

VIRGINIA: IN THE CIRCUIT COURT OF THE CITY OF NORFOLK

IN RE: PETITION TO SUSPEND AND REMOVE NORFOLK CITY TREASURER ANTHONY BURFOOT

CASE NO:

PETITION

COMES NOW the petitioner, Ronald Batliner, Jr., and pursuant to Virginia Code § 24.2-231, respectfully moves this Honorable Court for the entry of an Order removing or otherwise suspending Anthony Burfoot as the elected Treasurer of the City of Norfolk, a public office of honor, profit, and trust in this Commonwealth.

1. On Friday, December 9, 2016, Anthony Burfoot was found guilty of six (6) felonies by a jury in the United States District Court for the Eastern District of Virginia, namely:

- a) Conspiracy to Commit Honest Services Wire Fraud, in violation of 18 U.S.C. § 1349;
- b) Honest Services Wire Fraud, in violation of 18 U.S.C. § 1343;
- c) Conspiracy to Obtain Property Under Color of Official Right, in violation of 18 U.S.C. § 1951;
- d) Obtaining Property Under Color of Official Right, in violation of 18 U.S.C. § 1951;
- e) Perjury, in violation of 18 U.S.C. § 1623; and
- f) Perjury, in violation of 18 U.S.C. § 1623

(See Attached Verdict Form and Sentencing Procedures Order).

2. Pursuant to Virginia Code § 24.2-231, any person holding “any public office of honor, profit, or trust in this Commonwealth” who is convicted of a felony in which “all rights of appeal under Virginia law have expired, shall by such final conviction forfeit his office or post and thereafter may not act therein under his previous election or appointment.”


3. Anthony Burfoot should be removed due to said felony convictions and the fact that all right of appeal under Virginia law are not applicable due to his convictions of federal offenses in the United States District Court for the Eastern District of Virginia.

4. At a minimum, Anthony Burfoot should be suspended from his elected office pending a judicial proceeding under Virginia Code § 24.2-231, and the Court should “continue the suspension until the matter is finally disposed of in the Supreme Court or otherwise.” Va. Code § 24.2-236.

WHEREFORE, Petition respectfully prays that this Honorable Court:

1. Find that Anthony Burfoot violated Virginia Code § 24.2-231 by his federal felony convictions while holding a public office of honor, profit, and trust in this Commonwealth; and
2. Remove Anthony Burfoot from the Office of Norfolk Treasurer; and
3. Pending any final determination regarding the felony convictions, Anthony Burfoot should be suspended from his elected office.

Respectfully Submitted,

By: 
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