

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

In the Matter of the
2021 Redistricting Plan.

CASE NO. 3AN-21-08869CI

THIRD PRETRIAL ORDER

Redistricting Order

This order follows the Discovery hearing conducted before the undersigned trial judge on December 22, 2021. The parties were heard on a range of topics. This order supplements or modifies the Second Pretrial order dated December 21, 2021 where specifically noted.

1. Paragraph 4.1 is modified as follows: All pleadings in this case shall be filed electronically to the following email address:
redistrict@akcourts.gov.
2. Paragraph 5.1 is supplemented as follows: The Board shall provide the Plaintiffs and Intervenors with access to no less than three laptops containing the software and data as configured and utilized by the board. Access in person shall be provided from 8-5pm at the Board's office, but the Board shall also make sure that remote login access is available 24 hours per day. The Board shall provide the plaintiffs with the appropriate login credentials to permit access on a remote basis. In

addition, the Board shall provide each plaintiff and intervenor with an electronic copy of the Ezip folder not later than Friday, December 24, 2021.

3. Paragraph 10.1 is amended to revised the deadline to December 28, 2021 for lay witnesses and December 29 for retained expert witnesses.
4. The deadlines set forth in paragraphs 7-9 may change depending upon the outcome of the forthcoming petition to the Supreme Court. The Court tentatively plans to commence trial in this case on January 18, 2022 by Zoom. Trial days will run from 9am to 4pm with a one- hour break for lunch in mid-day (generally from 12-1pm, but the time may be adjusted to accommodate witness testimony.
5. Paragraphs 11-12 are clarified to indicate the Court's intention. These guidelines are intended for "clock management" and not to indicate that a particular party will present its witnesses on a particular day. The parties will be expected to meet and confer and propose specific schedules and times for the taking of live witness testimony (by Zoom).
6. Paragraph 15 is clarified to indicate the expert witnesses are in addition to those identified in paragraphs 11-12.
7. Discovery and case planning hearings will be held weekly, or more often as the case develops. Not later than 4pm the day prior to the hearing, each party shall file and serve a brief bullet point summary of

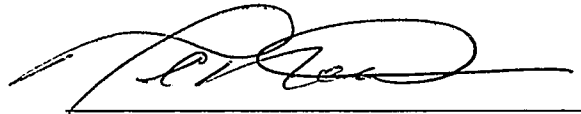
discovery or case management issues to be addressed at the hearing.

The current schedule for hearings will be as follows:

- a. Wednesday December 29, 2021 at 1pm
 - b. Wednesday January 5, 2022 at 11am
 - c. Monday January 10, 2022 at 11am
 - d. Friday January 14 at 10am
8. The parties are expected to hold a separate off-record “meet and confer” on at least a weekly basis to address discovery, witness identification and trial preparation as necessary.
9. The Board shall prepare in electronic form for supplementation to the parties all correspondence to or from the board members or staff, excluding only correspondence that is claimed to be protected by attorney client privilege. The record will not be automatically amended to include such correspondence, but the parties may designate additions or specific documents as exhibits at the trial.
10. The parties shall meet and confer to develop an agreed upon protective order for the production of documents taking into account any personally identifying private information (ie passwords, birthdays, etc) such that any documents to be used as part of the official record are appropriately redacted. The protective order shall include a provision for “claw back” of inadvertently disclosed privileged or private information.

11. The board shall prepare for the Court's use an electronic copy of the record on a thumb drive or similarly portable drive and deliver it to chambers.
12. For any preliminary hearings which are transcribed by the parties, a copy of the transcript shall be provided to the Court for its use.
13. Briefing in this case for any motions shall be expedited. For the Motion to Dismiss which has been filed by the Board (case motion # 5), responses shall be due by Monday, December 27. Any reply may be filed by Wednesday, December 29 at 10am.

DONE this 22nd day of December 2021, at Anchorage, Alaska.

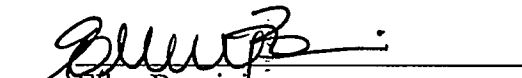


Thomas A. Matthews
Superior Court Judge

CERTIFICATE OF SERVICE

I certify that on December 22, 2021
a copy of the above was emailed/mailed to each of the
following at their addresses of record:

Stacey Stone
Holly Wells
Nathaniel Amdur-Clark
Robin Brena
Eva Gardner
Matthew Singer
Thomas Flynn


Ellen Bozzini
Judicial Assistant

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ITMO Redistricting Challenges
Third Pretrial Order