

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA  
CIVIL DOCKET ENTRIES FOR CASE A03-0079--CV (JKS)  
"DEBORAH A. LUPER V MOA ET AL"

Including terminated parties, excluding terminated counsel

Presiding Judge: The Honorable James K. Singleton, U.S. District Judge  
Magistrate Judge:

Referral Rule:

Filed: 04/10/03

Closed: 07/09/03

Jurisdiction: (3) Federal Question (US Govt not a Party)

PLF Diversity:

DEF Diversity:

Nature of Suit: (441) Voting

Origin: (1) Original Proceeding

Demand:

Filing fee: Paid \$150.00 on 04/10/03 receipt # 00120143

Trial by:

Parties of Record:

Counsel of Record:

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UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA  
CIVIL DOCKET PARTY INFORMATION FOR CASE A03-0079--CV (JKS)  
"DEBORAH A. LUPER V MOA ET AL"

Including terminated parties, excluding terminated counsel

Parties of Record:

Counsel of Record:

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Document #	Filed	Docket text
1 - 1	04/10/03	Complaint filed; Summons issued.
2 - 1	04/10/03	DEF 1-2 Attorney Appearance of Thomas F. Klinkner (BIRCH).
3 - 1	04/10/03	DEF 1-2 Attorney Appearance W. Greene (MUNI).
4 - 1	04/10/03	DEF 1-2 Notice of legal representation w/att exh.
5 - 1	04/10/03	PLF 1 Return of Service Executed re: DEF 1 on 4/10/03.
6 - 1	04/10/03	PLF 1 Return of Service Executed re:DEF 2 on 4/10/03.
7 - 1	04/11/03	DII 1 motion to intervene w/att memo & proposed mot for sj.
8 - 1	04/14/03	DEF 1-2 motion for leave to withdraw as counsel w/att memo.
9 - 1	04/14/03	PLF 1 non-oppo to DEF 1-2 mot for leave to w/d as cnsl (8-1).
10 - 1	04/14/03	PLF 1 non-oppo to ZZZ 1 mot to intervene (7-1).
11 - 1	04/14/03	DEF 1-2 Attorney Appearance of Louisiana Cutler for William Greene.
12 - 1	04/14/03	DEF 1-2 non-oppo to DEF 1-2 (co-cnsls) mot for leave to w/d as cnsl (8-1).
13 - 1	04/14/03	PLF 1 Complaint (Amended) w/att exh.
11 - 2	04/15/03	Order granting substitution of Louisiana Cutler for William Greene. cc: cnsl, L. Cutler, T. Klinkner
14 - 1	04/15/03	PLF 1-2 motion for injunctive relief w/att exhs.
15 - 1	04/15/03	PLF 1-2 motion for shortened time re: motion for injunctive relief w/att aff.
16 - 1	04/15/03	DII 1 partial-oppo to PLF 1-2 mot for shortened time re: mot for injunctive relief (15-1).

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17 - 1	04/15/03	JKS Order granting motion to intervene (7-1). cc: cns1
18 - 1	04/15/03	JKS Order granting motion for leave to withdraw as counsel (8-1). cc: cns1
19 - 1	04/15/03	JKS Minute Order denying a prel inj at this time and set matter for briefing allowing all defs until 04/18/03 at 3:00 p.m. to file and personally serve an oppo to the mot for inj; plfs may file and personally serve a reply by 04/21/03 at 12:00 p.m.; parties to meet and confer and inform the crt in a stat rpt to be fld by plfs by 04/21/03 after consultation w/all defs whether this would be an appropriate case to bring trial on the merits forward and combine it w/a hearing on prel inj. cc: cns1
20 - 1	04/15/03	DII 1 motion for summary judgment w/att memo.
21 - 1	04/15/03	DII 2 Unopposed motion of neighbors for Begich to intervene w/att memo & aff.
22 - 1	04/15/03	DII 2 motion for shortened time re: unopposed motion of neighbors for Begich to intervene w/att aff.
22A- 1	04/15/03	DII 1 Answer to first amended complaint.
23 - 1	04/16/03	JKS Order granting motion for shortened time re: unopposed motion of neighbors for Begich to intervene (22-1); responses to mot to intervene due 4/17/03. cc: cns1
24 - 1	04/16/03	DII 1 non-oppo to ZZZ 1 unopposed mot of neighbors for Begich to intervene (21-1).
25 - 1	04/17/03	PII 1 Unopposed motion for Wuerch for Mayor to intervene w/att memo.
26 - 1	04/17/03	PII 1 motion for expedited consideration w/att aff.
27 - 1	04/18/03	JKS Order granting unopposed mot of neighbors for Begich to intervene (21-1). cc: cns1
28 - 1	04/18/03	JKS Order granting unopposed mot for Wuerch for Mayor to intervene (25-1). cc: cns1
29 - 1	04/18/03	JKS Order granting mot for expd consid (26-1). cc: cns1
30 - 1	04/18/03	DEF 1-2 oppo to PLF 1-2 mot for injunctive relief (14-1) w/att aff & exhs.
31 - 1	04/18/03	DII 2 oppo to PLF 1-2 mot for inj relief (14-1) w/att exhs.
32 - 1	04/18/03	DII 2 Notice of filing original aff of H. Rauch re: mot to intervene by Neighbors for Begich w/att aff.
33 - 1	04/18/03	DII 1 oppo to PLF 1-2 mot for inj relief (14-1) w/att exhs.
34 - 1	04/21/03	DEF 1-2 motion (request) for three judge district court panel re: motion for injunctive relief.

