

## **Sibley Files First Papers in Superior Court; Government Seeks Censorship**

**By Bill Walker**

Wasting no time following his [remand victory](#) in federal district court Maryland attorney Montgomery Sibley filed his [first](#) motion, a motion for a pre-trial conference of what promises to be a massive volume of legal paperwork from both he and government attorneys representing Senate Majority Leader Mitch McConnell and formerly, Speaker of the House John Boehner in Superior Court for the District of Columbia, Civil Division. Following the election of Paul Ryan as the new Speaker of the House, court rules stipulate his substitution as defendant unless Mr. Ryan instructs his attorneys to no longer oppose Sibley's suit. Ryan's position on an Article V Convention is unknown. In 2006 Ryan voted for the proposed [Marriage Protection Amendment](#) limiting marriage to a single man and woman. State applications placed this issue on the convention agenda decades ago making it one of the oldest political issues a convention will address.

Later in the week attorneys for Boehner filed their own papers, [a motion to stay proceedings](#) and [motion to expedite](#), along with a [notice of appeal](#) of the reluctant ruling from District Court Judge James Boasberg granting remand from district court to superior court. Attorneys for McConnell split from their joined at the hip legal front and did not file a notice of appeal. According to Boehner's attorney, McConnell's goal will be to have the suit dismissed in Superior Court. Sibley filed [a response](#) to Boehner's motion to expedite filing.

Besides filing his response Sibley proceeded with his case in Superior Court by filing his motion, as prescribed by [district court rules](#), for a pre-trial conference. The purpose of the conference is to allow litigants to discuss the issues of a case and possibly resolve them without the need for a trial. Given the fact the government has never once in either the two Walker lawsuits or thus far in the Sibley lawsuit even discussed the possibility of obeying the Constitution and calling an Article V Convention as mandated by Article V the prospects for resolution in a conference appear dim at best.

The case has not been without controversy. After winning remand Sibley began contacting members of Congress via email notifying them of [his complaint](#) which became a matter of public record upon filing and that he had [amended](#) his original complaint to that of a class action against all members of Congress (much as this author did in his Walker v Members of Congress lawsuit by suing all members of Congress). Not surprisingly attorneys for McConnell/Boehner objected. William Pittard, Deputy General Counsel for the U.S. House of Representatives sent a strongly worded [letter](#) requesting Sibley cease all contact with all members of Congress regarding his lawsuit. Sibley [responded](#) clearly demonstrating the Maryland attorney has no intention of buckling down.

Further events will be reported as they transpire.

