

**VIRGINIA:**  
**IN THE CIRCUIT COURT OF LOUDOUN COUNTY**

VIRGINIA STATE BAR, ex rel.  
SEVENTH DISTRICT COMMITTEE

vs.

LAW NO. 33453

THOMAS K. PLOFCHAN, JR.

**MEMORANDUM ORDER**

This matter was heard by a three-judge panel on the 15<sup>th</sup> day of March 2005. The matter was considered for disposition pursuant to inquiry by the Virginia State Bar. Prior to a hearing on the merits, the Court considered the Defendant's Demand for a Bill of Particulars and Plea in Bar for Violation of the Statute of Limitation.

**Statement of the Findings of Fact**

The Court makes the following findings of fact:

1. The Defendant has been informed of the nature of the charge against him and has been given an opportunity to answer and be heard, as indicated on the record of this hearing.
2. There is an applicable Statute of Limitation in this matter, namely Virginia Code (1950), § 8.01-248, as amended.
3. The applicable limitation period is two years.
4. The Plaintiff brought this action outside the applicable two-year Statute of Limitation. The cause of action accrued on or about February 2001.

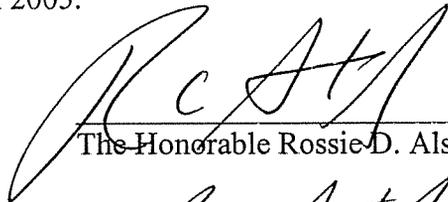
It appearing that this Court has jurisdiction to hear and determine this matter and that each party entitled to notice has been notified;

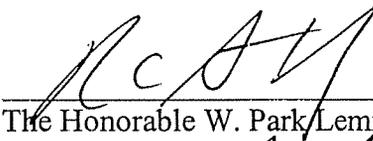
It appearing based upon the evidence and argument before the Court that this order should be entered.

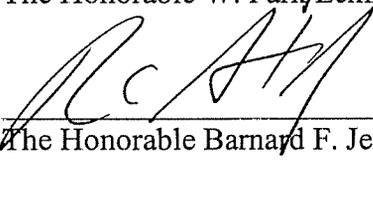
**It is therefore ORDERED, ADJUDGED, and DECREED that:**

1. The Defendant's Demand for a Bill of Particulars is denied.
2. The Defendant's Plea in Bar is granted.
3. This matter should be and hereby is dismissed with prejudice.

Entered this 17<sup>th</sup> day of April 2005.

  
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The Honorable Rossie D. Alston, Jr.

  
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The Honorable W. Park Lemmond, Jr.

*for*  *by attorney*  
\_\_\_\_\_  
The Honorable Barnard F. Jennings  
*for* *by attorney*