



# *COMMONWEALTH of VIRGINIA*

*Office of the Attorney General*

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## *MEMORANDUM*

**To:** Tracy Fitzsimmons  
Program Manager  
Livestock Marketing Services  
Virginia Department of Agriculture and Consumer Services

**From:** Justin I. Bell  
Assistant Attorney General

**Date:** April 16, 2024

**Subject:** Repeal of Breeder Sheep Grade Standards [2 VAC 5 - 290]

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I have reviewed the Commissioner of Agriculture and Consumer Services's proposed repeal of the Breeder Sheep Grade Standards found at 2 VAC 5 - 290. In my view, as counsel to the Commissioner, this repeal may be completed pursuant to § 3.2-4302 of the Code of Virginia. Furthermore, the repeal may be completed using the fast-track process of the Administrative Process Act, § 2.2-4012.1, as the repeal does not appear to be controversial.

The regulations do not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with any federal or state law currently in effect. This memorandum addresses legal matters only and is not intended to serve, nor should it be construed, as a comment for or against the merits of the proposed regulations.