

# The Burger Court Opinion Writing Database

## *Norfolk Redevelopment and Housing Authority v. Chesapeake & Potomac Telephone Co. of Virginia*

464 U.S. 30 (1983)

Paul J. Wahlbeck, George Washington University  
James F. Spriggs, II, Washington University in St. Louis  
Forrest Maltzman, George Washington University



Supreme Court of the United States  
Washington, D. C. 20543

CHAMBERS OF  
THE CHIEF JUSTICE

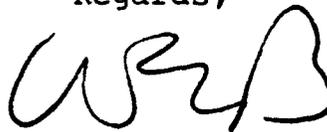
October 25, 1983

Re: No. 81-2332 - Norfolk Redevelopment and Housing  
Authority v. C & P Telephone Company of Virginia

Dear Bill:

I join.

Regards,

A handwritten signature in black ink, appearing to be 'WRB', written in a cursive style.

Justice Rehnquist

Copies to the Conference

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Supreme Court of the United States  
Washington, D. C. 20543

CHAMBERS OF  
JUSTICE Wm. J. BRENNAN, JR.

October 27, 1983

No. 81-2332

Norfolk Redevelopment & Housing  
Authority, etc. v. Chesapeake  
& Potomac Telephone Company of  
Virginia, et al.

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Dear Bill,

Please join me.

Sincerely,



Justice Rehnquist

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Supreme Court of the United States  
Washington, D. C. 20543

CHAMBERS OF  
JUSTICE BYRON R. WHITE

October 26, 1983

Re: 81-2332 - Norfolk Redevelopment and  
Housing Authority v. Chesapeake and Potomac  
Telephone Company of Virginia

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Dear Bill,

I agree.

Sincerely,



Justice Rehnquist

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cpm

Supreme Court of the United States  
Washington, D. C. 20543

CHAMBERS OF  
JUSTICE THURGOOD MARSHALL

October 25, 1983

Re: No. 81-2332 - Norfolk Redevelopment and  
Housing Authority v. C & P Tel. Co. of Va.

Dear Bill:

Please join me.

Sincerely,

*J.M.*  
T.M.

Justice Rehnquist

cc: The Conference

Supreme Court of the United States  
Washington, D. C. 20543

CHAMBERS OF  
JUSTICE HARRY A. BLACKMUN

October 24, 1983

Re: 81-2332 - Norfolk Redevelopment and Housing  
Authority v. C & P Telephone Company of Virginia

Dear Bill:

Please join me.

Sincerely,



Justice Rehnquist

cc: The Conference

To: The Chief Justice  
Justice Brennan  
Justice White  
Justice Marshall  
Justice Blackmun  
Justice Powell  
Justice Stevens  
Justice O'Connor

From: **Justice Rehnquist**

Circulated: OCT 22 1983

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*Handwritten notes:*  
OK  
Final copy

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**SUPREME COURT OF THE UNITED STATES**

No. 81-2332

**NORFOLK REDEVELOPMENT AND HOUSING  
AUTHORITY, ETC. v. CHESAPEAKE AND  
POTOMAC TELEPHONE COMPANY OF  
VIRGINIA ET AL.**

ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF  
APPEALS FOR THE FOURTH CIRCUIT

[October —, 1983]

JUSTICE REHNQUIST delivered the opinion of the Court.

Respondent Chesapeake and Potomac Telephone Company (C&P) was required to relocate some of its telephone transmission facilities by reason of a street realignment. It sought compensation from petitioner Norfolk Redevelopment and Housing Authority (NRHA), the local government agency responsible for the urban renewal plan which caused the street realignment. C&P claimed that it was a "displaced person" as that term is defined in the Uniform Relocation Act,<sup>1</sup> passed by Congress in 1970. We hold that C&P is not a "displaced person" within the meaning of the Act.

The Relocation Act provides that any person "displaced" from his home or place of business by a federal or federally-funded project is entitled to relocation benefits, including reimbursement for the "actual reasonable expenses in moving himself, his family, business, farm operation, or other personal property." 42 U. S. C. §4622(a)(1). The Act by its terms binds only federal agencies; but a federal agency may not provide funds for state projects involving condemnation

<sup>1</sup>The full title of the Act is The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 84 Stat. 1894, 42 U. S. C. § 4601 *et seq.*

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Supreme Court of the United States  
Washington, D. C. 20543

CHAMBERS OF  
JUSTICE JOHN PAUL STEVENS

October 24, 1983

Re: 81-2332 - Norfolk Redevelopment and  
Housing Authority v. Chesapeake and  
Potomac Telephone Co. of Virginia

Dear Bill:

Please join me.

Respectfully,



Justice Rehnquist

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Supreme Court of the United States  
Washington, D. C. 20543

CHAMBERS OF  
JUSTICE SANDRA DAY O'CONNOR

October 24, 1983

No. 81-2332 Norfolk Redevelopment and Housing  
Authority v. Chesapeake & Potomac  
Telephone Company of Virginia

Dear Bill,

Please join me.

Sincerely,

*Sandra*

Justice Rehnquist

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