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Counsel for BENEDICTE GALLIGAN

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

BENEDICTE GALLIGAN,  
Plaintiff,

vs.

MUNICIPALITY OF ANCHORAGE,  
Defendant.

Case No. 3AN-23-

**COMPLAINT**

PLAINTIFF, BENEDICTE GALLIGAN (“Galligan”), by and through undersigned counsel, files this Complaint against DEFENDANT, MUNICIPALITY OF ANCHORAGE (“MOA”), and herein alleges:

## **I. NATURE OF THE ACTION**

1. This is an action for declaratory judgment and damages by Plaintiff Benedicte Galligan (hereinafter “Galligan”), against Defendant, The Municipality of Anchorage (hereinafter “MOA”). Plaintiff alleges Breach of the implied covenant of good faith and fair dealing; violations of The Alaska Human Rights Act at A.S. §18.80.220(a)(1) (discrimination) and A.S. §18.80.220(a)(4) (retaliation); and Negligence.

## **II. JURISDICTION AND VENUE**

2. Plaintiff Galligan brings this Complaint for violations of Alaska law and state statute, and the amount in controversy exceeds the minimum required by this court. Accordingly, this court has jurisdiction over the claims in this matter.
3. Given that the conduct took place within the Third Judicial District, that Plaintiff Galligan was a resident of Anchorage, and that Defendant MOA operates within the Third Judicial District, venue is proper.

## **III. PARTIES**

4. Defendant MOA was Plaintiff’s employer. At all relevant times, Defendant MOA has continuously been and is now operating in the State of Alaska and has continuously had more than fifteen (15) employees.
5. Benedicte Galligan, at all times relevant to this complaint, was a resident of Anchorage, Alaska. Galligan was employed by MOA as an executive assistant to the Anchorage Fire Chief from December 2011 to January 3, 2022, when the

MOA notified her that it had eliminated her position and the position of a Black female employee who Galligan reported had been subjected to race discrimination. Galligan was employed as an assistant to Judy Eledge at the Loussac Library from January 2022 to April 3, 2023, when she was constructively discharged. Galligan is white, female, and 53 years old.

#### **IV. GENERAL ALLEGATIONS**

6. On or about February 1, 2021, Galligan, an executive assistant at the AFD, received a call from her coworker, Mia Carson. Carson, a Black female employee of AFD, was crying about a confrontation at workstation 1 regarding American Heart Association shirts she had made and distributed to all department personnel in recognition of American Heart Month. Carson told Galligan that captain(s) at Station 1 refused to wear the shirts because they believed there was a Black Lives Matter symbol on the shirt.
7. Carson told Galligan that the captain stated that he thought it was inappropriate to promote a political agenda and was instructing his crew not to wear them. Carson also stated she received a phone call/veiled threat from another captain at a different station telling her not to tell anyone about what happened, that she would have even less friends at the department.
8. A few hours after Carson called Galligan, the department Finance Officer, Dave Swarner came into Galligan's office while she was on the phone with a customer and pointed at the shirt that was on her desk. Galligan motioned that

she was on the phone. He stayed in her office, waited until she was off the phone, unfolded the shirt and pointed to a flag graphic with an axe on the sleeve and asked if she knew what it meant. She told him it was a flag with an axe (two very common symbols used by fire departments and firefighters across the country). He said no, “It is a symbol for the Black Lives Matter movement.” He said he thought it was inappropriate and that, “We wouldn’t be having the conversation if she wasn’t Black.”

9. Galligan told Swarner that she didn’t want to engage in that type of dialogue, there was no hidden message or ulterior meaning on the shirts, it was simply a flag with an axe. Galligan was so disturbed by the incident that she couldn’t sleep that night. The next morning, she sent an email to then Chief Jodie Hettrick, Deputy Chief Mark Monfore, and Assistant Chief Erich Scheunemann, Mia Carson’s supervisor, reporting the incident of race discrimination against Mia Carson. Galligan received no response to the email. A few hours after Galligan sent the email, Jodie Hettrick came into Galligan’s office, took the shirt off Galligan’s desk, opened it, and stated, “This is bullshit!”

10. Galligan asked if she could talk to her about it and Hettrick said, “No, I’ll take care of it,” and left Galligan’s office.

11. Human Resources interviewed Galligan about her report of AFD employees’ race discrimination against Mia Carson on February 19, 2021, but Galligan

never received a letter or statement from Human Resources regarding the status or outcome of her complaint.

