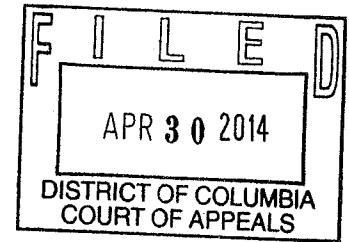


District of Columbia
Court of Appeals



No. 14-CV-101

COMPETITIVE ENTERPRISE INSTITUTE, *et al.*,
Appellants,

and

2012 CAB 8263

No. 14-CV-126

NATIONAL REVIEW,

Appellant.

v.

MICHAEL E. MANN,

Appellee.

BEFORE: Thompson, Associate Judge and Pryor and Nebeker, Senior Judges.

ORDER

On consideration of this court's March 26, 2014, order directing appellants to show cause why their respective appeals should not be dismissed as having been taken from a non-appealable order that does not meet the requirements of the collateral order doctrine; appellee's motion to dismiss or, in the alternative, motion to expedite; appellants' joint response to the show cause order wherein they also oppose the motion to dismiss and consent to expedited review; appellee's response; the American Civil Liberties Union of the Nation's Capital ("the ACLU") lodged *amicus curiae* response; the Reporters Committee for Freedom of the Press (and eighteen other media organizations) (collectively "Reporters") and the District of Columbia motions for leave to file the lodged *amicus curiae* responses; the motion to withdraw as counsel for Competitive Enterprise on behalf of Bruce D. Brown, Esquire; and the notices of appeal; and it appearing that the issue of appealability is a matter of first impression, it is

Nos. 14-CV-101 & 14-CV-126

ORDERED, *sua sponte*, that the Clerk shall file the ACLU's lodged *amicus curiae* response as its response. It is

FURTHER ORDERED that the Reporters and the District of Columbia's motions to file the lodged *amicus curiae* responses are granted and the Clerk shall file the *amicus curiae* responses. It is

FURTHER ORDERED that Bruce D. Brown's motion to withdraw his appearance as counsel for Competitive Enterprise is granted. It is

FURTHER ORDERED that appellee's motion to dismiss is denied. It is

FURTHER ORDERED that appellee's alternative request to expedite the appeals is hereby granted and these appeals are hereby expedited. It is

FURTHER ORDERED that the order to show cause is hereby discharged. It is

FURTHER ORDERED that the parties shall address in their brief the jurisdictional issue presented in this appeal.

PER CURIAM

Copies to:

Honorable Frederick H. Weisberg

Clerk, Superior Court

Todd S. Kim, Esquire
Solicitor General – DC

Arthur B. Spitzer, Esquire
4301 Connecticut Avenue, NW Suite 434
Washington, DC 20008

Nos. 14-CV-101 & 14-CV-126

David B. Rivkin, Jr., Esquire
Mark I. Bailen, Esquire
Andrew M. Grossman, Esquire
1050 Connecticut Avenue NW Suite 1100
Washington DC 20036

Gregg P. Leslie, Esquire
Cynthia A. Gierhart, Esquire
1101 Wilson Boulevard Suite 1100
Arlington, VA 22209

John B. Williams, Esquire
1776 K Street, NE Suite 800
Washington, DC 20006

Peter J. Fontaine, Esquire
1900 Market Street
Philadelphia, PA 19103

Catherine R. Reilly, Esquire
1627 I Street, NE Suite 1100
Washington, DC 20006

lerf