

IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF COLUMBIA

CITY OF SALEM, VIRGINIA,
a political subdivision of the
Commonwealth of Virginia,
114 North Broad Street
City of Salem, Virginia 24153

Plaintiff,

v.

ALBERTO R. GONZALES,
Attorney General of the
United States of America;
WAN G. KIM
Assistant Attorney General,
Civil Rights Division, United States
Department of Justice, Washington, DC,

Defendants.

Civil Action No. 1:06-cv-977
(BMK, RJL, HHK)
Three-Judge Court

JOINT MOTION FOR ENTRY OF CONSENT JUDGMENT AND DECREE

The plaintiff City of Salem , Virginia, and the Defendants Alberto R. Gonzales and Wan G. Kim, through counsel, respectfully move this three-judge Court for entry of the attached Consent Judgment and Decree. As grounds for this motion, the parties would show unto this Court the following:

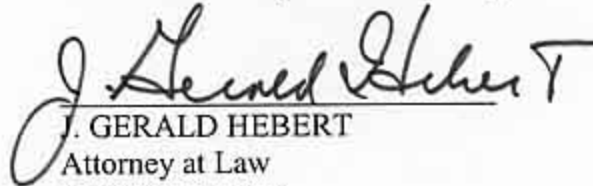
1. This is an action in which the City of Salem seeks a bailout from coverage under Section 4 of the Voting Rights Act of 1965, as amended, 42 U.S.C. §1973b.
2. The defendants have consented to the requested bailout and the proposed Consent Judgment and Decree would grant a bailout to the City of Salem.
3. The proposed Consent Judgment and Decree is quite similar to those that have been entered by other three-judge courts in declaratory judgment actions brought

under Section 4 of the Voting Rights Act, as amended, 42 U.S.C. §1973b. See, e.g., *City of Fairfax, v. Reno*, C.A. No. 97-2212 (D.D.C. October 21, 1997); *Roanoke County, VA v. Reno*, C.A. No. 00-1949 (D.D.C. January 24, 2001); *City of Winchester, VA v. Ashcroft*, C.A. No. 00-3073 (D.D.C. May 31, 2001); *City of Harrisonburg v. Ashcroft*, C.A. No. 1:02CV00289 (D.D.C. April 17, 2002). *Greene County v. Ashcroft*, C.A. No. 03-1877 (D.D.C. Jan. 19, 2004); and *Augusta County, VA v. Gonzales*, C.A. No. 05-1885 (D.D.C. 2005). As in those actions, this motion is based on the Stipulation of Facts which is being filed simultaneously herewith.

WHEREFORE, Plaintiff and Defendants respectfully pray that this joint motion be granted.

Respectfully submitted,

For Plaintiff City of Salem, Virginia

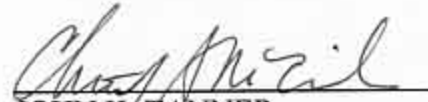

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