

IN THE SUPREME COURT FOR THE STATE OF ALASKA

ORDER NO. 1037

Amending Alaska Bar Rules 16 and  
28 concerning the maximum period  
of probation.

IT IS ORDERED:

1. Alaska Bar Rule 16(a) is amended to provide:

(a) Discipline Imposed by the Court or Board. A finding of misconduct by the Court or Board will be grounds for

(1) disbarment by the Court; or

(2) suspension by the Court for a period not to exceed five years; or

(3) probation imposed by the Court [FOR A PERIOD NOT TO EXCEED TWO YEARS]; or

(4) public censure by the Court; or

(5) public reprimand by the Disciplinary Board.

2. Alaska Bar Rule 28(e) is amended to provide:

(e) Probation. Probation may be imposed in accordance with Rule 16(a)(3) only in those cases where there is little likelihood that the attorney on probation will harm [HIS] clients or the public during the period of probation and where the conditions of probation can be adequately supervised. Probation may be renewed by the Court for an additional period[,

Supreme Court Order No. 1037

Effective Date: \_\_\_\_\_

Page 2

NOT TO EXCEED TWO YEARS,] if the Board so recommends and the Court concurs in the recommendation. The Board's recommendation for renewal of probation will be submitted to the Court not more than six months, nor less than 60 days prior to the expiration of the original probation period. The attorney on probation will be advised of the recommendation and be given an opportunity to be heard by the Court. The conditions of probation will be specified in writing.

DATED: July 26, 1990

EFFECTIVE DATE: January 15, 1991

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Chief Justice Matthews

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Justice Rabinowitz

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Justice Burke

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Justice Compton

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Justice Moore