

**VIRGINIA:**

**IN THE CIRCUIT COURT FOR THE CITY OF RICHMOND**

RIMA FORD VESILIND, <i>et al.</i>	)	
	)	
Plaintiffs,	)	
	)	
v.	)	<b>Case No. CL15003886</b>
	)	
VIRGINIA STATE BOARD OF ELECTIONS, <i>et al.</i>	)	
	)	
Defendants.	)	

**STIPULATIONS OF FACT**

The parties hereby stipulate that the following facts are true and accurate and shall be taken as true for the purposes of the trial in the matter, without the need for further factual proof or evidence:

1.           The Plaintiffs are each citizens of the United States and the Commonwealth of Virginia residing at the following addresses which are located in the noted Virginia House of Delegates and/or Senate districts:

Eric E. Amateis  
Senate District 21  
357 Salem Ave SW, Apt 217  
Roanoke, VA 24016

Jessica Ruth Bennett  
Senate District 21  
913 Toms Creek Road  
Blacksburg, VA 24060

Dianne Blais  
Senate District 37  
5211 Gunpowder Rd.  
Fairfax, Va. 22030

Sandra D. Bowen  
House District 72  
206 Grande Dr.  
Henrico, Va. 23229

Patrick M. (Mike) Condray  
Senate District 29  
14527 Three Dormers Court  
Woodbridge VA 22193-3267

H.D. "Dusty" Fiedler  
Senate District 19  
5313 Cromwell Ct.  
Roanoke, Va. 24018

Gregory Harrison  
Senate District 28, House District 88  
12703 Wilderness Park Dr.  
Spotsylvania, Va. 22551

Sean Sullivan Kumar  
Senate District 30  
3841 Elbert Ave.  
Alexandria, Va. 22305

Areli Langhorne  
House District 22  
2039 Overbrook Rd  
Lynchburg, Va. 24501

Sharon Simkin  
House District 48  
4902 Rock Spring Rd.  
Arlington, Va. 22207

Robert S. Ukrop  
House District 72  
202 Cyril Lane,  
Richmond, VA 23229

Vivian Dale Swanson  
House District 88  
11904 Burgess Ln  
Fredericksburg, Va. 22407

Rima Ford Vesilind  
House District 13  
6020 Blue Bell Ct  
Manassas, Va. 20111

Michael Lee Zaner  
Senate District 28, House District 88  
13003 Pipe Run Dr.  
Fredericksburg, Va. 22407

2. The Plaintiffs are each lawfully registered voters in the Commonwealth of Virginia.

3. On February 3, 2011, the United States Census Bureau released decennial census data for the Commonwealth of Virginia. That data showed that, because of population growth and population movement within the Commonwealth, Virginia's House of Delegates and Senate Districts would need to be redistricted by the Virginia General Assembly.

4. At the time of redistricting in 2011, Virginia was a covered jurisdiction under Section 5 of the Voting Rights Act of 1965.

5. On March 25, 2011, both the Senate and House Committees on Privileges and Elections approved their version of Committee Resolution No. 1 containing "District Criteria". Copies of those Resolutions are attached hereto as Exhibit J24 (Senate) and J25 (House).

6. On April 11, 2011, the Virginia General Assembly passed HB 5001, which set forth a redistricting plan for the Virginia House of Delegates and a redistricting plan for the Virginia Senate. A copy of the legislative history of HB 5001 is attached as Exhibit J26.

7. On April 15, 2011, then-Virginia Governor Robert McDonnell vetoed HB 5001. A copy of the veto letter is attached as Exhibit J27.

8. On April 28, 2011, the Virginia General Assembly passed HB 5005, which set forth a redistricting plan for the Virginia House of Delegates and a redistricting plan for the Virginia Senate. On April 29, 2011, then-Virginia Governor Robert McDonnell signed HB 5005 and the redistricting plans were enacted into law (the “Enacted Plans”). A copy of the legislative history of HB 5005 is attached as Exhibit J28. A copy of Governor McDonnell’s letter upon signing the redistricting legislation is attached as Exhibit J29.

9. Copies of the Enacted Plans are attached hereto as Exhibit J30 (House) and J31 (Senate) and can also be found at the following links:

<http://redistricting.dls.virginia.gov/2010/Data/2011HouseMaps/HB5005%20-%20HouStatewide.pdf>

<http://redistricting.dls.virginia.gov/2010/Data/2011SenateMaps/HB5005%20-%20SenStatewide.pdf>

10. On May 10, 2011, the Commonwealth of Virginia submitted the Enacted Plans to the United States Department of Justice (DOJ) for preclearance.

11. The Reock, Polsby-Popper, and Schwartzberg measures of compactness were generated by the Division of Legislative Services and appeared in the submission to the DOJ seeking preclearance. Copies of the “Statement of Change” for both the House and Senate as included in the DOJ submission are attached hereto as Exhibits J32 and J33, respectively.

12. The Department of Justice precleared the Enacted Plans on June 17, 2011.

13. The Majority-Minority Districts in the Enacted Plans are:

Senate: 2, 5, 9, 16, 18

House: 63, 69, 70, 71, 74, 75, 77, 80, 89, 90, 92, 95

14. On September 14, 2015, Plaintiffs filed their Complaint alleging that House of Delegates Districts 13, 22, 48, 72, and 88, and Senate Districts 19, 21, 28, 29, 30, and 37 (the “Challenged Districts”) violate the compactness clause of the Virginia Constitution.

16. The parties have identified Drs. Michael McDonald, Thomas Hofeller, and M.V. (Trey) Hood III as expert witnesses. Each of the identified experts is qualified as an expert in the field of redistricting and the parties stipulate to their treatment as “expert witnesses” within the meaning of Va. Code §8.01-401.3 and Virginia Supreme Court Rule 2:702. Nothing in this stipulation is intended to curtail the ability of any party to present testimony concerning an expert’s credentials or the foundation for their testimony for any proper purpose at trial, including the purposes of establishing, bolstering, or attacking the credibility of any such expert.

Respectfully submitted,

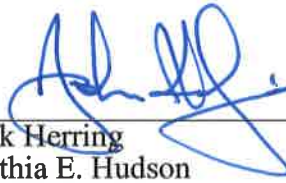


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Respectfully submitted,

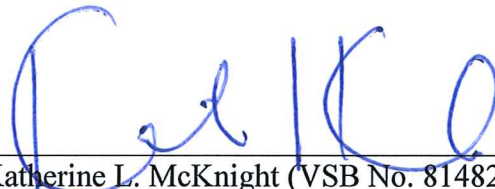


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*Counsel to Defendants*

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'K. McKnight', is written over a horizontal line.

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