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September 15, 2021

Honorable Governor Jim Justice
Office of the Governor Jim Justice
1900 Kanawha street
Charleston, WV 25305

Re: Notice of Intent to Sue after 30 days, W.Va. Code §55-17-1, et seq. (2002)

The Honorable Governor Justice:

You agreed to resolve the constitutional residency requirement earlier this year. That agreement was ratified by that certain Order issued by the Circuit Court of Kanawha County, which was entered on March 1, 2021. The terms of the agreement were that you intended to “reside” in Charleston consistent with the definition of “reside” in the opinion issued by the West Virginia Supreme Court of Appeals on November 20, 2020. From numerous and consistent news reports, since we entered into that agreement, you have disregarded the agreement. You can bring your actions within conformity of the agreement within the next 30 days, or we will go back to court to resolve the matter. It is your choice on how this will proceed, but you will reside at the seat government, either voluntarily or involuntarily, as long as you remain Governor of the State of West Virginia.

Letter of Intent to Sue after 30 Days

The purpose of this letter is to provide you written notice of my intent to file a civil action, pursuant to the provisions of W.Va. Code §55-17-1, et seq. (2002), against James Conley Justice, II, Governor of the State of West Virginia, to meet his nondiscretionary mandatory constitutional duty, pursuant to Section 1 of Article VII of the West Virginia Constitution, and seek any and all relief, by way of a Writ of Mandamus or other legal action, that he be ordered to reside at the seat of government during his term of office, and keep there the public records, books and papers

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pertaining to his respective office; award costs and grant such other relief as the Court deems equitable.

Sincerely,



G. Isaac Sponaugle III

CC: The Honorable Patrick Morrissey, Attorney General of the State of West Virginia