

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

Richmond Division

GOLDEN BETHUNE-HILL, et al.,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	
	)	
VIRGINIA STATE BOARD OF	)	Civil Action No. 3:14-cv-00852-REP-AWA-
ELECTIONS, et al.,	)	BMK
	)	
Defendants,	)	
and	)	
	)	
WILLIAM J. HOWELL, SPEAKER OF	)	
THE HOUSE OF DELEGATES, and THE	)	
HOUSE OF DELEGATES,	)	
	)	
Intervenor-Defendants.	)	

**DEFENDANTS’ STATEMENT OF POSITION**

Defendants, the Virginia State Board of Elections *et al.*, state the following in response to the Court’s order of April 6, 2017 (ECF No. 136).

1. As this Court has noted, “Defendants are ‘administrative agencies that implement elections’ but ‘[did] not draw the districts’” whose constitutionality is at issue in this case. (ECF No. 108 at 6 (quoting Trial Tr. 12:14-25).)

2. Throughout this case Intervenor-Defendants have asserted, and they continue to assert, the constitutionality of the challenged districts. Both in this court and the Supreme Court, they have “carr[ied] the burden of litigation.” *Id.* See also *Bethune-Hill v. Va. State Bd. of Elections*, No. 15-680, slip op. at 5 (U.S. Mar. 1, 2017).



