



THE STATE
of **ALASKA**
GOVERNOR SEAN PARNELL

Department of Law

DIVISION OF ADMINISTRATIVE SERVICES
Director's Office

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February 1, 2013

The Honorable Lindsey Holmes
Chair, Law House Finance Subcommittee
State Capitol, Room 405
Juneau, AK 99801-1182

Dear Representative Holmes:

This correspondence is responding to questions raised during the Department of Law's subcommittee meeting dated January 31, 2013. The questions are listed and followed by our response. Please let us know if you have questions.

- Has the elder abuse law the legislature passed recently made a noticeable impact and if so what is the impact?

Yes it has had a positive impact. Adult Protective Services has been able to deal with more financial issues – and we are using the subpoena powers in some cases. I can gather anecdotal case information from the APS attorneys if you want but the long and short of it is yes, it has improved our practice in protecting vulnerable adults, especially with respect to financial exploitation.

- Where was the BP Corrosion award deposited?

<u>Permanent Fund</u>	<u>CBRF</u>	<u>School Fund</u>	<u>Oil and Hazardous Substance Release and Prevention Fund</u>	<u>Total</u>
\$63,604,188	\$180,855,677	\$1,228,442	\$10,000,000	\$255,688,307

Representative Holmes
Re: Responses to January 31, 2013 Questions

February 1, 2013
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In response to questions related to the reduced judgment surrounding the case known as the Carlson Case (Case No. 3AN-84-5790-CI), I have attached the Final Judgment After Fifth Remand.

Please let me know if you have questions.

Sincerely,

A handwritten signature in black ink that reads "Dave Blaisdell". The signature is written in a cursive, slightly slanted style.

Dave A. Blaisdell

Director, Administrative Services

cc: Brook Larson
OMB Budget Analyst

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

DONALD H. CARLSON, WARREN)
HART, GERARD HASKINS, EARL WEESE,)
and LYLA C. WEESE, Individually and as)
Class Representatives on Behalf of All)
Persons Similarly Situated)

Plaintiffs,)

v.)

STATE OF ALASKA, COMMERCIAL)
FISHERIES ENTRY COMMISSION,)

Defendant.)

Case No. 3AN-84-5790 CI

FINAL JUDGMENT AFTER FIFTH REMAND.

IT IS ORDERED that judgment is entered against defendant as follows:

1. Plaintiff class and individual class members shall recover and shall have monetary judgment for a refund with interest as set forth in this Judgment. The principal amount of the monetary judgment plus prejudgment interest shall be calculated and paid as provided:

- a. Principal amount of monetary judgment
(through March 31, 2009)

\$12,498,224.69

- b. Prejudgment interest on \$12,498,224.69
(through January 31, 2010) ¹

\$17,952,501.48

¹ For overpayments made before August 7, 1997, pre-judgment interest is computed at 10.5 percent, simple interest, through January 31, 2010. For overpayments made on or after August 7, 1997, pre-judgment interest is calculated at 3.5 percent simple interest under AS 09.30.070 through January 31, 2010. If a disputed refund claim is granted, pre-judgment interest shall accrue on that disputed refund until paid as provided above.

AUG 13 2012

LOREN DOMKE, P.C.
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E-MAIL: domkelaw@goi.net

c. Subtotal: \$30,450,726.17

d. Attorney Fees \$ 3,047,572.62

Date awarded: March 30, 2012

Judge: The Honorable Peter A. Michalski

e. Costs \$7,028.93

Date awarded: 3/22/10

Judge: Peter A. Michalski

f. TOTAL JUDGMENT: \$33,505,327.72

g. Post Judgment Interest Rate: 0 %

DONE this 27th day of August, 2012 at Anchorage, Alaska.

Andrew Guidi
The Honorable Andrew Guidi
Superior Court Judge

CERTIFICATION.

The undersigned certifies that on the 28th day of August, 2012, a true and correct copy of this document was served on the following:

✓ Loren Domke, attorney for plaintiffs

✓ Lance Nelson, attorney for defendant - ASO

ASO
Legal Assistant to Judge Andrew Guidi