

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

DL, <i>et al.</i> ,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 05-1437 (RCL)
)	
DISTRICT OF COLUMBIA, <i>et al.</i> ,)	
)	
Defendants.)	
)	

ORDER

Before the Court are defendants’ Motion [221] for Relief from Judgment and for Judgment as a Matter of Law and plaintiffs’ Motion [261] for Leave to File a Sur-Reply Brief to Defendant’s Reply in Support of Motion for Relief from Judgment and for Judgment as a Matter of Law. Defendants’ Motion [221] for Relief from Judgment will be denied and plaintiffs’ Motion [261] for Leave to file a sur-reply will be granted.

Prior to the April 6–7, 2011 trial of this matter, defendants filed this motion, seeking relief from the Court’s August 10, 2010, Order [197] granting partial summary judgment mostly in favor of plaintiffs and seeking judgment as a matter of law on those claims not resolved by the Court’s opinion in *DL v. District of Columbia*, 730 F. Supp. 2d 84 (D.D.C. 2010). As to defendants’ request for relief from the Court’s August, 10, 2010, Order [197], that request will be denied as all of defendants’ legal arguments have been rejected by this Court in prior opinions in this case. *See, e.g.*, Mem. Op. [53] 11–12, Aug. 25, 2006; Mem. Op. [55] 4, Aug. 25, 2006; Mem. Op. [198] 5–11, 13–21, Aug. 10, 2010. Furthermore, defendants have presented no information or arguments showing them to be entitled to relief from judgment under Federal

Rule of Civil Procedure 60(b) or to reconsideration in their favor under Federal Rule of Civil Procedure 54(b).

Defendants' motion for judgment as a matter of law under Federal Rule of Civil Procedure 50(a) will be denied for the reasons stated in the Memorandum Opinion & Findings of Fact and Conclusions of Law filed this date and because that motion is based upon the arguments that this Court has rejected in prior opinions. Accordingly, it is hereby

ORDERED that defendants' Motion [221] for Relief from Judgment and for Judgment as a Matter of Law is DENIED; and it is further

ORDERED that plaintiffs' Motion [261] for Leave to File a Sur-Reply Brief to Defendant's Reply in Support of Motion for Relief from Judgment and for Judgment as a Matter of Law is GRANTED.

SO ORDERED.

Signed by Royce C. Lamberth, Chief Judge, on November 16, 2011.