IN THE SUPREME COURT OF THE STATE OF ALASKA ORDER NO. 1635

Amending Probate Rule 14 concerning confidentiality of protective proceedings.

IT IS ORDERED:

Probate Rule 14 is amended to read as follows:

Rule 14. Protective Proceedings.

(a) Applicability. This rule applies to all proceedings under AS13.26, Protection of Persons Under Disability and Their Property.

(b) **Review.** Upon the request of any interested person, or on the court's own motion, the court may set a review hearing to inquire as to the welfare and best interests of the respondent or ward and to take any other appropriate action necessary to protect the interests and welfare of the respondent or ward.

(c) **Change of Address.** A guardian or conservator shall advise the court in writing of any change in the address and telephone number of the ward, guardian, or conservator.

(d) **Confidentiality.** All information contained in the court records relating to proceedings for guardianship, conservatorship, or other protective proceeding brought under AS 13.26 is confidential and is available only upon court order for good cause shown or to the persons listed in AS 13.26.013(a), except that the date a petition was filed, the name of each petitioner and respondent, the case number, the docket, and the final dispositional order for each protective proceeding are a matter of public record, as provided by AS 13.26.013. (e) **Combined Cases.** Guardianship and conservatorship proceedings may be combined. The applicable burdens of proof of each type of proceeding must be met in each case.

(f) **Caption.** In all protective proceedings, the caption must provide, "In the Matter of the Protective Proceeding of

DATED: March 1, 2007

EFFECTIVE DATE: October 15, 2007

<u>/s/</u> Chief Justice Fabe

<u>/s/</u> Justice Matthews

<u>/s/</u> Justice Eastaugh

<u>/s/</u> Justice Bryner

<u>/s/</u> Justice Carpeneti