12. On or about July 1, 2021, Mayor Bronson appointed Chief Doug Schrage as the fire chief of the Anchorage Fire Department.
13. On or about July 20, 2021, in the weekly senior/executive staffing meeting, during a discussion regarding department restructuring, Assistant Chief Alex Boyd made disparaging comments about two female employees; one who was his former admin assistant, Mia Carson; and a former employee, Erin Zackery. Deputy Chief Mark Monfore echoed the denigrating remarks about Erin Zackery. Galligan felt that these remarks were unfair and that the criticisms of Carson and Zackery were unwarranted.
14. During the meeting, Galligan stated that it was unfair to mischaracterize employees in front of the new chief, especially when one employee no longer works for the department and the other is in a new position and no longer reported to AC Boyd.
15. On or about July 29, 2021, Chief Schrage requested that Galligan and another female employee, Heather Wilson, no longer attend the weekly senior staff meetings. Up until that point, Galligan was included and had attended the senior staff meetings as a function of her job every week since she was hired in December 2011.

16. On or about Aug 5, 2021, during a weekly meeting with Chief Schrage, Schrage told Galligan he wanted to make Galligan’s position an executive appointment, but it was too soon to ask his boss, then Municipal Manager Amy Demboski<sup>1</sup>. Galligan asked what Schrage meant by wanting to make her position an executive appointment and Schrage stated it would allow him as the chief to appoint an employee to the position, that it would be an “at will” position, and most likely a higher paid position.

17. On September 16, 2021, Anchorage Fire Chief Douglas Schrage informed Galligan that her position at the Anchorage Fire Department was being cut along with nine other positions.

18. On September 21, 2021, Galligan learned that contrary to Chief Schrage’s statement to her that her position was one of many being cut due to budgetary concerns, MOA only eliminated two positions: 1. Galligan, a white female who had opposed race discrimination against Mia Carson; and 2. Mia Carson, who is Black, female, and was the victim of discrimination that Galligan reported and opposed seven months prior.

19. At the time that Galligan and her Black female coworker’s positions were eliminated, the MOA simultaneously hired firefighters, promoted an assistant chief, and retained an employee whose position was only partially funded. All

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<sup>1</sup> Demboski, a female employee, later complained through counsel in a letter published in the Anchorage Daily News that she was subjected to a hostile work environment at the MOA including sexist remarks, sexual jokes, and discriminatory treatment as a female employee.

of the employees who were hired, promoted, and retained were held by men are paid substantially more than Galligan's position. Galligan opposed this discrimination based on sex.

20. On or about January 4, 2022, there was a meeting at City Hall regarding Galligan's layoff. Human Resources told Galligan, "There are no positions available in the Municipality that you qualify for, even at a lower range/rate of pay." That statement was categorically untrue, a violation of the MOA personnel rules, provision 3.30.112, B 6.
21. After the meeting, Galligan sent an email to Human Resources asking them to put the false statement in writing. In response, the Municipality transferred Galligan to a position at the Anchorage Library as the assistant to Deputy Director Judy Eledge. This transfer was a demotion, with a \$16K annual decrease in pay.
22. The Municipality used budgetary concerns as a pretext to eliminate Galligan's position at AFD. Elimination of her position did not accomplish the stated objective of cutting the budget since Galligan's position was not overtime eligible and was the lowest paid non-represented position at the AFD.
23. Contrary to the alleged concern for economy, Anchorage Fire Department Chief Schrage retained a 40-hour Battalion Chief position held by Bill Tyra that is not fully funded. The annual salary for this position is over \$145K. Bill Tyra was hired in 2018 as the supervisor of the Communication/Dispatch Center. Even

though Tyra's behavior led to a formal investigation and vote of no confidence by nearly all dispatchers, the Municipality created a new position for him at AFD Headquarters in which he no longer supervises employees. The Municipality's creation of a higher paid special position for Bill Tyra while Galligan's position was eliminated shows Galligan was subjected to discriminatory and disparate treatment and that the proffered reason for her position being eliminated was a pretext.

24. During the last decade, the Anchorage Fire Department has laid off several female employees who had not engaged in workplace misconduct, while it has retained several male employees who had been found to have committed terminable offenses.

25. Even though MOA had no cause to fire Galligan and that the Anchorage Fire Department retained, promoted, and created positions for men at the time Galligan's position was eliminated, the Municipality did not retain Galligan, a white woman who opposed discrimination, or Mia Carson, a Black woman. MOA's elimination of Galligan's position was both discriminatory based on sex and retaliatory for Galligan's opposition to the race discrimination she reported and opposed against Mia Carson seven months prior.

26. Galligan's experience of discrimination, retaliation, and harassment is not an



isolated occurrence but is part of a discriminatory culture at the Municipality where women and people of color are treated less favorably than white men and where employees suffer retaliation for opposing discrimination.

27. At the time of filing, the Municipality faces discrimination lawsuits by former employees and is seeking the Anchorage Assembly's approval to appropriate more than \$800,000 to resolve two discrimination claims by female employees, Amy Demboski, and Heather MacAlpine. Both Demboski and MacAlpine have alleged that the MOA engages in discrimination, harassment, and retaliation for opposing discrimination. Demboski and MacAlpine complain of the same hostile work environment alleged by Galligan and their colleagues who have experienced discrimination, harassment, and retaliation at the OEO, AFD, the Library, the Health Department, and APD, and other parts of municipal government.

