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Bergano v. City of Virginia Beach

Supreme Court of Virginia - December 6, 2018 - S.E.2d - 2018 WL 6380709

Requester filed petition for writ of mandamus, seeking to compel city to limit scope of redaction regarding documents that requester sought under Virginia Freedom of Information Act (VFOIA) regarding legal fees and expert invoices relating to all of the city's expenses in litigating against requester in federal court.

The Circuit Court denied petition. Requester appealed.

The Supreme Court of Virginia held that:

- Entry in billing records of city's attorney for trial preparation and document review on a certain date did not fall within attorney-client and work-product exceptions to disclosure under VFOIA, and
- Entry in billing records of city's attorney for attendance at trial on certain date did not fall within attorney-client and work-product exceptions to disclosure under VFOIA.