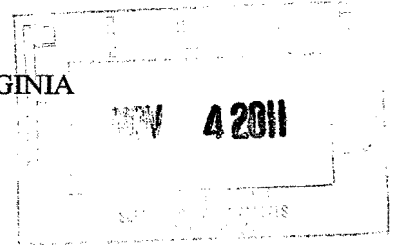


IN THE SUPREME COURT OF APPEALS OF WEST VIRGINIA
At Charleston

Upon Original Jurisdiction



STATE OF WEST VIRGINIA, ex rel.
THORNTON COOPER,

Petitioner,

v.

No. 11-1405

HONORABLE NATALIE E. TENNANT,
Secretary of State of the State of West Virginia,

Respondent.

AND

STATE OF WEST VIRGINIA, ex rel.
STEPHEN ANDES, et al.,

Petitioners,

v.

No. 11-1447

HONORABLE NATALIE E. TENNANT,
Secretary of State of the State of West Virginia,

Respondent.


INTERVENOR RICHARD THOMPSON'S APPENDIX

Anthony J. Majestro (WVSB 5165)
POWELL & MAJESTRO, PLLC
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Phone: 304-346-2889
amajestro@powellmajestro.com
*Counsel for Intervenor Richard Thompson,
Speaker of the West Virginia House of Delegates*

November 4, 2011

CERTIFICATE OF ACCURACY OF APPENDIX CONTENTS

I, Anthony J. Majestro, counsel for Intervenor Richard Thompson, Speaker of the West Virginia House of Delegates, do, on this the 4th day of November, 2011, hereby certify, pursuant to the provisions of Rule 7(c)(2) and Rule 16(3) of the Revised Rules of Appellate Procedure, that the contents of this Appendix are, to the best of my knowledge and belief, accurate copies of the items that I have described in the **TABLE OF CONTENTS OF THIS APPENDIX** and **INTERVENOR THOMPSON'S COMBINED RESPONSE TO PETITION FOR WRIT OF MANDAMUS AND PETITION FOR WRIT OF PROHIBITION** to which this Appendix is appended.



Anthony J. Majestro (WVSB 5165)
POWELL & MAJESTRO, PLLC
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Charleston, WV 25301
Phone: 304-346-2889
Fax: 304-346-2895
*Counsel for Intervenor Richard Thompson,
Speaker of the West Virginia House of
Delegates*

TABLE OF CONTENTS

	Page
INTERVENOR THOMPSON EXHIBIT NO. 1: “Speaker Appoints House Select Committee on Redistricting,” West Virginia Legislature Press Release, May 26, 2011	1-2
INTERVENOR THOMPSON EXHIBIT NO. 2: “House of Delegates Redistricting,” West Virginia Legislature Website.....	3-7
INTERVENOR THOMPSON EXHIBIT NO. 3: “House Select Committee on Redistricting Membership for Zipcode 25314	8-9
INTERVENOR THOMPSON EXHIBIT NO. 4: House Bill 106, Bill Status, 2011 1 st Special Session.....	10-11
INTERVENOR THOMPSON EXHIBIT NO. 5: House Bill 201, Bill Status, 2011 2 nd Special Session.....	12-13
INTERVENOR THOMPSON EXHIBIT NO. 6: Population Summary Report (multi-member), House 2x Final Plan2, August 22, 2011	14-16
INTERVENOR THOMPSON EXHIBIT NO. 7: Population Summary Report, 2011 Thornton Cooper Plan, November 2, 2011.....	17-19
INTERVENOR THOMPSON EXHIBIT NO. 8: Memorandum from Tom Bennett, House Redistricting Staff.....	20



Press Releases

Speaker of the House of Delegates, Richard Thompson

Release Date: 5/26/2011

Speaker Appoints House Select Committee on Redistricting

CHARLESTON – House Speaker Rick Thompson has appointed a 30-member committee, Chaired by House Majority Leader Brent Boggs, to develop a proposal for redrawing House of Delegates districts.

"Now that members have had a chance to examine the U.S. Census figures and get feedback from their constituents, the House committee is ready to move forward – meeting with both state and county officials – and come up with some recommendations," Speaker Thompson said.

"Each region of the state is very well represented by this 30-member group, and I have complete confidence that this committee will do an outstanding job."

Chairman Boggs said the first meeting will be scheduled to coincide with the Legislature's next interim meetings, which take place June 13-15. The committee will meet regularly throughout the summer, he said. The recommendations will be considered by the full House during a special session in August or September.