28. In the last two years, five other women in addition to Galligan reported discrimination in hiring, promotion, and discriminatory treatment and practices at the Library. The MOA Human Resources Department has failed to investigate or remedy any of these complaints. The ASCHR reported that it has not taken any of these complaints. AERC has not investigated any of these complaints.

29. The Municipality's pretext for firing GALLIGAN from AFD to

economize is provably false not only due to the active hiring of employees and the increase in the budget, but because her position was a drop in the bucket of the AFD's lavish budget. The funding for Galligan's prior position makes up only .001227% of the Anchorage Fire Department's \$110,000,000.00 budget.

30. On or about January 5, 2022, after initially telling Galligan that there was no available position for which she was qualified in the entire Municipal government even at lower pay, the Municipality transferred Galligan to work at the Loussac Library under then Deputy Director Judy Eledge, who was at all times relevant Galligan's direct supervisor.

31. Eledge subjected Galligan to intimidation, discriminatory speech, and unfair treatment on a regular basis. Based on Galligan's job duties and the close proximity of Galligan's office to Eledge's, Galligan was constantly subjected to Eledge's discriminatory and threatening tirades and lectures.

32. Galligan recorded Eledge's statements and Galligan and her coworkers reported Eledge's discriminatory remarks and treatment to MOA Human Resources, the Ombudsman, OEO, AERC, and ASCHR.

33. From the first time Galligan met Eledge, Eledge put her bigotry and willingness to get rid of employees plain to Galligan. Eledge demeaned a coworker she perceived to be disabled, bragged that she was untouchable and would never be fired, and implemented discriminatory policies toward female, LGBTQ, and disabled employees and Alaska Native patrons.

34. Eledge's remarks and conduct caused Galligan extreme emotional distress.
35. Eledge's discriminatory tirades caused Galligan to fear that Eledge would "get rid of" Galligan for being a woman or for opposing Eledge's discrimination against LGBTQ people, women, or Alaska Native People.
36. Galligan had a reasonable fear of retaliation having already experienced discrimination based on sex in her employment at the AFD and having suffered a discriminatory, retaliatory elimination of her position at AFD.
37. Eledge, who told Galligan that she had known AFD Chief Schrage his whole life, told Galligan that the mayor picked Eledge, "the biggest bitch he could find," "to get rid of people" and to eliminate the woke people working there.
38. Galligan was upset and offended by the Deputy Director's comments about LGBTQ people, disabled people, and Alaska Natives, and reasonably feared that she would be fired by Eledge.
39. Library Deputy Director Eledge regularly and repeatedly shared her discriminatory attitudes and opinions with Galligan and other employees. Eledge frequently stated that there are too many women in leadership positions. Eledge told other female employees that the Library needed to promote more men to leadership positions and passed over more qualified, experienced women for promotions in favor of less qualified, less experienced men.
40. Eledge told Galligan that the "woke culture" has ruined the library and that drag queen story hour ruined the reputation of the library.

41. Eledge told Galligan that transgender people regret their decisions to transition.
42. Eledge told Galligan that an employee who left his position at the library after six days left because he is gay.
43. Eledge told Galligan that she believed that another employee had Asperger's and that he would never get the Deputy Director job as long as she worked there.
44. Eledge told Galligan that Alaska Native people "diddle their kids" and, "They send their fetal alcohol babies to Anchorage because they don't want to take care of them."
45. Eledge told Galligan that she believes in equality but not equity and that she doesn't believe anyone deserves an advantage or a ladder because of the color of their skin.
46. Over seven employees involuntarily resigned from the library because of the hostile work environment harassment and discriminatory policies implemented by Judy Eledge.
47. Most of the employees who left the Library were either women, LGBTQ, or persons with disabilities, and thus were directly harmed by the discriminatory attitudes, speech, and policies of Judy Eledge.
48. Upon information and belief, the AERC has received but has not investigated Galligan's complaint of discrimination and retaliation regarding the AFD and has not investigated any complaints about the Library.

