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January 3, 2011

The Honorable Henry L. Marsh, III
Chairman, Senate Courts of Justice Committee
General Assembly Building
P.O. Box 396
Richmond, VA 23218

The Honorable David B. Albo
Chairman, House Courts of Justice Committee
General Assembly Building
P.O. Box 406
Richmond, VA 23218

Dear Mr. Chairmen:

In accordance with Chapter 1024, clause 2 of the 2004 Acts of Assembly, below please find information for calendar year 2010 on the number of petitions filed for writs of actual innocence pursuant to Chapter 19.3 of Title 19.2 and the dispositions thereof.

- Five petitions were pending on January 1, 2010.
- Twenty-two petitions were filed in 2010.
- Twenty-two petitions were disposed of in 2010. The dispositions of those cases were as follows:
 - Twenty-one petitions were summarily dismissed.
 - One petition was dismissed upon the Court's *en banc* rehearing of the case, following the granting of a writ by a panel of judges of the Court.
- Five petitions were pending as of December 31, 2010.

If you have any questions regarding this report, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "K R Hade".

Karl R. Hade

KRH:jrp

cc: Division of Legislative Automated Systems
Cynthia L. McCoy, Clerk of the Court of Appeals of Virginia