

VIRGINIA  
**CAPITOL**  
**CONNECTIONS**  
QUARTERLY MAGAZINE



# HIGHEST ASPIRATIONS

Virginia's Governors hear *Hail to the Chief*

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SUMMER 2010 ISSUE



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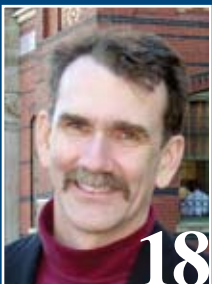


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# Top Three Priorities

By GOVERNOR BOB MCDONNELL

Serving as your Governor in this great Commonwealth for the last four months has truly been an honor and a privilege. In January, after I was inaugurated, I laid out three top priorities for the 2010 General Assembly Session: pass a balanced budget without a tax increase; make investments and pass legislation encouraging job creation and economic development; and implement real education reform in Virginia. I am pleased to say that we were successful on all three.



The day I was inaugurated I faced the toughest budget of any Governor in Virginia history. Difficult decisions had to be made. But I knew that in these tough economic times it was imperative that we not raise taxes on the hard working people of Virginia to fill the budget shortfall. The General Assembly also recognized that this was the wrong approach as proven by the bipartisan rejection of a massive proposed increase in the income tax on one of the first days of the legislative session. Working together we closed a historic budget shortfall through the implementation of fiscally responsible reductions in state spending, not through the irresponsible levying of higher taxes on Virginia families and businesses.

In an effort to get the economy moving, I proposed budget recommendations for job-creation investments. This included doubling the amount of funding to the Governor's Opportunity Fund to attract new businesses and grow existing ones in Virginia; and, providing additional funding for tourism marketing over the biennium to attract visitors and bring new revenue to the state. Each of these investments will better our state in the future. The General Assembly approved virtually all \$50 million of my job creation and economic development investment package.

Aside from job-creation investments in the budget, it was also critical that we pass legislation to encourage economic growth and development across the state. In January, we rolled out the "Jobs


and Opportunities" legislative agenda carried by house and senate members on both sides of the aisle.

The General Assembly passed initiatives that strengthened the Governor's Opportunity Fund; expanded eligibility for the Major Jobs Facility Tax Credit making more businesses eligible and encouraging job creation; broadened economic development incentive programs to attract major businesses to locate in Virginia; expanded enterprise zones; and created a green jobs tax credit. Each of these proactive policies will spur job creation and economic development in Virginia.

My third priority was to implement substantive education reform in the Commonwealth. I am pleased to say that the General Assembly successfully passed all three components of my "Opportunity to Learn" education reform agenda. This included a commitment to placing Virginia in the vanguard of the national charter school movement, strengthening the criteria for virtual schools, and establishing college partnership laboratory schools.

I have said many times that a child's educational opportunities should be determined by her intellect and work ethic, not her zip code. Expanding access to a quality education for every child in Virginia will allow students to learn and grow in an environment that suits them best. It is essential that we provide greater education opportunities and options for Virginia's young people so they have the tools they need to compete in today's global economy.

This was one of the most challenging legislative sessions I have witnessed in my 19 years of service in Richmond. We all were forced to make tough decisions, but I am pleased by the positive impact our legislative initiatives will have on this great state. Every Virginian, from those who work in the rapidly growing technology corridor of Northern Virginia, to people in the city of Danville, suffering from 12.9% unemployment, will benefit from the lasting reforms passed this year by the General Assembly.

*Bob McDonnell is the 71st Governor of Virginia and previously served as Attorney General and in the Virginia House of Delegates.* 

# Jobs and Opportunity Agenda Move Forward

By LIEUTENANT GOVERNOR BILL BOLLING

As the 2010 session of the General Assembly convened this past January, Virginia confronted an unprecedented budget shortfall in the midst of the most severe recession in generations.

And while we faced the largest budget deficit in history, Governor McDonnell and I were determined to make the difficult decisions the voters overwhelmingly elected us to make, which was to balance the budget through responsible reductions in spending, not tax increases.

In addition to balancing the budget, we were determined to pass critical legislative initiatives that would help spur economic development and create the new jobs Virginians so desperately need.

Governor McDonnell and I introduced a comprehensive series of job creation and economic development proposals called our "Jobs and Opportunity" agenda. This package of legislative initiatives and responsible investments we put forth provides a detailed and aggressive program designed to get Virginia's economy moving again and create jobs.

Of the 39 legislative proposals introduced, over 80% were approved by the Senate and the House of Delegates and signed by the Governor. These bills will enable us to increase tax incentives for businesses that create jobs in Virginia; reduce unnecessary and overly burdensome regulations; and provide greater access to key incentive



programs such as the Governor's Development Opportunity Fund.

In addition, the "Jobs and Opportunity" agenda will enable us to move forward with a number of critical strategic initiatives such as our Mega Site Acquisition Fund, which is designed to lure advanced manufacturing businesses to Southern Virginia. Also included in our agenda is legislation that will require 80% of the royalty revenue from offshore drilling go to one of the most critical challenges facing Virginia—transportation.

Given the success of our legislative agenda, we feel confident that we will have additional tools to help achieve our goal of making Virginia more competitive with other states when it comes to the recruitment of new business, industry and jobs.

However, in addition to these legislative proposals, we also asked the General Assembly to invest an additional \$50M in proven economic development and job creation programs. Getting the economy moving again and creating jobs is the most important issue currently facing Virginia, and this was the time for needed investments in proven job creation programs. The budget adopted by the General Assembly and signed by the Governor funds nearly all of our recommendations.

By investing more money in the Virginia Economic Development Partnership, the Virginia Tourism Corporation and the Virginia Film Office, we can enhance our Commonwealth's domestic and internal marketing activities.

By increasing support for the Governor's Economic Opportunity Fund, the Jobs Investment Partnership Program and the Biotechnology

See *Jobs and Opportunity Agenda*, continued on page 4

# Why Virginia is suing the federal government over the new health care law

By ATTORNEY GENERAL KEN CUCCINELLI

Virginia has received a great deal of national attention recently for not only passing a law that protects its citizens from a government mandate to buy health insurance, but for also suing the federal government over the newly passed federal health care act, which is in direct conflict with the new Virginia law.



Many people have asked how Virginia's attorney general can sue over this conflict when the U.S. Constitution's Supremacy Clause usually allows federal law to trump state law. Others have asked, "If the government mandates that we buy auto insurance, why can't it mandate that we buy health insurance?"

To the first question: If a federal law is proved unconstitutional, the state law will prevail (in this case, the Virginia Health Care Freedom Act, or VHCFA). We in the attorney general's office feel that the new federal individual mandate—the requirement that everyone be forced to buy government-approved health insurance by 2014 or face fines—is unconstitutional.

It is unconstitutional because the federal government is claiming that the source of its power for the mandate is the Constitution's Commerce Clause, which gives the federal government the power to "regulate Commerce... among the several States..." We argue that if someone isn't buying insurance, then—by definition—he is not participating in commerce. How, then, can the government use the Commerce Clause to regulate non-commerce?

Never before has Congress sought to use its powers under the Commerce Clause to force a private citizen to buy a good or service from another private person or entity. If Congress can do that in the name of ensuring that everyone has health insurance, what is to stop it from ordering citizens to buy a particular brand of car to ensure that everyone has a car to drive?

Since the attorney general of Virginia has a duty to defend validly enacted Virginia laws from any challenge, my office filed suit in federal court to uphold VHCFA. VHCFA was passed by large bipartisan majorities in both houses of the General Assembly (90 to 3 in the House and 25 to 15 in the Senate), and had the support of Governor McDonnell, as well.

To the second question, why states can mandate the purchase of auto insurance but the federal government cannot mandate the purchase of health insurance: The Founding Fathers laid out specific, limited powers for the federal government in the Constitution and reserved the rest "to the States respectively, or to the people." In other words, the states have powers the federal government does not. For example, the states do have the very authority the federal government lacks to impose a health insurance mandate.

Additionally, buying auto insurance is voluntary, since you are only required to purchase it if you choose to drive on public roads. But buying health insurance under the new federal law is mandatory.

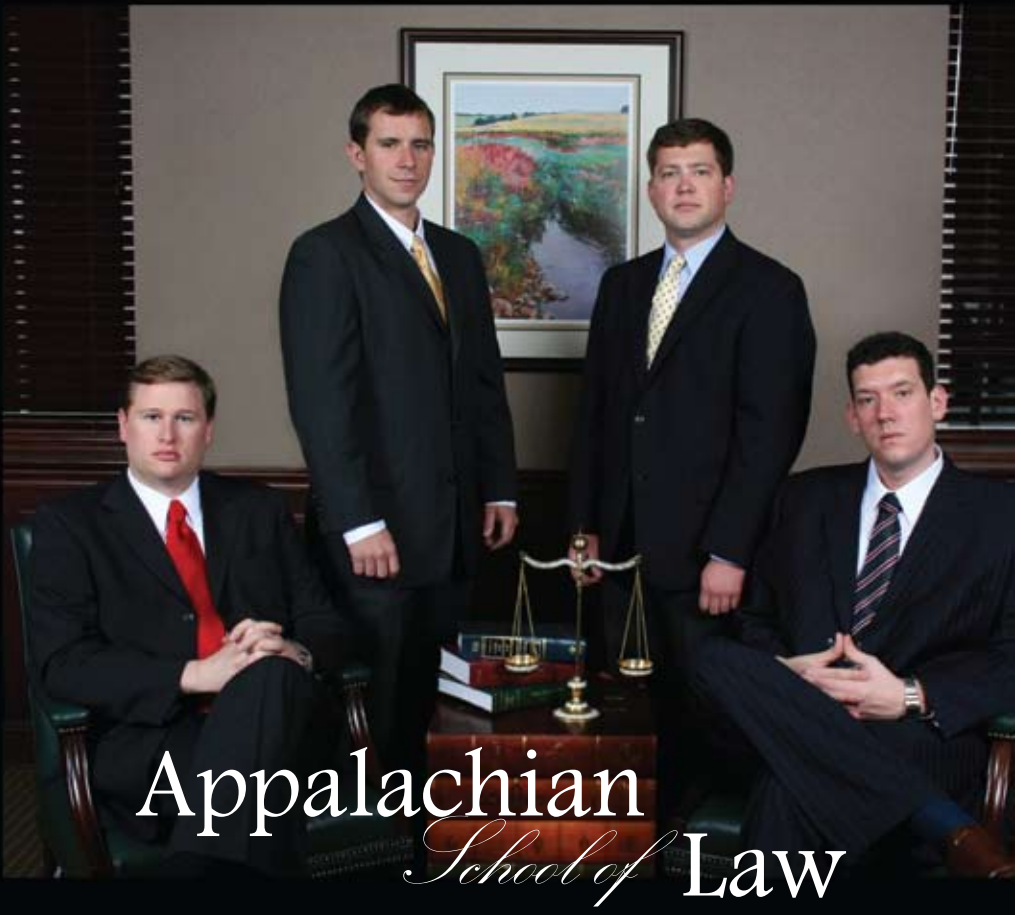
Finally, because the commonwealth already has this conflict with the federal health care law, Virginia is not joining the multi-state suit in Florida. Virginia's case is a unique one; and since it involves a Virginia

See *Why Virginia is suing*, continued on page 4

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## Jobs and Opportunity Agenda from page 2

Research Fund, we will be more competitive with other states and improve our chances of closing economic development deals.

By dedicating new financial resources to strategic initiatives related to advanced manufacturing, biotechnology and life sciences, energy, small business and workforce training, we can position ourselves now to take advantage of a future economic recovery.

We have a great pro-business story to tell in Virginia, but we must have the resources we need to tell that story and the tools we need to recruit prospective businesses to locate in Virginia.

Our "Jobs and Opportunity" agenda provides the state, localities, entrepreneurs and business owners with the adequate resources and policies they need to make Virginia a job-creation leader as the nation emerges from this historic economic downturn. We have invested wisely in the future prosperity of our Commonwealth and her citizens.

