

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

Richmond Division

PAUL GOLDMAN,
Plaintiff,

v.

Civil No. 3:21cv420 (DJN)

ROBERT BRINK *et al.*,
Defendants.

ORDER
(Setting Deadlines)

This matter comes before the Court following the remand of this case from the United States Court of Appeals for the Fourth Circuit for the limited purpose of addressing *pro se* Plaintiff Paul Goldman's ("Plaintiff") standing to sue (ECF No. 60). For the reasons stated on the record during the hearing on March 21, 2022, the Court hereby ORDERS the following:

1. The parties must file stipulations regarding the facts related to Plaintiff's standing to pursue this case by **March 25, 2022**.
2. The parties shall brief the issue of standing in the following manner: First, by **April 1, 2022**, Defendants must file a Motion to Dismiss for lack of jurisdiction under Federal Rule of Civil Procedure 12(b)(1) and address the following three issues in their opening brief:
 - A. Whether, under 28 U.S.C. § 2284, the undersigned, acting alone, should rule on Plaintiff's standing to sue, or whether the three-judge panel previously appointed by the Honorable Roger L. Gregory, Chief Judge of the Fourth Circuit, must rule on this issue;
 - B. Whether Plaintiff has standing as a voter or as a candidate for the House of


Delegates; and,

- C. Whether oral argument on standing is necessary.
3. Plaintiff shall file his Response to Defendants' Motion to Dismiss, addressing the issues listed above, not later than **April 15, 2022**.
4. Defendants shall file their Reply to Plaintiff's Response within six (6) days of Plaintiff's filing of his Response.

Because the Fourth Circuit remanded this case to the District Court to address only the issue of standing, the parties shall not file any motions or other pleadings besides those listed above.

Let the Clerk file a copy of this Order electronically, notify all counsel of record and forward a copy to Plaintiff at his address of record.

It is so ORDERED.


_____/s/_____
David J. Novak
United States District Judge,
on behalf of the three-judge panel,
with the agreement of United States Circuit
Judge Stephanie D. Thacker and United
States District Judge Raymond A. Jackson

Richmond, Virginia
Dated: March 21, 2022