

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
FOURTH JUDICIAL DISTRICT

IN RE 2011 REDISTRICTING CASES

Case No. 4FA-11-02209 CI

**RILEY PLAINTIFF'S WITHDRAWAL OF
MOTION FOR ORDER TO REMEDY VIOLATION OF OPEN MEETING LAW**

COMES NOW, the Riley Plaintiffs, by and through the undersigned counsel of record, to withdraw the motion to order the Board to post nine (9) proposed *Hickel* plans on the Board web-site in a similar manner used for three (3) Board plans, and/or making all the adopted *Hickel* plans available at LIO's in Fairbanks and Juneau in advance of the July 1 and 2 hearings. The day after Plaintiffs filed their motion, the Board posted eight (8) of the adopted *Hickel* Plans on the on the website along with the three (3) other Board plans. A ninth plan adopted by the Board (i.e. the Sealaska Plan) has apparently been withdrawn or was never actually submitted to the Board, and is not available for posting on the Board website. Hard copies of the plans are not available at the LIO's but, will be available at the hearings.¹

**GAZEWOOD &
WEINER, PC**

1008 16th Avenue
Suite 200
Fairbanks, Alaska 99701
Tel.: (907) 452-5196
Fax: (907) 456-7058
info@fairbankslaw.com

1 Despite the fact that the matter has been resolved, the Board is expected to argue to the Court that the eight (8) plans were actually posted. This is simply not true. While the Board posted three (3) Board plans on its website, eight (8) plans were in a Google Docs file, not on the website as ordered by the Court. Additionally, the plans were in a GIS format, not a PDF or web application format, which meant that they could only be accessed with expensive and specialized GIS formats, and were not readily accessible by the general public.

Date: June 27, 2013

GAZEWOOD & WEINER, PC



Michael J. Walleri
Attorney for Riley Respondents
Alaska Bar No. 7906060

Certificate of Service

I certify that a true and correct copy of the foregoing was served by e-mail on this June 27, 2013 to:

Mr. Michael D. White
Nicole A Corr
Patton Boggs, LLP
601 5th Ave., Suite 700
Anchorage, AK 99501
mwhite@pattonboggs.com
ncorr@pattonboggs.com

Mr. Thomas F. Klinker
Birch, Horton, Bittner & Cherot
1127 W. 7th Ave.
Anchorage, AK 99501
tklinkner@bhb.com

cc: (Amicus)

Ms. Jill Dolan
Legal Department
Fairbanks North Star Borough
P.O. Box 71267
Fairbanks, AK 99707
jdolan@co.fairbanks.ak.us

Ms. Marsha Davis
Calista Corporation
301 Calista Court
Anchorage, AK 99518
mdavis@calistacorp.com

Mr. Scott A Brandt-Erichsen
Borough Attorney
Ketchikan Gateway Borough
1900 First Ave., Suite 215
Ketchikan, Alaska 99901
scottb@kgbak.us

Ms Carol J. Brown
Association of Village Council Presidents
101A Main Street
Bethel AK 99550
cbrown@avcp.org

Mr. Joseph N. Levesque
Walker & Levesque Native American Rights Fund
731 N Street
Anchorage, AK 99501
joe-wwa@ak.net

Ms Natalie Landreth
American Rights Fund
801 B Street, Suite 401
Anchorage, AK 99501
landreth@narf.org

By: 

**GAZEWOOD &
WEINER, PC**

1008 16th Avenue
Suite 200
Fairbanks, Alaska 99701
Tel: (907) 452-5196
Fax: (907) 456-7058
info@fairbankslaw.com