

No. 21-1533

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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Latasha Holloway, et al.,  
*Plaintiffs-Appellees,*

v.

City of Virginia Beach, et al.,  
*Defendants-Appellants.*

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On Appeal from the United States District Court  
For the Eastern District of Virginia  
Case No. 2:18-cv-00069  
The Honorable Raymond A. Jackson

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**Appellants' Status Report**

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## **CORPORATE DISCLOSURE STATEMENT**

Defendants-Appellants are the City of Virginia Beach; the Virginia Beach City Council; Donna Patterson, in her official capacity as General Registrar of the City of Virginia Beach; Robert Dyer, in his official capacity as the Mayor of Virginia Beach; James Wood, in his official capacity as Vice Mayor of Virginia Beach; Patrick Duhaney, in his official capacity as City Manager of Virginia Beach; and Michael Berlucchi, Barbara Henley, Louis Jones, John Moss, Aaron Rouse, Guy Tower, Rosemary Wilson, and Sabrina Wooten, in their official capacities as members of the Virginia Beach City Council.

None of the Defendants-Appellants are a publicly held corporation or other publicly held entity, and no publicly owned parent corporation owns any stock in any of the Defendants-Appellants. There is no publicly held corporation or other publicly held entity that has a direct financial interest in the outcome of the litigation. Defendants-Appellants are not trade associations. This case does not arise out of a bankruptcy proceeding.

## STATUS REPORT

Pursuant to the Court's order of July 12, 2021, ECF No. 29, the Appellants in this matter hereby provide this status report concerning the state of district-court proceedings.

Briefing closed on the parties' remedial submissions as of July 30, 2021. On August 9, the district court issued an order appointing a special master. Dist.Ct.Dkt.275. The order affords the special master until November 15, 2021, to file a report and recommendation. *Id.* at 4. The parties will then have an additional 20 days (i.e., until December 6) to file responses or objections. *Id.* The Court has also provided that "Leave to extend the deadlines set forth herein shall be freely given upon motion setting forth the grounds for the relief requested." *Id.* According to the order, "[t]he Court will issue a ruling approving or rejecting the Special Master's recommendation as soon as thereafter practicable." *Id.* The Court, however, has not committed to issue a final judgment by any given date.

It is unlikely that there will be a remedy in place this calendar year. As a result, the indefinite abeyance of this appeal is posing a continued threat of prejudice to the possibility of full, effective review in this Court on the merits of this case before the 2022 election cycle. The Appellants respectfully renew their objection to the abeyance and request for expedition. ECF No. 22 at 11–18.

Date: August 11, 2021

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**CERTIFICATE OF SERVICE**

I certify that on August 11, 2021, the foregoing document was served on all parties or their counsel of record through the CM/ECF system.

DATE: August 11, 2021

/s/ Katherine L. McKnight  
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*Counsel for Defendants-Appellants*