*Bill Bolling is the 40th Lieutenant Governor of Virginia, serving since 2006. He previously served in the Senate of Virginia.*

## Why Virginia is suing from page 3

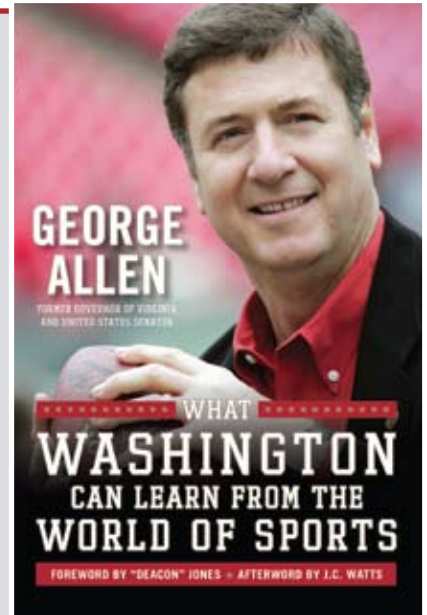
law, it should most properly be first heard in a federal court in Virginia.

While no one knows exactly how the lawsuit will play out, ultimately, this is an argument over how much authority the federal government has in our lives and over the states, and if it will be able to twist the wording of the Constitution so far as to take even more power from the people for itself.

Providing health care for all citizens is a laudable and worthy goal, but conceding our very freedom and the freedom of future generations to achieve that goal is a dangerous and inequitable exchange.

*Ken Cuccinelli is the 46th Attorney General of Virginia and previously served in the Virginia State Senate.*

The world of sports usually makes sense: hard work is rewarded with advancement and wealth, rules are rules, referees know their place on the sidelines and stay put, and winners know there is no "I" in Team. In Washington, things seem to be quite the opposite. In *What Washington Can Learn From The World of Sports*, former Governor and U.S. Senator George Allen describes some of the best and toughest moments in sports history—and the lessons politicians can learn from them.



*What Washington Can Learn From The World of Sports* busts the myth that Washington can't be fixed and demonstrates it's time for America to return to what works—the spirit and principles of fair play, hard work and keeping score. By combining memorable sports anecdotes with the vital political issues we face, Allen shows that the core values of sports have real world applications to life and politics.

Available at [Amazon.com](http://Amazon.com) and in local bookstores.

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# Meet Governor McDonnell's Cabinet



## Secretary of Administration

Lisa Hicks-Thomas is Deputy Attorney General for the Technology, Real Estate, Environment and Transportation Division in the Office of the Attorney General. She was appointed Deputy Attorney General in 2007 by then Attorney General Bob McDonnell. Hicks-Thomas began her public service as an Assistant Commonwealth's Attorney in Chesapeake. She volunteers at the Central Virginia Food Bank Community Kitchen.

*I am honored to have been asked by Governor McDonnell to serve the people of the Commonwealth of Virginia as Secretary of Administration. Immediately upon inauguration, Governor McDonnell moved his balanced budget and job growth agenda forward. The Secretary of Administration oversees what many would refer to as the "back-office" operations of state government and is thus particularly well suited to carry out Governor McDonnell's charge of finding efficiencies in state operations. Doing so will certainly test some conventional ideas at a time when many Virginians find themselves challenged to maintain businesses, homes, and families. The best answers may be new answers. To get where we need to be, we will listen to stakeholders, elected officials, and citizens as we act in the best interests of the Commonwealth.*

*The agencies of this Secretariat will honor the Governor's commitment to building a Commonwealth of Opportunity through the application of earnest work, integrity and excellence.*



## Chief of Staff

Martin L. Kent was an attorney with the Virginia Office of the Attorney General. In 2006, after being elected Attorney General, Bob McDonnell appointed him to serve as his Chief Counsel where he oversaw Attorney General McDonnell's Government and Regulatory Reform Task Force. In addition, he is the current Treasurer of the Hanover Bar Association and participates in other civic organizations and activities in his area.

*Serving Virginia as Governor McDonnell's Chief of Staff is a tremendous honor and privilege. My primary responsibility over the next four years is to help shape policy and direct the administration to ensure that we advance a "Commonwealth of Opportunity." With the selection of a strong cabinet and appointment of proactive agency heads, we are well on our way. By continuing to work cooperatively with the Virginia General Assembly, we have balanced a significantly imbalanced budget and enacted new incentives to help Virginia recruit and retain private business. We are now beginning to embark on an initiative to institute reforms with regard to the way we conduct the people's business. I view my role as a fiduciary of the trust placed in the Governor by the citizens of this great Commonwealth. It is critical that all of the Governor's cabinet work together to carry out his agenda and to effectively do the work of state government as required by the Constitution and Code of Virginia. We will assist the work of the private sector in growing the economy and creating jobs; provide the tools necessary for our law enforcement and first responders to protect our citizens; ensure that important steps are taken to improve our infrastructure; provide affordable options in obtaining the best education available; and craft a comprehensive long term workable strategy to address access to and the availability of healthcare options in the Commonwealth. Working together as a cohesive unit, we will accomplish this during Governor McDonnell's term.*



## Secretary of Agriculture and Forestry

Todd Patterson Haymore was appointed by former Governor Tim Kaine as Commissioner of the Virginia Department of Agriculture and Consumer Services (VDACS) in 2007. Haymore was President of the Tobacco Association of United States Board of Governors from 2005-2007. He currently serves on the Richmond Forum Board of Directors and the Virginia Tech Victims (VTV) Families Outreach Foundation Board.

*I am honored to serve in Governor McDonnell's Cabinet as Secretary of Agriculture and Forestry. The Governor's mandate to create jobs and more economic opportunities throughout the Commonwealth has become my charge. Let me share with you several of the Administration's key objectives for Virginia's agricultural and forestry interests.*

*First, we need to continue to enhance the Commonwealth's domestic and international marketing of agricultural and forestry products. We are working diligently to promote and facilitate the profitable sale of agricultural and forestry products grown and/or processed in Virginia so that the state's farmers and producers will have as many opportunities as possible to move their products into the global marketplace.*

*Secondly, we are promoting economic investment and the creation or retention of agriculture and forestry-related jobs by assisting Virginia firms with their growth and expansion efforts. And, we are working to recruit new firms to the state.*

*Finally, as a Virginian who was born and raised on a Southside farm, our efforts to promote the preservation and conservation of working farms and forests has both personal and professional significance for me. Governor McDonnell's goal is to preserve 400,000 acres of open space in Virginia during his gubernatorial term is an important one, and I will work with him and our localities to try to preserve and conserve as much working farm and forest lands as possible.*

Continued on page 6

## Chief Job Creation Officer

Lieutenant Governor Bill Bolling was re-elected to serve as the 40th Lieutenant Governor of Virginia in 2005. Prior to his election, Bill Bolling served for 10 years in the Senate of Virginia.



*It is both an honor and a privilege to be able to serve in the Cabinet of Governor McDonnell. As Virginia's first Chief Jobs Creation Officer, I'm excited that I'll have the opportunity to head up the state's economic development and jobs creation programs and I am eager to focus on turning this economy around by helping to create jobs, which in turn will help Virginia's families.*

## Secretary of the Commonwealth

Janet Vestal Polarek has worked for over 10 years in different capacities for Governor McDonnell in both political and governmental roles. She began her service as a legislative intern for then-Delegate McDonnell then moved into a political role helping to manage his 1999 re-election bid. Polarek served as Chief of Staff and Director of Administration for then-Attorney General McDonnell.



*I am very honored to serve Governor McDonnell and the citizens of Virginia as the Secretary of the Commonwealth, one of the oldest positions in state government. The Secretary of the Commonwealth's office makes recommendations to the Governor for over 4,000 positions on volunteer boards and commissions, manages extraditions, clemency petitions, service of process, and pardons, authenticates foreign adoption documents, certifies notary publics, and handles lobbyist registration, disclosures and conflict of interest filings.*

*In the first few months, we have trimmed the office budget, instituted a new online system for applying for boards and commissions, and streamlined many functions in the office. We are always looking for ways to do things better and will continue our efforts to make our office more effective, efficient and citizen-friendly throughout the McDonnell administration.*

*We have made significant technological upgrades to our boards and commissions process by creating a new online application system (OASYS), and we have encouraged all qualified and service-minded Virginians to participate in the government of our Commonwealth by offering to serve on a board or commission, or by recommending qualified candidates.*

*Additionally, Governor McDonnell has streamlined the restoration of rights process by establishing a 60-day response deadline and reducing the waiting period from 3 to 2 years for those who have been convicted of a non-violent felonies.*

*We stand ready to assist anyone who needs help from the Secretary of the Commonwealth's office. More information on the office, including contact information, may be found at: [www.commonwealth.virginia.gov](http://www.commonwealth.virginia.gov).*

## Secretary of Commerce and Trade

James S. Cheng has over 20 years of experience in Information Technology and Government Contracting. From 1994-2005 he served as founder and CEO of CHM, a government contracting company that specializes in Information Technology. Under his direction the company grew from a staff of 5 people to 550 and \$90M in revenue at the time of sale in 2005. In 1999 his company was named Virginia Business Magazine's fastest growing private company in Virginia and #12 fastest growing private US Company in Inc Magazine's "Inc 500." In addition, Cheng is active in the community. He has served on the boards of non-profits, state-level and community-based organizations.



*Serving as Governor McDonnell's Secretary of Commerce and Trade, it is a tremendous honor to work with individuals in every region and industry sector to help create a "Commonwealth of Opportunity" for all Virginians. We have an incredible opening during these challenging economic times to work together at all levels of government in partnership with the private sector to create an environment for entrepreneurship and prosperity to flourish. We will expand economic opportunity through a strong, dedicated workforce, proper tax structure and reduced regulation.*

*Through the partnership of all who advance the Commonwealth—at home and abroad—we are continually seeking ways to make Virginia an even better place to work and vacation. The story of Virginia began as an economic venture—and we have a great story to tell why Virginia remains the best place to do business over 400 years later. We hope you will continue to be a strong shareholder in this enterprise we call Virginia.*

## Secretary of Natural Resources

In 2001, Domenech was appointed to the U.S. Department of Interior as Deputy Director of External and Intergovernmental Affairs. In 1981, he started work with the Forest Resources Association. In 1990-1993 he became the Director of Forestry Programs at the FRA's headquarters in Washington, DC. Most recently, Domenech served as the Acting Deputy Assistant Secretary of Insular Affairs where his duties were to manage U.S. relations with seven insular areas.



*There are many environmental challenges facing Virginia. But there are also many environmental opportunities. Our vast natural resources can be the engine for economic development from eco-tourism to renewable energy to producing our food and fiber. With our new Governor, we look forward to meeting these challenges, creating new opportunities and finding innovative solutions that will benefit all Virginians.*

*When my family moved to Richmond from Puerto Rico in the early 1970s, I quickly fell in love with Virginia's history and beauty. Who wouldn't? That led me not only to develop a love for Virginia's great outdoors -- for hiking, camping, and caving -- but it led me to Virginia Tech to earn a degree in Forestry and Wildlife Management and pursue a career in natural resource management for most of the last 30 years.*

*It's a challenging arena, but one that I love, because I believe it's so important. For most of the last decade I worked on these issues at the Federal level. Now I have the opportunity to apply what I've learned here in the Commonwealth I call home.*

## Secretary of Education

Gerard Robinson served as the president of national nonprofit and nonpartisan organization Black Alliance for Educational Options (BAEO). In 2006-2007, he served as a senior research associate for the School Choice Demonstration Project at the University of Arkansas. In addition, Robinson served as a member of the Wisconsin team that worked on a U.S. Education funded project with the National Association of Charter School Authorizers. While serving as executive director of a nonprofit organization in New York City, he opened a New Jersey charter school.