49. The Municipality has terminated the following employees in retaliation for investigating discrimination: 1. Heather MacAlpine, the former OEO Director fired for attempting to investigate complaints by Galligan and her Library coworkers; and 2. Clifford Armstrong III, terminated by the MOA in retaliation for drafting a report documenting discriminatory practices at the Municipality.
50. Alaska State Commission for Human Rights Investigator Toni Rust told Galligan that the Municipality has withheld records and obstructed an investigation by the Alaska State Commission for Human Rights regarding Galligan's complaint involving AFD despite the Anchorage Superior Court compelling their production.
51. In an email to Galligan, Investigator Rust for The Alaska State Commission for Human Rights stated that ASCHR was "not authorized" to investigate Galligan's complaint about the Loussac Library. Rust indicated that Dunleavy and the Alaska State Attorney General had ordered ASCHR not to investigate due to their political affiliation and because Library complaints were related to anti-LGBTQ+ discrimination that the Attorney General did not want ASCHR to investigate. Rust stated that she was afraid that she would lose her job if she investigated Galligan's Library complaint.
52. The MOA directed its Human Resources Department, OEO Office, and AERC not to investigate Galligan's complaints reported on March 18, 2022.

53. The Municipality subjected Galligan to working conditions that caused a dramatic decline in her physical and mental health. Galligan was diagnosed with PTSD, anxiety, depression, a significant increase in cholesterol levels and blood pressure, uterine cancer. In 2023, Galligan underwent a total hysterectomy.
54. Upon information and belief, Eledge made false, defamatory statements about Galligan that interfered with her ability to get hired in Alaska.
55. In late March 2023, Galligan gave notice that she was forced to involuntarily resign after the MOA subjected her to discrimination, harassment, retaliation, and obstruction of investigation of her complaints.
56. After giving notice, Galligan contracted COVID-19 and took sick leave. While Galligan was on sick leave, the Municipality searched and seized Galligan's personal property from her office, including a personal recording device on which she had recorded Judy Eledge and other witnesses. Galligan requested via email that the MOA return her personal property but received neither a reply nor the return of her personal property.
57. On or about May 9, 2023, after ProPublica/ADN published a report including Galligan's recordings of Judy Eledge's discriminatory speech and practices and describing ASCHR Investigator Toni Rust's statements to Galligan, an Anchorage Assembly resolution calling for Eledge's resignation, and a petition calling for her resignation or removal, Judy Eledge resigned from the Anchorage Library.

58. At the time of filing of this Complaint, MOA has failed to investigate and has obstructed investigation of Galligan's complaints of discrimination and retaliation and unfair treatment in violation of Galligan's civil and constitutional rights.

## **V. CAUSES OF ACTION**

### **COUNT I: Breach of the Implied Covenant of Good Faith and Fair Dealing-Municipality of Anchorage**

1. Plaintiff Galligan re-alleges and incorporates herein by reference all the paragraphs of this complaint, inclusive, as though fully set forth herein, except those that are inconsistent with a cause of action for Breach of the Implied Covenant of Good Faith and Fair Dealing.
2. Every employment contract in Alaska is subject to the implied covenant of good faith and fair dealing. The implied covenant of good faith and fair dealing has two components, a subjective component, and an objective component. If an employer breaches either component, the employer breaches the implied covenant.
3. An employer breaches the subjective component of the implied covenant of good faith and fair dealing when it subjects an employee to an adverse employment decision and the adverse decision is motivated by an improper or impermissible objective.
4. An employer breaches the objective component of the covenant of good faith and fair dealing if it treats an employee in a manner that a reasonable person would regard as unfair.

5. Defendant MOA violated the subjective component of the covenant and the public policy of the State when it eliminated Galligan's position at AFD while retaining men who were paid more and/or retained men who engaged in workplace misconduct; demoted Galligan to a position at the Library that paid \$16k less annually than her position at the AFD; subjected her to pervasive threatening and discriminatory speech and conduct by Judy Eledge, then Deputy Director of the Library; fired Heather MacAlpine, OEO Officer when she tried to investigate Galligan and her colleagues' complaints of discrimination; failed to investigate Galligan's complaints to the Human Resources Department and the Anchorage Equal Rights Commission; withheld records subpoenaed by the Alaska State Commission for Human Rights; and subjected Galligan to such extraordinarily offensive speech and treatment that she was forced to involuntarily resign from her position from the Library on or about April 3, 2023.
6. Defendant MOA violated both the subjective and objective components of the implied covenant of good faith and fair dealing as it subjected Galligan to treatment, summarized in the preceding paragraph, that a reasonable person would consider to be unfair.
7. As a direct and proximate cause of Defendant MOA's breach of the Implied Covenant of Good Faith and Fair Dealing, Plaintiff Galligan experienced pain, suffering, mental anguish, medical damages, lost wages, and benefits, lost future wages and benefits, and loss of future earning capacity.



**WHEREFORE:** The Plaintiff claims compensatory monetary damages in excess of the jurisdictional minimum of the Superior Court against the Municipality of Anchorage, in an amount to be determined at trial, plus costs, post judgment interest at the applicable rate per annum from the date of judgment, and for any further relief that this Court determines necessary and appropriate.

