

**IN THE UNITED STATES DISTRICT COURT
FOR EASTERN DISTRICT OF VIRGINIA
Richmond Division**

THE NATIONAL FEDERATION OF)	
THE BLIND OF VIRGINIA, et al.)	
)	
Plaintiffs,)	
)	
v.)	Case No.: 3:23-cv-127
)	
)	
VIRGINIA DEPARTMENT OF)	
CORRECTIONS, et al.)	
)	
Defendants.)	

**DEFENDANT VITALCORE’S MOTION TO
DISMISS PLAINTIFFS’ COMPLAINT**

Defendant VitalCore Health Strategies (“VitalCore”), by counsel, Fed. R. Civ. P. 12(b)(6), hereby moves this Honorable Court to dismiss the Complaint of Plaintiffs, The National Federation of the Blind of Virginia, Nacarlo Antonio Courtney, William Hajacos, Michael McCann, Wilbert Rogers, Kevin Muhammad Shabazz, Patrick Shaw, and William Stravitz (“Plaintiffs”). Pursuant to Local Rule 7(f)(1), a Memorandum of Points and Authorities in Support of this Motion is filed simultaneously herewith.

WHEREFORE, for the foregoing reasons, the reasons set forth in the accompanying Memorandum of Points and Authorities and during any oral argument on this Motion, VitalCore respectfully requests that this Honorable Court grant their motion and dismiss Plaintiffs’ Complaint with prejudice.

Dated: April 14, 2023

Respectfully submitted,

/s/ Patrick K. Burns

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CERTIFICATE OF SERVICE

I hereby certify that on April 14, 2023, I electronically filed the foregoing Memorandum of Points and Authority in Support of Defendant VitalCore's Motion to Dismiss with the Clerk of Court using the CM/ECF system which will send email notification of such filing to the attorneys of records.

/s/ Patrick K. Burns

Patrick K. Burns