

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA

THIRD JUDICIAL DISTRICT AT ANCHORAGE

MADILYN SHORT, RILEY VON BORSTEL,
KJRSTEN SCHINDLER, and JAY-MARK
PASCUA,

Plaintiffs,

v.

GOVERNOR MICHAEL J. DUNLEAVY in his official capacity, THE STATE OF ALASKA, OFFICE OF MANAGEMENT AND BUDGET, and THE STATE OF ALASKA, DEPARTMENT OF ADMINISTRATION,

Defendants.

Court No.: 3AN-22-04028CI

JOINT MOTION FOR EXPEDITED BRIEFING AND DECISION SCHEDULE

Plaintiff-students Madilyn Short, Riley von Borstel, Kjrsten Schindler and Jay-Mark Pascua (“Plaintiffs”) and Defendants Governor Michael J. Dunleavy, the Office of Management and Budget, and the Department of Administration (“Defendants”) jointly move for an expedited briefing and decision schedule in this case.

The parties agree that this case involves purely legal issues that can be decided on summary judgment, and that this case needs to be decided on an expedited basis to provide guidance to the legislature during its upcoming 2022 regular session. The parties also recognize that there will likely be a subsequent appeal to the Alaska Supreme Court, and have agreed to the following schedule in this court so that the Supreme Court may issue its decision before the end of April 2022.

The parties respectfully request the following briefing schedule:

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Short, et al. v. Dunleavy, et al., Case No. 3AN-22-04028CI

- (1) Defendants' Opposition and Cross-Motion for Summary Judgment is due by Wednesday, January 19;
- (2) Plaintiffs' Reply in support of Motion for Summary Judgment and Opposition to Cross-Motion for Summary Judgment is due by Friday, January 28;
- (3) Defendants' Reply in support of Cross-Motion for Summary Judgment is due by Friday, February 4;

This parties request that this court schedule oral argument immediately after the close of briefing, and request a decision by this court no later than **Tuesday, February 22, 2022**.

CASHION GILMORE & LINDEMUTH
Attorneys for Plaintiffs

DATE: January 5, 2022

By: s/Jahna M. Lindemuth

Jahna M. Lindemuth
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Scott M. Kendall
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TREG R. TAYLOR
ATTORNEY GENERAL
Attorneys for Defendants

DATE: January 5, 2022

By: s/Margaret Paton Walsh (with consent)
Margaret Paton Walsh
Alaska Bar No. 0411074
Kate Demarest
Alaska Bar No. 1011074

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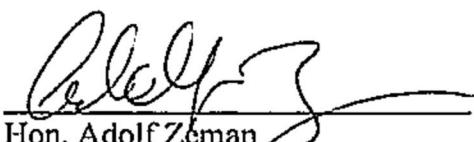
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[PROPOSED] ORDER

Based on the foregoing joint motion for an expedited briefing* and decision schedule,

IT IS SO ORDERED. Oral argument on the cross-motions for summary judgment is scheduled for February 8, 2022 - 10:00 a.m. in Courtroom 503.

Date: 1/5/22


Hon. Adolf Zeman
Superior Court Judge

* Courtesy copies of all briefing should be provided to chambers when filed. If less than 50 pages, documents can be emailed to jimontanez@akcourts.gov. Otherwise, hard copies should be delivered to chambers.

CERTIFICATE OF SERVICE
I hereby certify that a copy of the foregoing was served via email on January 5, 2022 on the following:

Margaret Paton-Walsh
margaret.paton-walsh@alaska.gov

Katherine Demarest
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CASHION GILMORE & LINDEMUTH

By: s/ Jennifer Witaschek

I certify that on 1/5/2022 a copy of the following was mailed/mailed to each of the following at their addresses of record:

S. Gross, Lewis, Kendall, T. Anderson, M. Paton-Walsh,

J. Marie Fader
Administrative Assistant