

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

**No. 19-7017****September Term, 2018****1:16-cv-00740-RC****Filed On: July 26, 2019**

Simon Bronner, Derivatively on Behalf of  
Nominal Defendant The American Studies  
Association, et al.,

Appellants

v.

Lisa Duggan, et al.,

Appellees

**BEFORE:** Millett, Pillard, and Wilkins, Circuit Judges

**ORDER**

Upon consideration of the motion for summary affirmance, the supplement thereto, the opposition to the motion for summary affirmance, and the reply, it is

**ORDERED** that the motion for summary affirmance be denied. The merits of the parties' positions are not so clear as to warrant summary action. See Taxpayers Watchdog, Inc. v. Stanley, 819 F.2d 294, 297 (D.C. Cir. 1987) (per curiam).

Because the court has determined that summary disposition is not in order, the Clerk is instructed to calendar this case for presentation to a merits panel.

**Per Curiam**