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35 - 1	04/21/03	PLF 1-2 motion (request) for three-judge district court panel.
36 - 1	04/21/03	PLF 1-2 reply to DEF 1-2 oppo to PLF 1-2 mot for inj relief (14-1) w/att exhs.
37 - 1	04/21/03	PLF 1-2 reply to DII 1 oppo to PLF 1-2 mot for inj relief (14-1).
38 - 1	04/21/03	PLF 1-2 reply to DII 2 oppo to PLF 1-2 mot for inj relief (14-1).
39 - 1	04/21/03	PII 1 reply to oppo to PLF 1-2 mot for inj relief (14-1).
40 - 1	04/21/03	PLF 1-2 Status Report.
41 - 1	04/21/03	JKS Minute Order setting o/a on mot for injunctive relief for 04/21/03 at 3:00 p.m. cc: cns1
42 - 1	04/22/03	JKS Order granting mot (request) for three judge district court panel (34-1) (35-1); 9CCA Chief Judge Schroeder to appoint two addtl judge to serve on the three judge panel as provided in 28 U.S.C. 2284. cc: cns1, Judge Schroeder, Judge Sedwick, C. Catterson
43 - 1	04/23/03	JKS Court Minutes [ECR: Robin Carter] O/A on mot for inj relief held 04/21/03; crt to send order to Chief Judge Schroeder of the 9CCA w/cys to the parties indicating this challenge does exist and request she exercise her discretion under the statute to ut together a three judge panel; crt to await notification from her on how to proceed.
44 - 1	04/28/03	Transcript re: OA on motion for injunctive relief dkt 14 on 4/21/03.
45 - 1	04/28/03	DEF 1-2 motion (request) for modification of notice issued by the court on 04/22/03.
46 - 1	04/29/03	Order appointing 9CCA Judge Richard Tallman to the three-judge panel to sit with Judge von der Heydt and Judge Singleton. cc: cns1
45 - 2	04/30/03	JKS Order granting mot (request) for modif of notice issued by the court on 04/22/03 (45-1). cc: cns1, Judge Tallman, Judge von der Heydt
47 - 1	04/30/03	DEF 1-2 Answer to Amended Complaint.
48 - 1	05/01/03	JKS, RCT, JAV Order denying mot for injunctive relief (14-1). cc: cns1, Judge Tallman, Judge von der Heydt
49 - 1	05/01/03	JKS Minute Order setting o/a on mot for part sj (20-1) to consider appropriate remedies for violation of 42 U.S.C. 1973c for 06/09/03 at 2:00 p.m. cc: cns1, Judge Tallman, Judge von der Heydt
50 - 1	05/16/03	PLF 1-2 motion for partial dismissal without prejudice.
51 - 1	05/19/03	DEF 1-2 Notice of Department of Justice action approving changes made to Anchorage Election Procedures in Proposition 2.
52 - 1	05/20/03	JKS Minute Order that defs respond to the mot to dismiss by 05/27/03 at 12:00 p.m., otherwise mot will be treated as well taken. cc: cns1
53 - 1	05/23/03	DII 1 non-oppo to PLF 1-2 mot for part dismissal w/o prej (50-1).

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54 - 1	05/27/03	PLF 1-2 Notice of filing request to reexamine with Department of Justice.
55 - 1	05/29/03	JKS Minute Order denying as moot, mot for sj (20-1); granting mot for part dismissal with prej as to any further proceedings on these claims in federal crt and w/out prej to further proceedings in state crt (50-1). cc: cnsl, Judge von der Heydt, Judge Tallman
56 - 1	06/06/03	PLF 1-2 Status Report and summary of relief requested w/att exhs.
57 - 1	06/06/03	DII 1 Status Report w/att exhs.
58 - 1	06/09/03	PLF 1-2 Notice of submission of supplement #2
59 - 1	06/11/03	RCT, JKS, JAV Court Minutes [ECR: Robin Carter] O/A on mot for part sj (dkt 20) and to consider appropriate remedies for violation of 42 U.S.C. 1973c held 06/09/03; matters under advisement; written ruling to issue.
60 - 1	06/16/03	DEF 1-2 Notice to crt that the Dept of Justice has not notified the Muni of any intention to reexamine the decision not to interpose an obj to proposition 2.
61 - 1	06/17/03	DEF 1-2 motion for leave to withdraw as counsel w/att proposed substitution of counsel.
62 - 1	06/19/03	JKS Order granting mot for leave to w/d as cnsl (61-1); Paul J. Jones substituted as cnsl. cc: cnsl, P. Jones
63 - 1	06/20/03	RCT Opinion; plf's first amended cmplt is dismiss w/prej; clk to enter judg and order consistent with this opinion. cc:cnsl
64 - 1	06/20/03	RCT Judgment that plf's first amended cmplt is dismiss w/prej. cc: cnsl, O&J 11550
65 - 1	07/07/03	PLF 1-2 motion for attorney fees and costs w/att exh.
66 - 1	07/09/03	DII 1 oppo to PLF 1-2 mot for atty fees and costs (65-1) w/att exh.
NOTE - 1	07/14/03	Notation: USDC record consisting of vols 1-3 rec'd from Judge Tallman.
67 - 1	07/16/03	PLF 1-2 reply to opposition to PLF 1-2 motion for attorney fees and costs (65-1)
68 - 1	07/25/03	DEF 1 oppo to PLF 1-2 mot for atty fees and costs (65-1).
69 - 1	08/04/03	PLF 1-2 reply to oppos to PLF 1-2 mot for atty fees and costs (65-1).
70 - 1	08/25/03	JKS Order denying motion for attorney fees and costs (65-1); parties are to bear their own fees and costs. cc: cnsl