

**SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
CIVIL DIVISION
Civil Actions Branch**

_____)	
TWO RIVERS PUBLIC)	
CHARTER SCHOOL, <i>et al.</i>)	Case No. 2015 CA 009512 B
)	
Plaintiffs,)	Civil II, Calendar No. 7
)	
v.)	Judge Jeanette J. Clark
)	
ROBERT WEILER, JR., <i>et al.</i>)	Next Court Event:
)	Mediation
Defendants.)	November 9-December 9, 2016
_____)	

**DEFENDANT RUBY NICDAO'S NOTICE OF APPEAL OF
ORDER DENYING HER SPECIAL MOTION TO DISMISS**

PLEASE TAKE NOTICE that Defendant Ruby Nicdao hereby appeals to the District of Columbia Court of Appeals from the Order of the Civil Division of this Court, entered on April 29, 2016 (the "Order"), denying her Special Motion to Dismiss Plaintiff's Complaint that was filed under the authority of section 16-5502 of the District of Columbia Code.

A copy of the docket entry showing entry of the Order appears (highlighted in yellow) at the top of page 2 of the attached excerpt of the docket entries in this action. The Order was not set forth on a separate document.

The Order appealed from is not final, but an immediate appeal nonetheless may be taken under the collateral-order doctrine. *See Doe No. 1 v. Burke*, 91 A.3d 1031 (D.C. 2014).

No other notices of appeal have yet been filed in this case.

The status of this Civil II case is "Paid," and undersigned counsel was not appointed in the trial court.

The names and addresses of all parties and counsel to be served are set forth on the attached certificate of service.

The proceeding at which the Order was issued was held on April 29, 2016, beginning at approximately 11:50 a.m., in Courtroom 221. No court reporter was present, but the proceeding audio recorded. Defendant Nicdao intends to order a transcript of the proceeding from the Court Reporting and Central Recording Division.

Dated: May 5, 2016

**SHULMAN, ROGERS, GANDAL,
PORDY & ECKER, P.A.**

By: /s/ ALEXANDER C. VINCENT
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- and -

THOMAS MORE SOCIETY

 /s/ STEPHEN M. CRAMPTON
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Counsel for Defendant Ruby Nicdao

CERTIFICATE OF SERVICE

I hereby certify that, on this 5th day of May 2016, I caused a true and correct copy of the foregoing Defendant Ruby Nicdao’s Notice of Appeal of Order Denying Her Special Motion to Dismiss (together with its attachment) to be served upon the following parties via the CaseFileXpress System, addressed to:

Michael L. Murphy, Esq.
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1054 31st Street N.W., Suite 230
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*Counsel for Plaintiffs Two Rivers Public Charter School and
Two Rivers Board of Trustees*

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and to be served upon the following parties via first-class mail, postage prepaid, addressed to:

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Defendant Pro Se

 /s/ ALEXANDER C. VINCENT
Alexander C. Vincent