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Craig Campbell and the State of Alaska,
Division of Elections

IN THE UNITED STATE DISTRICT COURT
FOR THE DISTRICT OF ALASKA

JOE MILLER,)
)
Plaintiff,)
)
v.)
)
LIEUTENANT GOVERNOR CRAIG)
CAMPBELL, in his official capacity;)
and the STATE OF ALASKA,)
DIVISION OF ELECTIONS,)
)
Defendants.)
_____)

Case No. 3:10-cv-00252 RRB

**ORDER GRANTING MOTION OF STATE DEFENDANTS TO DISMISS FOR
LACK OF FEDERAL-QUESTION JURISDICTION, AND IN THE
ALTERNATIVE, TO ABSTAIN**

Having considered the motion of Lieutenant Governor Craig Campbell and the State of Alaska, Division of Elections, to dismiss this case for lack of jurisdiction under Federal Rule of Civil Procedure 12(b)(1), it is hereby ORDERED that this case is dismissed for lack of federal-question jurisdiction. Alternatively, this Court abstains

under the doctrine established in *Railroad Commission v. Pullman Co.*, 312 U.S. 496 (1941).

The case is dismissed without prejudice to file the claims in state court.

Ralph R. Beistline
District Court Judge