VIRGINIA:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

WESLEY C. SMITH, Plaintiff, v. ROGER D. VANDERHYE, Defendant.	)	Case No. CL 2006-0007859

DEFENDANT ROGER D. VANDERHYE'S DEMURRER TO AMENDED COMPLAINT

Defendant Roger D. Vanderhye ("Mr. Vanderhye"), by counsel, and pursuant to Rule 3:8 of the Rules of the Supreme Court of Virginia, respectfully demurs to the Amended Complaint filed by Plaintiff Wesley C. Smith ("Mr. Smith"). The grounds for this Demurrer are fully set forth in the accompanying Memorandum of law.

Respectfully submitted,

ROGER D. VANDERHYE

By: Sona Rewari
Counsel

Thomas J. Cawley (VSB No. 04612)
Sona Rewari (VSB No. 47327)
HUNTON & WILLIAMS LLP
1751 Pinnacle Drive, Suite 1700
McLean, Virginia 22102
(703) 714-7400 (telephone)
(703) 714-7410 (fax)