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In the Supreme Court of the State of Alaska PATTON BOGGS LL

In Re 2011 Redistricting Cases,)
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Supreme Court No. S-14721

Order

Date of Order: April 24, 2013

Trial Court Case # 4FA-11-02209CI

Before: Fabe, Chief Justice, Winfree and Stowers, Justices, and
Matthews and Carpeneti, Senior Justices*

C/M #	029810.0101	
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The Alaska Redistricting Board has requested clarification of our order of December 28, 2012, as amended on petition for rehearing on February 12, 2013, in two respects. The Riley respondents oppose the Board’s request for clarification and raise additional matters. Having reviewed the request for clarification, we respond to the Board’s request as follows:

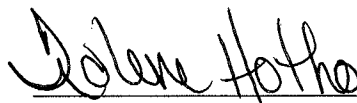
1. A new *Hickel* plan is required because the legal error found by both the superior court and this court was the Board’s failure to begin by constructing districts to comply with the requirements of the Alaska Constitution.

2. The first step in the redistricting process is to construct districts that comply with the requirements of the Alaska Constitution. As long as the Board begins by constructing districts that meet the requirements of the Alaska Constitution — that is, as long as the Board follows the *Hickel* process — the fact that a resulting district is the same as or similar to a previous district will not in and of itself preclude the new district from being approved.

* Sitting by assignment made under article IV, section 11 of the Alaska Constitution and Alaska Administrative Rule 23(a).

3. Whether Article VI, section 10 of the Alaska Constitution requires public hearings following the adoption of the Board's plan or plans and whether the Board's proposed timeline is sufficient to allow judicial review of the Board's work are not properly before this court. Any party may seek to have these matters heard in the superior court.

Clerk of the Appellate Courts



Jolene Hotho, Deputy Clerk

WINFREE, Justice, would deny the motion, and therefore dissents.

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