

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

**THE NATIONAL FEDERATION  
OF THE BLIND OF VIRGINIA, *et al.*,**

**Plaintiffs,**

**Case No. 3:23-cv-127-HEH**

**v.**

**VIRGINIA DEPARTMENT OF  
CORRECTIONS, *et al.*,**

**Defendants.**

**PLAINTIFFS' MOTION *IN LIMINE* TO PRECLUDE DEFENDANT FROM  
INTRODUCING EVIDENCE OF GRIEVANCE REPORTS AT TRIAL**

Plaintiffs, by and through undersigned counsel, hereby move this Court to preclude Defendants from introducing into evidence “grievance reports” that purport to summarize Plaintiffs’ administrative grievances for purposes of Defendant’s failure-to-exhaust defense. These documents are inadmissible for this purpose under Federal Rules of Evidence 1002 and 802. The grounds for requesting this relief are set forth in the accompanying Memorandum.

Dated: May 6, 2024

Respectfully submitted,

/s/ Samantha Westrum

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 6th day of May 2024, I filed the foregoing electronically 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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I hereby certify that I will mail the foregoing document by U.S. Mail and electronic mail to the following non-filing user:

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