

Bennett, John F (DOT)

From: Burke, Dana S (LAW)
Sent: Monday, March 15, 2010 8:45 AM
To: Bennett, John F (DOT)
Subject: RE: OSK

John: the judge cited your testimony in several instances in support of her oral decision, which lasted about 40 minutes; critical to her analysis was your testimony about the OCQD, metes and bounds, and the application of the PLOs; she ruled that the legislature's reversal of the school land withdrawal allowed the PLOs to exist; so I will definitely get you a copy of her decision once it is rendered in writing; the judge is on vacation now for about 3 weeks I believe; talk to you soon.

Confidential-Attorney Client Communication/Work Product

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From: Bennett, John F (DOT)
Sent: Friday, March 12, 2010 5:41 PM
To: Burke, Dana S (LAW)
Subject: OSK

Dana, congratulations on the OSK decision. I've been home with the bug of the week for the last couple of days and got so bored I actually googled "Nikiski" at about 2pm today and you can imagine how surprised I was to see the Clarion article. Must have been esp or something. I'm really looking forward to seeing the written opinion. I just checked my voice mail and got your message so thanks for getting in touch so quickly. Now I guess we just wait to see if they just deal with it or go the the supreme court. Great job Dana. JohnB

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