"Chairing this committee is quite an honor and I look forward to working with my colleagues on this challenging task," Boggs, D-Braxton, said. "I appreciate very much that the Speaker took the time to talk individual members about how we should progress. For the 100-member House, this is a massive undertaking, but we are prepared and ready to get to work."

House Majority Whip Mike Caputo, D-Marion, has been appointed vice chair of the committee.

"I think this is great group of people who will spend a tremendous amount of time and energy ensuring that all needs are heard and every community in the state is properly represented," Caputo said.

There will soon be a web page for the House Select Committee on Redistricting that will be linked to the Legislature's main web page. The new House redistricting page will include a section for public input and provide contact information for each of the committee members. That link, along with a specific time and date for the committee's first meeting, will be released in the next several days.

"We also plan to set up an 800-number so people can call and leave comments for committee members," Chairman Boggs said. "We are striving to provide as many avenues for public input as possible at minimal expense."

Other members of the House Select Committee on Redistricting are Delegates:

Ashley, R-Roane
 Butcher, D-Logan
 Canterbury, R-Greenbrier
 Carmichael, R-Jackson
 Duke, R-Berkeley
 Ellem, R-Wood
 Evans, R-Grant
 Ffleschauer, D-Monongalia
 Fragale, D-Harrison
 Frazier, D-Mercer
 Hatfield, D-Kanawha
 Hunt, D-Kanawha
 Lane, R-Kanawha
 Lawrence, D-Jefferson
 C. Miller, R-Cabell
 Moore, D-McDowell
 Moye, D-Raleigh
 Paxton, D-Putnam
 Perdue, D-Wayne
 Pethtel, D-Wetzel
 D. Poling, D-Wood
 M. Poling, D-Barbour
 Reynolds, D-Cabell
 Rowan, R-Hampshire

Intervenor Thompson
 Exhibit No. 1

Staggers, D-Fayette

Storch, R-Ohio

Swartzmiller, D-Hancock

White, D-Mingo

SELECT PRESS RELEASE

Submit

If you would like more information regarding these issues, please contact my office:

Speaker Richard Thompson
Room 228-M, Building 1
Capitol Complex
Charleston, WV 25305

Phone: (304) 340-3210

E-mail: Speaker.Thompson@frontier.com

[Biography](#) | [News Releases](#) | [E-mail](#) | [Main](#)

[Bill Status](#) | [Bill Tracking](#) | [WV Code](#) | [Bulletin Board](#) | [District Maps](#) | [Releases](#) | [Blog](#) | [Crime Victims](#) | [Links](#) | [FAQ](#) | [Site Map](#) | [Home](#)



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West Virginia Legislature
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1863
1872
1885
1890
1898
1901
1911
1920
1931
1941
1950
1960
1970
1980
1990
2000
2010

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House of Delegates Redistricting

Regional Representation Map

This map breaks down the House Select Committee on Redistricting membership by region. There are currently a total of 68 districts in the 100-member House of Delegates, and 30 delegates are serving on the House Select Committee on Redistricting.

Move your cursor over each region to contact the Select Committee members working on redistricting plans for that area - click on that region to email those members.

House Maps & Information

Second Special Session

- > [House Bill 201 Final Map](#)
- > [Planned Components Report \(HB 201 Enrolled\)](#)
- > [Population Summary Report \(HB 201 Enrolled\)](#)
- > [HB 201 House Redistricting Enrolled](#)
- > [Boggs Final Amendment \(HB 201\)](#)
- > [Boggs #1 Proposed Amendment \(HB 201\)](#)
- > [Armetead #1 Proposed Amendment \(HB 201\)](#)

Final District Maps

- > [House District 01](#)
- > [House District 02](#)
- > [House District 03](#)
- > [House District 04](#)
- > [House District 05](#)
- > [House District 06](#)

Find Your Committee Representative

25311 -
 Enter 5 or 9 Digit Zipcode



House Select Committee on Redistricting



Welcome to the House Select Committee on Redistricting website, through which we plan to provide citizens with as much information as possible about the process of redrawing the boundaries of the West Virginia delegate districts. Just as importantly, we want you to use this website to share your thoughts on how we can best draw the district lines to properly reflect shifts in the state's population.

While our committee has 30 members from throughout the state who will fine-tune a final proposal, we envision this process as one that takes place largely at the local level and involves close interaction among residents, county officials and each of our 100 delegates.

On this site, you can locate your local delegate, or consult the committee map to see which Select Committee member is from your region. There is a form on which you can provide feedback, and contact information if you would like to speak to a member directly.