*It is the highest honor to serve the people of the Commonwealth as Governor McDonnell's Secretary of Education. Virginia has long been known for its wonderful K-12 schools, as well as an extraordinary public and private post-secondary education system. I intend to work hand-in-hand with the Governor and our colleagues in the General Assembly to ensure that Virginia's schools will continue to be among the best in the country.*

*We will work to expand charter schools in the Commonwealth which will expand educational opportunities to all students. We are committed to reaching our goal of awarding 100,000 more higher education degrees and certificates over the next 15 years. We will work together with Virginia's community college system to improve work force development and to ensure that all Virginians have access to the education and training that they will need to compete in our 21st century economy. A continued emphasis on science, technology, engineering and math, often times referred to as the STEM subjects, is necessary so that we can prepare our students for the highly technical, high-paying jobs present today and those that will be created in the future. All of this starts in the classroom and we must work together to make sure that the money needed to fulfill these goals is present. The Commonwealth's greatest resources are our students, teachers, and parents, and we must provide them with the resources to ensure a quality education.*

## Secretary of Finance

Richard D. Brown (Ric) began working with the state in 1971 as an economist with the division of state planning affairs. He then moved on as policy analyst on the Department of Planning budget. In 2008, he was appointed by Governor Kaine as Secretary of Finance.



*I have been doing finance work for the state for almost 40 years. Being Secretary of Finance is both rewarding and challenging. But, with all of its inherent complexities, my job is made easier by a Governor who is fully engaged in fiscal decision making, especially during these troubling economic times. Governor McDonnell continues the tradition of strong leadership at the top echelon of state government. He is extremely personable with a down-to-earth persona. He is forthright and honest in his communications. People are envious of his energy level and his good-natured spirit toward others. His presence in the budget negotiations during the last General Assembly Session greatly contributed to moving all sides toward an agreement despite the difficulties of an historic revenue shortfall brought on by the recession. I am proud to be able to continue my career with state government under his leadership and am honored to serve as the Secretary of Finance.*

## Secretary of Health and Human Resources

William A. Hazel Jr., MD, was elected to the American Medical Association (AMA) Board of Trustees in 2004. Hazel is an orthopedic surgeon in a northern Virginia private group practice. Hazel is active in many professional organizations such as the American Orthopedic Surgeons, American Medical Society, Fairfax Chamber of Commerce and the Medical Society of Virginia. Additionally, Hazel volunteers as the physician for Chantilly High School in Chantilly, VA.



## Secretary of Public Safety

Marla Graff Decker began her career in 1983 as an Assistant Attorney General for the Commonwealth of Virginia. In 2005, Decker was promoted to Deputy Attorney General of the Public Safety and Enforcement Division in the Office of the Attorney General of Virginia. Decker was reapointed to that position by then-Attorney General Bob McDonnell when he took office in January of 2006. In addition, Decker is a life member of the Tuckahoe Volunteer Rescue Squad in Henrico County and lectures to pre-hospital providers on terrorism and public safety issues.



*It is truly an honor and a privilege to serve the citizens of the Commonwealth as the Secretary of Public Safety under Governor Bob McDonnell. Over the course of my 26 years of service with the Office of the Attorney General, I developed a comprehensive understanding of the issues that we face today and have worked closely with our public safety agencies to address matters that effect our neighborhoods, schools, and communities. My many years of experience as a volunteer Emergency Medical Services provider gives me a very practical perspective on the challenges in the areas of emergency management and disaster response.*

*Governor McDonnell's top priority is public safety. I look forward to continuing my work with local, state, and federal government, as well as community partners, to ensure that Virginia's neighborhoods are safe and secure. Over the next four years, our public safety team will focus on combating gangs, ensuring the rights of victims, protecting citizens against computer and internet crimes that continue to violate the privacy of Virginians, addressing the safety of our children and seniors, and working to develop and implement a comprehensive statewide prisoner re-entry plan at the juvenile and adult levels in order to strengthen our criminal justice system. Despite the difficult challenges ahead, I am confident that the McDonnell Administration will make significant advances in protecting the lives and property of the citizens and visitors of the Commonwealth of Virginia.*

Continued on page 8

## Secretary of Transportation

Sean T. Connaughton served as Corporate Vice President, Government Affairs for the American Bureau of Shipping, one of the world's leading ship and marine classification societies. He also served under former President George W. Bush as U.S. Maritime Administrator where he was head of the Maritime Administration and the U.S. Department of Transportation. Connaughton was selected to receive the 2009 Vincent T. Hirsh Maritime Award for Outstanding Leadership by the Navy League of the United States. In 2009, he received the "Maritime Samaritan Award" from the Apostleship of the Sea of the United States. Currently, Connaughton is a Trustee of the Joe Gibbs Youth for Tomorrow home, which is a residential program for at-risk adolescents of the Greater Washington area.



*It is an honor to serve the people of the Commonwealth as Governor McDonnell's Secretary of Transportation. Following a successful legislative session in which the Governor closed a \$4.6 billion dollar budget deficit, I am looking forward to working with our colleagues in the General Assembly, our stakeholders and the public to address the Commonwealth's transportation challenges and opportunities.*

*Transportation is the tie that binds us together, and it serves as a major catalyst for economic growth and development. To improve our transportation system and increase prosperity, we are going to find innovative financing options for our transportation program, focus investment to decrease congestion and improve quality of life, streamline the PPTA process, reduce burdensome regulations, and increase rail and transit options for greater mobility.*

## Senior Advisor for Policy

Eric Finkbeiner was a Senate appointee to the Virginia Criminal Sentencing Commission. He served in both the Wilder and Allen administrations. He served as policy advisor to Governor Allen on public safety and transportation issues. Under Wilder he served as Director of Public Affairs for the Department of Criminal Justice Services. In 1999 he joined McGuire Woods law firm where he was a partner and represented both the Federation of Virginia Food Banks and the Tangier Island Health Foundation on a pro-bono basis.



*It is a tremendous and humbling opportunity to serve as Governor McDonnell's Policy Director. With the Governor's leadership, the General Assembly worked in bipartisan fashion to support his "Jobs and Opportunity Agenda"—strengthening Virginia's advantages over other states when it comes to retaining and attracting major employers. Additionally, we were able to advance key reforms that will put Virginia in the vanguard of education options like charter, virtual and college laboratory schools. Over 80% of the Governor's legislative agenda passed during his first session while he worked with Republicans, Democrats and key stakeholders to close a \$4 billion budget shortfall without raising taxes.*

*In the coming year, the Policy Office will be working with the Governor's 3 blue ribbon commissions (Jobs and Economic Development, Government Reform and Restructuring, and Higher-Ed Reform) to develop legislative, budgetary and programmatic initiatives in support of his Commonwealth of Opportunity. Governor McDonnell's legislative agenda for 2011 is in its early development stages and we look forward to working with the people, businesses, and advocacy organizations to ensure even greater success for the Commonwealth next year.*

## Secretary of Technology

James D. Duffey, Jr. served as President & CEO of Duff Consulting. Duffey spent 24 years at Electronic Data Systems Corporation (EDS). He held many different titles in the U.S. and Europe including vice president and general manager of Global Supply Chain Management. He also was vice president and general manager, public sector, for three years, responsible for all of EDS' state and local, federal, civilian, military and Medicare client relationships. In addition, Duffey spent 12 years in Europe leading the EDS Iberian and Italian strategic business units (SBUs). Duffey has been very active in the Northern Virginia business and technology community. He served as Vice Chair of the Northern Virginia Technology Council (NVTC) from 2006 to 2009 and currently serves as an NVTC Board member.



*It is my honor to serve the citizens of the Commonwealth as Governor McDonnell's Secretary of Technology. Since the beginning of the Administration I have been working with the Governor to make sure that Virginia's information technology operations are in order, including: Working with members of the General Assembly to change the law so that all of the Commonwealth's IT functions now report to the Governor through my office; Appointing a new Chief Information Officer, Sam Nixon; and renegotiating our long-term infrastructure outsourcing agreement with Northrop Grumman.*

*As we move into the future, I look forward to working with stakeholders across the Commonwealth to build a vibrant technology landscape capable of creating a new generation of jobs, companies, and economic opportunities while sustaining the high quality of life that Virginians have come to enjoy. Specifically, my team will work to make Virginia the "go to" state for entrepreneurs, find innovative ways to commercialize the research and development coming out of our universities; facilitate the delivery of affordable broadband services and applications in unserved areas; and support the deployment and adoption of automated healthcare support systems.*

## Counselor and Senior Advisor to the Governor

Jasen Eige first worked with Governor Bob McDonnell in 1999 as an intern in his legislative office during law school. He then clerked for the Honorable Glen M. Williams, Senior United States District Judge for the Western District of Virginia. In 2003, he worked as Assistant Attorney General in the Trial section of the Civil Litigation Section in Attorney General Jerry Kilgore's Administration. He served as Chief of Staff and Counsel to then Attorney General Robert F. McDonnell in 2007, where his duties included overseeing the Administrative division of the Office of the Attorney General including the Finance, Human Resource and Technology departments. Eige contributed to cutting the office budget by more than 19 percent without layoffs. In 2009, Eige joined Governor McDonnell's gubernatorial campaign as Chief Counsel.



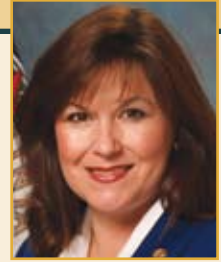
*It is an honor and a privilege to serve the citizens of the Commonwealth in my role as Counselor to the Governor. My responsibilities include advising the Governor and the Cabinet on a host of issues and topics that impact the citizens of Virginia, and meeting with citizens and stakeholders to facilitate efforts to make Virginia a better place to live and work. I assist the Cabinet, agency heads and other state employees in achieving the Governor's goals, and ensuring that all legal aspects of policy issues are considered to develop the best possible solutions for improving the lives of our citizens. My responsibilities also include working closely with the Attorney General's Office on behalf of the Governor.*

*I also help to ensure that state government remains open and transparent by working with citizens and the media when the Governor's Office receives Freedom of Information Act requests. I am proud to work with the Governor on criminal justice matters, including his initiative to assist citizens with the pardons and restoration of rights process, which is crucial to ensure citizens, who have paid their debt to society, are reintegrated into their communities, able to find meaningful employment and become productive citizens. It is a humbling process to see firsthand what these citizens are doing with their lives.*

*Finally, I enjoy helping to achieve the high standards the Governor and citizens expect from their public servants by ensuring his staff complies with all applicable laws, regulations and Administration policies. The rule of law is a foundational component of our form of government, and I am privileged to have the opportunity to assist the Governor in ensuring Virginians have the best possible government.*

## Assistant to the Governor for Commonwealth Preparedness

Terrie L. Suit represented the citizens of Virginia Beach and the Chesapeake area for a little under a decade as a member of the Virginia House of Delegates. While in office she chaired both the General Laws Committee and the Virginia Housing Commission. In 2005, Suit received the Hampton Roads Outstanding Women in Public Service award.



*I am proud to serve Governor McDonnell as his Homeland Security Advisor and Senior Advisor for Military Affairs. My priorities are to ensure the citizens of the Commonwealth are protected and prepared for natural disasters and human-caused emergencies. We do this through working with our first responder communities and our state and federal partners by developing a seamless, coordinated security and preparedness strategy and implementation plan. I also have the honor of working with the Commonwealth's military communities. I will be engaged in developing relationships with active duty military leaders, quality of life initiatives, and assisting communities with the 2005 Base Realignment and Closure Committee impacts. I look forward to the next four years of serving the people of Virginia.*

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# “Can I help you with that?”

## She Makes Mansion Home By BONNIE ATWOOD

She moves very quickly from handshakes to hugs, from “Mrs. McDonnell” to “I’m Maureen.” While some First Ladies, at least in the national news, have announced, “I’m one of you,” Virginia’s First Lady is the one who will leave no doubts.

Before this interview, this reporter had been well briefed. An opposing candidate for governor had tipped us off that Mrs. McDonnell had at one time cheered as a “Redskinette.” The Capitol cops had told us that she’s wonderful to work with. An aide had said, “I hope she never changes.” And a member of the cabinet’s staff had told us, “She’s a hoot.” We saw her warm and gracious smiles on some campaign stops, and at some “meet and greets.” We read the newspaper interview in which she tells us her wedding present was a sewing machine.

