LIVESAY & MYERS, P.C. 3975 University Drive, Suite 325 Fairfax, VA 22030 (703) 865-4746 – Telephone (703) 865-8304 – Facsimile millergrant@livesaymyers.com

CERTIFICATE PURSUANT TO RULE 5:17(i) OF THE RULES OF THE SUPREME COURT OF VIRGINIA

I hereby certify:

(1) Appellant is:

1 1

MICHAEL ALLEN LUTTRELL

Counsel for appellant are:

Rebecca K. Glenberg Card Deady VSB #44099 American Civil Liberties Union of Virginia Foundation, Inc. 701 E. Franklin St., Suite 1412 Richmond, Virginia 23219 804-644-8080 - Telephone 804-639-2733 - Facsimile rglenberg@acluva.org

Anneshia M. Grant VSB #79342 LIVESAY & MYERS, P.C. 3975 University Drive, Suite 325 Fairfax, VA 22030 (703) 865-4746 – Telephone (703) 865-8304 – Facsimile millergrant@livesaymyers.com Appellee is:

SAMANTHA MARY JO CUCCO

Counsel for Appellee is:

Lynette Kleiza (VSB #76931) CURRAN MOHER WEIS, P.C. 10300 Eaton Place, Suite 520 Fairfax, VA 22030 (571) 328-5020 – Telephone (571) 328-5022 – Facsimile Ikleiza@curranmoher.com

(2) On this 21st day of May, 2015, a copy of this petition has been mailed to counsel for appellee.

(3) This petition for appeal contains 3,300 words.

(4) Appellant desires to state orally to a panel of this Court the reasons

why the petition for appeal should be granted. Appellant may do so in person

or by conference telephone call, at the convenience of the Court.

Rebecca K. Glenberg Counsel for Appellant

VIRGINIA:

In the Supreme Court of Virginia held at the Supreme Court Building in the City of Richmond on Tuesday the 3rd day of November, 2015.

Michael Allen Luttrell,

against

Record No. 150770 Court of Appeals No. 1768-14-4

Samantha Mary Jo Cucco,

From the Court of Appeals of Virginia

Upon the petition of Michael Allen Luttrell, an appeal is awarded him from a judgment rendered by the Court of Appeals of Virginia.

And it appearing that an appeal bond in the penalty of \$500 conditioned according to law, has heretofore been given in accordance with the provisions of section 8.01-676.1 of the Code, no additional security is required.

And it is ordered that Gail Deady, Esquire, be substituted for Rebecca K. Glenberg, Esquire, as co-counsel for the appellant.

A Copy,

Teste:

Par L Haminster

Clerk

Appellant,

Appellee.

CERTIFICATE OF APPEAL

Pursuant to Rule 5:23, I, Patricia L. Harrington, Clerk of the Supreme Court of Virginia, do hereby certify that on November 3, 2015 an appeal was awarded as described in the order to which this certificate is appended. A copy of this certificate and a copy of the order to which it is appended were this day mailed to the lower court indicated in the order and to all counsel of record.

Given under my hand this 3rd day of November, 2015.

Dat L Hannigh

Clerk