

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

ROGER HALL, et al.	:	
	:	
Plaintiffs,	:	
	:	
v.	:	C.A. No. 04-0814 (RCL)
	:	
CENTRAL INTELLIGENCE	:	
AGENCY,	:	
	:	
Defendant	:	

OPPOSED MOTION TO STAY PROCEEDINGS

Plaintiffs Roger Hall (“Hall”) and Studies Solutions Results, Inc. (hereafter collectively referred to as “Hall”) move the Court to stay proceedings in this case pending (1) resolution of discovery requests which the aforementioned parties and Accuracy in Media, Inc. (“AIM”) have submitted this date, and/or (2) resolution of the pending petition for rehearing *en banc* in Clemente v. F.B.I., D.C. Cir. No. 16-5067. As grounds for this motion, Hall states to the Court as follows:

1. Hall and AIM have submitted discovery requests pursuant to Rule 56 of the Federal Rules of Civil Procedure regarding facts that the CIA’s affiant must have personal knowledge in order to support a motion for summary judgment. It is more efficient in terms of both the time and expenses expended by the parties and the Court to resolve this issue now

- rather than awaiting for a decision by the Court on the pending renewed motion for summary judgment and then engaging in discovery down the pike.
2. Hall's counsel presently has a petition for rehearing *en banc* pending in the Court of Appeals. See Attachment 1 hereto. The Clerk of the Court of Appeals has ordered the FBI to file a response to the petition by February 2, 2018. The petition raises issues, notably on the issues of the scope and adequacy of the searches that an agency must conduct that will affect some of the issues pending in this case if granted. Staying proceedings in this Court pending resolution of the petition for rehearing would favor judicial efficiency in this case.
 3. For almost all of the past three weeks, Hall's counsel has been without a functioning computer. First, there was a power outage in the condominium building where his office is located and that knocked out his internet and phone connections and disabled his television. It took slightly over a week for Verizon to restore his service. A couple of days later, counsel again lost service. Verizon claimed that this time it was not responsible, so counsel contacted Computer Geeks. Over the next two weeks, Computer Geeks made five visits to his office to fix problems, the last one requiring nearly two hours on the evening of January 29, 2018.

In the meantime, counsel has begun making trips to computer stores to buy a new back up computer because he has been advised that his current computer has apparently been hacked at a level beneath the security protection level and cannot be expected to function much longer in any event.

4. In addition to all of this, counsel's client Angela Clemente is the target of by efforts of organized crime, state, local and federal law enforcement agencies and the Mexican drug cartel to retaliate against her because of her successful efforts to expose this corruption, particular that of girls who have gone missing or been raped or tortured in Ohio and other places, and cases involving clients of hers who were victims of corruption on the part of Top Echelon Mafia informant Gregory Scarpa and the FBI supervisors who were his handlers and paymasters. Counsel has spent a very large amount of time trying to protect her safety and the security of her massive files on the collaboration of the FBI and its Top Echelon mafia informants in dozens of killings of innocent persons.
5. As a result of all of this above plus new decisions and new filing dates in other cases, counsel's schedule is completely jammed up and the earliest he can respond to the pending motion by the CIA is sometime in April, 2018. He has a brief due in Morley v. CIA, D.C. Cir. No. 17-5114 on

February 9, 2018, and oral argument in the case has been scheduled for March 19, 2018. That case is critically important to him because it represents the fourth of fifth time that the Court of Appeals has dealt with essentially the same legal issues involving an award of attorney fees that have been repetitively litigated over the past decade and essential to counsel's being able to represent his clients in this and other cases. He has several briefs due in other cases before then, although he will have to seek extensions of time in most of them.

6. Defendant opposes this motion.

Respectfully submitted,

/S/

James H. Lesar #114413
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Attorney for Plaintiffs

Dated: Jan. 31, 2018

CERTIFICATE OF SERVICE

I hereby certify that I have this 31st day of January 2018 caused the foregoing motion to be served by ECF system to AUSA Daemon Taaffe, counsel for defendant.

_____/s/_____
James H. Lesar

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ORDER

Upon consideration of the opposed motion for a stay by plaintiffs Roger Hall and Studies Results, Inc., and the entire record herein, it is by this Court this _____ day of _____, 2018, hereby

ORDERED, that plaintiff’s opposition to defendant’s pending motion for summary judgment be, and hereby is, stayed to a period of 90 days; it is further

ORDERED, that this case is stayed for a period 30 days following the Court’s decision on plaintiffs’ discovery requests.

/s/
UNITED STATES DISTRICT JUDGE