Please revisit the site often, as we will be updating it throughout this process.

Address

House Select Committee on Redistricting
 1900 Kanawha Blvd. East, Room 226M
 Charleston, West Virginia 25305

E-mail: house.redistricting@wvhouse.gov

Phone Toll-Free: 1-855-395-9128

Twitter

Follow the House Communications Director on Twitter for updates on the work of the Committee, as well as other House news.



**Intervenor Thompson
 Exhibit No. 2**

- [> House District 07](#)
- [> House District 08](#)
- [> House District 09](#)
- [> House District 10](#)
- [> House District 11](#)
- [> House District 12](#)
- [> House District 13](#)
- [> House District 14](#)
- [> House District 15](#)
- [> House District 16](#)
- [> House District 17](#)
- [> House District 18](#)
- [> House District 19](#)
- [> House District 20](#)
- [> House District 21](#)
- [> House District 22](#)
- [> House District 23](#)
- [> House District 24](#)
- [> House District 25](#)
- [> House District 26](#)
- [> House District 27](#)
- [> House District 28](#)
- [> House District 29](#)
- [> House District 30](#)
- [> House District 31](#)
- [> House District 32](#)
- [> House District 33](#)
- [> House District 34](#)
- [> House District 35](#)
- [> House District 36](#)
- [> House District 37](#)
- [> House District 38](#)
- [> House District 39](#)
- [> House District 40](#)
- [> House District 41](#)
- [> House District 42](#)
- [> House District 43](#)
- [> House District 44](#)
- [> House District 45](#)
- [> House District 46](#)
- [> House District 47](#)
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- [> House District 53](#)
- [> House District 54](#)
- [> House District 55](#)
- [> House District 56](#)
- [> House District 57](#)
- [> House District 58](#)
- [> House District 59](#)
- [> House District 60](#)
- [> House District 61](#)
- [> House District 62](#)
- [> House District 63](#)
- [> House District 64](#)
- [> House District 65](#)
- [> House District 66](#)
- [> House District 67](#)

First Special Session

Contents district-by-district map book, which contains maps and data that reflect the intent of House Bill 106 as it passed.

- > [HB106 Map Book](#)
- > [HB106 Plan Components Report](#)
- > [HB106 Population Summary Report](#)
- > [House Final Map](#)
- > [HB 106 - House Redistricting Bill](#)

Meeting Dates & Agendas

Tuesday, August 2, 2011 at 09:00 AM in House Gov. Org. - 215E - [LISTEN LIVE](#)

Agenda

1. Call to Order
2. Roll Call
3. Approval of Minutes
4. HB ORG- Relating to and implementing the decennial redistricting of the House of Delegates.
5. Adjournment

House Select Committee on Redistricting

On May 26th, Speaker Thompson appointed a 30-member, bi-partisan Select Committee chaired by House Majority Leader Brent Boggs



Brent Boggs
Chair
Phone: (304) 340-3220
[Email](#)



Mike Caputo
Vice-Chair
Phone: (304) 340-3249
[Email](#)



Greg Butcher
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Barbara Evans Fleischauer
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[Email](#)



Daniel Poling
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[Email](#)



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Bob Ashley
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[Email](#)



Ruli Rowan
Phone: (304) 492-5790
[Email](#)



Enikka Storch
Phone: (304) 232-7525 x 103
[Email](#)

Resources

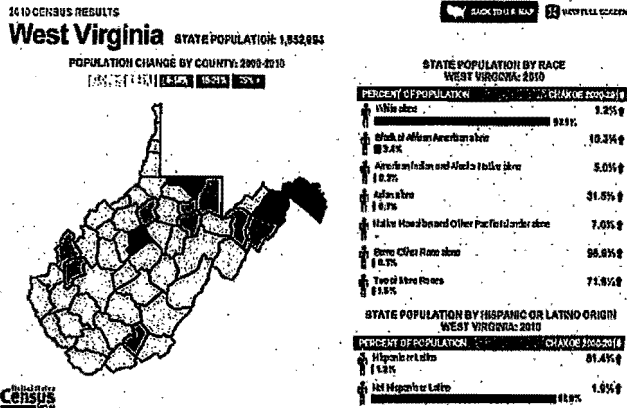
A listing of Legislative and National redistricting announcements, fact sheets & links.

