

# A Guide to the Briefs and Appendices of the Virginia Court of Appeals, 1984-2000.

Briefs and Appendices of the Virginia Court of Appeals,  
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## History

**Processed by:** LVA Staff.

## Title Statement

A Guide to the Briefs and Appendices of the Virginia Court of Appeals, 1984-2000.

**Subtitle:** Virginia.50450, 52039, 52069, 52090, 52123, 52143, 52159, 52304, 52326, 52346, 52391, 52406, 52432, 52443, 52457, 52469, 52476, 52477, 52507, 52540, 52597, 52620, 52647, 52675, 52683, 52740, 52741, 52878, 52747, 52764, 52790, 52797, 52815, 52856, 52878, 52949, 52969, 52976, 52980, 53071, 53072, 53091, 53120, 53143, 53144, 53147, 53171, 53185, 53254, 53285, 53592, 53615, 53616, 53632, 53633, 53640, 53663, 53664, 53684, 53685, 53703, 53731, 53732, 53818, 53843, 53855, 53860, 53868, 53905, 53943, 53905, 53943, 53966, 53967, 54117, 54124, 54151, 54182, 54232, 54294, 54348, 54432, 54515, 54516, 54517, 54531, 54593, 54594, 54595, 54596, 54624, 54864, 54865, 54939

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## Publication Statement

**Date:** © 2025 By The Library of Virginia. All Rights Reserved.

**Publisher:** Library of Virginia

## Profile Description

**Creation:** Machine-readable finding aid, 2025 Oct 23

**Language Usage:** Description is in English

## Descriptive Summary

### Unit ID

50450, 52039, 52069, 52090, 52123, 52143, 52159, 52304, 52326, 52346, 52391, 52406, 52432, 52443, 52457, 52469, 52476, 52477, 52507, 52540, 52597, 52620, 52647, 52675, 52683, 52740, 52741, 52878, 52747, 52764, 52790, 52797, 52815, 52856, 52878, 52949, 52969, 52976, 52980, 53071, 53072, 53091, 53120, 53143, 53144, 53147, 53171, 53185, 53254, 53285, 53592, 53615, 53616, 53632, 53633, 53640, 53663, 53664, 53684, 53685, 53703, 53731, 53732, 53818, 53843, 53855, 53860, 53868, 53905, 53943, 53905, 53943, 53966, 53967, 54117, 54124, 54151, 54182, 54232, 54294, 54348, 54432, 54515, 54516, 54517, 54531, 54593, 54594, 54595, 54596, 54624, 54864, 54865, 54939

**Unit Date**

1984-2000.

**Creator**

Library of Virginia.

**Extent**

944 cubic feet (944 boxes).

**Repository**

The Library of Virginia

## Administrative Information

**Preferred Citation**

Briefs and appendices of the Court of Appeals of Virginia, [cite date and accession used]. State government records collection, The Library of Virginia, Richmond, Virginia.

## Arrangement

Cases are arranged numerically within each year.

## Administrative Information

## Related Material

Index available on the Library of Virginia website: [Court of Appeals of Virginia Briefs and Appendices Index](#)

## Historical Information

The Court of Appeals of Virginia was created by the General Assembly in 1983. The Court of Appeals was established to serve as an intermediate appellate court to increase the appellate capacity of the court system, expedite appellate review, and alleviate the review of circuit court appeals on the Supreme Court. In 1982 the Judicial Council of Virginia proposed legislation for the creation intermediate court and in 1983 the General Assembly created the Court of Appeals, initially with ten judges. The number of judges was increased to eleven in 2000. In 2021 the General Assembly enacted legislation to increase the number of judges to seventeen in order to accommodate increased caseload.

The Court of Appeals of Virginia sits in panels made up of at least three judges. Panel participants are designated by the Chief Judge. Each panel independently hears and determines cases assigned. The court also sits en banc (as a whole) under special circumstances and these decisions overrule any previous decisions. The Court of Appeals reviews the decisions of lower courts, though certain cases go directly to the Supreme Court of Virginia. The Supreme Court possesses original jurisdiction over matters involving appeals from the State Corporation Commission, the Judicial Inquiry and Review Commission, attorney disciplinary proceedings, habeas corpus, and actual innocence claims based on biological testing.

Other appeals are brought to the Court of Appeals through a petition process. A petition is a formal written application to a court requesting judicial action, and is required prior to the court hearing pre-trial appeal of a criminal case, interlocutory appeals, appeals involving injunctions, and certain other cases. Each petition is referred to one or more judges of the Court and may be granted based on the record without oral arguments. If petitions are granted, a brief is filed by both parties and the clerk of the court refers the appeal to a panel of judges. If a petition is denied then the petitioner may appear before a panel and present oral arguments as to the validity of their appeal. The panel will either agree to deny the appeal and at such time will deliver a brief stating the reason why, ending the case. Decisions issued by the Court of Appeals of Virginia are by written opinion or order.

