

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

CRUISE LINES INTERNATIONAL)
ASSOCIATION ALASKA and CRUISE)
LINES INTERNATIONAL ASSOCIATION,)
)
Plaintiffs,)
)
vs.)
)
THE CITY AND BOROUGH OF JUNEAU,)
ALASKA, a municipal corporation, and)
RORIE WATT, in his official capacity as)
City Manager,)
)
Defendants.)

No. 1:16-cv-0008-HRH

ORDER

Motion and Cross-motion
for Leave to File List of Exhibits

Having considered plaintiffs' *Motion for Leave to File List of Exhibits Showing Objections to Marine Passenger Fee and Port Development Fee*,¹ defendants' *Partial Opposition to Plaintiffs' Motion for Leave to File List of Exhibits Showing Objections to Marine Passenger Fee and Port Development Fee and Cross-Motion for Leave to File List of Exhibits Showing Expenditures Requested and Expenditures Agreed to into Evidence*,² plaintiffs' *Reply in Support of Motion for Leave to File List of Exhibits*

¹Docket No. 200.

²Docket No. 202.

*Showing Objections to Marine Passenger Fee and Port Development Fee and Statement of Non-Opposition to Defendants’ Cross-Motion for Leave to File List of Exhibits Showing Expenditures Requested and Expenditures Agreed to into Evidence, and defendants’ Reply in Support of Cross-motion for Leave to File List of Exhibits Showing Expenditures Requested and Expenditures Agreed to into Evidence,*³

IT IS SO ORDERED that:

- (1) Plaintiffs’ list of exhibits, attached to plaintiffs’ motion as Exhibit A, is accepted by the court; and
- (2) Defendants’ proposed Exhibit MO and proposed Exhibit MP, attached to defendants’ partial opposition and cross-motion, are accepted by the court.

The court declines to consider at this time the parties’ continuing disagreement concerning the relationship, if any, between plaintiffs and a possible predecessor organization, the NWCA. The court will take up that disagreement in connection with the parties’ cross-motions for summary judgment. That issue is not germane to the question of receiving plaintiffs’ list of exhibits, Exhibit A to plaintiffs’ motion for leave to file,⁴ and defendants’ Exhibits MO and MP, attached to defendants’ partial opposition,⁵

Exhibits MO and MP are copies of demonstrative aids used by defendants at oral argument. Also used by defendants at oral argument was a color photograph of the Port of Juneau purporting to show the location of various docks and the location of a “sea

³Docket No. 205.

⁴Docket No. 200.

⁵Docket Nos. 202-1 and 202-2.

walk,” crossing guard locations, and restroom locations. A copy of that photograph is appended to this order as Exhibit MQ.

DATED at Anchorage, Alaska, this 9th day of October, 2018.

/s/ H. Russel Holland
United States District Judge