

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
FOURTH JUDICIAL DISTRICT AT FAIRBANKS

In Re 2011 Redistricting Cases.

) **CONSOLIDATED CASE NO.:**
) **4FA-11-2209-CI**
) 4FA-11-2213 CI
) 1JU-11-782 CI
) 4FA-13-2435 CI

**DEFENDANT ALASKA REDISTRICTING BOARD'S
MOTION FOR SUMMARY JUDGMENT RE: RILEY PLAINTIFFS'
OBJECTIONS TO TRUNCATION PLAN FOR SENATE DISTRICTS**

COMES NOW, Defendant Alaska Redistricting Board ("Board"), by and through counsel Patton Boggs LLP, pursuant to Alaska Rule of Civil Procedure 56, and for the reasons set forth in the Memorandum of Points and Authorities in Support of Defendant Alaska Redistricting Board's Motion for Summary Judgment re: Riley Plaintiffs' Objections to Truncation Plan for Senate Districts (the "Memorandum") filed contemporaneously herewith, hereby moves this Court for entry of partial summary judgment.

As set forth more fully in the accompanying Memorandum, there is no genuine dispute as to any material fact regarding the truncation plan for the Senate districts in the Board's 2013 Proclamation Plan. The Board Record establishes that the truncation plan fully complies with the standards set out in *Egan v. Hammond*, and upheld in *Groh v. Egan*.¹ The Board only truncated those districts that had substantially changed from the 2012 Amended Proclamation Plan, the plan used for the 2012 elections as ordered


¹ 526 P.2d 863, 880-881 (Alaska 1974).

by the Alaska Supreme Court. Accordingly, the Board is entitled to summary judgment on all claims regarding truncation. The Riley Plaintiffs cannot put forth any competent, admissible evidence to the contrary. The Riley Plaintiffs' claims therefore fail on the merits.

Accordingly, the Board is entitled to summary judgment on Plaintiffs' allegations that the Board's truncation plan is based upon improper factors. The Board requests this Court deny the Plaintiffs' claims and enter judgment for the Board.

DATED at Anchorage, Alaska this 12th day of September, 2013.

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CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of September, 2013, a true and correct copy of the foregoing document was served on the following via:

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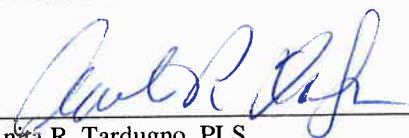
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