

**Dygert, Wright,
Hobbs & Heilberg, PLC**

415 4th Street, N.E.
Charlottesville, Virginia 22902

Telephone (434) 979-5515
Telefax (434) 295-7785
E-mail rmain@charlottesvillelegal.com

Attorneys At Law

*Joseph W. Wright, III
Kelly A. Hobbs
David L. Heilberg
Leah Eads Hernandez – Se Habla Español*

*George H. Dygert, Retired
Ralph E. Main, Jr., Of Counsel*

November 28, 2017

Honorable Llezelle A. Dugger, Clerk
Charlottesville Circuit Court
315 East High Street
Charlottesville, Virginia 22902

Via Hand Delivery

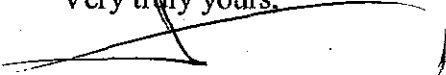
Re: *Frederick W. Payne et al., Plaintiffs v. City of Charlottesville et al., Defendants*
Case No. CL17-145

Dear Llezelle:

Please find enclosed for filing an Amended Request For Relief, which replaces the original Request For Relief appended to the Motion To Enforce Injunctive Relief and To Further And Enlarge Existing Injunction filed on November 20, 2017.

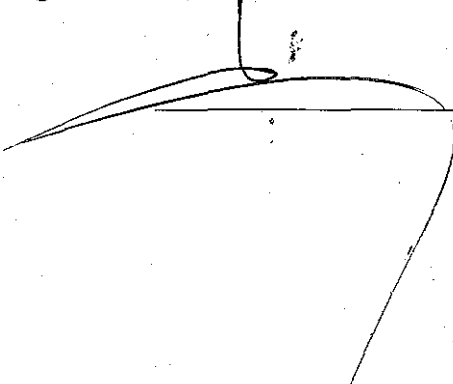
The Amended Request changes and/or modifies Paragraphs 1 and 4 of the original Request.

Very truly yours,


Ralph E. Main, Jr.

Certificate

I hereby certify that copies of this letter and the enclosed Amended Request For Relief were mailed postage prepaid on November 28, 2017 to S. Craig Brown, Esquire, Charlottesville City Attorney, P.O. Box 911, Charlottesville, Virginia 22902, and to Richard H. Milnor, Esquire, P.O. Box 1567, Charlottesville, Virginia 22902, counsel for Defendants.


Rec'd
11/28/17

Amended Request for Relief

That Plaintiffs seek such injunctive relief as this Court may deem just pending the outcome of these proceedings, including specifically:

- (1) ordering the Defendants to remove on a date certain selected by the Court the covers on the Monuments, with the Plaintiffs requesting removal of the covers within five days from the hearing on this motion, and to cease and desist from any further act or change that interferes with access, or their viewing, use, and enjoyment by the public; and
- (2) to order a substantial per diem fine against each Defendant for every day beyond that fixed date for cover removal that the covers remain in place, which fine shall apply to any subsequent barrier or screen that interferes with access to the Monuments or their viewing, use, or enjoyment by the public;
- (3) to order Defendant City to remove all fencing and no trespassing signs at the same time as to the covers are removed, or in the alternative, order that citizens exercising the right under Va. Code §15.2-1812 for protection, care and preservation of monuments, may remove such fencing and signs without threat of criminal prosecution;
- (4) to grant such other and further relief as may be necessary in the premises, including an award of counsel fees and costs.

FREDERICK W. PAYNE et al:

By: _____

Counsel

FILED
11/28/17 2:45
(Date & Time)

City of Charlottesville
Circuit Court Clerk's Office
Lizelle A. Dugger, Clerk

By: _____
Deputy Clerk