**COUNT II. Violation of A.S. §18.80.220(a)(1) and A.S. 18.80.220(a)(4)**

**-Municipality of Anchorage**

8. PLAINTIFF Galligan re-alleges and incorporates herein by reference all the paragraphs of this complaint, inclusive, as though fully set forth herein, except those that are inconsistent with a cause of action for VIOLATION OF AS 18.80.220(a)(1) and (a)(4) of that section. AS 18.80.220(a)(1) prohibits discrimination based on sex<sup>2</sup> and AS 18.80.220(a)(4) prohibits retaliation for opposing discrimination.<sup>3</sup>
9. Defendant MOA violated AS 18.80.220 (a)(1) when, by and through its agents at the Anchorage Fire Department and at the Library, it subjected Galligan to

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<sup>2</sup> AS 18.80.220(a)(1) provides, in pertinent part, “(a) Except as provided in (c) of this section, it is unlawful for (1) an employer to refuse employment to a person, or to bar a person from employment, or to discriminate against a person in compensation or in a term, condition, or privilege of employment because of the person's race, religion, color, or national origin, or because of the person's age, physical or mental disability, sex, marital status, changes in marital status, pregnancy, or parenthood when the reasonable demands of the position do not require distinction on the basis of age, physical or mental disability, sex, marital status, changes in marital status, pregnancy, or parenthood

AS 18.80.220(a)(4) provides, in pertinent part, “AS 18.80.220(a)(1) provides, in pertinent part, “(4) an employer, labor organization, or employment agency to discharge, expel, or otherwise discriminate against a person because the person has opposed any practices forbidden under AS [18.80.200](#) - [18.80.280](#) or because the person has filed a complaint, testified, or assisted in a proceeding under this chapter.”

discrimination based on sex; when Defendant MOA failed to take corrective action and eliminated Galligan's position at the AFD, demoting her to a position at the Library that paid \$16k less annually; when it subjected her to discrimination based on sex including sexist remarks in her position at the library, and when it failed to investigate and/or obstructed her complaints, constructively discharging Galligan from her position.

10. Defendant MOA violated AS 18.80.220 (a)(4) when it retaliated against Galligan for reporting and opposing race discrimination against Mia Carson at AFD and for complaining of pay discrimination based on sex by eliminating her position, demoting her to a lower paid position at the library, and subjecting her to sex-based discrimination, intimidation, and obstruction of investigation of her complaints of discrimination and retaliation.

11. Defendant MOA's violation of AS 18.80.220(a)(1) and AS 18.80.220(a)(4) caused Plaintiff to experience pain, suffering, mental anguish, medical damages, lost wages, and benefits, lost future wages and benefits, and loss of future earning capacity.

**WHEREFORE:** Plaintiff Galligan claims compensatory monetary damages in excess of the jurisdictional minimum of the Superior Court against MOA, in an amount to be determined at trial, plus costs, post judgment interest at the applicable rate per annum from the date of judgment, and for any further relief that this Court determines necessary and appropriate.

### **Count III: Negligence-Municipality of Anchorage**

12. PLAINTIFF re-alleges and incorporates herein by reference all the paragraphs of this complaint, inclusive, as though fully set forth herein, except those that are inconsistent with a cause of action of Negligence.
13. At all times relevant, MOA owed Plaintiff Galligan a duty of reasonable care; Defendant negligently breached that duty when it, negligently hired, retained, and supervised its agents Doug Schrage and Judy Eledge, failed to investigate Galligan's complaints to Human Resources, OEO, and AERC, subjected Galligan to "extreme or outrageous conduct" that caused severe emotional distress and bodily harm to Galligan by subjecting Plaintiff Galligan to Library Deputy Director Judy Eledge's constant and egregious remarks threatening to fire employees and denigrating women, Alaska Native people, persons with disabilities, and LGBTQ+ people, and its agents' negligent investigation or obstruction of investigations by OEO, AERC, and ASCHR and firing of Heather MacAlpine to stop investigation of Galligan's complaints.
14. MOA's agents' conduct was in effect endorsed by MOA's retention of Schrage, Eledge, and its termination of MacAlpine, after Galligan and several other employees were subjected to discrimination and harassment.
15. The harms caused to Galligan are continuing, as she suffered medical damages and extreme emotional distress and was constructively discharged. MOA caused Plaintiff damages, including pain, suffering, mental anguish, medical care and expenses, lost wages, and benefits, lost future wages and benefits, and loss of future earning capacity.

16. **WHEREFORE:** Plaintiff Galligan claims compensatory monetary damages in excess of the jurisdictional minimum of the Superior Court against MOA, in an amount to be determined at trial, plus costs, post judgment interest at the applicable rate per annum from the date of judgment, and for any further relief that this Court determines necessary and appropriate.

