

**CIVIL NON-JURY TRIAL OR MOTION HEARING
MINUTE SHEET**

Date: October 18, 2010

United States District Court	Eastern District of Virginia - Richmond Division
CASE TITLE Commonwealth of Virginia, ex rel. Kenneth T. Cuccinelli, II v. Kathleen Sebelius	CASE NO: 3:10CV00188-HEH JUDGE: HUDSON COURT REPORTER: LISCIO, OCR

MATTER ON FOR: () BENCH TRIAL () MOTION HEARING () OTHER: _____APPEARANCES: Parties () by () with counsel Pro Se ()**TRIAL PROCEEDINGS:**

WITNESSES EXCLUDED ON MOTION OF: PLAINTIFF(S) () DEFENDANT(S) () COURT ()
 OPENING STATEMENTS MADE () OPENING WAIVED ()
 PLAINTIFF(S) ADDUCED EVIDENCE () RESTED () MOTION () _____
 DEFENDANT(S) ADDUCED EVIDENCE () RESTED () MOTION () _____
 REBUTTAL EVIDENCE ADDUCED () SUR-REBUTTAL EVIDENCE ADDUCED ()
 EVIDENCE CONCLUDED () ARGUMENTS OF COUNSEL HEARD ()
 FINDINGS OF FACT AND CONCLUSIONS OF LAW STATED FROM THE BENCH ()
 MATTER TAKEN UNDER ADVISEMENT BY THE COURT ()
 COURT FOUND IN FAVOR OF PLAINTIFF(S) () MONETARY AWARD \$ _____
 COURT FOUND IN FAVOR OF DEFENDANT(S) () _____
 CLERK TO ENTER JUDGMENT ON DECISION () TRIAL EXHIBITS RETURNED TO COUNSEL ()
 CASE CONTINUED UNTIL _____ AT _____ .M. FOR _____

ADDITIONAL NOTATIONS:

Matter came on for hearing on parties' Cross-Motions for Summary Judgment (documents #88 and #90).

Argument heard.

Motions taken under advisement by Court. Memorandum Opinion to enter.

Counsel for Plaintiff(s):

- Kenneth T. Cuccinelli, II; E. Duncan Getchell, Jr.; Wesley G. Russell, Jr.;
Stephen R. McCullough

Counsel for Defendant(s):

- Ian H. Gershengorn; Joel McElvain; Sheila M. Lieber; Jonathan H. Hambrick

SET: 9:00 a.m. BEGAN: 9:12 a.m. ENDED: 11:37 a.m. TIME IN COURT: 2:25