

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

MUNICIPALITY OF
ANCHORAGE,

Plaintiff,

v.

DEWEY C. WELLS, and
SAMANTHA WELLS,
d/b/a LITTLE DIPPER DINER,
Defendants.

Case No. 3AN-20-07424 CI

ORDER DENYING REQUEST FOR ATTORNEY FEES

On August 20, 2020, Defendants moved for award of attorney fees due to costs incurred in responding to the Municipality of Anchorage's ("MOA's") motion for extension of the August 10, 2020 temporary restraining order ("TRO") on an expedited basis.

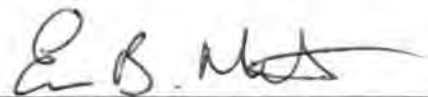
The August 10, 2020 TRO was set to expire, by operation of law, on August 20, 2020. The MOA sought to extend the TRO until the expiration of Emergency Order 15. The motion was properly expedited to ensure the August 10, 2020 TRO did not lapse prior to the expiration of Emergency Order 15.

Therefore, the MOA's motion was not frivolous.

Therefore, Defendant's request for attorney fees is denied.

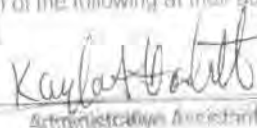
It is so Ordered.

DATED this 15th day of September 2020 in Anchorage, Alaska.



Erin B. Marston
Superior Court Judge

Noted that on 9/15/2020 a copy
of the following was mailed/ faxed/ hand delivered
to each of the following at their addresses of
record.


Administrative Assistant

R. Botstein
C. Johnson
C. Guadalupe