## **VI. PRAYER FOR RELIEF**

1. Because of Defendants' actions and omissions described herein, Plaintiff has suffered damages. Wherefore, Plaintiff prays that the Court enter a declaratory judgment finding that:

A. Defendant MOA breached the implied covenant of good faith and fair dealing as to Plaintiff Galligan;

B. Defendant MOA by and through its agents subjected Plaintiff Galligan to discrimination in violation of the Alaska Human Rights Act at A.S. § 18.80.880.220(a)(1) and retaliation in violation of Alaska Human Rights Act at A.S. § 18.80.880.220(a)(4);

C. Defendant MOA owed Plaintiff a duty of reasonable care and it breached that duty toward Plaintiff when it hired, retained, and failed to supervise its agents, even after Galligan and several other employees reported they were subjected to unfair, discriminatory treatment by those agents. MOA was negligent in failing to investigate and obstructing investigation of

Galligan's complaints to HR, OEO, and AERC. MOA was negligent in terminating Heather MacAlpine for investigating Galligan's complaint to OEO. MOA's negligence was the actual and proximate cause of Plaintiff's damages. Plaintiff is thus entitled to an award of compensatory monetary damages proven at trial, plus costs, post judgment interest at the applicable rate per annum from the date of judgment, and attorney's fees.

2. Plaintiff hereby requests that the Court award Plaintiff a judgment for lost past and future wages and benefits, lost future earning capacity, and a compensatory monetary damages in excess of the jurisdictional minimum of the Superior Court against MOA, in an amount to be determined at trial, plus costs, post judgment interest at the applicable rate per annum from the date of judgment, attorney's fees, and for any further relief that this Court determines necessary and appropriate.

DATED May 9, 2023 at Anchorage, Alaska.

SHORTELL LAW LLC  
Attorneys for Benedicte Galligan

By: /s Caitlin Shortell

Caitlin Shortell  
ABA # 0405027

Certificate of Service

I, Caitlin Shortell, certify that on May 9, 2023 the Complaint and Summons was filed electronically.

/s Caitlin Shortell

IN THE DISTRICT/SUPERIOR COURT FOR THE STATE OF ALASKA  
AT ANCHORAGE

\_\_\_\_\_  
Plaintiff(s),  
vs.  
\_\_\_\_\_  
Defendant(s).  
\_\_\_\_\_

CASE NO. 3AN-\_\_\_\_\_

**SUMMONS AND  
NOTICE TO BOTH PARTIES  
OF JUDICIAL ASSIGNMENT**

To Defendant: \_\_\_\_\_

You are hereby summoned and required to file with the court a written answer to the complaint which accompanies this summons. Your answer must be filed with the court at 825 W. 4th Ave., Anchorage, Alaska 99501 within 20 days\* after the day you receive this summons. In addition, a copy of your answer must be sent to the plaintiff's attorney or plaintiff (if unrepresented) \_\_\_\_\_, whose address is: \_\_\_\_\_.

If you fail to file your answer within the required time, a default judgment may be entered against you for the relief demanded in the complaint.

If you are not represented by an attorney, you must inform the court and all other parties in this case, in writing, of your current mailing address and any future changes to your mailing address and telephone number. You may use court form *Notice of Change of Address / Telephone Number* (TF-955), available at the clerk's office or on the court system's website at <https://public.courts.alaska.gov/web/forms/docs/tf-955.pdf> to inform the court. - OR - If you have an attorney, the attorney must comply with Alaska R. Civ. P. 5(i).

NOTICE OF JUDICIAL ASSIGNMENT

TO: Plaintiff and Defendant

You are hereby given notice that:

This case has been assigned to Superior Court Judge \_\_\_\_\_ and to a magistrate judge.

This case has been assigned to District Court Judge \_\_\_\_\_.

CLERK OF COURT

\_\_\_\_\_  
Date

By: \_\_\_\_\_  
Deputy Clerk

I certify that on \_\_\_\_\_ a copy of this Summons was  mailed  given to  plaintiff  plaintiff's counsel along with a copy of the  Domestic Relations Procedural Order  Civil Pre-Trial Order to serve on the defendant with the summons.  
Deputy Clerk \_\_\_\_\_

\* The State or a state officer or agency named as a defendant has 40 days to file its answer. If you have been served with this summons outside the United States, you also have 40 days to file your answer.

**CASE DESCRIPTION – SUPERIOR COURT**

Case Number: \_\_\_\_\_

This form is **not** required for cases filed electronically through TrueFiling. For District Court cases, use form [CIV-125D](#).