We met on the second floor, in what’s known as the Capitol Room. Cushy sofas and chairs overlook the Virginia Capitol. The sun pours in on the very blonde First Lady, dressed for spring in yellow and green, with a little Celtic cross lapel pin.

Ginger, the still-frisky, 11-year-old part-collie that the McDonnell’s adopted when she was a pup is merrily exploring the room. She barks with discovery that a reporter is present, but quiets down acceptingly when she realizes we were carrying no treats.

“I’ve always had pets,” said Mrs. McDonnell. That kind of fits in with her big family background. She was one of nine children—seven girls and two boys. They were from Northern Virginia, and her father worked for the F.B.I. They had moved around some, but Northern Virginia was always home base.

After graduation, she, too, worked for federal government, moving from secretary-stenographer up to security assistant, handling clearances for the U.S. State Department’s Arms Control and Disarmament Agency (ACDA).

“Hey, do you want me to help you with that?” The First Lady of Virginia is suddenly on her feet, offering assistance to a beige-uniformed delivery man who is juggling packages as he opens and shuts the door to the room.



Back to our interview. She was living in Northern Virginia, when she went to a summer party that changed her life forever. The pretty Maureen Gardner met Bob McDonnell, a college student attending the great University of Notre Dame. We both bent over his 1976 class photo, published on page 3 in the last *Virginia Capitol Connections Quarterly Magazine*.

“I bought him that tie!” she exclaimed. The photo shows a handsome young man, clean cut and ready for a promising future. In the photo adjacent to that one, he is wearing his special inauguration necktie, and if it’s possible, he looks even happier. A beaming Mrs. McDonnell by his side.

The Inauguration Ceremony was held on the south side of the capitol in a surprise burst of glorious, sunny respite, during a particularly harsh winter, even in the south.

So now that she has re-painted the mansion walls (the Capitol Room is a dignified gray that really brings out the white colonial trim), unpacked, gotten the family (her twin boys are still in high school) and Ginger settled in, made some public appearances, what will be her signature project? Most First Ladies choose a

theme, and sometimes more than one, to bring attention to while they occupy the spotlight. Eleanor Roosevelt even went down into coalmines as she blazed trails as significant as her husband’s. Betty Ford’s name became synonymous with both fighting breast cancer and beating alcohol addiction. Virginia’s immediate past First Lady, Anne Holton, brought public awareness to the foster care system.

As we talked, she was still organizing the idea, to be called “FLITE”: First Lady’s Initiate Team Effort. By the time you read this, FLITE will have already been launched. It has four parts:

A Commonwealth of Opportunity for Preventive Health and Wellness

- A Commonwealth of Opportunity for Economic Development, with a specific focus on the Virginia Wine, Film, and Tourism Industries
- A Commonwealth of Opportunity for Military Families
- A Commonwealth of Opportunity for Women

The initiative will recognize and celebrate Virginians who are creating a “Commonwealth of Opportunity.” Over the next four years, Mrs. McDonnell hopes to establish and maintain an electronic bulletin board of successful efforts in the four key areas identified, as well as showcase recognized efforts on a website designed to provide information to communities and citizens that wish to replicate or get involved in these programs. She will also work to increase awareness and aid in implementation of successful initiatives across Virginia.

And she’ll do it, moving from handshakes to hugs.

*Bonnie Atwood is an award-winning freelance writer, working for Tall Poppies Freelance Writing, LLC. She can be contacted at [atwood@tallpoppiesfreelance.com](mailto:atwood@tallpoppiesfreelance.com).* 



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## Welcome, Delegate Eileen Filler-Corn

By LASHARI CELISTAN

When I walked into Eileen Filler-Corn's office, it was apparent that she hasn't been there long. I arrived just after the special election in which she defeated Kerry D. Bolognese for the seat in the 41st district that had become available after former Delegate David Marsden became Senator. The only hint that anyone actually occupies the space is the colorful "congratulations" sign hanging on the back wall.

"The election was Tuesday night. I came in at nine on Wednesday and I was sworn in by noon," laughed Filler-Corn, who won in the special election held Tuesday March 2.

Delegate Filler-Corn and her husband, Bob Corn, have two children, Jeremy, 15, and Alana, 13, who both attend Fairfax County public schools. Filler-Corn has been a resident of Fairfax County for twenty years and said that she chose to move to northern Virginia for the quality of life. "We were looking for a place with excellent schools, a place with a sense of community, a great place to raise kids, and overall great quality of life," she added, "That's why we moved there and that's why we remain there."

Filler-Corn, who is the first female Jewish member in the Virginia House of Delegates, was born in New York City, but credits New Jersey, where she was raised, as her home. When asked what her biggest dream was while in school, Filler-Corn responded, "I wanted to become an attorney, help people and make a difference."

This was not the first time Filler-Corn ran for office. She ran ten years ago against Jim Dillard. "It was a great experience running back then," said Filler-Corn, of her 1999 attempt. She added, "He [former Delegate Jim Dillard] endorsed my candidacy this time around based on my support for public education," she added.

Filler-Corn took a hands on approach to running her campaign. "We probably knocked on 2,000 doors in the 41st district," she said. "Really hearing the issues was the highlight for me."

One of those issues was the budget cuts that Virginia is currently facing. "The concerns over budget cuts are just paramount... the number one issue by far," she added, "The last place I would recommend cuts is in public schools."

"Most of the residents of the 41st district moved there for the schools," said Filler-Corn of the Fairfax County school system, one of the best school systems in the nation. Aside from politics, Filler-Corn's interests include spending time with her friends and family and attending her children's basketball games.

"I'm very excited, honored and thrilled to represent great citizens. Somebody mentioned to me coming in at the time that I did I'll be drinking from the fire hose...there's a lot to learn."

*Shari Celestan, a May 2010 graduate of Virginia State University, served as an intern in the office of David Bailey Associates during the 2010 Session.*



Eileen Filler-Corn

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# Recent Virginia Governors— Presidential Timber?

By MICHAEL E. BELEFSKI

Will Robert F. McDonnell continue the tradition of recent Virginia governors aspiring to higher office? That was the question around Richmond's state capitol and Washington D.C. circles even before he took the oath of office as the Commonwealth's 71st governor.

It seems like every modern Virginia governor, regardless of political party affiliation, wakes up every morning humming "Hail to The Chief." But if you look at recent Virginia governors' quests for the presidency and vice-presidency, the idea is not a good one.

Former governors Douglas Wilder (D), George Allen (R), Jim Gilmore (R), Mark Warner (D), and Tim Kaine (D) failed to achieve their quixotic quest to be either President or Vice-President of the United States.

You have to look at the individual reasons that made them consider running for higher office.

Is it their political ego personality?

Is it their want to leave their mark in history?

Is it Richmond's proximity to Washington, D.C.?

Is it the Virginia's governor's one-term limit?

Is it the off-year gubernatorial election cycle?

The most common factor is that they all turned out to be short-lived presidential and vice-presidential aspirations.

According to Tyler Whitley of the Richmond Times-Dispatch, "It's all of the above reasons. It's the timing—they don't have to run for re-election. They all had a reason for not getting very far and I think maybe they were not very high on the list in the first place. That's one of the reasons."

Larry J. Sabato, Director of the Center for Politics at the University of Virginia and author of *The Year of Obama: How Barack Obama Won the White House*, and over twenty books on the American political process said, "It's different in every case but obviously these are ambitious people and they wouldn't be governor if they weren't.

Virginia has become a very important state. People don't get that. They think of

Virginia as being a population backwater. It's the twelfth largest state and we have now become a key swing state obviously so it's even more critical. And I do think the one-term limit has something to do with it also. Virginia governors realize that they are there on the mountaintop for a very brief period compared to other governors and senators. They have to move quickly to capitalize on their election as governor."

Frank B. Atkinson, author of *The Dynamic Dominion* and *Virginia in the Vanguard*, said: "I do think that the proximity to Washington and the off-year elections have had the effect in numerous occasions of having the messages, policies and strategies that were used in a Virginia race watched, examined and analyzed by the national political establishment in their perch in Washington. You really can't avoid that. As a result it is always in a year before the mid-term elections. So I think Virginia



politics takes on a greater prominence in the national discussion as a result of both the proximity and the calendar."

"There's another aspect of Virginia politics that gets it into the middle of presidential discussion and national politics discussions, including presidential, and that is it's a very competitive state and has been something of a bell weather nationally, and so the fact that

the people who emerge from that competitive process often seem well-positioned to run nationally is proven to be a recurring theme," Atkinson noted.

Atkinson continued: "It's generally the competitive system that produces center-right governors. The ones that have emerged as national contenders generally are either centralists or just right of center and that is where the national center of gravity is: so when you start looking at who won in Virginia that could be a pretty good indicator of who can win nationally. So you take those factors—those atmospheric factors—specifically the proximity, the calendar and the competitiveness, and it is not surprising then that you get a fair amount of buzz within Washington about the Virginians."

Doug Wilder, elected in 1989 as the first African-American governor in the United States, declared himself a candidate for President in 1992 with the slogan "Put

America First" and said, "I run to win." He withdrew less than four months after he officially began his campaign, becoming the first candidate to pull out of the race.

Wilder explained that balancing the rigors of running a state government and conducting a national campaign had not been easy. "I was left with a choice: either to devote all my energies to delivering that message or to be guiding Virginia through these difficult times. I have chosen the latter, as my pledge and responsibility demand," said Wilder.

In a Richmond News-Leader annual pre-legislative session survey, legislators rated Wilder's chances of winning the nomination as slim or non-existent. A few legislators foresaw the possibility that he might be the vice-presidential choice. Delegate Ken Plum (D-Reston) was critical of Wilder's presidential ambitions. "The largest employer and corporation in Virginia is state government. It needs a full time CEO," Plum wrote.

"It made him [Wilder] very unpopular. He had just gotten elected governor and of course all the attention being the first African-American governor of any American state and literally, it seemed like a few months later he was off running for president when we had a terrible economic crisis at that time. That did him no good at all," commented Sabato.

In reality, he lost interest and didn't make any headway in his quest to be the first African-American president.

George Allen was elected Governor in 1993. He was elected U.S. Senator in 2000 and was defeated for re-election in 2006. Prior to that defeat, many considered Allen Capitol Hill insiders and the news media to be the frontrunner for the 2008 Republican nomination for either president or vice-president, and would have run.

"George Allen is a classic example of somebody who was carried away with presidential ambitions and as a result





lost his Senate seat and any future in national politics. Probably, but not maybe, he'll come back in 2012, although you'll never know," said Sabato.

James S. Gilmore III, who was elected governor in 1997, ran on a campaign slogan of "No Car Tax!" While serving as governor, President George Bush picked him to be Chairman of the Republican National Committee. Gilmore spent more than 100 days traveling to 26 states in one year. He departed as chairman when tensions between

him and White House officials became too much and he wanted to spend more time with his family.

In 1999, Gilmore got his chance to play president in "Tom Clancy's Netforce," an ABC television miniseries about big-time computer hacking. He ran for the Republican nomination in 2008 on a slogan of "Drill Now!" and to reinvest Big Oil profits in additional drilling. He was the first of ten declared Republican candidates to drop out of the presidential sweepstakes. "It was a pure ego trip," Whitley said.

Mark Warner was elected governor in 2001 after a losing bid to become a U.S. Senator in 1996 against incumbent John Warner. Sabato said, "He didn't start running really until he got out but he clearly had his eye on it even while he was governor. I think he was able to hold off the ambition to a great degree and a reason for that was because he couldn't achieve very much until that third year as governor. He had to stay focused on his governorship because he didn't get his major achievement until the third year."

In 2008, Mark Warner was a contender for the Democratic nomination for president making the chicken-dinner circuit rounds, but his moderate approach did not catch on and he suspended his presidential quest when Senator John Warner decided not to run for re-election. He ran again for the U. S. Senate seat and this time won against Jim Gilmore. He is considered a future Post-Obama presidential contender.