- › [Redistricting Office - Redistricting Timeline](#)
- › [NCSL - Redistricting Basics & Terminology](#)
- › [Brannan Center - A Citizen's Guide to Redistricting](#)
- › [U.S. Census - Strength in Numbers](#)
- › [Relevance of Compactness](#)
- › [NCSL - Census & Redistricting Profiles](#)
- › [U.S. Census Bureau](#)
- › [American Community Survey](#)

Releases

- › [Speaker Appoints House Select Committee on Redistricting](#)

2010 Census Map



Trouble viewing the map above? [Get the latest Flash player.](#)

2010 Census Information

The files below reflect the new district and county population numbers in West Virginia based on the 2010 Federal Census.

New districts have not been drawn based on these numbers. *Released (03/23/2011)*

- [Senate Districts](#)
- [House Districts](#)
- [Congressional Districts](#)
- [County Population](#)

Public Law 94-171 Reference Maps (2010 CENSUS)

- [P.L. 94-171 VTD/SLD Reference Maps](#)
- [P.L. 94-171 County Block Maps](#)
- [Census Tract Reference Maps](#)

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House Select Committee on Redistricting Membership for Zipcode 25314

» House Redistricting

5 or 9 Digit Zipcode

Regional Redistricting Representative(s)



Barbara Hatfield
(D - Kanawha)

District 30

Capitol Address:
Room 214E, Building 1
State Capitol Complex
Charleston, WV 25305

Primary Phone: (304) 744-9898
Secondary Phone:
E-mail: bobble.hatfield@wvhouse.gov



Mark Hunt
(D - Kanawha)

District 30

Capitol Address:
Room 400M, Building 1
State Capitol Complex
Charleston, WV 25305

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Secondary Phone:
E-mail: mhunt@markahunt.com



Patrick Lane
(R - Kanawha)

District 32

Capitol Address:
Room 150R, Building 1
State Capitol Complex
Charleston, WV 25305

Primary Phone: (304) 545-5263
Secondary Phone:
E-mail: patrick@patricklane.us

House of Delegates Representative(s)



Bonnie Brown - 30
(D - Kanawha)



Nancy Guthrie - 30
(D - Kanawha)



Barbara Hatfield - 30
(D - Kanawha)



Mark Hunt - 30
(D - Kanawha)



Eric Nelson - 30
(R - Kanawha)



Doug Skaff - 30
(D - Kanawha)

Danny Wells - 30
(D - Kanawha)

Intervenor Thompson
Exhibit No. 3



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Bill Status - 2011 1st Special Session

House Bill 106

Legislative Session: 2011(1X)

LAST ACTION: **Vetoed - Governor's Message**
 SUMMARY: Reapportioning the House of Delegates districts
 LEAD SPONSOR: **Boggs**
 SPONSORS: **Caputo, White, Swartzmiller, Fraga, Stagers, Reynolds**
 BILL TEXT: Introduced Version - [html](#) | [word](#)
[Bill Definitions](#) :? Enrolled Version - Final Version - [html](#) | [word](#)
 Engrossed Version - [html](#) | [word](#)
 CODE AFFECTED: **§ 1 - 2 - 2 (Amended Code)**
§ 1 - 2 - 2 b (Amended Code)

SIMILAR TO: **SB 1006**

ACTIONS:

	Description	Date	Journal Page
Vetoed			
H	Vetoed by Governor 8/17/11 - House Journal	08/05/11	
H	Vetoed by Governor 8/17/11	08/17/11	
S	Vetoed by Governor 8/17/11 - Senate Journal	08/05/11	92
H	To Governor 8/17/11 - House Journal	08/05/11	
H	To Governor 8/17/11	08/17/11	
S	To Governor 8/17/11 - Senate Journal	08/05/11	91
S	Completed legislative action	08/05/11	
H	House received Senate message	08/05/11	
S	Communicated to House	08/05/11	76
S	<u>Effective from passage (Roll No. 7)</u>	08/05/11	77-78
S	<u>Passed Senate (Roll No. 6)</u>	08/05/11	77
S	Read 3rd time	08/05/11	77
S	On 3rd reading	08/05/11	77
S	Floor amendment rejected (Voice vote)	08/05/11	60-77
S	Floor amendment rejected (Voice vote)	08/05/11	55-60
S	Read 2nd time	08/05/11	55
S	<u>Suspension of Constitutional Rule (Roll No. 5)</u>	08/05/11	54-55
S	On 2nd reading	08/05/11	54
S	Read 1st time	08/05/11	54
S	On 1st reading	08/05/11	54

