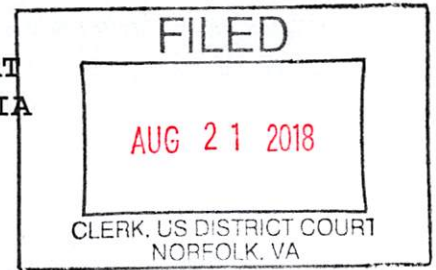


IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION



LATASHA HOLLOWAY,

Plaintiff,

vs.

CIVIL ACTION NO: 2:18-cv-00069-AWA-RJK

CITY OF VIRGINIA BEACH, VIRGINIA,

Defendants.

PLAINTIFF'S REQUEST FOR JUDICIAL NOTICE
IN SUPPORT OF MOTION TO STAY AND AMENDED COMPLAINT

PLEASE TAKE NOTICE that pursuant to Article II, Rule 201(a), Federal Rules of Evidence, Judicial notice of adjudicative facts, the Plaintiff respectfully request that this Court take Judicial notice of the following, the Court may take judicial notice of which are facts and propositions that are not reasonably subject to dispute and are capable of immediate and accurate determination by resort to sources of reasonably indisputable accuracy:

1. The facts show in the history of Virginia Beach City Council elections, only three African-American candidates ever have won an election in the City of Virginia Beach. No African-American candidate has won an election from 1906 until 1986. See Exhibit(A)

2. The August 17, 2018, FOIA request will show that no African-American candidate previously elected to City Council has ever won reelection from **1986-2017**.

3. The Plaintiff has requested the Virginia FOIA Request Center to provide any and all information relating to the United States Department of Justice preclearance of the City's at large method of elections. The agency required additional time to provide the information requested, and therefore, invoked an extension pursuant to Virginia Code **§ 2.2-3704(B)(4)**. **Reference # F006221-080618**.

See Exhibit (B).

4. The Plaintiff has requested the Virginia FOIA Request Center to provide any and all information relating to all election data from **1985-2017** relating to John Richard Logan Perry, Louisa M. Strayhorn and Amelia Ross-Hammond of the City of Virginia Beach. The agency required additional time to provide the requested information, and therefore, invoked an extension pursuant to Virginia Code **§ 2.2-3704(B)(4)**.

Reference # F006220-080618. See Exhibit (C).

1. Minority voters do not have to prove that the electoral system was created or is maintained for a discriminatory purpose. Congress intended that a violation could be proved by showing discriminatory effect alone. Gingles, 478 U.S. at 35, 43-44, 106 S. Ct. at 2758, 2762-63.

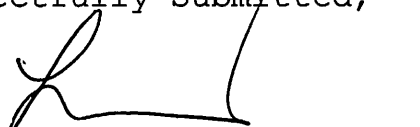
5. The Plaintiff, believes the Defendants knew or should have known, its election practice unfairly dilutes the minority vote, which has the effect of denying African-American voters an equal opportunity to participate in the political process, thereby violating Section 2 of the Voting Rights Act ("VRA"), **52 U.S.C. § 10301** ("Section 2").

6. "The vote is the most powerful instrument ever devised by man for breaking down injustice and destroying the terrible walls which imprison men because they are different from other men." ~ **Lyndon B. Johnson, 36th President of the United States.**

August 20, 2018

Respectfully Submitted,

By:


Ms. Latasha Holloway
3683 Windmill Drive
Virginia Beach, Virginia 23453
(757) 348-0456

CERTIFICATE OF SERVICE

I hereby certify that on August 20, 2018, a true copy of the foregoing was mailed to Mark D. Stiles and Gerald L. Harris, Counsel for defendants, City Attorney's Office 2401 Courthouse Dr Building 1 Virginia Beach, Virginia 23456. (757)385-5687 mstiles@vbgov.com

By: 

Ms. Latasha Holloway
3683 Windmill Drive
Virginia Beach, Virginia 23453
(757) 348-0456