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IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
 THIRD JUDICIAL DISTRICT AT ANCHORAGE

DANIEL J. SULLIVAN, JR.,

Appellant,

v.

STATE OF ALASKA, DIVISION OF
 ELECTIONS,

Appellee.

Case No. 3AN-26-07485 CI

Motion #1

**UNOPPOSED EMERGENCY
 MOTION FOR EXPEDITED
 CONSIDERATION OF
ADMINISTRATIVE APPEAL**

Appellant Daniel J. Sullivan, Jr. (“Mr. Sullivan”) by and through undersigned counsel of record and in accordance with Alaska Appellate Rules 504 and 612, respectfully moves for expedited consideration of the June 15, 2026 final decision of the Division of Elections (“Division”), by and through Director Carol Beecher (“Director Beecher”) “de-certifying” Mr. Sullivan as a candidate for United States Senator. Expedited consideration of Mr. Sullivan’s appeal is necessary to ensure that the question of whether the Division may properly exclude Mr. Sullivan from the ballot, notwithstanding his compliance with every legal requirement necessary to run for the office for which he declared candidacy, is decided in advance of the Division’s statutory and self-imposed deadlines pertaining to ballot printing.

The U.S. Senate primary election will occur on August 18, 2026. *See* AS 15.25.020. State and federal law requires the Division to begin mailing absentee ballots to absent uniformed services voters or overseas voters “not later than 45 days before the election”—that is, by no later than July 4, 2026. AS 15.20.081(k); 42 U.S.C. § 1973ff-1(a)(8)(A). To facilitate printing ballots in advance of that deadline, the Division has imposed a June 28, 2026 deadline for the Director to certify ballots for printing. *See* Division’s Election Calendar, available at <https://www.elections.alaska.gov/calendar/> (last accessed June 22, 2026). It plans to post sample ballots to the Division’s webpage the next day, and to begin mailing advance ballots on July 3, 2026. *Id.*

If Mr. Sullivan’s administrative appeal is not heard and finally resolved on an expedited basis and in any instance **by no later than June 27, 2026**, he will be irreparably harmed because his name will have been unlawfully kept off the printed ballot. Voters will likewise be irreparably harmed because they will be unable to choose from among a full range of qualified candidates when they cast their vote. Indeed, the Division has itself acknowledged that “an incorrect decision to include or not include a candidate on a ballot can cause irreparable harm to candidates and voters.” Division’s September 6, 2024 Opposition to Motion for Temporary Restraining Order and Preliminary Injunction at 10, *Alaska Democratic Party v. Beecher*, Case No. 3AN–24–08665CI (Alaska Super. 2024) (citing *Graveline v. Johnson*, 747 F. App’x 408, 415 (6th Cir. 2018)).

Prior to filing the instant request for expedited consideration, the undersigned conferred via Teams videoconference with counsel for the Division, who do not oppose expedited consideration of Mr. Sullivan’s appeal provided they have until 9:00 a.m. AKDT on June 24, 2026 to file a response. Aff. of Counsel ¶ 6. Mr. Sullivan therefore respectfully requests that the Court expedite consideration of his appeal in accordance with the following briefing schedule so that an order can be issued in advance of the Division’s June 28, 2026 deadline for the Director to certify ballots for printing: (i) the Division’s response to Mr. Sullivan’s opening brief to be filed by 9:00 a.m. AKDT on

June 24, 2026, and (ii) Mr. Sullivan's reply, if any, to be filed by 3:00 p.m. AKDT on June 24, 2026.

A proposed order is filed herewith for the Court's consideration.

DATED: June 22, 2026

BALLARD SPAHR LLP
Attorneys for Appellant Daniel J. Sullivan,
Jr.

By /s/ Jeffrey W. Robinson
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I hereby certify that on June 22, 2026,
a true and correct copy of the foregoing was served via
email / First Class Mail on:

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