BEFORE THE HEARING OFFICER OF THE CITY OF WASILLA, ALASKA

290 E. Herning Avenue
Wasilla, Alaska 99654

IN THE MATTER OF THE APPEAL OF NOEL KOPPERUD AND ALEX KOPPERUD OF THE CITY OF WASILLA PLANNING COMMISSION RESOLUTION SERIAL 15-10(AM)	)))))	APPEAL CASE NO. 15-01

JOINT STATUS REPORT

The City of Wasilla, by and through counsel, files this Joint Status Report pursuant to the Pre-Hearing Conference Order issued on September 24, 2015.[1]

On Tuesday, October 6, 2015 at 2:00 p.m., the parties met by phone to discuss Appellants' Request for Production of Documents, the City's Response to the Request, the status of production, and whether the parties were prepared to discuss supplementing the Record on Appeal. Present at the teleconference were Noel and Alex Kopperud, Appellants, William and Joel Starn, property owners, Tina Crawford, Wasilla City Planner, and Leslie Need, City Attorney. Nancy Starn was unable to attend and William Starn gave the parties permission to proceed in her absence.

The Appellants filed a Request for Production of Documents on Friday, October 2, 2015. On Tuesday, October 6, 2015, the City filed its Response to the

[1] The parties discussed the contents of this Report. However, given the timing, the parties agreed that the City would file the Joint Status Report without providing a draft copy for the parties to review prior to filing.

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Request for Production along with over 2,000 documents responsive to the Request. Because of the volume of the request, the City refers the Hearing Officer to Appellants' Request and the City's Response as opposed to providing a list of requested documents in this pleading. The City's Response pleading was distributed by the City Clerk's Office and, due to the size of the file, the City Attorney's office provided links to download documents to the parties directly. Both the Response pleading and the documents were distributed on Tuesday, October 6, 2015.

The parties agreed to proceed informally with requests for clarification and other housekeeping issues regarding the documents produced as well as requests to inspect original documents. Should any issues arise that cannot be resolved between the parties, the parties will file a request for relief with the Hearing Officer. The City agreed to supplement its Response should it locate additional documents responsive to Appellants' Requests, though the City believes it has provided the documents requested by Appellants.

The City, through its production of documents, has not waived any objections to relevancy, admissibility, or appropriateness for supplementation of the Record and those issues remain outstanding and these issues were not directly discussed by the parties. Given the volume of documents produced, the parties agreed that they could not, at this time, discuss whether to supplement the Record on Appeal. Instead, following an efficient review of the documents produced, the parties agree to first discuss whether an agreement on supplementation can be reached and, then, if no

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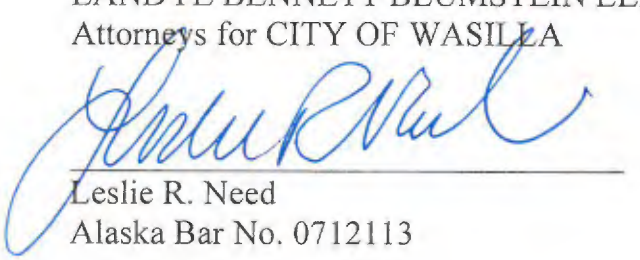
agreement can be reached, the party requesting supplementation will file a motion with the Hearing Officer.

The parties did not endeavor to agree on a timeline for review or when it is appropriate to discuss supplementation. However, undersigned believes a schedule from the Hearing Officer for reviewing the documents produced as well as a timeline for conferring on supplementation would be helpful.

DATED this 7th day of October, 2015, at Anchorage, Alaska.

LANDYE BENNETT BLUMSTEIN LLP
Attorneys for CITY OF WASILLA

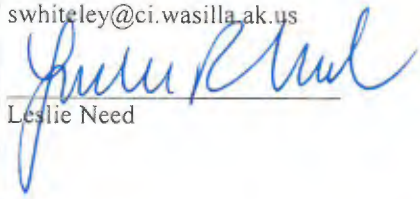


Leslie R. Need
Alaska Bar No. 0712113

Certificate of Service

On October 7, 2015, a true and correct copy of the foregoing document was sent by ☒ e-mail or ☐ hand-delivery for distribution to the parties to the following:

Sarah Whiteley
Deputy City Clerk
City of Wasilla
swhiteley@ci.wasilla.ak.us



Leslie Need

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