From:	Bainbridge, Steven T (DEC)
To:	McKenna, Elizabeth
Cc:	Bainbridge, Steven T (DEC)
Subject:	Fwd: Judge"s decision in Flint Hills v. Williams lawsuit
Date:	Monday, November 25, 2013 4:45:00 PM
Attachments:	Order on Statute of Limitations Defenses Nov 5 2013.pdf ATT00001.txt

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>

> Elizabeth,

> As we were talking ...

> Fun entertaining reading :-)
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> See attachment ...
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> From: "Adams, Lauri J (LAW)" <lauri.adams@alaska.gov<mailto:lauri.adams@alaska.gov>>
> To: "Ryan, Kristin J (DEC)" <kristin.ryan@alaska.gov<mailto:kristin.ryan@alaska.gov>>, "Bainbridge, Steven T (DEC)" <steve.bainbridge@alaska.gov<mailto:steve.bainbridge@alaska.gov>>, "Cardona, Tamara (DEC)" <tamara.cardona@alaska.gov<mailto:tamara.cardona@alaska.gov>>
> Subject: Judge's decision in Flint Hills v. Williams lawsuit
>
> As if there is not enough going on, the judge in the litigation between Flint Hills and Williams has issued his decision on the statute of limitations defenses raised by Williams. Flint Hills lost big time. I'm doubtful there is anything left of its lawsuit against Williams, and it clearly (unless it gets this decision overturned on appeal) isn't going to collect any dollars in "contribution" from Williams.
>
> I've attached the decision in case you are interested. It's a whopping 50 pages (and definitely not mandatory reading), but the first half (the findings of fact) might be of most interest to you, particularly Tamara, as it gives a good history of how and when sulfolane was discovered and what Flint Hills did and didn't do back when. If there is anything here you did not know about, we can get a copy of individual exhibits or transcripts from the court, though I would discourage wholesale doing that because the record would be gargantuan.
>
> This may be a game changer for Flint Hills, so it is worth knowing about as we contemplate what's next. Note that it does not affect the State's ability to go against Williams under AS 46.03.822 or other statutory authorities, if we need to. I'm going to do some more work on our options.
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