

**IN THE SUPREME COURT OF THE STATE OF ALASKA**  
**ORDER NO. 1543**

Amending Appellate Rules 215(g) and  
216(f) concerning formal requirements  
for briefs in memorandum form in  
sentence appeals.

**IT IS ORDERED:**

I. Appellate Rule 215(g) is amended to read as follows:

**Appellate Rule 215. Sentence Appeal.**

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**(g) Memoranda on Appeal.**

(1) *By Appellant.* Within 15 days after service of copies of the record on appeal provided for in ~~(g)~~ (f) of this rule, the appellant shall file with the appellate court the original and three copies of a ~~typewritten~~ memorandum in support of the appeal.

(2) *By Appellee.* Within 15 days after service of a copy of the appellant's memorandum, the appellee may file with the appellate court the original and three copies of a ~~typewritten~~ memorandum in opposition to the appeal.

(3) *Reply Memorandum.* No reply memorandum shall be filed unless ordered by the court.

(4) *Form and Contents of Memoranda.* ~~The memoranda filed by either the appellant or the appellee need not comply with the requirements of Appellate Rule 212 unless ordered by the appellate court.~~ Memoranda shall comply with Appellate Rule 513.5(b)(6)-(7) and shall also comply with Appellate Rule 212(b)-(c), except:

(A) memoranda need not comply with Rule 212(c)(1)(A)-(E);

(B) no memorandum shall exceed 25 pages without permission of the court; and

(C) the front page of each memorandum shall include the information that Appellate Rule 212(b) requires on the cover of a brief.

~~(5) *Length.* Exclusive of appendices, the appellant's and appellee's memoranda may not exceed 25 numbered pages each. A motion for leave to file a memorandum longer than permitted by this paragraph must be accompanied by a copy of the over-length memorandum proposed to be filed.~~

~~(6) (5) *Service of Memoranda.* When filed, the original memoranda A party's memorandum shall be accompanied by proof of service on opposing counsel.~~

II. Appellate Rule 216(f) is amended to read as follows:

**Rule 216. Expedited Appeals.**

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**(f) Memoranda on Appeal.**

(1) *By Appellant.* Within 10 days after filing a notice of appeal ~~in an appeal~~ under this rule, the appellant shall file with the court of appeals the original and three copies of a ~~typewritten~~ memorandum in support of the appeal together with proof of service on all other parties.

(2) *By Appellee.* Within 10 days after service of the appellant's memorandum, the appellee may file with the court of appeals the original and three copies of a ~~typewritten~~ memorandum in

opposition to the appeal.

(3) Reply Memorandum. No reply memorandum may be filed unless ordered by the court.

(4) Form and Contents of Memoranda. ~~The memoranda need not comply with the requirements of Rule 212 unless ordered by the court of appeals.~~ Memoranda shall comply with Appellate Rule 513.5(b)(6)-(7) and shall also comply with Appellate Rules 212(b)-(c), except:

(A) memoranda need not comply with Rule 212(c)(1)(A)-(E);

(B) no memorandum shall exceed 20 pages without permission of the court; and

(C) the front page of each memorandum shall include the information that Appellate Rule 212(b) requires on the cover of a brief.

~~(5) The clerk of the appellate courts shall forthwith duplicate copies of the memoranda for use of the court.~~

DATED: December 4, 2003

EFFECTIVE DATE: October 15, 2004

/s/  
Chief Justice Bryner

/s/  
Justice Matthews

/s/  
Justice Eastaugh

/s/  
Justice Fabe

/s/  
Justice Carpeneti