Intervenor Thompson
Exhibit No. 4

S	Committee reference dispensed	08/05/11	54
S	Immediate consideration	08/05/11	54
S	Introduced in Senate	08/05/11	54
S	House Message received	08/05/11	54
H	Communicated to Senate	08/05/11	
H	<u>Effective from passage (Roll No. 533)</u>	08/05/11	
H	<u>Passed House (Roll No. 532)</u>	08/05/11	
H	Read 3rd time	08/05/11	
H	Amendment withdrawn (Voice vote)	08/05/11	
H	Amendment adopted (Voice vote)	08/05/11	
H	Amendment adopted (Voice vote)	08/05/11	
H	Amendment adopted (Voice vote)	08/05/11	
H	<u>Amendment rejected (Roll No. 531)</u>	08/05/11	
H	Amendment rejected (Voice vote)	08/05/11	
H	<u>Amendment rejected (Roll No. 530)</u>	08/05/11	
H	Amendment rejected (Voice vote)	08/05/11	
H	Amendment adopted (Voice vote)	08/05/11	
H	Amendment ruled not germane	08/05/11	
H	<u>Amendment rejected (Roll No. 529)</u>	08/05/11	
H	Amendment rejected (Voice vote)	08/05/11	
H	Amendment rejected (Voice vote)	08/05/11	
H	Amendment reported by the Clerk	08/05/11	
H	On 3rd reading with restricted right to amend, House Calendar	08/05/11	
H	Amendments pending	08/04/11	
H	<u>Amendment rejected (Roll No. 511)</u>	08/04/11	
H	Read 2nd time	08/04/11	
H	On 2nd reading, House Calendar	08/04/11	
H	Read 1st time	08/03/11	
H	<u>Motion to substitute minority report for the report of the House Select Committee on Redistricting rejected (Roll No. 510)</u>	08/03/11	
H	On 1st reading, House Calendar	08/03/11	
H	With accompanying minority report, do pass	08/02/11	
H	Originating in House Select Committee on Redistricting	08/02/11	

Bill Status - 2011 2nd Special Session

House Bill 201

Legislative Session: 2011(2X)

LAST ACTION: *Effective from passage - (August 21, 2011)*

SUMMARY: Reapportioning the House of Delegates districts

LEAD SPONSOR: Boggs

SPONSORS: Caputo, White, Swartzmiller, Fragale, Staggers, Reynolds

BILL TEXT: Introduced Version - [html](#) | [word](#)
Bill Definitions | [?](#) Enrolled Version - Final Version - [html](#) | [word](#)
 Engrossed Version - [html](#) | [word](#)

CODE AFFECTED: § 1 - 2 - 2 (Amended Code)

ACTIONS:

	Description	Date	Journal Page
<i>Effective from passage - (August 21, 2011)</i>			
H	Approved by Governor 9/2/11 - House Journal	08/21/11	
H	Approved by Governor 9/2/11	09/02/11	
S	Approved by Governor 9/2/11 - Senate Journal	08/21/11	441
H	To Governor 8/26/11 - House Journal	08/21/11	
H	To Governor 8/26/11	08/26/11	
S	To Governor 8/26/11 - Senate Journal	08/21/11	440
S	Completed legislative action	08/21/11	
H	House received Senate message	08/21/11	
S	Communicated to House	08/21/11	437
S	<u>Effective from passage (Roll No. 4)</u>	08/21/11	436-437
S	<u>Passed Senate (Roll No. 3)</u>	08/21/11	436
S	Read 3rd time	08/21/11	436
S	On 3rd reading	08/21/11	436
S	Floor amendment rejected (Voice vote)	08/21/11	424-436
S	Floor amendment rejected (Voice vote)	08/21/11	416-424
S	<u>Floor amendment rejected (Roll No. 2)</u>	08/21/11	15-416
S	Read 2nd time	08/21/11	15
S	<u>Suspension of Constitutional Rule (Roll No. 1)</u>	08/21/11	14-15
S	On 2nd reading	08/21/11	14
S	Read 1st time	08/21/11	14
S	On 1st reading	08/21/11	14

