

MAY 17 2016

JULIA C. DUDLEY, CLERK
BY: *[Signature]*
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
CHARLOTTESVILLE DIVISION

VICTORIA JENKINS,)
individually and on behalf of all others)
similarly situated,)
)
Plaintiff,)
)
v.)
)
F. GLENN AYLOR, et al.,)
)
Defendants.)

Civil Action No. 3:15-CV-00046

ORDER

By: Hon. Glen E. Conrad
Chief United States District Judge

For the reasons stated in the accompanying memorandum opinion, it is hereby

ORDERED

as follows:

1. Defendants' motion to dismiss (Docket No. 7) is **GRANTED IN PART AND DENIED IN PART**. The motion is granted with respect to Count I, which is **DISMISSED** without prejudice. The motion is denied with respect to Counts II and III; and
2. Defendants' motion to strike (Docket No. 7) is **DENIED**.

The Clerk is directed to send a certified copy of the order and memorandum opinion to all counsel of record.

ENTER: This 17th day of May, 2016.

[Signature]

Chief United States District Judge