

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
BIG STONE GAP DIVISION**

WILLIAM THORPE, *et al.*,

Plaintiffs,

v.

VIRGINIA DEPARTMENT OF
CORRECTIONS, *et al.*,

Defendants.

Civil Case No. 2:20-cv-00007-JPJ-PMS

PLAINTIFFS' MOTION TO COMPEL THE PRODUCTION OF DOCUMENTS

Pursuant to Federal Rules of Civil Procedure 26(b)(2)(B) and 37, Plaintiffs William Thorpe, Frederick Hammer, Dmitry Khavkin, Gerald McNabb, Gary Wall, Vernon Brooks, Brian Cavitt, Derek Cornelison, Peter Mukuria, Steven Riddick, and Kevin Snodgrass, respectfully move this Court for an Order compelling Defendant, the Virginia Department of Corrections, to produce certain documents, as set forth in the accompanying memorandum of law. Plaintiffs have conferred with Defendants in good faith regarding the documents sought in this motion, but the parties have reached an impasse.

Dated: February 13, 2023

Respectfully submitted,

/s/ Jared Frisch

Megan A. Crowley (*pro hac vice*)

Jared Frisch (*pro hac vice*)

Paul Wilson (*pro hac vice*)

Covington & Burling LLP

850 Tenth Street, NW

Washington, DC 20001-4956

Telephone: (202) 662-6000

mcrowley@cov.com

jfrisch@cov.com

pwilson@cov.com

William O'Neil (*pro hac vice*)
Matthew Phelps (*pro hac vice*)
Covington & Burling LLP
The New York Times Building
620 Eighth Avenue
New York, NY 10018-1405
Telephone: (212) 841-1000
woneil@cov.com
mphelps@cov.com

Vishal Agraharkar (VSB #93265)
Eden B. Heilman (VSB #93554)
Matthew Callahan (*pro hac vice*)
ACLU of Virginia
701 E. Franklin Street, Ste. 1412
Richmond, VA 23219
Telephone: (804) 644-8022
vagraharkar@acluva.com
eheilman@acluva.com
mcallahan@acluva.com

Kathryn Ali (VSB #97966)
Ali & Lockwood LLP
300 New Jersey Avenue, NW, Ste. 900
Washington, DC 20001
Telephone: (202) 651-2475
katie.ali@alilockwood.com

Tara M. Lee (VSB No. 71594)
WHITE & CASE LLP
701 Thirteenth Street, NW
Washington, DC 20005
Telephone: (202) 626-3600
tara.lee@whitecase.com

Michael J. Gallagher (*pro hac vice*)
Michelle Letourneau-Belock (*pro hac vice*)
WHITE & CASE LLP
1221 Avenue of the Americas
New York, New York 10020
Telephone: (212) 819-8200
mgallagher@whitecase.com
michelle.letourneaubelock@whitecase.com

Counsel for Plaintiffs

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**[PROPOSED] ORDER GRATING PLAINTIFFS' MOTION TO COMPEL
THE PRODUCTION OF DOCUMENTS**

Before the Court is Plaintiffs' Motion to Compel the Production of Documents ("Motion"). Having reviewed the Motion, it is **ORDERED** as follows:

The Motion is **GRANTED** because Virginia Code Annotated § 32.1-127.1:03 is not applicable to this case and/or good cause exists for the production of Requested Health Materials (as defined in the Plaintiffs' Memorandum of Law in Support of the Motion).

IT IS SO ORDERED.

ENTERED

_____, 2023

UNITED STATES MAGISTRATE JUDGE