Intervenor Thompson
Exhibit No. 5

S	Committee reference dispensed	08/21/11	14
S	Immediate consideration	08/21/11	14
S	Introduced in Senate	08/21/11	14
S	House Message received	08/21/11	14
H	Communicated to Senate	08/20/11	
H	<u>Effective from passage (Roll No. 559)</u>	08/20/11	
H	Title amendment adopted (Voice vote)	08/20/11	
H	<u>Passed House (Roll No. 558)</u>	08/20/11	
H	Read 3rd time	08/20/11	
H	Amendment adopted (Voice vote)	08/20/11	
H	<u>Amendment to amendment rejected (Roll No. 557)</u>	08/20/11	
H	Amendment ruled not germane	08/20/11	
H	<u>Amendment to amendment rejected (Roll No. 556)</u>	08/20/11	
H	<u>Amendment to amendment rejected (Roll No. 555)</u>	08/20/11	
H	<u>Amendment to amendment rejected (Roll No. 554)</u>	08/20/11	
H	<u>Amendment to amendment rejected (Roll No. 553)</u>	08/20/11	
H	<u>Amendment to amendment rejected (Roll No. 552)</u>	08/20/11	
H	<u>Amendment to amendment rejected (Roll No. 551)</u>	08/20/11	
H	<u>Amendment to amendment rejected (Roll No. 550)</u>	08/20/11	
H	<u>Amendment to amendment rejected (Roll No. 549)</u>	08/20/11	
H	<u>Amendment to amendment rejected (Roll No. 548)</u>	08/20/11	
H	<u>Amendment to amendment adopted (Roll No. 547)</u>	08/20/11	
H	<u>Amendment to amendment rejected (Roll No. 546)</u>	08/20/11	
H	<u>Amendment to amendment rejected (Roll No. 545)</u>	08/20/11	
H	Amendment reported by the Clerk	08/20/11	
H	On 3rd reading with right to amend, House Calendar	08/20/11	
H	Amendments pending	08/19/11	
H	Read 2nd time	08/19/11	
H	On 2nd reading, House Calendar	08/19/11	
H	Read 1st time	08/18/11	
H	Reference dispensed	08/18/11	
H	<u>Filed for introduction</u>	08/18/11	

Plan: House 2x Final Plan2

Plan Type:

Administrator Tom Bennett

User:

Population Summary Report (multi-member)

Monday, August 22, 2011

12:06 PM

DISTRICT	NUMBER OF MEMBERS	POPULATION	IDEAL POPULATION	DEVIATION	% DEVIATION
2	1	19,289	18,530	759	4.10
5	1	17,616	18,530	-914	-4.93
6	1	17,728	18,530	-802	-4.33
7	1	17,736	18,530	-794	-4.28
8	1	18,428	18,530	-102	-0.55
9	1	18,288	18,530	-242	-1.31
11	1	18,387	18,530	-143	-0.77
12	1	17,830	18,530	-700	-3.78
14	1	17,677	18,530	-853	-4.60
15	1	18,384	18,530	-146	-0.79
18	1	17,608	18,530	-922	-4.98
20	1	17,621	18,530	-909	-4.91
21	1	19,269	18,530	739	3.99
23	1	17,873	18,530	-657	-3.55
25	1	19,089	18,530	559	3.02
26	1	18,624	18,530	94	0.51
29	1	19,453	18,530	923	4.98
30	1	19,447	18,530	917	4.95
31	1	19,451	18,530	921	4.97
33	1	19,378	18,530	848	4.58
34	1	19,446	18,530	916	4.94
37	1	17,917	18,530	-613	-3.31
38	1	19,438	18,530	908	4.90
39	1	19,431	18,530	901	4.86
40	1	19,455	18,530	925	4.99
41	1	18,798	18,530	268	1.45
44	1	19,133	18,530	603	3.25
45	1	19,332	18,530	802	4.33
46	1	18,397	18,530	-133	-0.72
47	1	19,278	18,530	748	4.04
49	1	18,629	18,530	99	0.53
52	1	19,075	18,530	545	2.94
53	1	18,897	18,530	367	1.98
54	1	19,352	18,530	822	4.44
55	1	19,414	18,530	884	4.77
56	1	19,396	18,530	866	4.67
57	1	19,419	18,530	889	4.80
58	1	19,151	18,530	621	3.35
59	1	19,190	18,530	660	3.56
60	1	19,314	18,530	784	4.23

Page 1

Plan: House 2x Final Plan2
 Type:

Administrator: Tom Bennett
 User:

DISTRICT	NUMBER OF MEMBERS	POPULATION	IDEAL POPULATION	DEVIATION	% DEVIATION
61	1	18,472	18,530	-58	-0.31
62	1	17,796	18,530	-734	-3.96
63	1	17,744	18,530	-786	-4.24
64	1	18,295	18,530	-235	-1.27
65	1	18,261	18,530	-269	-1.45
66	1	17,612	18,530	-918	-4.95
67	1	17,625	18,530	-905	-4.88

