

Stand Up Virginia

Petition for Removal of Commonwealth’s Attorney for Loudoun County Buta Biberaj

WHEREAS, Virginia Code Section 24.2-233 states in pertinent part: “Upon petition, a circuit court may remove from office any elected officer ... [f]or neglect of duty, misuse of office, or incompetence in the performance of duties when that neglect of duty, misuse of office, or incompetence has a material adverse effect upon the conduct of the office.”

WHEREAS, the Commonwealth’s Attorney for Loudoun County, Buta Biberaj, failed to follow the law regarding her obligations under the Freedom of Information Act, Virginia Code Section 2.2-3700 *et seq.* until ordered by a judge in the Loudoun County General District Court to comply with her legal obligations as an elected official;

WHEREAS, the Commonwealth’s Attorney for Loudoun County, Buta Biberaj, is a member of a Facebook Group “Anti-Racist Parents of Loudoun County”, an organization that targets Loudoun County citizens and parents who object to the teaching of Critical Race Theory as part of the Loudoun County Public School curriculum;

WHEREAS, the Commonwealth’s Attorney for Loudoun County, Buta Biberaj, deliberately misled Chairman of the Loudoun County Board of Supervisors, Phyllis Randall, about staff members that she had hired privately and unlawfully outside of the County hiring process;

WHEREAS, the Commonwealth’s Attorney for Loudoun County, Buta Biberaj, has created, through her demeanor and policies, a toxic work environment that has resulted in the mass exodus of both experienced attorneys and support staff;

WHEREAS, the Commonwealth’s Attorney for Loudoun County, Buta Biberaj, has refused to properly prosecute defendants in numerous domestic assault and battery cases, resulting in victims of domestic violence cases feeling alienated and therefore unimportant;

WHEREAS, the Commonwealth’s Attorney for Loudoun County, Buta Biberaj, directed her assistant Commonwealth’s Attorneys not to discuss expectations and/or desires about the outcome of pending cases with victims and police officers, in direct contravention of both the Virginia Constitution and Code of Virginia;

WHEREAS, the Commonwealth’s Attorney for Loudoun County, Buta Biberaj, posted a response to a racist tweet stating that “White people are so embarrassing” in which she agreed and responded “Priceless” followed by seven hysterically laughing emojis signifying her contempt for a portion of the Loudoun County citizenry that she has been elected to serve.

THEREFORE, with heavy hearts that circumstances have led the undersigned to seek the implementation of this unique remedy under the Code of Virginia Sections 24.2-233 *et seq.*, the undersigned registered voters of Loudoun County hereby ask the Loudoun County Circuit Court to immediately suspend the Commonwealth’s Attorney for Loudoun County from her Office upon the filing of this petition, as allowed for by Virginia Code Section 24.2-236, and respectfully request this matter be subsequently set for a trial governing her removal pursuant to Virginia Code Section 24.2-235 *et seq.*

IN SIGNING THIS PETITION, EACH SIGNATORY AFFIRMS AND REPRESENTS UNDER PENALTY OF PERJURY THAT HE/SHE HAS READ AND UNDERSTANDS THE FOREGOING ALLEGATIONS AND REQUESTS FOR ACTION BEING MADE THEREFROM; IS OVER THE AGE OF EIGHTEEN YEARS; IS A RESIDENT AND A REGISTERED VOTER OF LOUDOUN COUNTY; AND IS IN FACT THE PERSON WHOSE NAME THAT SIGNATORY PURPORTS TO BE AND THAT THE SIGNATORY’S SIGNATURE BELOW IS THE GENUINE SIGNATURE OF THE PERSON THAT SIGNATORY PURPORTS TO BE.

| # | Name | Signature | Residence Address | Date Signed | Last 4 of SSN (Optional) |
|---|------|-----------|-------------------|-------------|--------------------------|
| 1 | | | | | |
| 2 | | | | | |

Additional Signature Lines and Required Circulator Affidavit on Reverse Side

Petition for Removal of Commonwealth's Attorney for Loudoun County Buta Biberaj
(Continued from reverse side)

IN SIGNING THIS PETITION, EACH SIGNATORY AFFIRMS AND REPRESENTS UNDER PENALTY OF PERJURY THAT HE/SHE HAS READ AND UNDERSTANDS THE FOREGOING ALLEGATIONS AND REQUESTS FOR ACTION BEING MADE THEREFROM; IS OVER THE AGE OF EIGHTEEN YEARS; IS A RESIDENT AND A REGISTERED VOTER OF LOUDOUN COUNTY; AND IS IN FACT THE PERSON WHOSE NAME THAT SIGNATORY PURPORTS TO BE AND THAT THE SIGNATORY'S SIGNATURE BELOW IS THE GENUINE SIGNATURE OF THE PERSON THAT SIGNATORY PURPORTS TO BE.

| # | Name | Signature | Residence Address | Date Signed | Last 4 of SSN (Optional) |
|----|------|-----------|-------------------|-------------|--------------------------|
| 3 | | | | | |
| 4 | | | | | |
| 5 | | | | | |
| 6 | | | | | |
| 7 | | | | | |
| 8 | | | | | |
| 9 | | | | | |
| 10 | | | | | |
| 11 | | | | | |
| 12 | | | | | |

AFFIDAVIT

Commonwealth of Virginia, County of Loudoun:

I _____, swear or affirm that (i) my full residential address in the Commonwealth of Virginia, County of Loudoun is _____, (ii) I am not a minor, (iii) I am not a felon whose voting rights have not been restored; (iv) I have witnessed the signature of each person who signed this page; and (v) I consent to the jurisdiction of the Courts of Virginia in resolving any disputes concerning the circulation of petitions, or signatures contained therein. I understand that falsely signing this Affidavit is a felony punishable by a maximum fine of up to \$2,500 and/or imprisonment up to ten years.

_____, signed _____ in the presence of a notary.
Circulator Signature Date

The foregoing instrument was subscribed and sworn before me this _____ day of _____, 2021 by

(Circulator Name)

Notary Signature

Registration #

Commission Expiration