Tim Kaine was elected governor in 2005 and was one of the top three finalists considered for vice-president on the 2008 Democratic ticket. Kaine was later selected as the Chairman of the Democratic National Committee while also serving as governor. Presently, he serves full-time in this capacity during the 2010 Election Cycle.

"I think the DNC Chairmanship hurt Tim Kaine just as much as the RNC Chairmanship hurt Jim Gilmore, said Sabato. Virginians don't want that. They want a governor to be a unifier for one thing to the extent that a governor can be and they want a governor to focus on state issues. That's what they are there for. They're only in for four years and to take a national party chairmanship guarantees that the governor becomes very divisive and takes his eye off the ball. They both made the same mistake." Sabato continued: "I can see him taking a major role in Obama's presidential campaign. No governor could resist that and he had the good fortune in being the first governor outside of Illinois to endorse Obama for president.

But the chairmanship was a big mistake. It was a big mistake for Virginia and for him and of course I think that played into McDonnell's landslide margin."

Is Bob McDonnell presidential timber?

Elected last year with an overwhelming mandate on a "Jobs, Jobs, Jobs" campaign slogan, everyone expected that Bob McDonnell's positive campaign



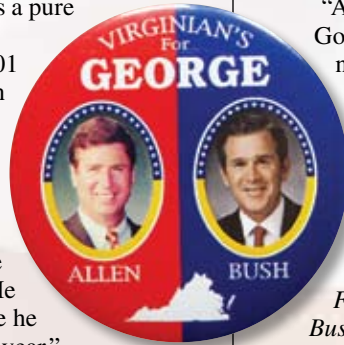
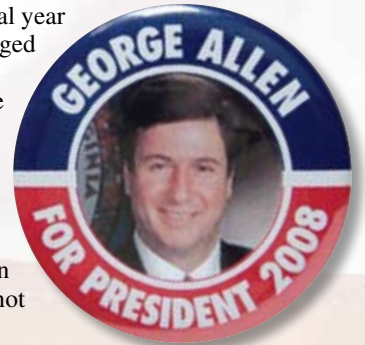
momentum would continue in his initial year in office. Recent events may have changed that perspective.

"McDonnell has blown that. The Confederate history stuff, gay rights stuff and lately the felons voting. He ran a good campaign concentrating on jobs. Jobs have been overshadowed by his Attorney General and all these other issues and I think that has taken him out of the sweepstakes. He's not presidential timber yet," says Whitley.

Sabato commented: "We all have an opinion about what the Confederate History Controversy has done for him—damaged him a lot. But that can be a plus for him. If he can contain his ambition to be president or vice-president and stay focused on being governor for every day of that four year term he's going to be better off. They never see that at the time. But it's true. They're better off if they stay focused on their day job and make it their night and weekend job."

"Assuming they don't subscribe to (Former Governor) Mills Godwin's theory which I happen to believe in—that there is no higher honor than to be governor of Virginia and they ought to be happy with that and quit. But they don't see it that way. By the way, think about it. They have all been made miserable by national ambition. It's ruined almost every one of them in one fashion or another," Sabato concluded.

*Michael E. Belefski is President of CPC CORPORATION, a Communications and Marketing Firm specializing in Performance Management Analysis in Business, Law and Political Systems. He can be contacted at [cpccorp@verizon.net](mailto:cpccorp@verizon.net).*



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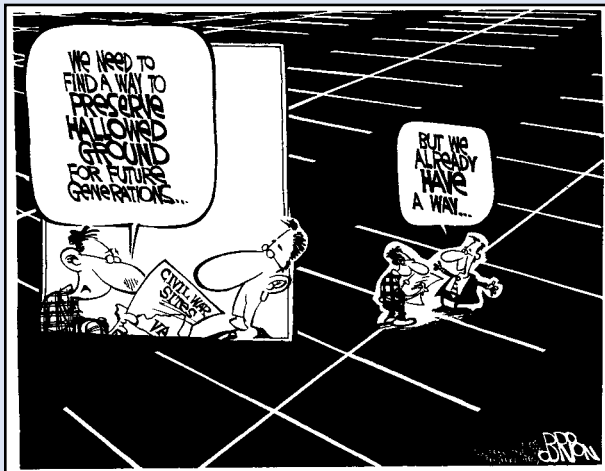
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Gary Brookins, Richmond Times-Dispatch

Editor's note: Replace 'OJ' with whatever 'hype' you feel is relevant today!

Chris O'Brien, Fredericksburg Free Lance-Star



Bob Gorrell, Richmond Times-Dispatch



# Capitol Connections *On The Scene*

Clifford oversees the House of Delegates\*

\*Photos by wandajudd.com  
\*\*Photos by Michaele White



Governor Bob McDonnell honors fallen American heroes on Memorial Day\*\*



Cessie Howell and Charlie Judd enjoy a reception at Old City Hall\*



Virginia State Capitol at night\*



Girl Scouts visit First Lady at the Governor's Mansion\*\*



Albert Pollard of Lumber Smith Sawmills demonstrates a Model 100 portable sawmill for Governor Bob McDonnell at the Virginia Forest Products Association Richmond Expo May 21\*\*



American Red Cross day at the Capitol\*\*



Photo by Michael White

Governor McDonnell ceremonially signs Virginia's first motion picture tax credit legislation in Richmond

Delegate Will Morefield and former Virginia governor and US Senator George Allen pose with the Bluefield helmet



# FOOTBALL RETURNS TO BLUEFIELD COLLEGE



Not a quarterback's helmet' says former quarterback for the University of Virginia, George Allen



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# Investiture of William C. Mims... 100th Justice of the Supreme Court of Virginia



*Mims' Remarks April 9, 2010*

The best selling book, *The Purpose Driven Life*, begins with an ego-correcting truth: "It's not all about you." Or in this case me. That truth brings an ironic smile at this hour, since an investiture is like listening to eulogies at your own funeral without the difficulty of dying.

Indeed, this investiture, notwithstanding, it's not about me. That is what I respect most about the law. John Adams described America as "the empire of laws, and not of men." Despite the misfortune of not being a Virginian, he got it right. The Chief Justice, Justice Goodwyn and my daughter, Katherine, would note, however, that he did receive a decent education at that college in Cambridge, Massachusetts.

At this point, having quoted John Adams, I must make a confession. I am not a Jeffersonian. In my office are three historical prints—my philosophical mentors. With apologies to my friends from The University, Mr. Jefferson is not among them. Though James Madison is, the sobering yang to Jefferson's soaring yin. Madison bequeathed to us the Bill of Rights, the foundation upon which our empire of laws is built.

The triumvirate includes the great Chief Justice, John Marshall, appointed to the United States Supreme Court by Adams, who established the proper limited role of the Judiciary vis a vis the Executive and the Legislature.

The final print is the Irish philosopher statesman, Edmund Burke, who taught that public servants hold our offices in sacred trust. Our perspective must be timeless. Our responsibility is to our peers—those whom we serve; our progenitors—those who came before us; and our progeny—those who will follow.

With that thought in mind, I want to thank my family—Jane, Katherine, Emily, and Sarah—for their love, patience and support. Sarah has pointed out that this is my fourth job in 14 months, not good for the resume. Katherine and Emily both will be married this summer, thus ensuring that this investiture gets no better than third place in the family Christmas letter. My family also includes my siblings—David, Diane and Sandy—who as my "enrobing committee" noted that task was less unpleasant than dressing me a half-century ago.

But as a Burkean, I particularly want to honor the memories of my mother and father, Shirley and Lathan Mims. The poet reflected that they do not die who live in lives the leave behind. My parents' legacy lives in the lives of their children and their children's children. My mother bequeathed to me the foundation of faith and the gift of grace. From my father I learned loyalty and devotion to duty. No greater blessings could be bestowed.

It is only fitting to thank one other individual who is not my family but who has treated me such since my birth. My mother was a Louisianan, my father from South Carolina. I am blessed to be a Virginian because a newspaper publisher from Winchester asked my father to edit his paper in Harrisonburg. Harry F. Byrd, Jr. was that publisher. Members of his family are here today; he is 95 years old and still going strong but is not able to attend.

I want to thank my professional colleagues, my co-laborers in law and public service. To those whom I came to know and appreciate during 14 years in the General Assembly, the political season of my life ends today, but the fond memories will last a lifetime. And I particularly want to salute the dedicated public servants in the Office of the Attorney General, who are watching from their building down the street. The four years I spent at one of the finest public law offices in the nation were meaningful beyond measure.

## Running right.



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I also want to thank the friends of my right hand, in the words of my favorite author, Madeleine L'Engle. You honor me with your presence. Henri Nouwen, another favorite author, speaks of the blessings of presence. True friends do not always have to say or do anything. They merely have to be. Thank you for being here to share this special occasion.

My reading tastes tend to be eclectic. I have several favorite authors, depending upon context, mood and whether I have had a glass of wine. I haven't yet quoted C.S. Lewis and Anne Lamott in the same

See *Investiture of William C. Mims...* continued on page 18

# Attorney General... A Political Position

By BRIAN TURNER

The *Richmond Times-Dispatch* wrote when it endorsed Ken Cuccinelli in the Attorney General's race last October that, "His job will be to advise and represent, not to pursue an agenda." As Attorney General, Cuccinelli clearly disagrees. Cuccinelli told Jay Warren of WSLs in Roanoke in a May 6 interview, "You know, I'm a politician. I ran on an agenda for Attorney General. Got more votes than anybody has ever gotten in the history, and I'm doing exactly what I said I was going to do."

What Cuccinelli has done has been to attract the attention of the national media, civil liberties groups, and politicians in both parties for bringing suit against the Environmental Protection Agency over rules governing emissions of greenhouse gasses, challenging the health care reform law in federal court on constitutional grounds, advising Virginia's colleges and universities to remove sexual orientation as a protected category in campus anti-discrimination policies, and seeking documents from the University of Virginia regarding research grants obtained by a noted climate change scientist. A LexisNexis search of mentions in major national publications of each of the fifty state attorneys general during Cuccinelli's first 100 days in office shows the



## Investiture of William C. Mims... from page 17

sentence, but give me time. One whom I frequently quote—my sister Sandy and Governor McDonnell would say too frequently—is Vaclav Havel, the philosopher/playwright who became president of the Czech Republic. I particularly am fond of his essay, *Politics, Morality and Civility*. Having taken on the mantle of the black robe, I no longer may reflect upon politics. However, I am pleased to report that Havel also has written about justice. Quoting Martin Luther King, he notes that "injustice anywhere is a threat to justice everywhere."

Another timeless statement on justice comes from an unlikely source. Micah was known as the people's prophet, "the prophet of the poor and downtrodden." He lived out in the country and was not from a prominent family. Unlike his contemporary, Isaiah, he was not in close touch with the influential and powerful leadership of Jerusalem. If Micah were transported to Richmond today as a lawyer, you would more likely find him at the Virginia Poverty Law Center than in this courtroom.

What does the Lord require of you? Of me? And since we are an empire of laws and not of men, what does the Lord require of our judiciary? Micah answers this question, individually and collectively—"To do justice, to love mercy, and to walk humbly with our God." As noted by one commentator, "How will the world know I am walking humbly with my God?" He answers, "They will know by the way I treat people. Those who walk humbly with their God have a passionate concern for justice being done in society, and a deep concern to treat people mercifully."

In closing, it is overwhelming, my gratitude is overflowing, to play a role in justice being done in society. Though my father passed on a generation ago, I will give him the last word. He preferred it that way. He often told me, with a wink and a smile, "Son, you should be humble. You have so much to be humble about." As I reflect upon this hour, this new season of life, I indeed am humbled. And thankful. And blessed. Thank you for your presence.

*William C. Mims is a former Attorney General of Virginia and has also served in the Virginia House of Delegates and the Senate of Virginia. ▣*

Virginia AG in fourth place, behind only Jerry Brown of California, Bill McCollum of Florida, and Doug Gansler of Maryland, whose ruling in favor or recognition of gay marriages is the reverse image of Cuccinelli's cultural politics.

