

## 3AN-97-06014CI Planned parenthood, Of ak et al vs. SOA SKT

- Case Type:
- Civil Superior Ct (3AN)
- Case Status:
- Closed
- File Date:
- 07/25/1997
- Action:
- Other Superior Court Complaint
- Case Judge:
- Tan, Sen K

[All Information](#) [Party](#) [Docket](#) [Financial](#) [Receipt](#) [Disposition](#)

### Docket Information

<u>Date</u>	<u>Docket Text</u>
07/25/1997	Filed Date: Jul 25 1997
07/25/1997	All Records Prior to 10/20/03 are Converted Records, for more information please come to the Clerks Office with the case number or mail inquiries to: Anchorage Trial Courts Records Division 825 West 4th Avenue Anchorage, AK 99501-2004. Please note that some converted data, especially dates, may be incorrect due to data entry errors prior to conversion.
02/10/1998	Text: STATUS CONFERENCE At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD In Custody: U Est Time: Time: P1000 Judge: SKT Court/Room: 416 Dist/Sup: S Judge Disq: Notice Code: D: 02/09/1998
02/17/1998	Text: HRG ON PLT'S MTN FOR SUMMARY JUDGMENT At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: 01.0H Time: A1100 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 02/10/1998
03/09/1998	Motion for Costs/Fees/Bonds (Court) Filed by: PLTF C1: VERIFIED COST BILL - FINAL JUDGMENT ENTERED 10/5/98 C2: FINAL JUDGMENT NOT ENTERED C3: C4: C5: C6: C7: C8:
03/09/1998	Motion for Costs Filed by: PLTF PLANNED PARENTHOOD C1: ATTY FEES AND FINAL JUDGMENT - GRANTED C2: FILE SCANNED TO CDC C3: OPP FILED C4: REPLY FILED C5: C6: C7: C8:
03/09/1998	Motion for Extension of Time Filed by: PLTF C1: GRANTED NUNC PRO TUNC C2: EXTENSION TO FILE REPLY TO ANY OPP TO MOTION FOR ATTY FEES/FINAL JUDGMENT C3: AND COST BILL

	C4: FILE SCANNED TO CDC C5: NO OPP C6: C7: C8:
03/18/1998	Motion to Accept Late Filing Filed by: DEFT SOA C1: MOOT - NOT USED C2: ACCEPT LATE-FILED JUDGMENT C3: RESPONSE FILED C4: NO REPLY C5: C6: C7: C8:
03/20/1998	Motion for Extension of Time Filed by: DEFT C1: GRANTED NUNC PRO TUNC C2: EXTEND TIME TO OPPOSE MOTION FOR ATTY FEES C3: NO OPP C4: C5: C6: C7: C8:
04/09/1998	Motion Filed by: PLTFS C1: NOT USED C2: LEAVE TO FILE AFFIDAVIT IN SUPPORT OF MOTION FOR ATTY FEES AND COSTS C3: OPP FILED W/MOTION TO STRIKE C4: REPLY FILED C5: C6: C7: C8:
04/13/1998	Notice of Appeal (Pre-Conversion Only) Filed by: APT C1: 204 APPEAL TO SUPREME. PAG COMPLETED 5-29-98. C2: C3: C4: C5: C6: C7: C8:
04/14/1998	Motion to Strike Filed by: DEFTS C1: STRIKE AFFIDAVIT OF CHRISTINE SCHLEUSS - DENIED C2: OPP FILED C3: NO REPLY C4: C5: C6: C7: C8:
03/01/1999	Motion for Stay Filed by: DEFT C1: MOOT UPON REVIEW - APPEAL CONCLUDED - CASE REMANDED TO SUPERIOR COURT C2: STAY PENDING APPEAL C3: NO OPP FILED C4:

C5:  
C6:  
C7:  
C8:

12/04/2001 Order Upon Conclusion of Appeal  
Filed by:  
C1: ROUTED VOL. 10 OF THIS CASE TO JUDGE TAN'S OFFICE ON 12/05/01  
C2: SENT AP-336 ORDER TO JUDGE TAN'S OFFICE ON 12/04/01  
C3: SENT 1 VOLUME OF TRANSCRIPTS TO CIVIL STORAGE ROOM ON 12/04/01  
C4: GRANTED - STATUS HRG SET 1/22/02 AT 2:15 PM  
C5:  
C6:  
C7:  
C8:

03/22/2002 Stipulation (In Motion Tracking)  
Filed by: STIP/DISMISSAL WITH PREJUDICE  
C1: STIPULATION FOR DISMISSAL WITH PREJUDICE OF PLAINTIFF DR. ROBERT KLEM  
C2: GRANTED  
C3: 4/2/02 DEFICIENCY NOTICE  
C4: MS. BAMBERGER AND MR. DAVIS:  
C5: STIPULATION DOES NOT COMPLY WITH CIVIL RULE 41. MARY 264-0441  
C6: PLTF DR. ROBERT KLEM IS WITHDRAWING FROM ACTION BECAUSE HE NO LONGER  
C7: RESIDE OR PRACTICES MEDICINE IN ALASKA. DO YOU WISH TO CONSIDER?  
C8:

07/02/2002 Motion to Withdraw as Counsel  
Filed by: PLTF'S CO-COUNSEL  
C1: WITHDRAW AS CO-COUNSEL FOR PLAINTIFFS  
C2: 7/9/02 C/S CR 5(F) LACKS SERVICE ON ATTY J. CREPPS & J. FELDMAN  
C3: PROOF OF SERVICE FILED 7/17/02  
C4: NO OPP FILED  
C5: GRANTED  
C6:  
C7:  
C8:

07/11/2002 Motion to Withdraw as Counsel  
Filed by: PLTF'S  
C1: APPEARANCE OF OUT-OF-STATE COUNSEL PRO HAC VICE--ATTY SUZANNE NOVAK  
C2: NO OPP FILED  
C3: GRANTED  
C4:  
C5:  
C6:  
C7:  
C8:

07/12/2002 Motion  
Filed by: DEFT  
C1: LEAVE TO TAKE THE DEPOSITION OF PLTF DR. JAN WHITEFIELD - GRANTED  
C2: 7/17/02 C/S LACKS PROPOSED ORDER  
C3: PROPOSED ORDER LODGED ON 7/23/02  
C4: OPP FILED ONE DAY LATE  
C5: UNOPPOSED MOTION FOR EXT UNTIL 8/2/02 TO FILE REPLY  
C6: 2ND UNOPPOSED MOTION FOR EXT UNTIL 8/12/02 TO FILE REPLY  
C7: MOTION RIPE FOR CONSIDERATION/FILE SCANNED TO CHAMBERS/ROUTED FOR REVIEW  
C8:

07/17/2002 Motion to Withdraw as Counsel  
Filed by: PLTF'S  
C1: APPEAR AND PARTICIPATE--ATTORNEY SIMON HELLER  
C2: NO OPP FILED  
C3: GRANTED  
C4:  
C5:

C6:  
C7:  
C8:

07/18/2002 Motion to Withdraw as Counsel  
Filed by: PLTF  
C1: PERMISSION TO APPEAR AND PARTICIPATE--ATTORNEY JULIE RIKELMAN  
C2: NO OPP FILED  
C3: GRANTED  
C4:  
C5:  
C6:  
C7:  
C8:

08/02/2002 Motion for Extension of Time  
Filed by: DEFT  
C1: UNOPPOSED MOTION FOR EXT UNTIL 8/5/02 TO FILE REPLY RE: DEFT'S MOTION FOR  
C2: LEAVE TO TAKE DEPOSITION OF PLTF DR. JAN WHITEFIELD  
C3: MOOT-SEE 2ND UNOPPOSED MOTIO FOR EXT UNTIL 8/12/02 TO FILE REPLY  
C4:  
C5:  
C6:  
C7:  
C8:

08/02/2002 Motion to Strike  
Filed by: PLTF  
C1: MOTION TO STRIKE DUPLICATIVE OR CUMULATIVE DEFENSE TESTIMONY  
C2: DENIED WITHOUT PREJUDICE  
C3:  
C4: 8/9/02 DEFICIENCY NOTICE  
C5: MS. CREPPS AND MR. FELDMAN:  
C6: MOTION TO STRIKE DUPLICATIVE OR CUMULATIVE DEFENSE TESTIMONY IS NOT IN  
C7: THE CASE FILE. PLAINTIFFS' MEMORANDUM AND PROPOSED ORDER WERE FILED ON  
C8: 8/2/02. MARY 907-264-0441

08/06/2002 Motion for Extension of Time  
Filed by: DEFT  
C1: 2ND UNOPPOSED MOTION FOR EXT UNTIL 8/12/02 TO FILE REPLY RE: DEFT'S MOTION  
C2: FOR LEAVE TO TAKE DEPOSITION OF PLTF DR. JAN WHITEFIELD  
C3: GRANTED  
C4:  
C5:  
C6:  
C7:  
C8:

10/08/2002 Motion for Summary Judgment  
Filed by: PLTFS  
C1: SUMMARY JUDGMENT - DENIED  
C2: ADDENDUM TO S.J. FILED 10/8/02  
C3: OPP FILED  
C4: REPLY FILED  
C5: O/A REQUESTED - SET 11/22/02 AT 2:30 PM  
C6:  
C7:  
C8:

10/11/2002 Motion to Clarify Order  
Filed by: DEFT  
C1: CLARIFICATION OR FOR EXT OF TIME FOR FILING FINAL WITNESS LIST  
C2: NO OPP FILED  
C3: GRANTED  
C4:  
C5:  
C6:

	C7: C8:
10/16/2002	Proposed Order (Linked to Motion) Filed by: AK LEGISLATIVE COUNCIL C1: AGREED PROTECTIVE ORDER - GRANTED C2: FAXED SIGNATURES OF ATTORNEYS C3: C4: C5: C6: C7: C8:
10/29/2002	Motion in Limine Filed by: PLTFS C1: EXCLUDE EVIDENCE RE: ALLEGED CAUSAL LINK BETWEEN ABORTION & BREAST CANCER C2: HRG SET 11/22/02 AT 2:30 PM C3: DENIED C4: C5: C6: C7: C8:
10/31/2002	Motion Filed by: DEFT C1: MOTION FOR ORDER SCHEDULING PRESENTATION OF EVIDENCE AT HEARING C2: SUSAN ADAMS SPOKE WITH DA ON 11/5/02--WILL BE FILING 3RD PAGE OF MOTION C3: WITH ATTY SIGNATURE C4: GRANTED C5: C6: C7: C8:
11/01/2002	Motion in Limine Filed by: PLTFS C1: EXCLUDE TESTIMONY OF JOYCE FARLEY C2: NO. 2 C3: GRANTED C4: C5: C6: C7: C8:
11/01/2002	Motion in Limine Filed by: PLTFS C1: EXCLUDE TESTIMONY OF CAROL EVERETTE C2: DENIED C3: C4: C5: C6: C7: C8:
11/01/2002	Motion in Limine Filed by: PLTFS C1: LIMIT TESTIMONY OF WITNESS EDWARD ZIELINSKI C2: NO. 1 C3: GRANTED C4: C5: C6: C7:

	C8:
11/01/2002	Motion in Limine Filed by: PLTFS C1: EXCLUDE TESTIMONY OF EILEEN ROBERTS C2: NO. 3 C3: GRANTED C4: C5: C6: C7: C8:
11/01/2002	Motion to Strike Filed by: PLTFS C1: STRIKE PROPOSED EXPERT WITNESS TERESA COLLETT C2: DENIED C3: C4: C5: C6: C7: C8:
11/22/2002	Text: PLTF'S SJ MTN & MTN TO EXCLUDE EVIDENCE At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time: P0230 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 11/14/2002
12/09/2002	Text: At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time: P0215 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 01/29/2002
01/02/2003	Text: FINAL PRETRIAL CONFERENCE At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time: P0230 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 12/16/2002
01/06/2003	1st Tr Set
01/06/2003	Text: 15 DAY NONJURY TRIAL At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time: A0830 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 01/29/2002
01/07/2003	Text: CONT'D BENCH TRIAL At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time: A0830 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 01/03/2003
01/08/2003	Text: CONT'D BENCH TRIAL At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time: P0300 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 01/08/2003
01/08/2003	Text: CONT'D BENCH TRIAL At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time: A0830 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 01/03/2003
01/09/2003	Text: CONT'D BENCH TRIAL At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time: A0830 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 01/03/2003
01/10/2003	Text: CONT'D BENCH TRIAL At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time: A0830 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 01/03/2003
01/13/2003	Text: CONT'D BENCH TRIAL At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time: A0830 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 01/10/2003
01/14/2003	Text: CONT'D BENCH TRIAL At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time: A0830 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 01/10/2003
01/15/2003	Text: CONT'D BENCH TRIAL At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time: A0830 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 01/10/2003
01/16/2003	Text: CONT'D BENCH TRIAL At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time: A0830 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 01/10/2003
01/17/2003	Text: CONT'D BENCH TRIAL At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time: A0830 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 01/10/2003
01/21/2003	Text: CONT'D BENCH TRIAL At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time: A0830 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 01/17/2003
01/22/2003	Text: CONT'D BENCH TRIAL At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time:

01/23/2003 Text: CONT'D BENCH TRIAL At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time:  
A0830 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 01/17/2003

01/24/2003 Text: CONT'D BENCH TRIAL At: 3AN Reset: By: Case Title: PLANNED PARENTHOOD O In Custody: U Est Time: Time:  
A0830 Judge: SKT Court/Room: 401 Dist/Sup: S Judge Disq: Notice Code: D: 01/17/2003

10/19/2003 \*\* CONVERTED PAYMENT HISTORY AS OF 10/19/03

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Receipt Date : 01/10/03 Receipt Number : 580772 Amount : \$10  
Party from : BRENA BELL, & CLARKSON PC,

Tender : CK  
Tender : 3AN  
Orig. Court : 3AN  
Acct1 : 404  
Total : 10  
Comments : CD ORDER 1/10/03 #12758  
33date : 01102003  
34time : 1630  
35posted : P

Receipt Date : 01/31/03 Receipt Number : 583595 Amount : \$121.5  
Party from : PAYOR, ,,

Tender : CK  
Tender : 3AN  
Orig. Court : 3AN  
Acct1 : 404  
Total : 121.5  
Comments : TAPES COPIES 1-31-03 2762  
33date : 01312003  
34time : 1548  
35posted : P

Receipt Date : 08/23/02 Receipt Number : 559456 Amount : \$4  
Party from : CENTER FOR, REPRODUCTIVE,

Tender : CK  
Tender : 3AN  
Orig. Court : 3AN  
Acct1 : 404  
Total : 4  
Comments : CERT MAIL FEE 8/22/02 #0203  
33date : 08232002  
34time : 1415  
35posted : P

Receipt Date : 08/23/02 Receipt Number : 559457 Amount : \$4  
Party from : CENTER FOR, REPRODUCTIVE,

Tender : CK  
Tender : 3AN  
Orig. Court : 3AN  
Acct1 : 404  
Total : 4  
Comments : CERT MAIL FEE 8/23/02 #0203  
33date : 08232002  
34time : 1415  
35posted : P

10/28/2003 Motion For Judgment  
Attorney: Crepps, Janet L (8407062)  
Of ak Planned parenthood (Plaintiff); Jan Whitefield MD (Plaintiff); Robert Klem MD (Plaintiff); Lanae R Austin (Attorney) on  
behalf of Stephen R Cullen (Defendant); Joyce E Bamberger (Attorney) on behalf of Of ak Planned parenthood, Jan Whitefield  
MD, Robert Klem MD (Plaintiff)  
Case Motion #1

