

**VIRGINIA:**

In the Supreme Court of Virginia held at the Supreme Court building in the City of Richmond on Monday, the 19th day of May, 2008.

Jeremy Jaynes, Appellant,

against Record No. 062388  
Court of Appeals No. 1054-05-4

Commonwealth of Virginia, Appellee.

Upon a Petition for Rehearing

By order dated April 28, 2008, the Court granted a petition for rehearing in the above-styled case limited to three issues stated in the order. Resolution of these issues may require consideration of Appellant's assignment of error 2 claiming that Code § 18.2-152.3:1 abridges the First Amendment right to anonymous speech and that Jaynes has standing to raise this challenge. Therefore, the record, for purposes of this rehearing, will include all previously filed briefs, record and argument of counsel relevant to these issues in addition to the argument of counsel and briefs presented pursuant to the April 28 order. The parties, if they so desire, may address the First Amendment and standing issues in oral argument, in addition to the three issues stated in the April 28 order.

The rehearing does not include issues decided in the Court's February 29, 2008 opinion upon which no rehearing has been granted: to wit, that the Court of Appeals did not err in ruling that the circuit court had jurisdiction over Jaynes, that Code § 18.2-152.3:1 was not unconstitutionally vague, and that the code section did not

violate Article I, Section 8 of the United States Constitution, the  
"dormant" Commerce Clause.

A Copy,

Teste:

Patricia L. Harrington, Clerk