Cuccinelli is certainly correct when he notes that the attorney general is a political position. The AG runs separately for office in partisan elections in 43 states. Every Virginia Attorney General elected since 1970 has gone on to run for Governor, including current governor Bob McDonnell. Cuccinelli, should he decide to run for governor in 2013, is well on his way to establishing a clear record on which both he and his opponents will certainly campaign.

It is important to remember that crusading attorneys general have increasingly become a feature of American politics. Colin Provost of University College London argues in a recent article that President Reagan's "New Federalism" led to a decreasing role for federal government regulation, and that state attorneys general responded by expanding consumer protection enforcement. State attorneys general office budgets grew at a rate higher than general state government budgets in every state during the 1980s. State attorneys general have often filed suit against federal government agencies as well as private corporations. Provost's research finds 172 cases of multi-state lawsuits brought by state attorneys general between 1989 and 2002. In 1994, Mississippi Attorney General Mike Moore filed the first state lawsuit against thirteen tobacco companies, leading to the \$200 billion-plus Tobacco Master Settlement Agreement in 1998 between the industry and 46 states. New York's attorneys general Elliot Spitzer and Andrew Cuomo have championed consumer protection in the student loan industry and on Wall Street in recent years. All of these actions are certainly a part of politicians' political agendas.

What is striking about Cuccinelli's agenda is its focus on ideological culture wars rather than corporate misdeeds and consumer protection. The issue of states' rights is clearly unsettled in the mind of the Attorney General, and his federal court filing challenging the

See *A Political Position* continued on page 20



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# Global Climate Change

By GLEN SUSSMAN

In January 2010, Lisa Jackson, administrator of the Environmental Protection Agency (EPA) announced that carbon dioxide and other greenhouse gases pose a threat to public health and that under the Clean Air Act, the EPA could and would regulate greenhouse gas emissions. Virginia Attorney General, Ken Cuccinelli's effort to oppose the EPA through a lawsuit sets the tone for this article that examines the issue of global climate change in general and how it impacts Virginians.



Let us begin by providing an overview of global warming and climate change so we have a clear understanding of the issue at hand. To begin, global warming is not a new issue. It can be traced to the work of many researchers including Swedish chemist, Svante Arrhenius who, in 1896, discovered that a buildup of greenhouse gases was associated with the warming of the planet. Research by British engineer, G.S. Callendar in 1938, Roger Revelle and Hans Suess of Scripps Institution of Oceanography in the late 1950s, and Stephen Schneider of the National Center for Atmospheric Research in the late 1980s provided the scientific community with increasing evidence that global warming could have a profound impact on human civilization. In 2007, the Intergovernmental Panel on Climate Change issued its 4th report that argued that human activities through the burning of fossil fuels are involved in the warming of the planet. Notwithstanding natural factors that play a part in global warming and climate change, the issue has become politicized and has centered on the role played by human activities. It is not surprising, therefore, that the fossil fuel industry and its political supporters are very

concerned about the possibility of increased government regulation of greenhouse gas emissions which would mean, in effect, more big government.

For the purpose of clarity, let us define our terms as described by the U.S. National Academy of Sciences and the EPA. Global warming refers to an "average increase in the temperature of the Earth's surface and in the troposphere, which can contribute to change in global climate patterns." Climate change concerns "significant changes in measures of climate such as temperature, precipitation or wind." Also involved is rise in sea level. Despite the impact of natural cycles that affect global climate, the Intergovernmental Panel on Climate Change, the World Meteorological Organization, the U.S. EPA, the U.S. National Oceanic and Atmospheric Administration (NOAA), the U.S. Center for Atmospheric Research, and the National Aeronautics and Space Administration (NASA) all accept the proposition that human activities play a major role in global warming and climate change.

Why should Virginians be concerned about this issue and the attempt by Virginia's Attorney General to oppose regulation of greenhouse gases? First, the cumulative impact of a warmer planet, increased residential and commercial development in coastal zones, and rising sea levels along with more severe hurricanes suggests what the Associate Press called a "recipe for potentially serious natural degradation." Second, in April 2007, a conservative U.S. Supreme Court in a 5-4 decision, ruled in *Massachusetts v. EPA* that the EPA has the authority to regulate greenhouse gas emissions under the Clean Air Act. Despite Attorney General Cuccinelli's attempt to prohibit action by the EPA, it is the Supreme Court that provided the authority for the EPA to take action. Third, while media celebrities Rush Limbaugh and Glenn Beck along with Senator James Inhof of Oklahoma may consider human-induced global warming an "environmental hoax" this is not the case for global and national insurance companies. Global warming and climate change are important issues for

See *Global Climate Change* continued on page 20



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## Global Climate Change from page 19

Lloyds of London Swiss Re, Munich Re in Europe, and American International Group while major insurance companies in the U.S. including Allstate, Traveler's Insurance, State Farm and MetLife are reconsidering their coverage of both private homes and commercial businesses. Obviously, for the insurance industry, global warming is not an "environmental hoax." Fourth, research resulting from the 1st International Summit on Global Warming, Climate Change, and Hurricanes that occurred in June 2007 (I attended and presented a paper) produced further evidence of the dangers posed by human-induced global warming. Climatologists from four continents were less concerned about the frequency of hurricanes and more concerned about the ferocity of hurricanes as they threaten the world's coastal areas including the Gulf and East coasts of the U.S. Fifth, agricultural products ranging from tobacco to wine produced in Virginia would be affected by variation in precipitation patterns. Sixth, tourism could become a victim of global climate change as well which would degrade tax revenues for Virginia. Seventh, in contrast to the position taken by Virginia's attorney general, California Governor, Arnold Schwarzenegger led a coalition of states in an attempt to address greenhouse gas emissions while the Bush (43) administration pushed voluntary rather than mandatory goals and timetables. Eventually, Bush (43)'s EPA administrator opposed Schwarzenegger's efforts.

Now, a comment about the recent so-called scandal referred to as "climategate." Just prior to the December 1999 Copenhagen summit to address global climate change, a political controversy occurred as a result of unauthorized release of e-mails from the University of East Anglia's Climate Research Unit in Great Britain that were posted on

## A Political Position from page 18

constitutionality of the Patient Protection and Affordable Care Act (health care reform), raises very old debates about the power of the states under the Constitution, matters that Southern state attorneys general also raised in the era of massive resistance. Groups like the ACLU and the AAUP have raised concerns about the Attorney General's commitment to principles of anti-discrimination and academic freedom, while ideologically conservative organizations have applauded his actions. That a politician elected to statewide office should have a political agenda should not surprise us, but Attorney General Cuccinelli's agenda stands apart both in its direction and media notoriety.

*Dr. Brian Turner is the Chair of the Political Science Department and a professor at Randolph-Macon College.* [V]

the Internet. According to the *New York Times*, opponents of human-induced global warming jumped on the e-mails as proof that climate scientists were "manipulating data" and "colluding to keep contrary opinion out of scientific journals." Climate scientists responded that despite this controversy, "there exists a broad consensus that the planet is growing warmer." James Hansen, head of NASA's Goddard Institute for Space Studies considers the controversy as one of global warming deniers engaged in "fishing expeditions" in an effort to "discredit climate science." He also argued that if climatologists have actually manipulated climate data, why haven't the deniers of global warming demonstrated how the data would produce a significantly different global temperature change but they haven't done so. Questionable actions by some climatologists can be explained by their frustration with those who deny human-induced global warming despite decades of evidence to the contrary. Moreover, the distortion of research findings of climate science by political appointees of President George W. Bush drew repeated denunciation from Donald Kennedy, editor of the respected and prestigious journal *Science*.

Finally, a recent article in the *New York Times* published in the *Virginian-Pilot* on April 4 raised the issue of the "chilly divide" between climatologists and meteorologists on this issue. Where climatologists are united in their support of the proposition of human-induced global warming we are told that, in contrast, meteorologists are split on the issue. This makes for a nice "great debate" for the news media but distracts from the substance of the issue. My response is as follows: climatologists have an earned Ph.D. while meteorologists have bachelor degrees. With all due respect to hard-working meteorologists, if your child has a serious medical condition and requires brain surgery, what will you do—take your child to Mr. Smith who has a B.A. degree or take your child to Dr. Jones who has an earned M.D.? Some time ago, California Governor, Arnold Schwarzenegger, responded in a similar way about global warming. He stated that if his child were ill, he'd go with the 95% of the scientists who tell him that his child needs treatment, not the 5% who tell him not to worry. In other words, the Governor argued in favor of taking strong measures to deal with global warming.

Global climate change is here, it is happening now, and human activities play a major role in this regard. It is time for Virginians to demand that their political leaders refrain from engaging in an ideologically-based political agenda and instead move forward in pursuing appropriate efforts to reduce greenhouse gas emissions.

*Glen Sussman is a professor of Political Science at Old Dominion University.* [V]

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# Fort Lee: An Economic Engine For Virginia

By CHARLES TODD

The huge growth now underway at Fort Lee has softened the current recession in central Virginia and the greater Richmond area. Denny Morris, Director of the Crater Planning District, provided a brief history of Fort Lee and a perspective of the economic effect of its present expansion.

In the spring of 1917, the U.S. War Department purchased a large tract of farmland in Prince George County, Va., planning to use it as temporary quarters for troops bound for the western front in Europe. Within four months, 1,500 buildings and more than 25 miles of road were constructed. Camp Lee became one of the largest “cities” in Virginia with 60,000 troops training for the war. When the fighting was over in 1918, the camp was abandoned and every building except one was torn down.

Twenty years later, America was on the verge of entering World War II, and Camp Lee was once again drafted into service. Within 24 hours of the order to build new training facilities, thousands of civilian laborers began construction at a furious pace. That building boom was further fueled by the October 1941 decision to move the Quartermaster School from Philadelphia to Camp Lee. The post population also swelled with the addition of the Army Medical



Delegate Riley E. Ingram, a longtime realtor in Hopewell and Prince George County, said in April that “Fort Lee is a city within the area. The greatest number of people using services at the Fort will be reached in 2012. This will be good for the surrounding localities and for the state as well as by increasing the tax base, by the collection of more sales tax, and by more shopping in the Tri-Cities, Prince George, Chesterfield, and Dinwiddie counties. Fort Lee offers opportunities for tourism at Battlefield Park, the Quartermaster’s Museum, and the U.S. Army Women’s Museum.”

Public Affairs officers provided a tour in early April of the construction sites, newly opened buildings, and training areas. Of special interest were the Ordnance Maintenance School, being moved from Alabama and Maryland, which can service the Army’s largest tanks; the Vehicle Flyover recently completed across Route 36; and the C-17 airplane fuselage contributed by the Boeing Corporation for training purposes. Six barracks are being completed in the new Ordnance section. Each houses 624 soldiers, two to a room, with a bath.


The \$50 million Sustainment of Excellence Headquarters Building was completed in 2009. It houses the Combined Arms Support Command, the logistics combat and training development, and command group, and headquarters for the Quartermaster, Ordnance, and Transportation Corps. These agencies will transform Fort Lee into the third largest training installation in the Army, in terms of student numbers. The new Logistics University has training facilities for noncommissioned, warrant, and commissioned officers.

Charles Lee Holmes, a civilian Training Development specialist for the Acquisition, Logistics and Technology Integration Office at the Sustainment Center said, “The investment of millions of dollars on BRAC projects has a two-wave effect- support of the transformation of our nation’s military and an economic boom to the Tri-Cities and all of Virginia. The relationship between Virginia and the ‘new’ Fort Lee is virtually a perfect fit and it preserves the great state of Virginia’s role as the wellspring of democracy for our nation and the world.”

The base enlargement will cost \$1.2 billion, according to the Public Affairs Office. Contracts were

advertised and filed nationally, and 70 percent of the subcontracts were placed with local suppliers. Ironbridge Construction, Inc. of Chesterfield was awarded a \$9.5 million contract for the construction of 34,000-square-foot dining facility for enlisted personnel, W.M. Jordan Co. of Richmond was awarded a \$15 million contract for the Central Campus site work and construction of four Ordnance training facilities, Rocky Hill Construction of Kenbridge was awarded a \$22.9 million contract for a training facility. Other major high-dollar contracts were awarded to Ironbridge Construction, Purcell, Tompkins, Balfour-Beatty, and Jordan/Versar.