If the Court of Appeals rejects a petition for appeal, dismisses an appeal or decided an appeal, the decision is final in certain criminal cases, appeals involving involuntary treatment of prisoners, and appeals involving the denial of a concealed handgun permit. Cases may be transferred to the Supreme Court if certification is received before being determined by the Court of Appeals. Certification occurs only when a case is deemed of high public importance necessitating prompt judgment. Except where Court of Appeals decisions are final, any party aggrieved by a final decision of the Court of Appeals may petition the Supreme Court of Virginia for an appeal.

Effective 2021, the Court of Appeals of Virginia is comprised of seventeen judges, each elected to an eight

year term by a majority of the members of the General Assembly. A Chief Judge is appointed by a majority vote of the judges of the Court of Appeals and serves a term of four years. The Chief Judge determines the geographic location in which the courts will operate for oral arguments, normally Alexandria, Chesapeake, Richmond and Salem. The clerk of the Court of Appeals receives, processes, and maintains the records of appeals and subsequent documents filed with the Court.

The Court of Appeals has the authority to hear appeals as a matter of right from: any final judgment, order or decree from a circuit court; any final order of conviction in a traffic or criminal matter; any final decision of the Virginia Workers' Compensation Commission; any final decision of a circuit court on appeal from a decision of an administrative agency or a grievance hearing decision; any final decision of a circuit court on an application for a concealed weapons permit; any final order of a circuit court involving involuntary medical or mental treatment of prisoners; and any order for declaratory or injunctive relief addressing whether a person's free exercise of religion has been burdened by the Commonwealth or local government. The Court has authority to consider petitions for appeal from: any order granting, dissolving, or denying an injunction; certain preliminary rulings in felony cases when requested by the Commonwealth; certain interlocutory orders; any pre-trial ruling granting or denying a plea of sovereign, absolute, or qualified immunity; and any order of consolidation or joinder in a case brought under the Multiple Claimants Litigation Act. The Court has original jurisdiction to issue writs of mandamus, prohibition and habeas corpus in any case over which it would have appellate jurisdiction, and to issue writs of innocence based on non-biological evidence upon petition of a person convicted of a felony.

## Scope and Content

This series documents the arguments of cases on appeal from lower courts. This series consists of, but is not limited to briefs, appendices, petitions, and other legal documentation.

## Other Descriptive Data

These records are part of the Virginia Court of Appeals record group (R.G. 141)

## Contents List

### **Briefs and appendices, 1984.**

#### **Extent**

Extent: 2 cubic feet (2 boxes)

#### **Scope and Content**

Briefs and appendices, 0003-84 - 0146-84, 2 cu. ft. (Accession 50450)

### **Briefs and appendices, 1985.**

#### **Extent**

Extent: 36 cubic feet (36 boxes)

#### **Scope and Content**

Briefs and appendices, 0002-85 - 0127-85, 4 cu. ft. (Accession 52039)

Briefs and appendices, 0128-85 - 0415-85, 7 cu. ft. (Accession 52069)

Briefs and appendices, 0419-85 - 0704-85, 6 cu. ft. (Accession 52090)

Briefs and appendices, 0706-85 - 1152-85, 10 cu. ft. (Accession 52123)

Briefs and appendices, 1157-85 - 1636-85, 9 cu. ft. (Accession 52143)

### **Briefs and appendices, 1986.**

#### **Extent**

Extent: 34 cubic feet (34 boxes)

#### **Scope and Content**

Briefs and appendices, 0003-86 - 0409-86, 10 cu. ft. (Accession 52159)

Briefs and appendices, 0410-86 - 1357-86, 20 cu. ft. (Accession 52304)

Briefs and appendices, 1358-86 - 1536-86, 4 cu. ft. (Accession 52326)

## **Briefs and appendices, 1987.**

### **Extent**

Extent: 32 cubic feet (32 boxes)

### **Scope and Content**

Briefs and appendices, 0002-87 - 0806-87, 16 cu. ft. (Accession 52326)

Briefs and appendices, 0810-87 - 0988-87, 16 cu. ft. (Accession 52346)

## **Briefs and appendices, 1988.**

### **Extent**

Extent: 31 cubic feet (31 boxes)

### **Scope and Content**

Briefs and appendices, 0002-88 - 1777-88, 31 cu. ft. (Accession 52391)

## **Briefs and appendices, 1989.**

### **Extent**

Extent: 51 cubic feet (51 boxes)

### **Scope and Content**

Briefs and appendices, 0002-89 - 0500-89, 10 cu. ft. (Accession 52406)

Briefs and appendices, 0523-89 - 0943-89, 10 cu. ft. (Accession 52432)

Briefs and appendices, 0950-89 - 1337-89, 10 cu. ft. (Accession 52443)

