

**Do weIN 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,

Defendant.

MOTION IN LIMINE

The Virginia Department of Corrections (“VDOC”), by counsel, hereby submits this Motion *In Limine*. For the reasons set forth in the accompanying memorandum, VDOC respectfully requests that the Court enter an order restricting the use of evidence at trial in the following manner: (1) to exclude evidence related to documents that were produced by the Plaintiffs on April 29, 2024 and May 6, 2024, over two months after the close of discovery in this case; (2) to exclude evidence about any alleged failure to accommodate the Plaintiffs that occurred outside the statute of limitations in this action; (3) to exclude evidence from, or about, any of the Plaintiffs who have been dismissed from this case prior to trial; and (4) to allow equal time during the trial for the presentation of the Plaintiffs’ case-in-chief and VDOC’s case-in-chief.

Respectfully submitted,

VIRGINIA DEPARTMENT OF CORRECTIONS.

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CERTIFICATE OF SERVICE

I hereby certify that on the 6th day of May, 2024, 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 all counsel of record for the Plaintiff.

/s/ Timothy E. Davis

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