The remarkable increase in the post’s population translates into more business for commercial establishments, greater need for goods and services, and additional employment. The boom in construction at Fort Lee has eased the current recession in Central Virginia as well as across the state and promises a sustained economic resource for years to come.

*Charles Todd is a retired public school teacher and administrator and served on the Fort Lee Army Advisory Committee, 1974-81.* 



Army Logistics University—Fort Lee, VA

Training Center and the Women’s Army Corps. Over the course of the war, the army base earned the distinction of being the third largest “city” in Virginia.

Camp Lee remained open after the Second World War and became a permanent installation in 1950, thereafter called Fort Lee. Its population was smaller than before, but it maintained its important role as a quartermaster training base throughout the wars in Korea and Vietnam, as well as Desert Shield, Desert Storm, and other conflicts during the last two decades.

As a result of the 2005 Base Realignment and Closure law, Fort Lee is once again being transformed to meet the needs of the Department of Defense. The mandate to form a Sustainment Center of Excellence- a focused training base for military supply, services, maintenance, munitions, and transportation- will grow the installation’s administrative infrastructure by more than 6.5 million square feet. By September 2011, the number of troops training at Fort Lee will nearly double to 70,000 annually, and the installation’s daily population is expected to exceed 45,000.

# Out In The Open: Family Violence in Virginia

It may happen behind closed doors, but the toll that it's taking on the Commonwealth is no secret. Family violence costs us: in human suffering at every age; rising costs for mental health and medical care; strained resources for law enforcement; diminished workplace productivity; and homeless shelters at capacity. The costs of family violence are real, far-reaching and all Virginians pay.

How well are we doing as a Commonwealth in protecting a fundamental right of residents—to live safely in their own homes? Up until now, we could only guess at the answer. But, a groundbreaking report from the Family and Children's Trust Fund (FACT) brings together data that highlights conditions for Virginians of all ages who have experienced violence within their families.

*Violence At Home: The FACT Report* is unique because it looks at family violence holistically, across different "types" of violence and the entire lifespan. "And what makes the report particularly valuable is that the information is in one place," explained Fran Inge, FACT executive director. "This is essential data for policymakers in every locality."

The report's findings are based on 18 social indicators. Some indicators are familiar, i.e. the percentage of people living below the poverty line. Other indicators are less widely-known, but no less impactful; for instance, statistics on arrests of juveniles for violent sexual offenses committed against a family member. The report also includes hypotheses to questions such as: *What leads to some communities having higher rates of family violence and others having lower rates? Why are arrest rates for family violence different among the regions? What might be reasons for apparent increases in child and elder abuse in some regions compared to others?*

In getting to the answers, don't expect pages of mind-numbing terminology and confusing graphs and references. The format is easy to understand and use. There's a page for each indicator (with a brief explanation of its meaning), plus a map of Virginia and a graph. The findings for each indicator are broken down into eight geographic regions.

"Sobering" comes to mind when describing the data. (One finding: A child's exposure to the father abusing the mother is the strongest risk factor for transmitting violent behavior from one generation to the next.) However, FACT Board Chair David Boehm says the goal of the report isn't to make people Virginians feel as if there's nothing they *can* do. It's just the opposite. "We know that there's so much being done already," Boehm explained.

"The challenge- and what we hope the *Violence At Home* report will spur—is to strengthen existing efforts. Lawmakers and organizations support the idea of collaboration, but there hasn't been a single source of information that distinguishes where efforts are most needed. These are folks who are expected to make tough decisions about allocating resources. Better informed decisions begin with better information," Boehm said.

The report will be unveiled at FACT's "Conference on Community Collaboration in Preventing Family Violence" on June 15<sup>th</sup> in Richmond. Public, private and faith-based organizations are expected to exchange ideas and speak pretty frankly about what's working in their communities and where they need help. Fran Inge said that she is eager to share this first edition of *Violence At Home: The FACT Report*. "The Commonwealth has so many dedicated organizations and individuals that will benefit from a definitive report on family violence across the lifespan continuum, because Virginians of every age are affected by this. They understand the terrible costs of family violence. Now it's time for the rest of us to."

*The Family and Children's Trust Fund (FACT) was created by the General Assembly in 1986 as a public-private partnership for the prevention and treatment of family violence, including child abuse and neglect, domestic violence, sexual assault, elder abuse and neglect, dating violence and suicide. The Board of Trustees are appointed by the Governor and confirmed by the General Assembly. Representing every region in the Commonwealth, they raise and distribute funds that support local community programs and statewide public awareness projects.*

*Violence At Home: The FACT Report will be available online at [www.fact.state.va.us](http://www.fact.state.va.us).*



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# Native Americans of Far Southwest Virginia By FRANK KILGORE

“So live your life that the fear of death can never enter your heart. Trouble no one about their religion; respect others in their view, and demand that they respect yours. Love your life, perfect your life, beautify all things in your life. Seek to make your life long and its purpose in the service of your people. Prepare a noble death song for the day when you go over the great divide. Always give a word or a sign of salute when meeting or passing a friend, even a stranger, when in a lonely place. Show respect to all people and grovel to none. When you arise in the morning give thanks for the food and for the joy of living. If you see no reason for giving thanks, the fault lies only in yourself. Abuse no one and no thing, for abuse turns the wise ones to fools and robs the spirit of its vision. When it comes your time to die, be not like those whose hearts are filled with the fear of death, so that when their time comes they weep and pray for a little more time to live their lives over again in a different way. Sing your death song and die like a hero going home.”

Chief Tecumseh, Shawnee Nation

If you were born and raised in far Southwest Virginia, you are very familiar with numerous people who claim that their grandmother or great-grandmother was a “full-blooded Cherokee.” I cannot speak about this rural legend in the rest of Central Appalachia, but I suspect the fable of this prolific woman is widespread.

So, what is our fascination with being part of the Cherokee tribe? Is it a handy way to explain some of our mountain peoples’ dark features that are probably more of a mixed Melungeon background than any recent Cherokee connection? Like most people of some distant Melungeon descent, I was not aware of the term until I was in my twenties, and only after Brent Kennedy of Wise, Virginia, opened up the family history for thousands of Appalachians did doubt about the Cherokee “Lucy” start to form. It is time to let her rest, especially since the last vestige of a Cherokee presence in our area was roving hunting and warring groups of young, militant men in the mid-1700s.

How can we be so sure that descendants of established tribes of Cherokees did not keep their bloodline intact for two centuries just so we could claim their lineage here in far Southwest Virginia? For one good reason: our area did not have permanent Cherokee villages. Except for the mound-building Native Americans of Lee County (the tribe known as Yuchi, who had a distinct language known only by a handful of descendants today), the history of the various tribes frequenting far Southwest Virginia did just that: they frequented the land here because of great hunting. They did not establish permanent settlements because the region was a crossroads and overlap area for many warring tribes, the Shawnee and Cherokee being the more powerful of the factions.

The last great battle fought between the two powerhouse tribes occurred in Tazewell County near Crab Orchard in 1768. By that time, European diseases and the axe, knife, and firearms of white settlers had decimated both tribes. Still, they found time to kill each other over hunting rights and tribal grudges going back hundreds if



not thousands of years. The Cherokee had previously dominated the Yuchi, and all the tribes saw each other as good repositories of slaves, hunting lands, trade items, and female companionship. Violence, lust, and greed were not solely European inventions after all.

Today the Shawnee, of mixed and pure blood, number about 14,000 nationwide. Ironically, the federal government recognizes the largest of the groups to be part of the Cherokee Nation. The Cherokee fared much better, and today the Eastern Band has their own reservation, town, and casinos. The Trail of Tears era forced thousands of Cherokees to Oklahoma, where the Cherokee Nation of Oklahoma has become somewhat of a political and progressive force.

Controversy still exists among Cherokees and exploiters who claim to be Cherokee in order to benefit from such designations under federal law. The Cherokee Nation has been successful in limiting who might call themselves Cherokee, and just to demonstrate that bias knows no bounds, the Cherokee Freedmen (descendants of black slaves that were bought, traded for, or stolen by Cherokees) were recently disenfranchised by the Cherokee Nation. The Freedmen have been legally recognized by the federal government as part of the Cherokee Nation since 1866 and by the Cherokee Nation’s constitution in 1975. A recent amendment to that constitution prohibits Freedmen that do not have Cherokee blood from claiming to be or benefiting from being a Cherokee. That amendment is before the courts.

So, we Southwest Virginians can learn many things through examining our Native American history if not our Native American lineage. One, the full-blooded Cherokee great-grandmother that brought us into this world is a myth; two, if one considers Melungeon blood to be of mixed races, our region and its culture are more racially diversified than media pundits ever imagined; and three, while European settlers did practice genocide upon the Native Americans, the stories we heard as we grew up about the peace-loving, sharing, and gullible yet noble savage were fictional at best. We are all humans, for better or worse.

And lastly, maybe a few folks in our region want to be known as part Cherokee so they can open a casino? We love the smell of stimulus money in the morning!

*Frank Kilgore is an attorney in St. Paul, Virginia, and a lifelong advocate of improved conservation, education, health, and eco-tourism jobs in the Appalachian coalfields.*

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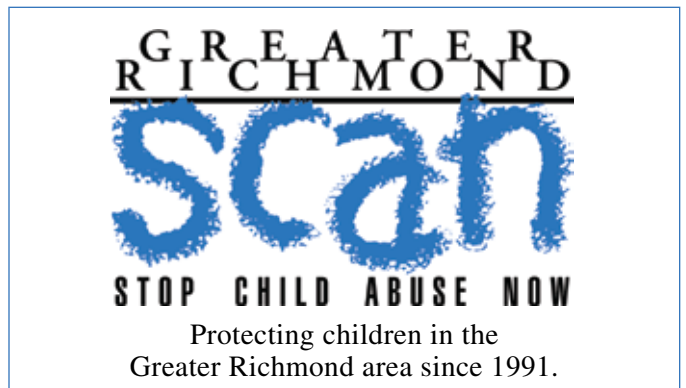
## Two child-welfare programs have merged

In November 2009 Richmond CASA (Court Appointed Special Advocates) successfully merged with Greater Richmond SCAN (Stop Child Abuse Now), becoming SCAN's fourth program. The merger became official after unanimous votes by both organizations' Board of Directors. SCAN's Executive Director, Jeanine Harper, said the merger of two like-minded and complementary organizations makes sense on so many levels... Through this marriage, we think we can do a better job of being a stronger voice for children."

Greater Richmond SCAN is a local non-profit founded in 1991 and is dedicated solely to the prevention and treatment of child abuse and neglect in the Greater Richmond area. SCAN's other programs include the region's only Child Advocacy Center, which treats children who have been victims of severe physical and/or sexual abuse. SCAN also provides free, on-going and intensive parenting classes for parents who have committed abuse or are at high risk of committing abuse through its Family Support Program. SCAN provides community awareness, support and education around the issues of child abuse and neglect through its FAM (Families Are Magic) Prevention Program.

The newest addition to the SCAN organization, Richmond CASA, provides trained volunteers who advocate for the best interests of children involved in the Juvenile and Domestic Relations District Court process. The program promotes safe, permanent homes for all children and will enable SCAN to provide an even more comprehensive approach to treating and preventing child abuse and neglect in the Greater Richmond area.