Briefs and appendices, 1339-89 - 1688-89, 10 cu. ft. (Accession 52457)

Briefs and appendices, 1689-89 - 2015-89, 10 cu. ft. (Accession 52469)

Briefs and appendices, 0790-89 - 1333-89, 1 cu. ft. (Accession 52476)

## **Briefs and appendices, 1990.**

### **Extent**

Extent: 53 cubic feet (53 boxes)

### **Scope and Content**

Briefs and appendices, 0003-90 - 0432-90, 10 cu. ft. (Accession 52477)

Briefs and appendices, 0436-90 - 0811-90, 10 cu. ft. (Accession 52507)

Briefs and appendices, 0819-90 - 1281-90, 10 cu. ft. (Accession 52540)

Briefs and appendices, 1282-90 - 1680-90, 10 cu. ft. (Accession 52597)

Briefs and appendices, 1681-90 - 2090-90, 13 cu. ft. (Accession 52620)

## **Briefs and appendices, 1991.**

### **Extent**

Extent: 61 cubic feet (61 boxes)

### **Scope and Content**

Briefs and appendices, 0001-91 - 0393-91, 10 cu. ft. (Accession 52647)

Briefs and appendices, 0394-91 - 1176-91, 20 cu. ft. (Accession 52675)

Briefs and appendices, 1135-91, 1177-91 - 1489-91, 10 cu. ft. (Accession 52683)

Briefs and appendices, 1492-91 - 1887-91, 10 cu. ft. (Accession 52740)

Briefs and appendices, 1926-91 - 2306-91, 10 cu. ft. (Accession 52741)

Briefs and appendices, 2326-91 - 2349-91, 1 cu. ft. (Accession 52878)

## **Briefs and appendices, 1992.**

### **Extent**

Extent: 78 cubic feet (78 boxes)

### **Scope and Content**

Briefs and appendices, 0006-92 - 0215-92, 10 cu. ft. (Accession 52747)

Briefs and appendices, 0343-92 - 0998-92, 20 cu. ft. (Accession 52764)

Briefs and appendices, 1002-92 - 1330-92, 10 cu. ft. (Accession 52790)

Briefs and appendices, 1331-92 - 1576-92, 10 cu. ft. (Accession 52797)

Briefs and appendices, 1578-92 - 1965-92, 10 cu. ft. (Accession 52815)

Briefs and appendices, 1971-92 - 2325-92, 10 cu. ft. (Accession 52856)

Briefs and appendices, 2350-92 - 2613-92, 10 cu. ft. (Accession 52878)

## **Briefs and appendices, 1993.**

### **Extent**

Extent: 72 cubic feet (72 boxes)

### **Scope and Content**

Briefs and appendices, 0001-93 - 0354-93, 10 cu. ft. (Accession 52949)

Briefs and appendices, 0356-93 - 0697-93, 10 cu. ft. (Accession 5969)

Briefs and appendices, 0698-93 - 1050-93, 10 cu. ft. (Accession 52976)

Briefs and appendices, 1054-93 - 1749-93, 20 cu. ft. (Accession 52980)

Briefs and appendices, 1759-92 - 2148-92, 10 cu. ft. (Accession 53071)

Briefs and appendices, 2150-93 - 2581-93, 12 cu. ft. (Accession 53072)

## **Briefs and appendices, 1994.**

### **Extent**

Extent: 70 cubic feet (70 boxes)

### **Scope and Content**

Briefs and appendices, 0001-94 - 0348-94, 10 cu. ft. (Accession 53091)

Briefs and appendices, 0359-94 - 0836-94, 10 cu. ft. (Accession 53120)

Briefs and appendices, 0870-94 - 1227-94, 10 cu. ft. (Accession 53143)

Briefs and appendices, 1229-94 - 1588-94, 10 cu. ft. (Accession 53144)

Briefs and appendices, 1595-94 - 1913-94, 10 cu. ft. (Accession 53147)

Briefs and appendices, 1915-94 - 2149-94, 10 cu. ft. (Accession 53171)

Briefs and appendices, 2285-94 - 2664-94, 10 cu. ft. (Accession 53185)

## **Briefs and appendices, 1995.**

### **Extent**

Extent: 77 cubic feet (77 boxes)

### **Scope and Content**

Briefs and appendices, 0001-95 - 0367-95, 10 cu. ft. (Accession 53254)

Briefs and appendices, 0368-95 - 0755-95, 10 cu. ft. (Accession 53285)

Briefs and appendices, 0757-95 - 1147-95, 10 cu. ft. (Accession 53592)

Briefs and appendices, 1154-95 - 1554-95, 10 cu. ft. (Accession 53615)

Briefs and appendices, 1555-95 - 1896-95, 10 cu. ft. (Accession 53616)

