

VIRGINIA:

Before Chief Justice Hassell and Justices
Keenan, Koontz, Kinser, Lemons and Agee.

*In the Supreme Court of Virginia held at the Supreme Court Building in the
City of Richmond on Monday the 3rd day of December, 2007.*

Jenna Dodge, et al.,

Petitioners,

against Record No. 072326
Circuit Court No. CL07-1917

Trustees of Randolph-Macon Woman's College,
d/b/a Randolph-Macon Woman's College,

Respondent.

Upon a Petition Under Code § 8.01-626

On November 30, 2007 Jenna Dodge and others filed a motion for modification of the bond requirements contained in this Court's order of November 16, 2007. In the motion, the petitioners requested that the Court reduce the amount of the bond required by the November 16, 2007 order from \$1,000,000 to \$500,000 or, in the alternative, allow them to post a \$500,000 surety bond on December 3, 2007 and an additional \$500,000 surety bond on or before March 31, 2008.

In support of their request for an extension of time to obtain additional funds to satisfy the requirement of the \$1,000,000 bond established by the November 26, 2007 order, the petitioners assert, among other things, that a spokeswoman for the respondent has recently released a public statement to the effect that the college has no immediate plans to sell any of the four

paintings at issue "before this litigation is concluded." In its pleading in opposition to petitioners' motion, respondent does not deny or disavow this statement by the college spokeswoman.

Upon consideration of the pleadings, record, memoranda, and applicable law, the Court grants the petitioners' motion and amends the November 26, 2007 order in the following respects. The Court directs petitioners to file a \$500,000 surety bond or a certified or cashiers check for \$500,000 with the Circuit Court of the City of Lynchburg on December 3, 2007. The petitioners are further directed to file an additional \$500,000 surety bond or a certified or cashiers check for \$500,000 with the said circuit court on or before February 15, 2008. Additionally, it is ordered that, for a period of six months from November 10, 2007, upon plaintiffs' posting of a bond with surety in the amount of \$1,000,000 as directed above, Randolph College is enjoined from selling, assigning, transferring, or otherwise disposing of the following paintings: Men of the Docks by George Bellows, A Peaceable Kingdom by Edward Hicks, Through the Arroyo by Ernest Martin Hennings, and Troubador by Rufino Tarnayo. The litigants may petition this Court for relief if their disputes are resolved before the expiration of the six-month term of the temporary injunction or for other good cause shown.

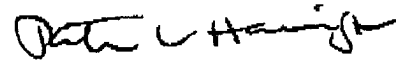
This temporary injunction will automatically dissolve if the plaintiffs fail to post the required bond as directed above.

JUSTICE AGEE dissents.

This order shall be certified to the said circuit court.

A Copy,

Teste:



Clerk