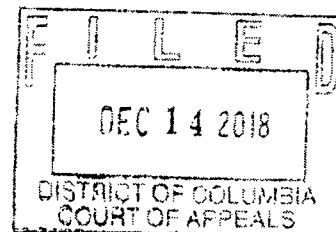


APP A

**District of Columbia
Court of Appeals**



Nos. 17-CV-1064, 17-CV-1065 & 17-CV-1239

ANNA MARIA AGOLLI,
Appellant,

v.

**2016 CAB 8668
2016 CAB 9224
2017 CAB 3059**

DISTRICT OF COLUMBIA, et al.,
Appellees.

BEFORE: Thompson and Easterly, Associate Judges, and Farrell, Senior Judge.

J U D G M E N T

On consideration of appellees' motion for summary affirmance, appellant's opposition thereto, appellant's brief and limited appendix, and the record on appeal, it is

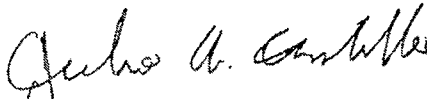
ORDERED that appellees' motion for summary affirmance is granted. *See Oliver T. Carr Mgmt., Inc. v. Nat'l Delicatessen, Inc.*, 397 A.2d 914, 915 (D.C. 1979) (stating summary affirmance is warranted where "the trial court's ruling rests on a narrow and clear-cut issue of law"); *see also Peterson v. Wash. Teacher's Union*, 192 A.3d 572, 575 (D.C. 2018) ("We review de novo an order granting a motion to dismiss a complaint . . ."); *Price v. Independent Fed. Sav. Bank*, 110 A.3d 567, 571 (D.C. 2015) ("We review the trial court's application of res judicata de novo."). Appellant fails to advance any discernible error in the trial court's application of res judicata to dismiss her complaints. *See, e.g., Pietrangelo v. Wilmer Cutler Pickering Hale & Dorr, LLP*, 68 A.3d 697, 715 n.14 (D.C. 2013) (stating issues adverted to in a perfunctory manner, unaccompanied by some effort at developed argumentation, are deemed waived); *In re Shearin*, 764 A.2d 774, 778 (D.C. 2000) ("Points not urged in a party's initial brief are treated as abandoned."). Specifically, appellant does not dispute that this court affirmed the trial court's order dismissing her prior complaints with prejudice, that her complaints underlying these consolidated appeals advance the same claims or claims she could have raised in her prior complaints, and that the defendants are the same as or in privity with the prior defendants. *See Calomiris v. Calomiris*, 3 A.3d 1186, 1190 (D.C. 2010) (stating res judicata applies where (1) claims were adjudicated finally in a prior action, (2) the

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present claims are the same as the claims raised or which might have been raised in the prior action, and (3) the parties against whom the claims are asserted were parties or in privity with parties to the prior action). As appellees properly raised res judicata, an affirmative defense in this jurisdiction, and the trial court properly applied it, this court is unable to simply disregard it. *See Price*, 110 A.3d 567 (affirming trial court grant of motion to dismiss all counts barred by res judicata); *M.A.P. v. Ryan*, 285 A.2d 310, 312 (D.C. 1971) ("As a matter of internal policy, we have adopted the rule that no division of this court will overrule a prior decision of this court . . ."). It is

FURTHER ORDERED and ADJUDGED that the orders on appeal are hereby AFFIRMED.

ENTERED BY DIRECTION OF THE COURT:



JULIO A. CASTILLO
Clerk of the Court

Copies mailed to:

Honorable Neil E. Kravitz

QMU – Civil Division

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Solicitor General for DC

cml

**Additional material
from this filing is
available in the
Clerk's Office.**