 – December 9, 2016

**MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF  
DEFENDANT ROBERT WEILER JR.'S MOTION FOR STAY PENDING APPEAL  
OR, IN THE ALTERNATIVE,  
MOTION FOR AN EXTENSION OF TIME TO FILE AN ANSWER**

Defendant Robert Weiler, Jr. hereby incorporates by reference the Memorandum of Points and Authorities in support of Defendant Ruby Nicdao's Motion for Stay Pending Appeal or, in the alternative, An Addition Extension of Time to Answer Plaintiff's Complaint, filed May 23, 2016, in whole.

Dated May 23, 2016

/s/ Robert Weiler, Jr.  
Robert Weiler, Jr. pro se  
3203 Maygreen Ave  
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(301) 310-2798  
weilerrobertjr@gmail.com

## CERTIFICATE OF SERVICE

I, Robert Weiler Jr., pro se, certify that I have filed the foregoing Points and Authorities through the Court's authorized e-filing service, and that the following have been served through e-service:

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Ms. Lauren Handy  
Lhandy4604@gmail.com

Dated May 23, 2016

/s/ Robert Weiler, Jr.  
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