

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF VIRGINIA  
NEWPORT NEWS DIVISION**

**BOBBY BLAND, DANIEL RAY  
CARTER, JR., DAVID W. DIXON,  
ROBERT W. MCCOY, JOHN C.  
SANDHOFER and DEBRA H.  
WOODWARD,**

**Plaintiffs,**

**v.**

**B. J. ROBERTS, individually and  
in his official capacity as Sheriff  
of the City of Hampton, Virginia,**

**Defendant.**

**CASE NO: 4:11cv45**

**MOTION FOR SUMMARY JUDGMENT**

Defendant, B.J. Roberts, by counsel, and pursuant to Fed. R. Civ. P. 56(c), hereby moves for the entry of summary judgment in his favor on the claims raised in plaintiffs' Complaint. The reasons supporting this Motion are set forth in the accompanying Memorandum of Law.

B. J. ROBERTS, SHERIFF, Individually  
and in his official capacity as Sheriff  
of the City of Hampton, Virginia

By: \_\_\_\_\_/s/\_\_\_\_\_  
Of Counsel

Jeff W. Rosen, Esquire  
Virginia Bar No. 22689  
*Attorney for B. J. Roberts, Sheriff, Individually and  
in his official capacity as Sheriff of the City of  
Hampton, Virginia*  
Pender & Coward  
222 Central Park Avenue  
Virginia Beach, Virginia 23462  
Phone: (757) 490-6253  
Fax: (757) 497-1914  
Email: [jrosen@pendercoward.com](mailto:jrosen@pendercoward.com)

Lisa Ehrich, Esquire  
Virginia Bar No. 32205  
*Attorney for B. J. Roberts, Sheriff, Individually and  
in his official capacity as Sheriff of the City of  
Hampton, Virginia*  
Pender & Coward  
222 Central Park Avenue  
Virginia Beach, Virginia 23462  
Phone: (757) 490-6253  
Fax: (757) 497-1914  
Email: [lehrich@pendercoward.com](mailto:lehrich@pendercoward.com)

Jeffrey A. Hunn, Esquire  
Virginia Bar # 45487  
*Attorney for Sheriff B.J. Roberts*  
Pender & Coward  
222 Central Park Avenue  
Virginia Beach, Virginia 23462  
(757) 490-6253  
(757) 497-1914  
[jhunn@pendercoward.com](mailto:jhunn@pendercoward.com)

CERTIFICATE OF SERVICE

I hereby certify that on the 9th day of December, 2011, I electronically filed a *Motion for Summary Judgment* with the clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

James H. Shoemaker, Jr., Esq.  
Virginia Bar #33148  
Jason E. Messersmith, Esq.  
Virginia Bar #77075  
Patton, Wornom, Hatten & Diamonstein, L.C.  
12350 Jefferson Avenue, Suite 300  
Newport News, VA 23602  
(757) 223-4580/Fax (757) 223-4518  
[jshoemaker@pwhd.com](mailto:jshoemaker@pwhd.com)  
[jmessersmith@pwhd.com](mailto:jmessersmith@pwhd.com)

William W. Hoyle, Jr., Esq.  
Virginia Bar #21725  
William W. Hoyle, Jr., P.C.  
10401 Warwick Boulevard  
Newport News, VA 23601  
(757) 596-1850/Fax (757) 596-1925  
[habeas@erols.com](mailto:habeas@erols.com)  
*Counsel for plaintiffs*

\_\_\_\_\_/s/\_\_\_\_\_  
Jeff W. Rosen, Esquire  
Virginia Bar No. 22689  
*Attorney for B. J. Roberts, Sheriff, Individually and  
in his official capacity as Sheriff of the City of  
Hampton, Virginia*  
Pender & Coward  
222 Central Park Avenue  
Virginia Beach, Virginia 23462  
Phone: (757) 490-6253  
Fax: (757) 497-1914  
Email: [jrosen@pendercoward.com](mailto:jrosen@pendercoward.com)