DISTRICT	NUMBER OF MEMBERS	POPULATION	IDEAL POPULATION	DEVIATION	% DEVIATION
1	2	37,602	37,060	271	1.46
3	2	38,882	37,060	911	4.92
4	2	36,522	37,060	-269	-1.45
13	2	37,271	37,060	106	0.57
17	2	35,210	37,060	-925	-4.99
19	2	36,921	37,060	-70	-0.38
22	2	35,249	37,060	-906	-4.89
24	2	35,250	37,060	-905	-4.88
28	2	38,909	37,060	925	4.99
42	2	38,871	37,060	906	4.89
43	2	37,819	37,060	380	2.05

DISTRICT	NUMBER OF MEMBERS	POPULATION	IDEAL POPULATION	DEVIATION	% DEVIATION
10	3	55,957	55,590	122	0.66
16	3	52,810	55,590	-927	-5.00
27	3	58,217	55,590	876	4.73
32	3	57,586	55,590	665	3.59
36	3	52,906	55,590	-895	-4.83
50	3	55,380	55,590	-70	-0.38

DISTRICT	NUMBER OF MEMBERS	POPULATION	IDEAL POPULATION	DEVIATION	% DEVIATION
35	4	70,630	74,120	-873	-4.71
48	4	70,424	74,120	-924	-4.99

DISTRICT	NUMBER OF MEMBERS	POPULATION	IDEAL POPULATION	DEVIATION	% DEVIATION
51	5	93,135	92,650	97	0.52

Total Population: 1,852,994
 Ideal Population: 18,530

Summary Statistics

Population Range: 17,603 to 19,455
 Ratio Range: 1.11
 Unadjusted Absolute Range: -3,696 to 2,627

Plan: House 2x Final Plan2
Type:

Administrator: Tom Bennett
User:

Absolute Range:	-927 to 925
Absolute Overall Range:	1,852
Relative Range:	-5.00% to 4.99%
Relative Overall Range:	9.99%
Absolute Mean Deviation:	75.05
Relative Mean Deviation:	0.41%
Standard Deviation:	705.78

Plan: 2011 Thornton Cooper Plan
Plan Type:
Administrator: Tom Bennett
User:

Population Summary Report

Wednesday November 2, 2011

3:33 PM

DISTRICT	POPULATION	DEVIATION	% DEVN.
1	18,461	-69	-0.37
2	18,307	-223	-1.20
3	17,977	-553	-2.98
4	18,913	383	2.07
5	18,669	139	0.75
6	19,092	562	3.03
7	18,815	285	1.54
8	18,644	114	0.62
9	18,875	345	1.86
10	18,151	-379	-2.05
11	18,394	-136	-0.73
12	18,580	50	0.27
13	18,625	95	0.51
14	18,769	239	1.29
15	19,078	548	2.96
16	18,315	-215	-1.16
17	18,776	246	1.33
18	18,643	113	0.61
19	18,999	469	2.53
20	18,558	28	0.15
21	18,749	219	1.18
22	18,924	394	2.13
23	18,594	64	0.35
24	18,568	38	0.21
25	18,894	364	1.96
26	18,185	-345	-1.86
27	19,142	612	3.30
28	18,187	-343	-1.85
29	18,168	-362	-1.95
30	18,097	-433	-2.34
31	18,259	-271	-1.46
32	18,435	-95	-0.51
33	18,005	-525	-2.83
34	18,060	-470	-2.54

Page 1

Plan: 2011 Thornton Cooper Plan
Type:

Administrator: Tom Bennett
User:

DISTRICT	POPULATION	DEVIATION	% DEVN.
35	18,650	120	0.65
36	18,550	20	0.11
37	18,150	-380	-2.05
38	18,703	173	0.93
39	18,728	198	1.07
40	18,055	-475	-2.56
41	19,048	518	2.80
42	18,746	216	1.17
43	18,413	-117	-0.63
44	18,681	151	0.81
45	17,797	-733	-3.96
46	18,629	99	0.53
47	17,917	-613	-3.31
48	17,986	-544	-2.94
49	18,623	93	0.50
50	18,375	-155	-0.84
51	18,234	-296	-1.60
52	18,757	227	1.23
53	18,867	337	1.82
54	18,361	-169	-0.91
55	18,642	112	0.60
56	18,747	217	1.17
57	18,420	-110	-0.59
58	18,571	41	0.22
59	18,744	214	1.15
60	18,056	-474	-2.56
61	18,050	-480	-2.59
62	18,249	-281	-1.52
63	18,381	-149	-0.80
64	18,362	-168	-0.91
65	18,324	-206	-1.11
66	17,970	-560	-3.02
67	18,290	-240	-1.30
68	18,744	214	1.15
69	18,366	-164	-0.89
70	17,956	-574	-3.10
71	18,867	337	1.82
72	18,025	-505	-2.73
73	18,292	-238	-1.28
74	17,791	-739	-3.99
75	17,805	-725	-3.91
76	18,670	140	0.76

