

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

**Latasha Holloway, et al.,**

**Plaintiffs,**

v.

**City of Virginia Beach, et al.,**

**Defendants.**

**Civil Action No. 2:18-cv-0069**

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**PLAINTIFFS' MOTION TO MODIFY THE REMEDIAL BRIEFING SCHEDULE TO  
PERMIT STAGGERED BRIEFING**

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Plaintiffs respectfully request that the Court modify its May 11, 2021 Order (Doc. 252) regarding the submission of remedial proposals, to set a staggered briefing schedule. Because the City must be given “the first opportunity to devise an acceptable remedial plan,” *McGhee v. Granville Cty., N.C.*, 860 F.2d 110, 115 (4th Cir. 1988), and because Plaintiffs will not have an opportunity to review that plan until it is submitted on July 1 to determine whether it adequately remedies the Section 2 violation, Plaintiffs request an opportunity to submit a brief and, if necessary, an alternative proposed remedy, after the City’s submission. Plaintiffs suggest a July 15, 2021 deadline to submit their responsive brief and alternative plan(s) for the Court’s consideration. Plaintiffs likewise request that Defendants be ordered to produce the shapefiles for their proposed remedial plan to Plaintiffs on July 1 to facilitate their review of Defendants’ submission.

Plaintiffs would still submit their suggested independent expert(s) for the Court’s consideration on July 1, 2021.

Defendants have indicated that they oppose this motion.

Dated: June 3, 2021

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on June 3, 2021, I will electronically file the foregoing with the Clerk of the Court using the CM/ECF system, which will then send a notification of such filing to the following:

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