

In the Supreme Court of the State of Alaska

State of Alaska, Division)
of Elections, and Gail Fenumiai,)
in her capacity as Director of the)
Division of Elections,)
))
Petitioners,)

Supreme Court No. S-14054

v.)

Order

Alaska Democratic Party,)
Alaska Republican Party,)
Lisa Murkowski for U.S. Senate,)
and Alaska Federation of Natives,)
))
Respondents.)

Date of Order: **October 27, 2010**

Trial Court Case # **3AN-10-11621CI**

Before: Fabe, Winfree, Christen, and Stowers, Justices [Carpeneti, Chief Justice, not participating]

Upon consideration of Petitioners' October 27, 2010 motions for (1) an emergency stay of the trial court's October 27, 2010 temporary restraining order, (2) expedited consideration of Petitioners' Petition for Review, and (3) leave to file a supplement to Petitioners' Petition for Review, and upon consideration of any and all of the joinders and oppositions to those motions,

IT IS ORDERED THAT:

1. The trial court's October 27, 2010 temporary restraining order is **STAYED** pending further order of this court. However, the list of registered write-in

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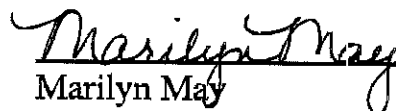
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candidates shall be limited to names only, and shall not include party affiliation or any other information.

2. The Petition for Review, as supplemented, will be considered on an expedited basis. Responses to the Petition for Review, limited to 18 pages in length, shall be filed with the Clerk of the Appellate Courts in Anchorage by 3:00 p.m., Thursday, October 28, 2010, by hand delivery, email, or facsimile.

3. In the interim period prior to this court's ruling on the underlying Petition for Review, all ballots cast by voters provided with the list of registered write-in candidates shall be marked or otherwise identified and segregated. Furthermore, the Division of Elections shall provide the court with any reasons why this process of identification and segregation of such ballots cannot continue throughout the course of the election should the Petition for Review be granted; this notice shall also be filed by 3:00 p.m. Thursday, October 28, 2010, by hand delivery, email, or facsimile.

Clerk of the Appellate Courts



Marilyn May

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(907) 264-0878 (fax)

cc: Supreme Court Justices
Judge Pfiffner by email
Trial Court Clerk by email

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