Type of Action		For Court Use Only	
Check the box that best describes the case. Mark <b>one</b> box only.		Case Type	Action Code
<b>Domestic Relations</b>			
<input type="checkbox"/>	Spouses with Minor Children (or pregnant) <b>Agree</b> on All Issues to End Marriage	Div or Cust w/Children	CISUDVC
<input type="checkbox"/>	Spouses with Minor Children (or pregnant) do <b>not</b> Agree (or are unsure) on All Issues to End Marriage	Div or Cust w/Children	CISDVC
<input type="checkbox"/>	Spouses without Minor Children (and not pregnant) <b>Agree</b> on All Issues to End Marriage	Divorce without Children	CISUDIV
<input type="checkbox"/>	Spouses without Minor Children (and not pregnant) do <b>not</b> Agree (or are unsure) on All Issues to End Marriage	Divorce without Children	CISDIV
<input type="checkbox"/>	Unmarried Parents <b>Agree</b> on Parenting Plan	Div or Cust w/Children	CISUCUS
<input type="checkbox"/>	Unmarried Parents do <b>not</b> Agree (or are unsure) on Parenting Plan	Div or Cust w/Children	CISCUS
<input type="checkbox"/>	Child Custody or Visitation by Person other than Parent	Domestic Relations Other	CIVIS
<input type="checkbox"/>	Property Division – Unmarried Partners	Domestic Relations Other	CISPROP
<input type="checkbox"/>	Stay Legally Married (have minor children or pregnant) - <b>Agree</b> on Property/Debt Division and Parenting Plan	Legal Separation	CIUCLS
<input type="checkbox"/>	Stay Legally Married (have minor children or pregnant) - do <b>not</b> Agree (or are unsure) on Property/Debt Division or Parenting Plan	Legal Separation	CICLS
<input type="checkbox"/>	Stay Legally Married (no minor children and not pregnant) - <b>Agree</b> on Property/Debt Division	Legal Separation	CIUSLS
<input type="checkbox"/>	Stay Legally Married (no minor children and not pregnant) – do <b>not</b> Agree (or are unsure) on Property/Debt Division	Legal Separation	CISLS
<input type="checkbox"/>	Annul (void) a Marriage	Domestic Relations Other	CIANNUL
<input type="checkbox"/>	Paternity – Determine Person <b>is</b> Biological Father	Domestic Relations Other	CISPAT
<input type="checkbox"/>	Paternity – Determine Person <b>is not</b> Biological Father	Domestic Relations Other	CIDPAT
<input type="checkbox"/>	Paternity – Determine Both Biological and Non-Biological Father	Domestic Relations Other	CIDEPAT
<input type="checkbox"/>	Genetic Testing - Failure to Comply with Order for Testing	Domestic Relations Other	CIOSCP
<input type="checkbox"/>	Administrative Child Support Order – Modify or Enforce	Domestic Relations Other	CIPCS
<input type="checkbox"/>	Alaska PFD or Native Dividend – Request Order	Domestic Relations Other	CIPND
<input type="checkbox"/>	Petition for Expedited Enforcement of Non-Registered Custody Order	Domestic Relations Other	DR488
<input type="checkbox"/>	Register Out-of-State <b>Support</b> Order (may include motion)	Domestic Relations Other	CIUIFSA
<input type="checkbox"/>	Register Out-of-State <b>Custody</b> Order (may include stipulated motion)	Domestic Relations Other	DR483REG
<input type="checkbox"/>	Register Out-of-State <b>Custody and Support</b> Order (may include stipulated motion)	Domestic Relations Other	CIFCSREG
<input type="checkbox"/>	Register <b>and</b> Modify Out-of-State Order <b>Custody</b> Order	Domestic Relations Other	DR483
<input type="checkbox"/>	Register Out-of-State <b>Custody and Support</b> Order <b>and</b> Modify <b>Support Only</b> <i>[If modifying custody, use option below]</i>	Domestic Relations Other	CIFCSMS
<input type="checkbox"/>	Register <b>and</b> Modify Out-of-State <b>Custody and Support</b> Order	Domestic Relations Other	CIFCSMC
<input type="checkbox"/>	Register Out-of-State Domestic Relations Order ( <b>not</b> custody or support)	Domestic Relations Other	CIDRFJ
<b>Debt/Contract</b>			
<input type="checkbox"/>	Debt Collection	Civil Superior Court	CISDEB
<input type="checkbox"/>	Claim by Buyer against Seller of Goods/Services	Civil Superior Court	CISCLAIM
<input type="checkbox"/>	Employment – Discrimination	Civil Superior Court	CISEMPD
<input type="checkbox"/>	Employment – Other than Discrimination	Civil Superior Court	CISEMP
<input type="checkbox"/>	Other Contract	Civil Superior Court	CISOCT
<b>Real Property (land or buildings)</b>			
<input type="checkbox"/>	Condemnation	Civil Superior Court	CISCNDM
<input type="checkbox"/>	Foreclosure	Civil Superior Court	CISFOR
<input type="checkbox"/>	Quiet Title (establish ownership)	Civil Superior Court	CISQIT
<input type="checkbox"/>	Real Property Tax Foreclosure	Superior Court Misc. Petition	CISTAX
<input type="checkbox"/>	Other Real Estate Matter	Civil Superior Court	CISREM
<b>Landlord/Tenant</b>			
<input type="checkbox"/>	Eviction (may include rent and damages)	Eviction-Superior Court	CISFED
<input type="checkbox"/>	Other Landlord/Tenant (no eviction)	Civil Superior Court	CISLT