Plan: 2011 Thornton Cooper Plan
Type:

Administrator: Tom Bennett
User:

DISTRICT	POPULATION	DEVIATION	% DEVN.
77	18,877	347	1.87
78	19,135	605	3.26
79	18,523	-7	-0.04
80	19,094	564	3.04
81	18,876	346	1.87
82	18,899	369	1.99
83	18,715	185	1.00
84	19,190	660	3.56
85	19,084	554	2.99
86	19,070	540	2.91
87	18,622	92	0.50
88	18,634	104	0.56
89	18,358	-172	-0.93
90	18,290	-240	-1.30
91	18,080	-450	-2.43
92	18,393	-137	-0.74
93	18,026	-504	-2.72
94	19,083	553	2.98
95	19,145	615	3.32
96	18,708	178	0.96
97	19,077	547	2.95
98	18,611	81	0.44
99	18,095	-435	-2.35
100	18,909	379	2.05

Total Population: 1,852,994

Ideal District Population: 18,530

Summary Statistics

Population Range: 17,791 to 19,190

Ratio Range: 1.08

Absolute Range: -739 to 660

Absolute Overall Range: 1,399.00

Relative Range: -3.99% to 3.56%

Relative Overall Range: 7.55%

Absolute Mean Deviation: 309.12

Relative Mean Deviation: 1.67%

Standard Deviation: 365.37



WEST VIRGINIA LEGISLATURE
STATE CAPITOL
CHARLESTON, WEST VIRGINIA 25305

MEMORANDUM

To: The Honorable Richard Thompson, Speaker
Daniel Kimble, Counsel

From: Thomas R. Bennett, II, Leadership Offices *TB*

Date: November 4, 2011

After inputting the data from Mr. Thornton Cooper's revised House of Delegates' redistricting plan that was submitted as exhibit 16 of Mr. Cooper's Petition for Writ of Mandamus into the Maptitude software, the following is a partial analysis of incumbent conflicts under Mr. Cooper's proposed plan.

Delegates Ennis and Givens currently reside in district 3 of Thornton's plan
Delegates Fleischauer and Pasdon currently reside in district 13 of Thornton's plan
Delegates Martin and Paxton currently reside in district 38 of Thornton's plan
Delegates Guthrie, Hatfield, Nelson and Wells reside in district 41 of Thornton's plan
Delegates Brown and Skaff reside in district 43 of Thornton's plan
Delegates C. Miller and Craig reside in district 58 of Thornton's plan
Delegates Perry and Pino reside in district 80 of Thornton's plan

Should you have questions, or if I can be of any assistance, please do not hesitate to call upon me.

Intervenor Thompson
Exhibit No. 8

IN THE SUPREME COURT OF APPEALS OF WEST VIRGINIA
At Charleston
Upon Original Jurisdiction

STATE OF WEST VIRGINIA, ex rel.
THORNTON COOPER,

Petitioner,

v.

No. 11-1405

HONORABLE NATALIE E. TENNANT,
Secretary of State of the State of West Virginia,

Respondent.

AND

STATE OF WEST VIRGINIA, ex rel.
STEPHEN ANDES, et al.,

Petitioners,

v.

No. 11-1447

HONORABLE NATALIE E. TENNANT,
Secretary of State of the State of West Virginia,

Respondent.

CERTIFICATE OF SERVICE

On November 4, 2011, comes the undersigned counsel and does hereby certify that service of the attached **Intervenor Richard Thompson's Appendix** has been made upon the opposing parties by mailing a true and exact copy thereof by U.S. Mail to the addresses below:

Thornton Cooper, Esquire
3015 Ridgeview Drive
South Charleston, WV 25303
Petitioner

Honorable Natalie E. Tennant
Secretary of State of the State of West Virginia
State Capitol Building
1900 Kanawha Boulevard, East
Charleston, WV 25305
Respondent

Darrell V. McGraw, Jr., Esquire
West Virginia Attorney General
Room 26-E, Building 1
1900 Kanawha Blvd., East
Charleston, WV 25305

Jennifer Scragg Karr, Esquire
3389 Winfield Road
Winfield, WV 25213



Anthony J. Majestro (WVSB 5165)