Briefs and appendices, 1897-95 - 2289-95, 10 cu. ft. (Accession 53632)

Briefs and appendices, 2290-95 - 2754-90, 10 cu. ft. (Accession 53633)

Briefs and appendices, 2755-95 - 3024-95, 7 cu. ft. (Accession 53640)

## **Briefs and appendices, 1996.**

### **Extent**

Extent: 77 cubic feet (77 boxes)

### **Scope and Content**

Briefs and appendices, 0002-96 - 0539-96, 10 cu. ft. (Accession 53663)

Briefs and appendices, 0540-96 - 1032-96, 10 cu. ft. (Accession 53664)

Briefs and appendices, 1033-96 - 1408-96, 10 cu. ft. (Accession 53684)

Briefs and appendices, 1412-96 - 1759-96, 10 cu. ft. (Accession 53685)

Briefs and appendices, 1766-96 - 2118-96, 10 cu. ft. (Accession 53703)

Briefs and appendices, 2122-96 - 2468-96, 10 cu. ft. (Accession 53731)

Briefs and appendices, 2509-96 - 2881-96, 10 cu. ft. (Accession 53732)

Briefs and appendices, 2883-96 - 3214-96, 7 cu. ft. (Accession 53818)

## **Briefs and appendices, 1997.**

### **Extent**

Extent: 74 cubic feet (74 boxes)

### **Scope and Content**

Briefs and appendices, 0001-97 - 0506-97, 10 cu. ft. (Accession 53843)

Briefs and appendices, 0509-97 - 0815-97, 10 cu. ft. (Accession 53855)

Briefs and appendices, 0818-97 - 1196-97, 10 cu. ft. (Accession 53860)

Briefs and appendices, 1204-97 - 1556-97, 10 cu. ft. (Accession 53868)

Briefs and appendices, 1568-97 - 1940-97, 10 cu. ft. (Accession 53905)

Briefs and appendices, 1943-97 - 2457-97, 10 cu. ft. (Accession 53943)

Briefs and appendices, 2460-97 - 2946-97, 10 cu. ft. (Accession 53966)

Briefs and appendices, 2959-97 - 3087-97, 4 cu. ft. (Accession 53967)

## **Briefs and appendices, 1998.**

### **Extent**

Extent: 80 cubic feet (80 boxes)

### **Scope and Content**

Briefs and appendices, 0002-98 - 0444-98, 10 cu. ft. (Accession 54117)

Briefs and appendices, 0451-98 - 0786-98, 10 cu. ft. (Accession 54124)

Briefs and appendices, 0794-98 - 1189-98, 10 cu. ft. (Accession 54151)

Briefs and appendices, 1190-98 - 1642-98, 10 cu. ft. (Accession 54182)

Briefs and appendices, 1643-98 - 1976-98, 10 cu. ft. (Accession 54232)

Briefs and appendices, 1983-98 - 2281-98, 10 cu. ft. (Accession 54294)

Briefs and appendices, 2289-98 - 2747-98, 10 cu. ft. (Accession 54348)

Briefs and appendices, 2752-98 - 3011-98, 10 cu. ft. (Accession 54432)

## **Briefs and appendices, 1984-1998.**

### **Extent**

Extent: 1 cubic foot (1 box)

### **Scope and Content**

Briefs and appendices - Miscellaneous cases, 1 cu. ft. (Accession 53255)

## **Briefs and appendices, 1999.**

### **Extent**

Extent: 84 cubic feet (84 boxes)

### **Scope and Content**

Briefs and appendices, 0005-99 - 0306-99, 10 cu. ft. (Accession 54515)

Briefs and appendices, 0311-99 - 0792-99, 10 cu. ft. (Accession 54516)

Briefs and appendices, 0683-99 - 1116-99, 10 cu. ft. (Accession 54517)

Briefs and appendices, 1117-99 - 1428-99, 10 cu. ft. (Accession 54531)

Briefs and appendices, 1430-99 - 1800-99, 10 cu. ft. (Accession 54593)

Briefs and appendices, 1801-99 - 2173-99, 10 cu. ft. (Accession 54594)

Briefs and appendices, 2179-99 - 2559-99, 10 cu. ft. (Accession 54595)

Briefs and appendices, 2560-99 - 3114-99, 13 cu. ft. (Accession 54596)

Briefs and appendices, 0661-99 - 0834-99, 1 cu. ft. (Accession 54624)

## **Briefs and appendices, 2000.**

### **Extent**

Extent: 20 cubic feet (30 boxes)

### **Scope and Content**

Briefs and appendices, 0011-00 - 0375-00, 10 cu. ft. (Accession 54864)

Briefs and appendices, 0402-00 - 0792-00, 10 cu. ft. (Accession 54865)

Briefs and appendices, 0-00799 - 1099-00, 10 cu. ft. (Accession 54939)