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 Appellate: Yes
 Comments:

I endorse the proposed rule regarding citation to unpublished opinions.

In Virginia, unpublished opinions from federal courts (at all levels) are often an important source of authority on questions of state law.

On the issue of qualified immunity in cases under 42 U.S.C. 1983, unpublished opinions are important source on the issue of what is "clearly established" law.

I have relied extensively on unpublished opinions in my practice, in state court and federal court, in the trial courts and appeals courts.

I understand that the burdens on appellate judges are great and that their time is limited. It strikes me that almost always, however, it is possible to distinguish between simple opinions with no legal discussion in them, that explain the reasons for the Court's decision, and other opinions that contain some useful nuggest of legal analysis. The latter group include the opinions that I believe are sometimes of great use to lawyers - when there are no published opinions on point.

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