

IN THE SUPREME COURT FOR THE STATE OF ALASKA

ORDER NO. 1085

Amending CINA Rule 19, Civil Rule 30, District Court Civil Rule 15, Civil Rule 79, and Civil Rule 67.

IT IS ORDERED:

1. Child in Need of Aid Rule 19(d)(4)(A) is amended as follows:

(4) whether there is a case plan in effect which establishes one of the following:

(A) whether the child should be returned to the home or continue in foster care [CASE] for a specified period;

. . . .

2. Civil Rule 30(b)(2) is amended as follows:

(2) Leave of court is not required for the taking of a deposition by plaintiff if the notice (A) states that the person to be examined is about to go out of the judicial district where the action is pending and more than 100 miles from the place of trial, or is about to go out of the state, or is bound on a voyage to sea, and will be unavailable for examination unless the [HIS] deposition is taken before the expiration of the 30-day period, and (B) sets forth facts to support the statement. The plaintiff's attorney shall

sign the notice, and the attorney's [HIS] signature constitutes a certification by the attorney [HIM] that to the best of the attorney's [HIS] knowledge, information, and belief the statement and supporting facts are true. [THE SANCTIONS PROVIDED BY RULE 11 ARE APPLICABLE TO THE CERTIFICATION.]

3. District Court Civil Rule 15(a) is amended as follows:

(a) A corporation or other public or private organization may be represented in any stage of a small claims proceeding including an appeal by any officer or employee authorized in writing to represent it, AS 22.20.040 notwithstanding.

4. Civil Rule 79(d) is amended as follows:

(d) **Review by Court.** The action of the clerk in taxing costs may be reviewed by the court at the instance of any party upon motion and notice served not later than five days after the date shown on the clerk's certificate of distribution on the taxation [COSTS HAVE BEEN TAXED BY THE CLERK]. . . .

5. Civil Rule 67(b) is amended as follows:

(b) In any action where the court orders the payment of monies for child support to be paid to the child support

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enforcement agency pursuant to AS 47.27.080
[AS 47.23.080], the order shall contain the
following. . . .

DATED: October 17, 1991

EFFECTIVE DATE: January 15, 1992

Chief Justice Rabinowitz

Justice Burke

Justice Matthews

Justice Compton

Justice Moore