11/04/2003 Non-opposition to pltf's motion for entry of final judgment and non-objection to form of proposed judgment

	Attorney: Clarkson, Kevin G. (8511149) SOA (Defendant); Laura Eakes-Kertz (Attorney) on behalf of Joseph Wilcox (Defendant); Dorothea G Aguero (Attorney) on behalf of Michael Lupas (Defendant); Pro per (Attorney) on behalf of Caroline C Spivak (Plaintiff); Richard L. Crabtree (Attorney) on behalf of PORTFOLIO RECOVERY (Plaintiff); Gary R. Eschbacher (Attorney) on behalf of Shawn C Spivak (Defendant); Eric A Aarseth (Attorney) on behalf of Corrections Department of (Defendant) Case Motion #1: Dispositive Motion
01/05/2004	Certified Copies Receipt: 17823 Date: 01/05/2004
01/07/2004	Judgment Entered
01/08/2004	Judgment for Plaintiff After Court Trial
01/16/2004	Stipulation (In Motion Tracking) for extension to 1/30/04 to file plaintiff's request for costs and attorney's fees Attorney: Crepps, Janet L (8407062) Of ak Planned parenthood (Plaintiff); Jan Whitefield MD (Plaintiff); Robert Klem MD (Plaintiff) Case Motion #29
01/27/2004	Order: Stipulation for Extension of Time to Request Costs and Attorney's Fees granted
01/28/2004	Stipulation (In Motion Tracking) for extension of time until 2/13/04 to file motions for costs and attorney's fees Attorney: Crepps, Janet L (8407062) Of ak Planned parenthood (Plaintiff); Jan Whitefield MD (Plaintiff); Robert Klem MD (Plaintiff); SOA (Defendant) Case Motion #30
01/30/2004	Order: Stipulation for Extension of Time to Seek Costs and Attorney's Fees granted Case Motion #30: Stipulation
02/11/2004	Stipulation (In Motion Tracking) for extension of time to seek costs and attorney's fees---ext to 3/29/04 requested Attorney: Crepps, Janet L (8407062) Of ak Planned parenthood (Plaintiff); Jan Whitefield MD (Plaintiff); Robert Klem MD (Plaintiff); SOA (Defendant) Case Motion #31
02/17/2004	Appeal Filed in the Supreme Court Case No: S-11365
03/30/2004	Stipulation for Extension of Time to Seek Costs and Attorney's Fees--ext to 4/1/04 (In Motion Tracking) Attorney: Clarkson, Kevin G. (8511149) Of ak Planned parenthood (Plaintiff); Jan Whitefield MD (Plaintiff); Robert Klem MD (Plaintiff); SOA (Defendant) Case Motion #32
04/01/2004	Stipulation Regarding Costs and Attorney's Fees (In Motion Tracking) Attorney: Clarkson, Kevin G. (8511149) Of ak Planned parenthood (Plaintiff); Jan Whitefield MD (Plaintiff); Robert Klem MD (Plaintiff); SOA (Defendant) Case Motion #33
04/05/2004	Stipulation Regarding Costs and Attorney's Fees granted Case Motion #33: Stipulation
11/02/2007	Appeal Decision Supreme Court S-11365 / 11386: Superior Court Decision AFFIRMED
12/14/2007	Petition for Rehearing Filed 11/13/07, DENIED
01/28/2008	Return of Record from Supreme Court, 16 vol court file, 9 boxes misc exhibits, 1 lg poster board/map
01/29/2008	Exhibits to Storage, 9 boxes misc exhibits/tapes/binders, 1 lg poster board/map
01/29/2008	Proposed Order Upon Conclusion of Appeal
01/31/2008	Order Upon Conclusion of Appeal entered. Superior Court decision was affirmed. No further proceedings are required.
02/06/2008	Returned Mail Order Upon conclusion of Appeal sent to Janell Hafner
02/12/2008	Returned Mail---Order Upon Conclusion of Appeals----"Return to Sender"----Women's Law Project