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

NATIONAL FEDERATION OF THE BLIND, et al.,

Plaintiffs,

v.

CASE NO. 3:23cv127

VIRGINIA DEPARTMENT OF CORRECTIONS, et al.,

Defendants.

## **MOTION TO DISMISS**

Defendants Barry Marano, Darrell Miller, Harold Clarke, Kevin Punturi, Lakeisha Shaw, Lane Talbott, Larry Edmonds, Officer D. Smith, Tammy Williams, and the Virginia Department of Corrections ("VDOC"), by counsel, submit this Motion to Dismiss pursuant to Rule 12(b)(1) and Rule 12(b)(6) of the Federal Rules of Civil Procedure. For the reasons set forth more fully in the accompanying Memorandum, these Defendants respectfully request that all claims asserted against them in the Plaintiffs' Complaint be dismissed.

Respectfully submitted,

BARRY MARANO, DARRELL MILLER, HAROLD CLARKE, KEVIN PUNTURI, LAKEISHA SHAW, LANE TALBOTT, LARRY EDMONDS, OFFICER D. SMITH, TAMMY WILLIAMS, AND THE VIRGINIA DEPARTMENT OF CORRECTIONS

By: /s/Laura Maughan
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## **CERFIFICATE OF SERVICE**

I hereby certify that on the 1st day of May, 2023, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send a notification of such filing ("NEF") to the following:

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