

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Norfolk Division**

Caron Nazario,)	
)	
<i>Plaintiff,</i>)	
v.)	Civil Action No. 2:21-cv-00169
)	
Joe Gutierrez, et. al.)	
)	
<i>Defendants.</i>)	

**PLAINTIFF CARON NAZARIO’S MOTION PURSUANT TO FEDERAL RULE OF
CIVIL PROCEDURE 50 AND/OR IN THE ALTERNATIVE, FEDERAL RULE OF
CIVIL PROCEDURE 59**

Comes now the plaintiff by counsel and pursuant to Fed. R. Civ. P. 50 and 59 moves this honorable court for judgment notwithstanding verdict and/or in the alternative for a new trial on the merits on all claims excluding liability for assault against Gutierrez and for liability regarding the search against defendant Crocker and in support thereof the plaintiff specifically refers the Court to his Brief in Support of his Federal Rule of Civil Procedure 50 and 59 Motion.

Pursuant to Fed. R. Civ. P. 78 and E.D. Va. Loc. R. Civ. P. 7, the plaintiff waives oral argument on this matter unless the Court should decide the same is necessary for a decision.

JANUARY 20, 2023

Respectfully submitted,

By: /s/ Thomas H. Roberts, Esq.
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing was filed with the Court's CM/ECF system, which caused a Notice of Electronic Filing to be emailed to the following:

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This the 20th day of January, 2023

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