

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
HARRISONBURG DIVISION

MARK BELTON,)	
)	
Plaintiffs,)	
)	
v.)	Case No. 5:13cv24
)	
PAGE COUNTY, VIRGINIA,)	
)	
Defendant.)	

MOTION FOR MEDIATION

Defendant, Page County, Virginia (“County”), by counsel, hereby moves the Court to refer this case for mediation and in support thereof, states as follows:

1. Defendant is interested in reaching a mediated settlement in this case.
2. The cause of action allows a prevailing plaintiff to recover attorneys’ fees and the further the case progresses the more likely that attorneys’ fees will be a hindrance to settlement of the case.
3. Plaintiff has filed another suit in the Danville Division of this Court which is styled “Mark Belton v. Halifax County, Virginia”, Case No. 4:13cv00010. Counsel for Halifax County in the Danville case has advised counsel for Page County that Halifax County is interested in engaging in mediation to try and settle the claim. It will be appropriate to mediate and settle both cases at the same time.

WHEREFORE, Defendant respectfully moves the Court to refer this case to a magistrate judge for mediation.

PAGE COUNTY, VIRGINIA

By /s/ Jim H. Guynn, Jr.
Jim H. Guynn, Jr. (VSB #22299)

Theresa J. Fontana (VSB # 79597)
Guynn, Memmer & Dillon, P.C.
415 S. College Avenue
Salem, Virginia 24153
Phone: 540-387-2320
Fax: 540-389-2350
Email: jim.guynn@gmdlawfirm.com
theresa.fontana@gmdlawfirm.com
Attorneys for Defendant Page County, Virginia

CERTIFICATE OF SERVICE

I do hereby certify that on this 1st day of May, 2013, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

James A. Allen, Esq.
Susan M. Simpson, Esq.
General Counsel, P.C.
6862 Elm Street, Suite 800
McLean, VA 22101
Email: jallen@gcpc.com
ssimpson@gcpc.com

Thomas G. Jarrard, Esq.
Thomas G. Jarrard, PLLC
1020 North Washington Street
Spokane, WA 99201
Email: tjarrard@att.net

Robert W. Mitchell, Esq.
Robert Mitchell, Attorney at Law, PLLC
1020 North Washington Street
Spokane, WA 99201
Email: bobmitchellaw@yahoo.com

Matthew Z. Crotty, Esq.
Crotty & Son Law Firm, PLLC
421 W. Riverside Avenue, Suite 1005
Spokane, WA 99201
Email: matt@crottyandson.com

/s/ Jim H. Guynn, Jr.