

IN THE SUPREME COURT OF APPEALS OF WEST VIRGINIA

NOV 14 2011

NO. 11-1516

STATE OF WEST VIRGINIA *ex rel.*
THE COUNTY COMMISSION OF
MONROE COUNTY, WEST VIRGINIA,
acting by and through its members:
Michael Shane Ashley, Clyde Gum, Jr.
and William Miller, in their
official capacities, and as citizens and
residents of Monroe County, West Virginia;

Petitioners,

v.

RICHARD THOMPSON, in his official capacity
as Speaker of the House of Delegates of the State
of West Virginia; and NATALIE E. TENNANT,
in her official capacity as Secretary of State of
the State of West Virginia;

Respondents.

SUMMARY RESPONSE TO THE PETITION
FOR A WRIT OF PROHIBITION

DARRELL V. MCGRAW, JR.
ATTORNEY GENERAL

THOMAS R. RODD
ASSISTANT ATTORNEY GENERAL
812 Quarrier Street, 6th Floor
Charleston, West Virginia 25301
Telephone: 304-558-5830
State Bar No. 3143
E-mail: twr@wvago.gov

Counsel for Respondent

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**SUMMARY RESPONSE TO THE PETITION
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This Summary Response is filed on behalf of the Respondent, the Honorable Natalie E. Tennant, West Virginia Secretary of State (“the Respondent Secretary”), in response to a Petition for a Writ of Prohibition filed by the Monroe County Commission, No. 11-1516, relating to the redistricting of the West Virginia House of Delegates (the “Monroe House Petition”).

The Respondent Secretary has previously filed a Consolidated Response to (1) a Petition for a Writ of Mandamus filed by Petitioner Thornton Cooper, No. 11-1405 (the “Cooper House Petition”); and (2) to a Writ of Prohibition filed by the Petitioners Stephen Andes, *et al.*, No. 11-1447 (the “Andes House Petition”). The Respondent Secretary incorporates that Consolidated Response herein by reference. The Respondent Secretary does not wish to file a separate response to the Monroe House Petition, believing that she has already set out her position adequately on the issues raised by that Petition.

Respectfully submitted,

Natalie E. Tennant
West Virginia Secretary of State
Respondent

by counsel,

DARRELL V. MCGRAW, JR.
ATTORNEY GENERAL



THOMAS W. RODD
ASSISTANT ATTORNEY GENERAL
812 Quarrier Street, 6th Floor
Charleston, West Virginia 25301
Telephone: 304-558-5830
State Bar No. 4173
E-mail: twr@wvago.gov

Counsel for Respondent

VERIFICATION

STATE OF WEST VIRGINIA

COUNTY OF KANAWHA, to-wit:

I, Natalie E. Tennant, state that I am the Respondent in the foregoing **SUMMARY RESPONSE TO THE PETITION FOR A WRIT OF PROHIBITION**, that I have read the same, and that the facts and allegations therein contained are true and correct to the best of my belief and knowledge.

11/14/11
DATE

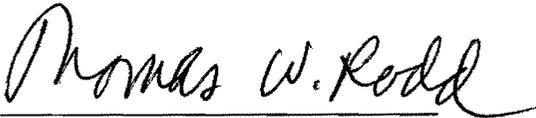
Natalie E. Tennant
NATALIE E. TENNANT

CERTIFICATE OF SERVICE

I, THOMAS W. RODD, Assistant Attorney General and counsel for the Respondent herein, do hereby certify that I have served a true copy of the attached **SUMMARY RESPONSE TO THE PETITION FOR A WRIT OF PROHIBITION** upon counsel for the parties in the instant case by depositing said copy in the United States mail, with first-class postage prepaid, on this 14th day of November, 2011, addressed as follows:

To: Jeffery A Pritt
Pritt Law Firm
PO Box 708
Union, WV 24983

Anthony Majestro, Esq.
405 Capitol Street, Suite P-1200
P.O. Box 3081
Charleston, WV 25331



THOMAS W. RODD