**CASE DESCRIPTION – SUPERIOR COURT**

Case Number: \_\_\_\_\_

<b>Malpractice (misconduct while engaged in professional services)</b>			
Legal Malpractice	Civil Superior Court	CISLMP	
Medical Malpractice	Civil Superior Court	CISMMMP	
Other Malpractice	Civil Superior Court	CISOMP	
<b>Tort (unlawful act that causes harm, other than breach of contract)</b>			
Wrongful Death	Civil Superior Court	CISPID	
Automobile Tort (but not wrongful death)	Civil Superior Court	CISIDA	
Claim against Owner of Real Property for Personal Injury	Civil Superior Court	CISPIO	
Product Liability (defective item from manufacturer or seller)	Civil Superior Court	CISPL	
Intentional Tort (for example: assault, battery, vandalism)	Civil Superior Court	CISIT	
Slander/Libel/Defamation	Civil Superior Court	CISSLD	
Other Tort	Civil Superior Court	CISIDO	
Approval of Minor Settlement – Civil Petition <i>[May also be filed as probate case.]</i>	Superior Court Misc Petition	CISPET	
<b>Out-of-State Judgment</b> <i>[For Domestic Relations judgments, select from last seven options under that category.]</i>			
Registration of Out-of-State Money Judgment	Foreign Judgment Superior Ct	CISFOJ	
Registration of Out-of-State Non-Money Judgment	Superior Court Misc Petition	CISFNMJ	
<b>Other Civil</b>			
Election Contest or Recount Appeal	Civil Superior Court	CISELE	
Change of Name - Adult	Change of Name	CICON	
Change of Name - Minor	Change of Name	CICONM	
Confession of Judgment (all sides agree to entry of court order - <b>not</b> domestic relations)	Civil Superior Court	CISCONF	
Structured Settlement – AS 09.60.200	Superior Court Misc Petition	CISSS	
Administrative Agency Proceeding – Request for Court Assistance	Superior Court Misc Petition	CISWRNT	
Arbitration - Action under Uniform Arbitration Act	Civil Superior Court	CISAP	
Fraud	Civil Superior Court	CISFRAUD	
Unfair Trade Practice and Consumer Protection	Civil Superior Court Clerk: Issue form CIV-128	CISUTP	
Writ of Habeas Corpus (request for review of legality of detention)	Civil Superior Court	CIWHC	
Fish & Game - Abatement & Forfeiture of Equipment	Superior Court Misc Petition	CISAF	
Appointment of Trustee Counsel	Superior Court Misc Petition	CISTC	
Action under Alaska Securities Act	Civil Superior Court	CISASA	
Quarantine and Isolation	Superior Court Misc Petition	CISQI	
Other Superior Court Complaint	Civil Superior Court	CISOCI	
Other Superior Court Petition	Superior Court Misc Petition	CISPET	
<b>Post-Conviction Relief to Superior Court</b>			
Post-Conviction Relief (after felony or misdemeanor conviction and sentencing in <b>superior</b> court)	Post-Conviction Relief-Sup Ct	CISPCR	
<b>Appeal to Superior Court - From Administrative Agency</b>			
Election Contest or Recount Appeal <i>[See Other Civil category.]</i>			
Department of Motor Vehicles (DMV) Appeal	Appeal from Admin Agency	CIADDMV	
Employment Security and Unemployment Benefits Appeal	Appeal from Admin Agency	CIADRESA	
Administrative Agency Appeal - Other	Appeal from Admin Agency	CIADR	
Request for Relief from Child Support Services Division (CSSD) License Action	Petition for Review or Relief	CICSED	
Request for Review of Non-Final Administrative Agency Decision	Petition for Review or Relief	CIPRA	
Request for Relief from Administrative Agency Delay - AS 44.62.305	Petition for Review or Relief	CIPRLF	
<b>Appeal to Superior Court - From District Court</b>			
Civil Appeal	Appeal from District Court	CIACI2	
Criminal Appeal	Appeal from District Court	CIACRM	
Minor Offense Appeal	Appeal from District Court	CIAMO	
Small Claims Appeal	Appeal from District Court	CIASC	
Request for Review of Civil, Criminal, or Minor Offense Case Decision	Petition for Review or Relief	CIPRD2	

**For more information on how to determine whether to file in Superior Court or District Court, see form [CIV-126, Information Sheet - Superior vs. District Court](#)**