

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF VIRGINIA

Roanoke Division

WESLEY C. SMITH, )  
Plaintiff )  
 )  
v. )  
 )  
CHERI SMITH, et. al., )  
Defendants )

**MOTION TO DISMISS**

Defendant, Loretta Vardy, *pro se* and pursuant to Fed. R. Civ. P. 12(b)(1) and 12(b)(6), respectfully move this Court, to dismiss this complaint because it fails to state a claim upon which relief can be granted. This Defendant incorporates by reference all the reasons stated in the memoranda filed by the Office of the Attorney General on behalf of the Defendant Judges Lon Farris, Leroy Millette, Jr., Rossie Alston, Jr., William Hamblen, Richard Potter and H. Lee Chitwood and the Prince William Circuit Court as well as the reasons stated in the memoranda filed on behalf of the Defendants, Cheri Smith and Igor Bahkir by Barry Tatel, Esquire., Mark D. Cummings, Esquire and Kevin J. Shehan, Esquire, counsel for Defendants Cheri Smith and Igor Bahkir.

Respectfully submitted,

Loretta Vardy, *pro se*

  
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