

In the Supreme Court of the State of Alaska

**Madilyn Short, Riley von Borstel,
Kjrsten Schindler, and Jay-Mark
Pascua,**

Appellants,

v.

**Governor Michael J. Dunleavy in his
official capacity, State of Alaska,
Office of Management and Budget,
and State of Alaska, Department of
Administration,**

Appellees.

Supreme Court No. **S-18333**

Order

Motion for Full-Court Reconsideration

Date of Order: **March 2, 2022**

Trial Court Case No. **3AN-22-04028 CI**

Before: Winfree, Chief Justice, Maassen, Carney, Borghesan, and Henderson, Justices.

On consideration of Appellants' February 28, 2022 emergency motion for full-court reconsideration of the February 25, 2022 individual justice order denying Appellants' emergency motion for an order expediting this appeal, the Alaska Legislative Council's February 28, 2022 joinder in the reconsideration motion, and Appellees' March 1, 2022 limited objection to the reconsideration motion,

IT IS ORDERED: The motion is **GRANTED IN PART**. Briefing and oral argument will proceed on an expedited schedule; however, the court will not bind itself to issuing a decision by Wednesday, May 4, 2022, as requested by Appellants.

This court's February 25, 2022 opening notice is hereby **VACATED**. The appeal will now proceed as follows:

1. This appeal is not subject to the requirement of Appellate Rule 221. The notice of completion of preparation of file is due from the Appellate Court Records Office (ACRO) on or before **March 7, 2022**. The record in this appeal will include only the documents and proceedings in the trial court case referenced above.

2. As of today, no party has designated transcripts. Any party intending to designate transcripts for the appeal must do so by **March 3, 2022**. If any party designates transcripts, it is Appellants' responsibility to ensure that all designated transcripts are received by the court on or before **March 7, 2022**. Appellants' transcriber must file one unbound condensed copy and an electronic version of the transcript in the form and format prescribed by the Manual of Transcript Procedures.

3. Formal briefs will be submitted on the following schedule:

Appellants' Opening Brief: **Due Monday, March 14, 2022**

Appellees' Brief: **Due Tuesday, March 29, 2022**

Appellants' Reply Brief: **Due Monday, April 4, 2022**

Amicus Curiae Brief(s): **Due With Supported Parties' Briefs**


4. Initial briefs under Appellate Rule 212(a)(1) are not required. Briefs instead should be submitted in printed and bound format on the due dates. The covers do not need the Clerk's signature, but should follow the usual convention for colors (Ivory - Blue - Green, and Pink for excerpts of record). The Clerk's Office requires ten (10) printed copies of briefs and eight (8) printed copies of excerpts, as well as electronic PDF versions emailed to pleadings@akcourts.gov.

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5. Oral argument will be held on **Tuesday, May 3, 2022** at **1:00 PM** in the Anchorage Supreme Court Courtroom, although capacity for in-person attendance may be limited to allow social distancing. The argument will be live streamed on www.ktoo.org/gavel and remote viewing is encouraged. The parties will have **30 minutes per side** to present their arguments.

Entered at the direction of the court.

Clerk of the Appellate Courts



Ryan Montgomery-Sythe,
Chief Deputy Clerk

cc: Supreme Court Justices
Judge Zeman
Trial Court Clerk - Anchorage
Calendar

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