

# A Guide to the Historical litigation and claim files of the Office of the Attorney General, Human and Natural Resources Division, 1979-1990

Office of the Attorney General, Human and Natural Division 1979-1990  
1979-1990

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A Collection in the Library of Virginia 31951, 33922, 33923, 34386  
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1979-1990  
**Author:** Staff

## History

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## Descriptive Summary

**Accession Number**

31951, 33922, 33923, 34386

**Language**

English

**Creator**

Virginia. Office of the Attorney General

**Extent**

44 cu. ft. (44 boxes)

## **Repository**

The Library of Virginia

# **Administrative Information**

## **Access Restrictions**

Access is restricted to the Office of the Attorney General and those with the written permission of that office. Restrictions will be removed 50 years after the records were received by the Library of Virginia.

## **Use Restrictions**

There are no restrictions.

## **Acquisition Information**

Accession 31849, transferred 11/25/1983.

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## **Processing Information**

These records are unprocessed.

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# **Historical Information**

The Office of the Attorney General originated in medieval England. While representing the king in his courts, the Attorney General gradually assumed the role of legal advisor to the government and all its agencies. In Virginia, the first Attorney General was commissioned in 1643. The Declaration of Independence in 1776 ended the Attorney General's connection with royal authority, but the state constitution adopted that year continued the office under the auspices of the General Assembly.

The constitution adopted in 1851 provided for the popular election of the Attorney General, rendering him independent of all three branches of government. On April 27, 1927, the General Assembly passed a state government reorganization act that created the Department of Law, with the Attorney General serving as the chief executive officer. The Office represents the interests of the Commonwealth in civil cases in which the Commonwealth or any of its agencies or officials is named as a party, and in criminal cases on appeal to the Court of Appeals of Virginia and the Supreme Court of Virginia. In cases involving federal law, the Attorney General also represents the Commonwealth's interests. The Office also defends the constitutionality of state laws when they are challenged in court, represents consumers in utility matters before the State Corporation Commission, and collects debts owed to state agencies, hospitals and universities. Additionally, the Attorney General serves as the legal advisor to the Governor and more than 200 state agencies, boards, commissions and institutions. He renders official opinions upon the written request of the Governor, members of the General Assembly, members of the judiciary, state officials, and local constitutional officers.

# **Scope and Content**

This series documents major litigation and claims of historical value representing the Commonwealth, its agencies and personnel, before all state and federal courts. May include pleadings, supporting documentation, legal briefs, transcripts, evidentiary exhibits, memoranda, and correspondence.

# **Arrangement**

This collection is arranged in original order.

# **Contents List**

**Historical litigation and claims - Human and Natural Resources Division, 1979-1990.**

## **Historical litigation and claims, 1979-1983 (Accession 31951).**

### **Extent**

Extent: 3 cu. ft.

### **Scope and Content**

Historical litigation and claims of the Education and Employment Section.

#### **Jacobs v. William and Mary (U.S. Supreme Court), 1979-1983.**

**Box 1-2**

#### **Harris v. Woodard (Supreme Court of Virginia), 1979-1983.**

**Box 3**

## **Historical litigation and claims, 1989 (Accession 33922).**

### **Extent**

Extent: 3 cu. ft.

### **Scope and Content**

Historical litigation and claims of the Health and Social Services Section.

#### **Medicenter v. Commonwealth and Kenley, 1989.**

**Box 1**

#### **Jacquelin Davis vs. Lukhard, Social Security; Staton vs. Lukhard; Waller vs. Gilbert, 1989.**

**Box 2**

#### **Portie Weston Investigative Reports -- Sexual Harassment Guidelines and Retaliation Materials, 1989.**

**Box 3**

## **Historical litigation and claims, 1975-1989 (Accession 33923).**

### **Extent**

Extent: 25 cu. ft.

### **Scope and Content**

Historical litigation and claims of the Commerce and Natural Resources Section. Also include correspondence and subject files.

#### **Subject files (H-L), 1976-1989.**

**Box 1**

#### **Subject files (S-W), 1976-1989.**

**Box 2**

#### **Subject files (O-S), 1976-1989.**

**Box 3**

#### **Subject files - Legislation, 1976-1989.**

**Box 4**

#### **Subject files (A-F), 1976-1989.**

**Box 5**

#### **Subject files (A-C), 1976-1989.**

**SUBJECT FILES (A-C), 1970-1989.**

**Box 6**

**Marine Resources Commission agendas and minutes, 1981-1985.**

**Box 7**

**Groundwater Rules and Reports - Water litigation, 1981-1984.**

**Box 8**

**Water Study Commission - Groundwater cases, 1980-1985.**

**Box 9**

**State Water Control Board - Young Lawyer Project - Water Resources Study / Riparian Rights, 1976-1979.**

**Box 10**

**Marine Resources Commission agendas and minutes, 1984-1986.**

**Box 11**

**Correspondence and Day files, 1984-1986.**

**Box 12**

**Correspondence, Legislation and Memoranda, 1982-1986.**

**Box 13**

**Case files: Commonwealth v. C and R Battery Co., 1989.**

**Box 14**

**Case files: Jewell Cole v. Coke -- Recreation Properties v. Burke, 1989.**

**Box 15**

**AG Inter-Office memos - DLI VOSH, Dan River, Inc., 1981-1985.**

**Box 16**

**Commodities Commission - AG General correspondence, 1975-1989.**

**Box 17**

**DLI files, 1980-1985.**

**Box 18**

**Coal case files: Matney v. DMME/DMLR - Moose Coal Co. v. OSM, 1985-1989.**

**Box 19**

**Coal case files: Red River Coal Co. v. DMLR -- Wilder Coal Co., 1985-1989.**

**Box 20**

**Coal case files: A-G, 1985-1989.**

**Box 21**

**Coal case files: G-M, 1985-1989.**

**Box 22**

**Day files, 1985-1986.**

**Box 23**

**DLI, Well Review Board - DMME Distribution of Exxon Oil Overcharge, 1989.**  
Box 50

**Buniva Day File, 1989.**  
Box 60

**Historical litigation and claims, 1984-1990 (Accession 34386).**  
**Extent**

Extent: 13 cu. ft.

**Scope and Content**

Historical litigation and claims of the Medicaid and Social Services Section, Mental Health and Human Resources Section, and Natural Resources Section.

**Medicaid and Social Services Section: Lukhard v. Reed, 1987.**  
Box 1-4

**Mental Health and Human Resources Section: Faith Mission Home (Dept. of Mental Health and Mental Retardation), 1988.**  
Box 5-9

**Natural Resources Section: Blue Plains (State Water Control Board), 1987.**  
Box 10

**Natural Resources Section: Potomac River / Marine Resources Commission, 1984.**  
Box 11-11a

**Natural Resources Section: Maxwell v. Commonwealth (Marine Resources Commission), 1990.**  
Box 12

**Natural Resources Section: Willoughby Harbor Limited (Marine Resources Commission), 1990.**  
Box 12

**Natural Resources Section: Zapulla v. Crown (Marine Resources Commission) 1990.**  
Box 12