

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

<p><b>GLORIA PERSONHUBALLAH, et al.,</b></p> <p style="text-align: center;"><b>Plaintiffs,</b></p> <p><b>v.</b></p> <p><b>JAMES B. ALCORN, et al.,</b></p> <p style="text-align: center;"><b>Defendants.</b></p>	<p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p>	<p><b>Civil Action No.: 3:13-cv-678</b></p>
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**MEMORANDUM IN SUPPORT OF INTERVENOR-DEFENDANTS’  
CONSENT MOTION TO ENTER AGREED ORDER  
REGARDING SUBMISSION OF PROPOSED REMEDIAL PLANS**

Intervenor-Defendants respectfully submit this Memorandum In Support Of Consent Motion To Enter Agreed Order Regarding Submission Of Proposed Remedial Plans. The Court’s September 3, 2015 Order directs that “the parties, and any non-parties desiring to do so, shall file their proposed remedial plans” and supporting data on September 18, 2015. 9/3/15 Order ¶ 3 (DE 207). The Order does not specify how the parties and non-parties should file their plans and supporting data with the Court. *See id.*

Demographers and redistricting experts typically use Maptitude For Redistricting software to draw redistricting plans. Plans drawn in Maptitude, along with supporting data, may be converted into universal software files that can be uploaded and viewed in any computer operating Maptitude. Two common types of files generated in Maptitude and used by demographers, redistricting experts, and the Virginia Division of Legislative Services are Shapefiles and Block Equivalency Files, also known as Block Assignment Files. *See, e.g.,*

Virginia Division of Legislative Services, Current Congressional Districts, *available at* <http://redistricting.dls.virginia.gov/2010/RedistrictingPlans.aspx#31> (last visited Sept. 14, 2015).

A Shapefile is a format for storing mapping and geometric information, along with associated data. A Block Equivalency File is a format for storing mapping information and associated data based on U.S. Census blocks. When loaded into Maptitude, either a Shapefile or a Block Equivalency File is sufficient to recreate an entire redistricting plan and to generate all supporting data.

Shapefiles and Block Equivalency Files are created in formats other than .pdf and often exceed 4 megabytes in size. Shapefiles and Block Equivalency Files therefore cannot be uploaded for electronic filing and service through the Court's CM/ECF website.

The parties have conferred and agree that the most efficient and appropriate procedure for the parties and non-parties to submit proposed remedial plans is (i) to require each party and non-party to submit a Shapefile and a Block Equivalency File for each proposed remedial plan; (ii) to require filing of each Shapefile and Block Equivalency File in native format on a CD-ROM disc through overnight delivery on the Court; and (iii) to require electronic service of each Shapefile and Block Equivalency File in native format on all counsel of record for all parties in the case and all non-parties who submit proposed remedial plans.

The parties have drafted the attached Agreed Order to implement this procedure for submission of proposed remedial plans. Counsel for Intervenor-Defendants has conferred with counsel for Plaintiffs and Defendants. All parties consent to the relief requested and the form of the Agreed Order.

WHEREFORE, the Court should enter the Agreed Order Regarding Submission Of Proposed Remedial Plans.

Dated: September 16, 2015

Respectfully submitted,

/s/ Mark R. Lentz

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**CERTIFICATE OF SERVICE**

I certify that on September 16, 2015, a copy of the MEMORANDUM IN SUPPORT OF INTERVENOR-DEFENDANTS' CONSENT MOTION TO ENTER AGREED ORDER REGARDING SUBMISSION OF PROPOSED REMEDIAL PLANS was filed electronically with the Clerk of Court using the ECF system, which will send notification to the following ECF participants:

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Dated: September 16, 2015

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**ORDER REGARDING SUBMISSION OF PROPOSED REMEDIAL PLANS**

The Court’s September 3, 2015 Order directs that “the parties, and any non-parties desiring to do so, shall file their proposed remedial plans” and supporting data on September 18, 2015. 9/3/15 Order ¶ 3 (DE 207). To facilitate the efficient and appropriate submission and consideration of any proposed remedial plans, it is hereby further ORDERED that:

1. All parties and non-parties desiring to submit proposed remedial plans shall not submit any plans or supporting data through the Court’s CM/ECF electronic filing system.
2. All parties and non-parties instead shall submit Shapefiles and Block Equivalency Files compatible with Maptitude For Redistricting software for each proposed remedial plan in accordance with the procedures outlined in paragraphs 3 and 4 of this Order.
3. All Shapefiles and Block Equivalency Files for each proposed remedial plan shall be filed with the Court in native format on CD-ROM disc through overnight delivery service on September 18, 2015, with delivery to the Court no later than September 21, 2015.

4. All Shapefiles and Block Equivalency Files for each proposed remedial plan must be served electronically and in native format on all counsel of record for all parties on September 18, 2015, and all non-parties who submit proposed remedial plans no later than September 21, 2015.

5. All parties and non-parties submitting proposed remedial plans shall file their briefs supporting their respective proposals through the Court's CM/ECF system on September 18, 2015.

It is so ORDERED.

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Robert E. Payne  
For The Court

Richmond, Virginia  
Date: September \_\_, 2015