IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA

Richmond Division

GLORIA PERSONHUBALLAH, et al.,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Civil Action No.: 3:13-cv-678
	)	
JAMES B. ALCORN, et al.,	)	
	)	
Defendants.	)	

DEFENDANTS' RESPONSE TO SEPTEMBER 3, 2015 ORDER

In response to the Court's order of September 3, 2015 (ECF No. 207), establishing today's deadline for the parties and any interested non-parties to submit proposed remedial redistricting plans and supporting materials, Defendants hereby notify the Court that they are not submitting a plan for the Court's consideration.

Despite the introduction of two remedial plans in the Senate at its special session last month, the General Assembly could not agree on a redistricting plan by September 1, 2015, as directed by this Court (ECF No. 171). In light of that legislative impasse, this Court was prudent to adopt a remedial process that allows non-parties to participate. We are informed that the Governor and at least one member of the General Assembly expect to propose remedial plans. The process will surely benefit from the input that may be offered by representatives of the constituent components of Virginia's State government and by other interested non-parties.

Given that the various views within the elected branches of Virginia government will be represented in the remedial process, Defendants respectfully decline to submit their own, additional plan on behalf of the Commonwealth. Defendants reserve their right to participate

fully in all other aspects of the remedial process, however, and we anticipate submitting a brief expressing the views of the Commonwealth with respect to the legality of any plan recommended to the Court by the special master.

Respectfully submitted,

JAMES B. ALCORN, CLARA BELLE WHEELER and SINGLETON MCALLISTER, in their official capacities as members of the Virginia State Board of Elections

By: /s/

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CERTIFICATE OF SERVICE

I hereby certify that on September 18, 2015, I electronically filed this document with the Clerk of the Court using the CM/ECF system, which will send a notification of such filing (NEF) to the counsel of record for the parties.

By: /s/
Trevor S. Cox