

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA

Norfolk Division

VIRGINIA STATE CONFERENCE OF NATIONAL
ASSOCIATION FOR THE ADVANCEMENT OF
COLORED PEOPLE BRANCHES, *et al.*,

Plaintiffs,

v.

Case No. 2:08cv508

TIMOTHY M. KAINE, *et al.*,

Defendants.

**MEMORANDUM IN SUPPORT OF
MOTION TO DISMISS**

The defendants, George William Thomas, Cecilia Dabney, Dorothy Dockery, J. Kirk Showalter, James H. Hinshaw, Ted Maroulis, W. Donald Brown, Elisa Long, J.A.G. Parrish, Tim Barrow, Shirley Mulderrig, and Edith Harrington, move to dismiss the complaint because the identical lawsuit was filed in the Richmond Division of this Court, and is now pending in that Court.

George William Thomas, *et al.*

By /s/_____
Counsel

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Certificate of Service

I certify that on November 4, 2008, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to counsel of record.

By: /s/
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