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

ALASKA REDISTRICTING BOARD'S SUMMARY OF DISCOVERY AND CASE MANAGEMENT ISSUES FOR JANUARY 7, 2022 HEARING

The Alaska Redistricting Board ("Board") hereby submits this summary of discovery and case management issues for the January 7, 2022 hearing, as follows:

Discovery

1. The Board's Motion to Compel. The Board has sought discovery from all plaintiffs. The Valdez, Skagway, East Anchorage, and Mat-Su Plaintiffs have refused to provide text messages and emails that the Board believes will show their partisan bias and motives in seeking changes to the Board's 2021 redistricting plan through this litigation. Given the timelines in this litigation, the Board needs this discovery dispute resolved now to adequately depose the plaintiffs.

2. Entry of Stipulated Protective Order. Last week, the Board filed a Stipulated Protective Order signed by counsel to all parties, except counsel for the Valdez and Skagway plaintiffs. The Valdez and Skagway plaintiffs submitted a separate notice agreeing to comply with the terms of the protective order but reserving the right to challenge its provisions about personally identifiable information.

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Pre-filed Testimony

3. Clarification on Pretrial Filing Deadlines that Fall on Weekends. The Court's Fourth Pretrial Order required Plaintiffs to file their direct testimony by Wednesday, January 5, 2022. Under Section V. of the Fourth Pretrial Order, the Board and Intervenors are required to "submit evidentiary objections to the pre-filed direct testimony within three (3) days." Three days from January 5 is Saturday, January 8. The Board seeks clarification that its objections are therefore due with the Court on Monday, January 10, 2022.

4. Resolution of the Board's Objection to Extension. The Board objects to the Court's extension of the deadline for pre-filed expert witness testimony to after the Board's deadline for pre-filed lay testimony.

Trial

5. Board's Preference that the Court Adopt Alternative B for Trial Structure. In its Fourth Pretrial Order, the Court proposed two different structures for the presentation of the five individual cases within this consolidated action. Under Alternative A, the Board's members and staff appear to be needed on a daily basis for cross-examination by each of the plaintiffs. This is an undue burden on the Board members who are all volunteers for the 2021 redistricting process and have other jobs and obligations. Therefore the Board asks the Court to adopt Alternative B so that Board members may block off a few days to testify, as opposed to every day, during trial.

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DATED at Anchorage, Alaska, this 6th day of January, 2022.

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CERTIFICATE OF SERVICE

I hereby certify that on the 6th day of January, 2022, a true and correct copy of ALASKA REDISTRICTING BOARD'S SUMMARY OF DISCOVERY AND CASE MANAGEMENT ISSUES FOR JANUARY 7, 2022 HEARING (3 pages) was served upon the following by:

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