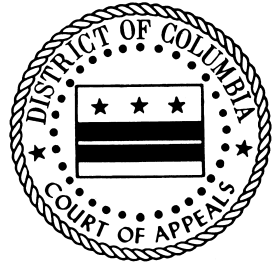


IN THE DISTRICT OF COLUMBIA
COURT OF APPEALS



Clerk of the Court
Received 01/10/2025 04:48 PM
Filed 01/10/2025 04:48 PM

MICHAEL E. MANN, PH.D.

Plaintiff/Appellant,

v.

NATIONAL REVIEW INC.;
COMPETITIVE ENTERPRISE INSTITUTE;
RAND SIMBERG; and MARK STEYN,

Defendants/Appellees.

No. 24-cv-228

APPELLANT’S STATUS REPORT

Pursuant to the Court’s June 4, 2024 and July 15, 2024 Orders, Plaintiff/Appellant, Michael E. Mann, Ph.D., respectfully files the below status report:

1. On January 6, 2025, a decision was issued on *Plaintiff’s Motion for Attorney Fees Under the Anti-SLAPP Act Against Defendant Mark Steyn*, filed March 11, 2024.

2. On January 7, 2025, a consolidated decision was issued on the below post-trial motions awarding National Review Inc. \$530,820.21 in attorneys’ fees and costs, which Plaintiff intends to appeal:

- a. *Defendant National Review Inc.’s Bill of Costs Under Rule 54(d)*, filed March 11, 2024;
- b. *Defendant National Review Inc.’s Motion for Attorneys’ Fees and Costs*, filed March 11, 2024; and
- c. *Defendant National Review Inc.’s Supplemental Motion for Attorneys’ “Fees on Fees,”* filed May 3, 2024.

3. The following post-trial motions are still pending before the Superior Court:

- a. *Defendant Competitive Enterprise Institute and Rand Simberg’s Motion to Alter or Amend Judgment*, filed February 15, 2024;

- b. *Defendant Simberg's Motion for Judgement as a Matter of Law Under Rule 50(b)*, filed March 8, 2024;
- c. *Defendant Mark Steyn's Motion for Stay of Execution on the Judgement*, filed March 9, 2024;
- d. *Defendant Mark Steyn's Motion for a New Trial*, filed March 9, 2024;
- e. *Defendant Mark Steyn's Renewed Motion for Judgment as a Matter of Law and Alternative Motion for Remittitur of Punitive Damages*, filed March 9, 2024;
- f. *Plaintiff's Rule 54 Bill of Costs*, filed March 11, 2024;
- g. *Defendant Competitive Enterprise Institute and Rand Simberg's Motion for Costs Under Rule 54*, filed March 11, 2024;
- h. *Defendant Competitive Enterprise Institute and Rand Simberg's Motion for Litigation Costs, Including Attorney's Fees, Under DC's Anti-SLAPP Act*, filed March 11, 2024; and
- i. *Defendant Competitive Enterprise Institute and Rand Simberg's Supplemental Motion for Attorney's Fees Under the D.C. Anti-SLAPP Act*, filed May 9, 2024.

4. In addition, one trial motion remains pending, *Defendant Mark Steyn's Motion for Sanctions for Bad-Faith Trial Misconduct*, filed February 1, 2024.

5. In accordance with the Court's June 4, 2024 Order, Plaintiff will advise the Court within 15 days when all of the above motions have been decided.

Dated: January 10, 2025

Respectfully submitted,

/s/ John B. Williams

John B. Williams (No. 257667)
Fara N. Kitton (No. 1007793)
WILLIAMS LOPATTO PLLC
1629 K. Street, N.W., Suite 300
Washington D.C. 20006
Tel: (202) 296-1665
jwilliams@williamslopatto.com
fnkitton@williamslopatto.com

Peter J. Fontaine (No. 435476)

Amorie I. Hummel (*Pro Hac Vice pending*)
COZEN O'CONNOR
1650 Market Street, Suite 2800
Philadelphia, PA 19103
Tel: (215) 665-2723
pfontaine@cozen.com
ahummel@cozen.com

Patrick J. Coyne (No. 366841)
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER LLP
901 New York Ave. N.W.
Washington, DC 20003
Tel: (202) 256-7792
patrick.coyne@finnegan.com

Counsel for Plaintiff, Michael E. Mann, Ph.D.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that below counsel for all parties have registered for and consented to electronic service under Rule 25, and on January 10, 2025, I caused a copy of the foregoing *Appellant's Status Report* to be served by electronic filing on the following:

Mark W. Delaquil
Andrew M. Grossman
David B. Rivkin, Jr.
Renee M. Knudsen
BAKER & HOSTETLER LLP
1050 Connecticut Avenue NW,
Suite 1100
Washington, DC 20036
mdelaquil@bakerlaw.com
agrossman@bakerlaw.com
drivkin@bakerlaw.com
rknudsen@bakerlaw.com

Mark I. Bailen
The Law Offices of Mark I. Bailen, PC
1250 Connecticut Avenue NW
Suite 700
Washington, DC 20036
mb@bailenlaw.com

*Counsel for Defendants Competitive
Enterprise Institute and Rand Simberg*

H. Christopher Bartolomucci
SCHAERR JAFFE LLP
1717 K Street NW, Suite 900
Washington, DC 20006
cbartolomucci@schaerr-jaffe.com

Counsel for Defendant Mark Steyn

Anthony J. Dick
JONES DAY
51 Louisiana Ave, NW
Washington, DC 20001
ajdick@jonesday.com

Counsel for Defendant National Review Inc.

/s/ John B. Williams
John B. Williams