

Spectrum Healthcare Res., Inc. v. Bd. of Supervisors

Supreme Court of Virginia
December 1, 2011, Decided
Record No. 111995

Reporter: 2011 Va. LEXIS 252

Spectrum Healthcare Resources, Inc., Petitioner, against Board of Supervisors of Prince William County, et al., Respondents.

Prior History: [*1] Circuit Court No. 10-6525. [Spectrum Healthcare Res., Inc. v. Bd. of Supervisors, 2011 Va. Cir. LEXIS 134 \(Va. Cir. Ct., Oct. 5, 2011\)](#)

Core Terms

circuit court, final judgment, one year

Judges: Before Justices Goodwyn, Millette and Mims.

Opinion

Upon a Petition Under [Code § 8.01-626](#)

On December 7, 2010 in the case of [Spectrum Healthcare Resources, Inc. v. Board of Supervisors of Prince William County, et al.](#), Record No. 102206, this Court entered an order that stayed the hearing on CRAssociates' appeal to the Prince William County Board of Zoning Appeals ("BZA") and the hearing on CRAssociates' appeal to the Prince William County Board of Supervi-

sors ("Board") for the sooner of one year, or the date on which the Circuit Court of Prince William County entered final judgment on the petitioner's complaint in Case No. 10-6525. On November 4, 2011, the said circuit court entered an order that, in part, stayed further proceedings in the circuit court pending the conclusion of proceedings before the BZA and the Board, and removed the trial on the petitioner's complaint in Case No. 10-6525 from the court's docket. The petitioner subsequently filed a timely petition pursuant to [Code § 8.01-626](#) challenging this portion of the circuit court's November 4, 2011 order,

Upon consideration whereof, the Court grants the petition for review. To the extent that it stays further [*2] proceedings in Case No. 10-6525 in the circuit court, and permits hearings on CRAssociates' appeals to the BZA and the Board, the circuit court's November 4, 2011 order is vacated. It is hereby ordered that hearings on CRAssociates' appeals to the BZA and the Board by these respective bodies are stayed for the sooner of one year from the date of this order, or the date on which the Circuit Court of Prince William County enters final judgment on the petitioner's complaint in Case No. 10-6525.

No bond is required.

This order shall be certified to the said circuit court.