A "wedding ceremony" uniting these two organizations was held on Friday, June 11th at the home of Tiff and Kelly Armstrong. The evening featured an exchange of vows between former CASA Board Chair Kevin Purnell and SCAN Executive Director Jeanine Harper., a honeymoon door prize and the tossing of the bouquet. All proceeds from the evening benefited SCAN's Richmond CASA program. █



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# First Woman Magistrate

By SAMANTHA GERSHMAN

The story of the first woman magistrate in the City of Richmond started with a love story. On October 29, 1919, my great-grandmother, Hazel Vivian, married Gordon P. Smith. Mr. Smith served as a magistrate in the city of Richmond. When he died, just 12 years after their marriage, he was still serving as a magistrate. That was in August of 1931. Mrs. Smith was then quickly elected to fulfill her husband's unexpired term as magistrate. This election was quite historic, since Mrs. Smith was elected as the first female magistrate in the City of Richmond. Not only was she able to fulfill her late husband's position, she was able to fulfill a position that no other woman in Richmond had ever held. As magistrate, Mrs. Smith joyfully performed all duties and became well respected amongst those in the city.



Mrs. Smith later married Joseph E. Allen, who held the position as the clerk of the Civil Justice Court in Richmond. Mrs. Allen had previously had four daughters by Gordon P. Smith and then she had three daughters by Joseph E. Allen. The mother of seven girls continued to serve a 14-year term as magistrate, and after retiring, she remained active in the Lee Ward Democratic Club. She was also a member of Christ Episcopal Church, until her death on February 15, 1956.

As the great-granddaughter of Mrs. Allen, I can attest for the pride and admiration the family has for our loved one. The courage and strength she possessed to tackle such a position is incredible and paved the way for future female magistrates in the City of Richmond.

*Samantha Gershman is a student at Randolph-Macon College and interned with David Bailey Associates during the 2010 Session. ♣*

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## Capitol Police Accreditation

On Thursday, March 11, 2010, the Virginia Division of Capitol Police was recognized at the board meeting of the Virginia Law Enforcement Professional Standards Commission (VLEPSC) for its submission to obtain accreditation. Shortly following their submission, the VLEPSC Executive Board granted accreditation in a unanimous vote in the Division of Accredited Status.

The Virginia Association of Chiefs of Police and the Virginia Sheriffs Association, in partnership with the Department of Criminal Justice Services, created the accrediting body, VLEPSC, for law



Running right.



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enforcement agencies in the Commonwealth. Accreditation status through the VLEPSC indicates that a law enforcement agency is in compliance with all 187 Commission standards.

The Virginia Division of Capitol Police had been working toward accreditation for three years, and now that it has been achieved it is the oldest law enforcement agency in the nation to obtain an accredited ranking from its state commission.

Congratulations to all members of Virginia Capitol Police for this great achievement! ♣

### Margie Fisher

Margie Fisher, one of the pioneering women in Virginia political journalism, died in February in Winston-Salem, N.C., at age 73. In ill health for several years, she had moved there to be near one of her two sons.

Margie had retired in 2001 from the editorial pages of the Roanoke Times, the last leg of a 40-year journalism career that took her from covering Miss Virginia Pageants and debutante soirees to recipient of the prestigious George Mason Award for “significant, lasting contribution to Virginia journalism.”

She received the award from the Virginia Chapter of the Society of Professional Journalists after a quarter century of political reportage and commentary. Her subjects included governors and U.S. senators, state legislators and judges, legislative sessions and statewide political campaigns. Her central role in founding the Virginia Press Women Association also contributed to the recognition.

A Roanoke native, Margie began her newspaper career in 1955 as an advertising department clerk. She later became what she called “a glorified copy girl” for Roanoke’s afternoon newspaper, *The World-News*. By 1960, she was writing for the former “Women’s Department.” Her break into political writing came in 1969, when she was assigned to cover the kickoff of Republican Linwood Holton’s race for governor. Tapped because none of the male reporters wanted the assignment, she did such a good job that editors took note. More such assignments followed. Margie spent some fifteen years in the Richmond Bureau of Landmark Communications, where I was fortunate to be a colleague and friend. When I began reporting fulltime in Richmond in August 1978, Margie with her trademark red lipstick, blond curls, warm laugh, and feisty irreverence was already a fixture. Only a couple of women predated her 1975 arrival in the Capitol press corps.

Margie and I shared an office on the mezzanine of the old Raleigh Hotel, at the foot of Capitol Hill. In contrast to the current luxury accommodations at that site, there was eau d’urine in the elevators and we looked out through dirt-streaked windows on the comings and goings at the Capitol. But a lot of laughter and hard work took place in that scruffy setting.

It didn’t take long to learn that Margie was a reporter who did not let aggressive news-seeking stand in the way of appreciating—even liking—the people she covered. But nor did she let her enjoyment of the southwest contingent—a group that, over the years, included Chip Woodrum, Bo Trumbo, Ray Garland, Dickie Cranwell, Vic Thomas, Buzz Emick and others—keep her from relentlessly pursuing a good story.

As former Del. Woodrum of Roanoke said at her memorial service: “Margie covered us warts and all,” sometimes to the legislators’ chagrin.

I still chuckle over the memory of listening in as Margie interviewed a prominent Roanoke citizen who had just married his much younger secretary. Margie was assigned to nail down the age of the new bride. She began with an effusive greeting about how pleased all Roanoke was over the official’s newfound happiness.

Knowing Margie, I didn’t have the slightest doubt that she was absolutely sincere. I also knew the question that would soon follow: “*And how old did you say she was?*” When the official failed to take the bait, Margie kept going. She chatted amiably about the man’s family and goings-on in Roanoke before trying again: “*And she’s how old?*”

Still, no luck. Now, Margie moved on to world affairs and the state of the economy. Finally, on the third try, I suppose the official decided he might as well give in. She got her answer.

Margie was very witty. She loved to laugh, and she could laugh at herself as well as the foibles of those she covered.

In the early 1990s she got caught in the crossfire between then-Gov. Doug Wilder and then-U.S. Sen. Chuck Robb. When a tape-

### Stan Parris

Stanford E. “Stan” Parris, a long-time resident and political leader in Northern Virginia passed away at his home in Mathews County, Virginia on March 27, 2010.

Mr. Parris was born in Champaign, Illinois on September 9, 1929 and was a graduate of the University of Illinois and the George Washington University (GWU) School of Law. During the Korean War, he was a fighter pilot in the U.S. Air Force and once was rescued after having been shot down over North Korea. For his service, he was awarded the Distinguished Flying Cross, Air Medal and the Purple Heart. After graduating from GWU in 1958, he practiced law in Fairfax County was an automobile dealer in Prince William County.

His political career began with his election to the Fairfax County Board of Supervisors in 1965, and then as a member of the Virginia House of Delegates in 1969, as one of only nine Republicans then elected to that body. He was first elected to the U.S. Congress in 1972, and served one term before engaging in a series of political contests with Herbert E. Harris II. After losing to Harris in 1974, Parris continued contesting Harris for the 8th district congressional seat, finally beating Harris in 1980 and then defeating Harris again in 1982.

As a congressman, Stan Parris was noted for his work to help move the D.C. prison from Lorton, to transfer Dulles Washington International Airport from federal to regional control, and to improve transportation facilities in Northern Virginia.

He is survived by his wife, Martha Harper Parris of Mathews County and Melbourne, Florida; three children from a previous marriage: Michael Parris of Los Angeles, Ann Parris of Culpeper, and Susan Parris Littlewood of Mount Airy, and two grandchildren. ▮

recording of a Wilder conversation with a prominent supporter became hot news, Margie was dismayed to find she’d been part of the discussion. She tackled her embarrassment with a story that included a sharp, pointed rebuke of the principals and a fine opening salvo. The latter still makes me laugh:

*“Who says people don’t read newspapers anymore?”*

*“Let me tell you, if your name is mentioned—however peripherally—in one of the stories about the ongoing brawl between Gov. Doug Wilder and Sen. Chuck Robb, everyone you have known since childhood will read it!”*

The quintessential Margie story involves her reporting, along with former Alexandria Gazette reporter June Nicholson, on Mullet, an elaborate card game carried on by reporters, lobbyists and government officials (all male) in the Capitol press room. There were a bevy of byzantine rules and strategies, named for notable events or people in Virginia politics.

Looked at less amiably, the game also involved a bit of gambling on state property, not to mention a cozy inbreeding of journalists and officials that no longer seemed proper in that post-Watergate era.

Stories were written, press conferences held, and Mullet disappeared forever from the Capitol. Margie and June had sent a message that there was a new day in journalism in Richmond. The old boys’ network was kaput.

Some years later, however, a former player acknowledged that the game did not disappear entirely overnight. For awhile, it was still played in private settings. In those final years, a new term had entered the Mullet lexicon, he said. Now, the game made reference to the “unspeakable infidels, circa 1976.”

No one needed a dictionary to know who was being referenced.

Margie Fisher was a good friend, a fun companion, a lovely lady, and just enough of an “unspeakable infidel” to do enormous credit to the profession she loved and that loved her. ▮

**Op. Ed.**

## Are Young Smokers More Likely to Litter and Use Illegal Drugs?

By FRANK KILGORE

If you have ever wondered if youth, smoking, illegal drug use, and littering have anything in common, wonder no more. The following findings should cause even the most radical smokers' rights fanatic to shiver:

"Results of this study deliver a strong cautionary message that those who smoked cigarettes before the age of 15 were up to 80 times more likely to use illegal drugs than those who did not," said lead author Shenghan Lai, MD, MPH, associate research professor, Epidemiology, Johns Hopkins School of Public Health.

What have most states done with the huge tobacco settlement funds that were originally touted for preventing smoking among young people? Most have spent those funds for anything but education and prevention, including general expenditures in order to keep taxes down. Meanwhile, the hard-earned smoking decline among teenagers has leveled out and shows signs of spiking as some Hollywood actors and megastar singers sink to new lows by using tobacco in every movie and public appearance they can.

Tobacco companies have found many clever ways to skirt around advertisement bans. As the bans went into effect, we started seeing more smoking in TV shows, movies, and public appearances by celebrities than anytime since the 1950s. Big Tobacco also uses direct mailing, and inundates anyone who signs up for any of their gimmick "free prize" contests with slick brochures urging the reader to be an edgy dude by getting addicted to their product. The prize is death.

A much less deadly but still worrisome habit seems to go along with youth and smoking. Studies now reveal that smokers are 64% more likely to litter than non-smokers and that 67% of all litterbugs are people aged from thirteen to thirty. Nearly one fourth of litter in cities and on beaches comes from cigarette butts, packages, and paper. This debris is gobbled down by birds and fish, killing them by the thousands worldwide.

The national and international movements to ban smoking in public places, keep children away from tobacco, and fine litterbugs for everything from throwing down cigarette butts to leaving entire vehicles to rot in creeks seem to be making some headway. The debate in Virginia over whether or not smoking should be banned in public places has been couched as one of public health versus individual rights. The arguments posed by opponents to smoking bans have gotten ridiculous.

Anyone who invites the public to their premises has a duty to protect the invitee from harm, whether it means forbidding dangerous dogs from roaming the floor, keeping poisonous snakes from under the tables and chairs, or banning self-destructive "rebels" from polluting the common air with 1,000 known air pollutants that cause lung disorders and cancer. As in all other cases in a civilized society, if businesses open to the public refuse to protect customers and employees, the state steps in and requires it. Our Commonwealth should be no different and just recently adopted a restaurant smoking ban, effective 12/1/09.

Children do what they see adults do. One does not have to believe in evolution to agree that we humans act like monkeys in that regard. The less that children see adults smoking and littering, the less likely they are to pursue either habit, and the less likely these kids are to pursue much more deadly illegal drugs and lifestyles. Let's get real and save our children.

*Frank Kilgore is an attorney in St. Paul, Virginia, and a lifelong advocate of improved conservation, education, health, and eco-tourism jobs in the Appalachian coalfields.*

*Reprinted with permission from Mountain Peeks Magazine. [Z]*

## The Division of Capitol Police on Display

The Division of Capitol Police eagerly jumped at the opportunity to set up a display during the General Assembly this year. The Old Navy Department Store provided four mannequins during the 2010 General Assembly session from March 6-13 so that the Capitol Police could proudly display their uniforms through the ages with the help from Yorktown Settlement Foundation who supplied the uniforms. The Capitol Police were able to display uniforms from the Jamestown era, the Yorktown era and two of our present day uniforms. The Capitol Police received many compliments on the display. [Z]



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