

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

THE RETIRED PUBLIC EMPLOYEES)
OF ALASKA, INC.,)

Plaintiff,)

v.)

Case No. 3AN-16-04537 CI

SHELDON FISHER, COMMISSIONER)
OF THE ALASKA DEPARTMENT OF)
ADMINISTRATION,)

Defendant.)

~~[Proposed]~~

ORDER GRANTING PARTIAL SUMMARY JUDGMENT


The court has considered the plaintiff's Motion for Partial Summary Judgment, filed on June 1, 2016, the supporting memorandum and exhibits, the defendant's opposition and exhibits, and any reply and oral argument. The court finds that there are no material facts in dispute and that partial summary judgment should be granted in accordance with Alaska Civil Procedure Rule 56(a). Accordingly, the court grants partial summary judgment as requested by plaintiff and declares as follows:


The court finds as a matter of law that retiree dental-vision-audio insurance benefits offered to public employees when they are hired are an accrued benefit within the meaning of Alaska Constitution Article XII, § 7, and accordingly they may not be diminished or impaired. *

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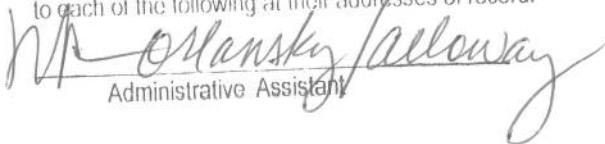
JUN 1 2016

Dated at Anchorage, Alaska, this 8th day of December, 2016.


Gregory Miller
Superior Court Judge

* Findings and reasoning as stated on record at the conclusion of the December 7, 2016 Oral Argument are incorporated by reference. The defendants' Cross-motion on the same issue is **DENIED**. 

I certify that on 12/9/16 a copy of the following was mailed/faxed/hand delivered to each of the following at their addresses of record.


Administrative Assistant