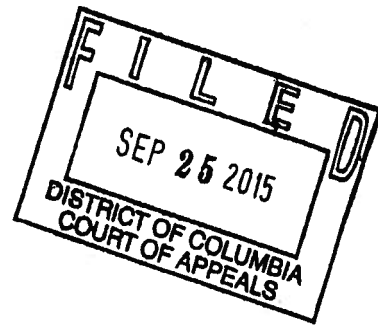


District of Columbia
Court of Appeals



No. 15-FM-1058

YARKIA TANNER,

Appellant

2015 CPO 3061

and

No. 15-FM-1059

JACQUELYNN WYNN,

Appellant,

2015 CPO 3062

v.

CHARLES CALDWELL,

Appellee

BEFORE: Thompson and McLeese, Associate Judges, and Newman, Senior Judge.

ORDER

On consideration of appellants' joint emergency motion for a modification pending appeal of the civil protective orders entered against them by the trial court on August 28, 2015; the motions to withdraw filed by appellee's trial counsel Rodney Mitchell, Esquire and appellant's responses thereto; the motion filed by Domestic Violence Legal Empowerment and Appeals Project for leave to file the lodged *amici curiae* brief in support of appellants' motion to modify; and appellants' "notice of lack of opposition and request for prompt determination", it is

ORDERED, *sua sponte* that these appeals are hereby consolidated. It is

FURTHER ORDERED that the Clerk shall enter the Domestic Violence Legal Empowerment and Appeals Project as *amici curiae* for the purposes of appellants' motion to modify and file their lodged brief. It is

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FURTHER ORDERED that the motion to modify the civil protective order entered against appellant Yarkia Tanner on August 28, 2015, is granted to the extent that the August 28, 2015, order is stayed in its entirety pending further order of this court. *See Barry v. Washington Post Co.*, 529 A.2d 319, 320-21 (D.C. 1987) (“To prevail on a motion for stay, a movant must show that he or she is likely to succeed on the merits, that irreparable injury will result if the stay is denied, that opposing parties will not be harmed by a stay, and that the public interest favors the granting of a stay.”). This stay is contingent on Yarkia Tanner (1) staying at least ten feet away from Charles Caldwell; (2) not assaulting, threatening, harassing, or stalking Charles Caldwell or his children; and (3) not destroying Charles Caldwell’s property. It is

FURTHER ORDERED that the motion to modify the civil protective order entered against appellant Jacquelynn Wynn on August 28, 2015, is granted to the extent that the August 28, 2015, order is stayed in its entirety pending further order of this court. *See Barry v. Washington Post Co.*, 529 A.2d 319, 320-21 (D.C. 1987) (“To prevail on a motion for stay, a movant must show that he or she is likely to succeed on the merits, that irreparable injury will result if the stay is denied, that opposing parties will not be harmed by a stay, and that the public interest favors the granting of a stay.”). This stay is contingent on Jacquelynn Wynn (1) staying at least ten feet away from Charles Caldwell; (2) not assaulting, threatening, harassing, or stalking Charles Caldwell or his children; and (3) not destroying Charles Caldwell’s property. It is

FURTHER ORDERED that the motions by Rodney C. Mitchell, Esquire to withdraw as counsel for appellee are granted and appellee shall, within 15 days from the date of this order, identify new counsel or he will be deemed as proceeding *pro se*.

PER CURIAM

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Copies to:

Honorable Linda D. Turner

Director, Domestic Violence Branch

Jonathan H. Levy, Esquire
1331 H Street, NW – Suite 350
Washington, DC 20005

Rodney Carlos Mitchell, Esquire
1629 K Street, NW – Suite 300
Washington, DC 20007

Charles Caldwell
9 T Street, NE
Washington, DC 20002

Joan S. Meier, Esquire
650 20th Street, NW
Washington, DC 20052

lejm