

**Republican Party of Virginia**  
**115 East Grace Street**  
**Richmond, Virginia 23219**

**Patrick M. McSweeney**  
**General Counsel**

December 7, 2014

**By electronic mail**

Mr. Ken Adams  
Chairman, Legislative District Committee  
for the 24<sup>th</sup> Senatorial District  
kenadams@lumos.net

Dear Mr. Adams:

You have requested my ruling or interpretation on three questions. I will address them in order.

First, you ask whether the State Party Plan requires a legislative district committee, its chairman or its members to certify a primary. Article V, Section D of the State Party Plan establishes the duties of a legislative district committee. Nothing in that section requires a committee, its chairman or its members to certify a primary. No other provision of the State Party Plan imposes such a requirement.

Second, you ask whether any liability would accrue to a legislative district committee, its chairman or its members under the State Party Plan for declining to certify a primary. I am not aware that liability is ever imposed pursuant to the State Party Plan; however, there could be no liability under the State Party Plan for such a declination because there is no duty to certify a primary under the State Party Plan.

Third, you ask if the legal object of a challenge by an incumbent legislator to a decision of a legislative district committee would be that committee or the Republican Party of Virginia. I cannot respond to your question because the issue of which entity is a proper party to the litigation can only be answered by a court, if and when such a challenge is filed.

Very truly yours,

Patrick M. McSweeney  
General Counsel

cc (by email) RPV Chairman  
RPV Executive Director

