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IN THE SUPREME COURT OF THE STATE OF ALASKA

KEVIN MEYER, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA and the STATE OF ALASKA, DIVISION OF ELECTIONS,	)	
Appellants,	)	
v.	)	
ALASKANS FOR BETTER ELECTIONS,	)	Supreme Court No. **S-17629**
Appellee.	)	

Trial Court Case No. **3AN-19-09704 CI**

UPDATE TO STATE'S NOTICE OF RELEVANT DATES

In the State's February 24, 2020 notice of election-related dates for the Court to consider, the State told the Court it would provide updates as more information became available, so the State now provides this update. At this point, from the State's perspective, a decision is needed by August 31. The State understands that from the sponsors' perspective, a decision is needed as soon as possible.

As explained in the accompanying Affidavit of Gail Fenumiai, initiative 19AKBE has now been properly filed and (if this appeal is decided in the sponsors' favor) should be placed on the ballot at the next scheduled election that is at least 120 days after the Legislature adjourns.[1] Because the Legislature did not adjourn by April 19, that next election should be the November 3 general election (unless an

[1] *See* Alaska Const. art. XI, sec. 4.

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intervening special election is scheduled, in which case the State will promptly update the Court). The ballots go to the printer for the November 3 general election on September 1, meaning a decision is needed by August 31 to include 19AKBE on the ballot.

DATED April 30, 2020.

KEVIN G. CLARKSON
ATTORNEY GENERAL

By: */s/ Laura Fox*
Laura Fox
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KEVIN MEYER, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA and the STATE OF ALASKA, DIVISION OF ELECTIONS, Appellants, v. ALASKANS FOR BETTER ELECTIONS, Appellee.	)	Supreme Court No. **S-17629**

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AFFIDAVIT OF GAIL FENUMIAI

STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

Gail Fenumiai, being duly sworn, states as follows:

1. I am the Director of the Division of Elections for the State of Alaska and I have personal knowledge of the matters stated in this affidavit.

2. The Division of Elections (Division) completed its review of the signatures in the petition booklets for the Better Elections Initiative, also known by its alphanumerical identifier "19AKBE", on February 28, 2020.

3. On March 9, 2020, the Lt. Governor notified the Division that he had found the petition was properly filed and directed the Division to place 19AKBE, subject to the outcome of this appeal in *Meyer v. Alaskans for Better Elections*, on the

general election ballot, unless the Alaska Legislature adjourned on or before April 19, 2020.

4. As of today, the Alaska Legislature has not yet adjourned its regular legislative session. Therefore, 19AKBE will be placed on the November 3, 2020 general election ballot, unless there is an intervening special election between the primary and the general. If that occurs, the Division will send further notice to the Court.

5. The Division has to send out the general election ballots to certain uniformed and overseas voters under the Uniformed and Overseas Citizens Absentee Voting Act (42 U.S.C. 1973ff et seq.) by September 19, 2020. The Division must send the ballots to the printer by September 1, 2020 to ensure these legal requirements can be met.

Gail Fenumiai

SUBSCRIBED AND SWORN TO before me this 29 day of April, 2020.

STATE OF ALASKA
OFFICIAL SEAL
Stacy L. Stuart
NOTARY PUBLIC
My Commission Expires With Office

Notary Public in and for Alaska
My Commission Expires: w/office

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ALASKANS FOR BETTER ELECTIONS,	)	Supreme Court No. **S-17629**
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CERTIFICATE OF SERVICE

I hereby certify, that on this date, true and correct copies of the **Update to State's Notice of Relevant Dates, Affidavit of Gail Fenumiai,** and this **Certificate of Service** were served via email on the following:

Holmes Weddle & Barcott, P.C.
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/s/ Virginia K. Bozeman 4/30/20
Virginia Bozeman Date
Law Office Assistant II

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