

RECEIVED
JUN 18 2015
BY:

Kevin Cuddy (Alaska Bar #0810062)
STOEL RIVES LLP
510 L Street, Suite 500
Anchorage, AK 99501
Telephone: (907) 277-1900
Facsimile: (907) 277-1920

Attorneys for Defendant
LEGISLATIVE AFFAIRS AGENCY

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
THIRD JUDICIAL DISTRICT AT ANCHORAGE

ALASKA BUILDING, INC., an Alaskan
corporation,

Case No.: 3AN-15-05969CI

Plaintiff,

v.

716 WEST FOURTH AVENUE, LLC,
KOONCE PFEFFER BETTIS, INC., d/b/a
KPB ARCHITECTS, PFEFFER
DEVELOPMENT, LLC, LEGISLATIVE
AFFAIRS AGENCY, and CRITERION
GENERAL, INC.,

Defendants.

~~PROPOSED~~ ORDER GRANTING DEFENDANT LEGISLATIVE AFFAIRS
AGENCY'S MOTION TO STAY DISCOVERY

THIS COURT, having reviewed Defendant Legislative Affairs Agency's (the
"Agency") Motion to Stay Discovery, any opposition and/or responses thereto, and being
duly advised in the premises, this Court finds and ORDERS as follows:

STOEL RIVES LLP
510 L Street, Suite 500, Anchorage, AK 99501
Main (907) 277-1900 Fax (907) 277-1920

MAY 27 2015

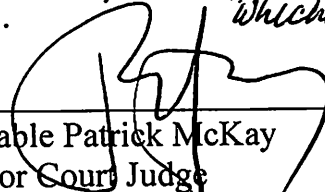
STOEL RIVES LLP
510 L Street, Suite 500, Anchorage, AK 99501
Main (907) 277-1900 Fax (907) 277-1920

On March 31, 2015, Plaintiff Alaska Building, Inc. ("Plaintiff"), filed a Complaint for Declaratory Judgment and Specific Performance (Complaint) against Defendants 716 West Fourth Avenue LLC, Koonce Pfeffer Bettis, Inc., d/b/a KPB Architects, the Agency, and Criterion General, Inc. On May 27, 2015, the Agency filed a Motion to Dismiss Plaintiff's Complaint for lack of interest injury and citizen-taxpayer standing. The motion is currently pending before this Court.

Good cause exists for granting a stay because (1) the motion, if granted, would dispose of the entire case against the Agency, thereby eliminating the expense of discovery and the use of judicial resources resolving discovery disputes; (2) the motion raises issues of law that do not require additional discovery; and (3) the motion was filed sufficiently in advance of current discovery deadlines such that a stay will not unfairly prejudice any party. Accordingly, a stay of discovery is appropriate under the court's inherent authority.

IT IS THEREFORE ORDERED that Defendant Legislative Affairs Agency Motion to Stay Discovery is GRANTED, *for no more than 45 DAYS FROM THIS ORDER, or until motion to Dismiss is decided, whichever is earlier.*

DATED this 17th day of June, 2015.


Honorable Patrick McKay
Superior Court Judge

I certify that on 6/17/15 a copy of the following was mailed faxed/ hand-delivered to each of the following at their addresses of record: James Gottstein / Jeffrey Robinson
Daniel Quino / Blake Lall / Mark Scheer
Kevin Cuddy / Cynthia Ducey
Administrative Assistant /k