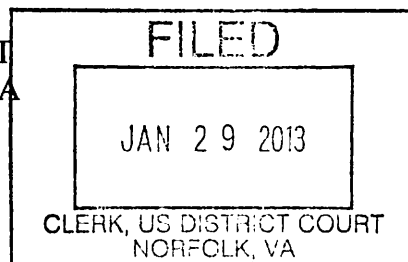


IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION



UNITED STATES OF AMERICA,

Plaintiff,

v.

CITY OF PORTSMOUTH, VIRGINIA,

Defendant.

Civil Action No. 2:09cv133

Judge Mark S. Davis

FINAL ORDER

This matter is before the Court for consideration of final dismissal of the Consent Decree approved and entered by the Court on July 23, 2009. On January 23, 2013, the parties filed a Joint Status Report describing their implementation of the injunctive and individual relief provisions of the Consent Decree. Based on the parties' Joint Status Report and the entire record herein, the Court hereby finds as follows.

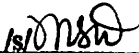
WHEREAS, Paragraph 69 of the Consent Decree provides that the Consent Decree shall be dissolved upon the occurrence of the later of two events: (1) 30 days after the City's adoption of an eligibility list derived from a selection procedure agreed upon by the United States, and (2) the fulfillment of the parties' obligations regarding individual relief to claimants, including the crediting of retroactive seniority to claimants who accepted priority hire positions; and

WHEREAS, the City of Portsmouth established an eligibility list on November 17, 2011 based upon a new selection procedure adopted pursuant to Paragraphs 12-18 of the Consent Decree; and

WHEREAS, the parties represented that all individual relief set forth in the Consent Decree was fully implemented as of January 9, 2013;

The Court FINDS that the parties have fulfilled their obligations regarding injunctive and individual relief and that dissolution of the Consent Decree is warranted.

The Court hereby ORDERS that the Consent Decree between the parties is TERMINATED and the underlying action is DISMISSED.



Mark S. Davis
United States District Judge

MARK S. DAVIS
UNITED STATES DISTRICT JUDGE

Norfolk, Virginia
28th Day of January, 2013

AGREED AND CONSENTED TO:


FOR PLAINTIFF UNITED STATES OF AMERICA:

DELORA KENNEBREW
Chief
Employment Litigation Section

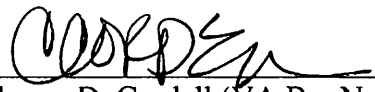
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