



VIRGINIA: IN THE CIRCUIT COURT OF THE CITY OF VIRGINIA BEACH

R.W. "BOBBY" MATHIESON

Petitioner,

V.

At Law No.: C109-6581

RON A. VILLANUEVA

Respondent.

FINAL ORDER

This Special Three-Judge Court, having been appointed by the Chief Justice of the Supreme Court of Virginia pursuant to Va. Code § 24.2-801, convened this day to recount the ballots cast in all precincts in the November 3, 2009 General Election for Virginia House of Delegates from the Twenty-First House District of the Commonwealth of Virginia.

After allowing the parties to inspect the questioned ballots, and after hearing argument of counsel pursuant to Va. Code § 24.2-802, the Court certifies to the State Board of Elections the following votes of each of the candidates for Virginia House of Delegates from Virginia's Twenty-First House District:

Ron A. Villanueva: _____

R.W. "Bobby" Mathieson: _____

Having determined that _____ received the highest number of votes, this Court declares that he is elected to the office of Virginia House of Delegates from the Twenty-First House District.

The Court further orders that the costs of the recount shall be ascertained in the manner provided by statute, and the Chief Judge shall order that they be paid as ascertained.

The Clerk is directed to send a certified copy of this Order to the State Board of Elections at its office in Richmond, Virginia, and to counsel of record for the parties to this case.

THIS IS A FINAL ORDER.

Enter: / /

Chief Judge
Circuit Court of the City of Virginia Beach

Judge

Judge

Attachment: Certificate of Recount

SEEN AND _____:

John Hardin Young (Va. Bar No.13553)
Elizabeth L. Howard (Va. Bar No. 78607)
Sandler, Reiff, & Young, P.C.
300 M St. SE, Suite 1102
Washington, DC 20003
Telephone: (202) 479-1111
Facsimile: (202) 479-1115
Counsel for Petitioner

Jeffrey A. Breit (Va. Bar No. 18876)
Derrick Walker (Va. Bar No. 46490)
Breit, Drescher & Imprevento, P.C.
1000 Dominion Tower
999 Waterside Drive
Norfolk, VA 23510
Phone: (757) 670-3884
Fax: (757) 670-3939
Counsel for Petitioner

SEEN AND _____:

Gary A. Byler, Esq.
505 South Independence Blvd., Suite 201
Virginia Beach, VA 23452
Telephone: (757) 490-8094
Facsimile: (757) 490-0414
Counsel for Respondent