

Law Offices of James B. Gottstein
James B. Gottstein, Esq.
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(907) 274-7686
Attorney for Appellant

FILED
JUN 27 2016
APPELLATE COURTS
OF THE
STATE OF ALASKA

IN THE SUPREME COURT FOR THE STATE OF ALASKA

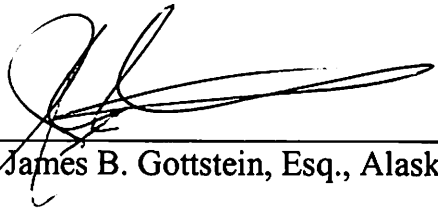
ALASKA BUILDING, INC., an Alaska)
corporation,)
Appellant,) Supreme Court No. S- 16371
)
vs.)
)
LEGISLATIVE AFFAIRS AGENCY, and)
716 WEST FOURTH AVENUE LLC,)
)
Appellees.)
_____)
Trial Court Case No. Case No. 3AN-15-05969CI

NOTICE OF APPEAL

Appellant, Alaska Building, Inc., hereby gives notice of appeal to the Alaska Supreme Court from the June 23, 2016, Order Granting Legislative Affairs Agency's Motion for Rules 11 and 82 Attorneys' Fees, a copy of which is included herewith.

Dated this 27th day of June, 2016.

LAW OFFICES OF JAMES B. GOTTSTEIN

By: 

James B. Gottstein, Esq., Alaska Bar No. 7811100

FILED

JUN 27 2016

APPELLATE COURTS
OF THE
STATE OF ALASKA

Kevin Cuddy (Alaska Bar #0810062)
STOEL RIVES LLP
510 L Street, Suite 500
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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,

Plaintiff,

Case No. 3AN-15-05969 CI

v.

716 WEST FOURTH AVENUE, LLC, and
LEGISLATIVE AFFAIRS AGENCY,

Defendants.

[PROPOSED] ORDER GRANTING LEGISLATIVE AFFAIRS AGENCY'S
MOTION FOR RULES 11 AND 82 ATTORNEYS' FEES

Defendant Legislative Affairs Agency ("LAA") has moved for Rules 11 and 82 attorney fees against Plaintiff Alaska Building, Inc. relating to its fees incurred in the defense of Plaintiff's qui tam request for relief and Count 2 of Plaintiff's June 8, 2015 Amended Complaint.

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MAY 31 2016

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THIS COURT, upon consideration of the motion and responses thereto, finds LAA is the prevailing party as to Count 2 of Plaintiff's June 8, 2015 Amended Complaint, and hereby GRANTS LAA's Motion for Rule 82 Attorneys' Fees. The Court also finds that Plaintiff's request for relief in the form of 10% of the alleged savings to the LAA for lease invalidation was frivolous and hereby GRANTS LAA's Motion for Rule 11 Attorneys' Fees.

IT IS HEREBY ORDERED that Defendant's Legislative Affairs Agency is awarded its fees of \$ 2217.80 ~~due and payable on or before~~ 2016. *see separate order. May be applied toward ABI fee recovery.*

DATED this 23rd day of Jan, 2016.


Honorable Patrick McKay
Superior Court Judge

CERTIFICATE OF SERVICE

This certifies that on May 31, 2016, I caused a true and correct copy of the foregoing to be served by first class mail on:

James B. Gottstein, Esq.
Law Offices of James B. Gottstein
406 G Street, Suite 206
Anchorage, AK 99501
(Attorney for Plaintiff)

Jeffrey W. Robinson
Ashburn & Mason
1227 West Ninth Avenue, Suite 200
Anchorage, AK 99501
(Attorneys for Defendant 716 West Fourth Avenue, LLC)


Debby Allen, Litigation Practice Assistant

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I certify that on 6/3/16 a copy of the following was mailed, faxed, hand delivered to each of the following at their addresses of record: *sent*
James B. Gottstein
Jeffrey Robinson
Kellen Cuddley
Administrative Assistant

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ALASKA BUILDING, INC., an Alaska)
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Appellees.)

Supreme Court No. S- 16371

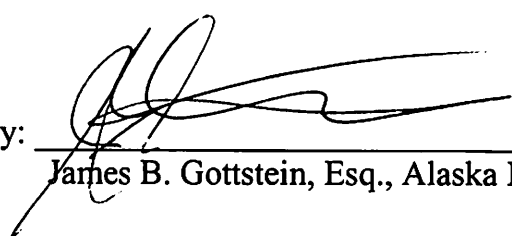
Trial Court Case No. Case No. 3AN-15-05969CI

POINT ON APPEAL

Pursuant to Appellate Rule 204(e), the point on which appellant intends to rely in this appeal is that the Superior Court erred by finding Appellant violated Civil Rule 11.

Dated this 27th day of June, 2016.

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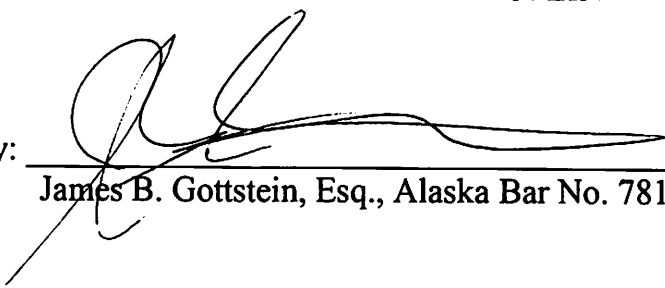
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DESIGNATION OF NO TRANSCRIPTS

Appellant designates no transcripts pursuant to Appellate Rule 204(b)(6)
for this matter.

Dated this 27th day of June, 2016.

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