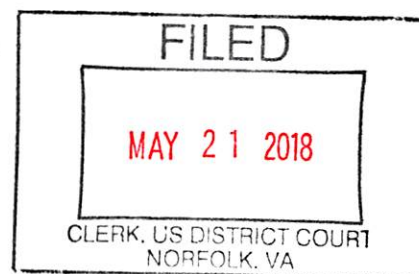


UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
Norfolk Division



LATASHA HOLLOWAY,

Plaintiff,

v.

ACTION NO. 2:18cv69

CITY OF VIRGINIA BEACH, VIRGINIA,

Defendant.

ORDER

In this action, *pro se* Plaintiff claims that the at-large election system that is used to elect the members of the Virginia Beach City Council “unlawfully dilut[es] or minimiz[es] ‘minority voting strength,’” and violates certain statutory and constitutional rights. Compl. at 2, ECF No. 5. On February 12, 2018, this Court entered an Order that, among other things, denied Plaintiff’s Motion for Appointment of Counsel “at this time without prejudice.” Order at 2, ECF No. 4. On February 15, 2018, Plaintiff appealed the Court’s denial of her Motion for Appointment of Counsel to the United States Court of Appeals for the Fourth Circuit. Notice of Appeal, ECF No. 7.

Defendant filed a Motion to Dismiss on April 10, 2018. Mot. to Dismiss, ECF No. 13. On April 12, 2018, the Court stayed this action “pending the resolution of Plaintiff’s appeal to the Fourth Circuit.” Order at 2, ECF No. 18. In its April 12, 2018 Order, the Court stated:

Because this action is stayed at this time, the parties need not submit response or rebuttal briefs to Defendant’s Motion to Dismiss, as otherwise directed by Rule 7(F) of the Local Rules of the United States District Court for the Eastern District of Virginia, at this time. After the stay is lifted, the Court will issue an Order providing

further instruction regarding the applicable briefing schedule for Defendant's Motion to Dismiss.


Id.

The Fourth Circuit dismissed Plaintiff's appeal for lack of jurisdiction on April 24, 2018, and issued its mandate on May 16, 2018. Op., ECF No. 19; Mandate, ECF No. 21. Because Plaintiff's appeal is now resolved, the Court's previously imposed stay is hereby lifted.

To the extent Plaintiff wishes to file a response brief in opposition to Defendant's Motion to Dismiss, Plaintiff is **DIRECTED** to do so within twenty-one days from the date of entry of this Order. To the extent Defendant wishes to reply to any response brief filed by Plaintiff, Defendant is **DIRECTED** to do so within six days after the service of Plaintiff's response brief.

The Clerk is **DIRECTED** to send a copy of this Order to Plaintiff and counsel for Defendant.

IT IS SO ORDERED.

Norfolk, Virginia 

May 19, 2018



Arenda L. Wright Allen
United States District Judge