

Linda J. Johnson
Ruth Botstein
Assistant Municipal Attorney
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IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
THIRD JUDICIAL DISTRICT AT ANCHORAGE

MUNICIPALITY OF ANCHORAGE,)

Plaintiff,)

vs.)

Dewey C. Wells, Samantha Wells)

DBA Little Dipper Diner)

Defendants.)

Case No. 3AN-20-07424CI

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STIPULATED SETTLEMENT AGREEMENT

Plaintiff Municipality of Anchorage (MOA) and Defendants Dewey C. Wells, and Samantha Wells, dba Little Dipper Diner (Wells) stipulate, pursuant to Alaska R. Civ. P. 41(a)(1)(B), to resolve this case on the following terms:

1. The Wells agree that they will abide by the Mayor's current Emergency Order, EO 14 v.2, and any and all subsequent Emergency Orders.
2. The Wells agree to pay the MOA fines of \$300.00 for first day, plus \$600.00 for every other day of violation for a total of \$1,500.00; or in lieu of the fines Defendants may agree to pay \$1,500.00 to the Food Bank of Alaska. Proof of payment is required.
3. The parties agree to bear their own costs and attorney fees.

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4. The parties agree that the MOA shall dismiss this case with prejudice effective on the date the Court signs this Order.

5. The parties agree that the Wells shall dismiss their counterclaim in this case with prejudice and agree that they are forgoing their appeal rights, effective on the date the Court signs this Order.

6. The parties agree that the Wells shall withdraw the Administrative Appeal, filed with the Municipal Hearing Officer, effective on the date the Court signs this Order, Case No. 20-0105. The Wells agree that the withdrawal of their administrative appeal is with prejudice.

7. The parties agree that this Settlement Agreement resolves all claims and disputes raised in this case, as well as all civil, administrative, and criminal disputes that could have been raised.

Respectfully submitted this ^{25th} day of October, 2020.

KATHRYN R. VOGEL
Municipal Attorney

By: [Signature]
for Linda J. Johnson
Assistant Municipal Attorney
Alaska Bar No. 8911070

BLAKE QUACKENBUSH
Attorney for Defendants

By: [Signature]
Blake F. Quackenbush
Alaska Bar No. 1405040

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ORDER

The terms of the parties' stipulated settlement as memorialized herein is accepted and is an Order of this Court.

IT IS SO ORDERED this 29th day of October 2020 at Anchorage, Alaska.

Erin B. Marston

ERIN B. MARSTON
SUPERIOR COURT JUDGE

OCT 28 2020

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10/29/2020
I hereby certify that I caused to be
mailed / handdelivered a true and
correct copy of the foregoing at their arbiters
residence
Kayla H. H. H. Bobstein
Administration Assistant Johnson, Linda
Quackenbush

I hereby certify that I caused to be
mailed / handdelivered a true and
correct copy of the foregoing to:

Blake Quackenbush
on 28th day of October 2020
C. Penell