

THE SUPREME COURT OF THE STATE OF ALASKA

ORDER NO. 361

Amending Appellate Rule 9(b),
Relating to Transcripts on
Appeal.

IT IS ORDERED:

Appellate Rule 9(b) is amended to read as follows:

(b) Transcript. If there is to be included in the record on appeal any evidence or proceedings that were stenographically reported or electronically recorded, the appellant shall incorporate in his designation a description in the best practical manner of the particular parts of the evidence or proceedings to be included. At the time of filing the request for the preparation of the transcript, the appellant shall state the type of proceedings and the number of days of trial involved.

The appellant shall ascertain from the clerk of the Superior Court whether the Superior Court transcript department has the capability to prepare the transcript in a timely manner. If it does not, the appellant shall contract with an authorized transcribing firm to prepare the transcripts, at a price agreed to between them, within a time which will enable the clerk of the Superior Court to comply with subsection (g) of this rule. The agreement between the appellant and the authorized transcribing firm shall comply with Rule 49 of the Rules Governing the Administration of All Courts.

An authorized transcribing firm shall promptly notify the clerk of the Superior Court when it has been engaged to prepare a transcript for appeal. Promptly upon receipt of such notice, the clerk of the Superior Court shall comply with Rule 49(b) of the Rules Governing the Administration of All Courts.

At the time of filing the original of the transcript with the clerk of the Superior Court, the authorized transcribing firm shall also submit a statement of the costs of the transcript, identifying the attorney or party who made payment. If additional payment is made at a later time, the transcribing firm shall promptly notify the clerk of the Superior Court. The clerk of the Superior Court shall transmit this information to the Clerk of the Supreme Court.

If the appellant's designation includes only part of the evidence or proceedings, the appellee, in his designation referred to in subdivision (a) of this rule, shall in like manner designate such additional parts thereof as he desires to have added. If it is impractical to describe with precision those portions which the parties desire to have included in the record on appeal, amended or supplemental designations may be filed at the time a transcript has been prepared.

The request for the preparation of a transcript shall be:

- (1) In writing;
 - (2) Served on the other parties to the appeal;
 - (3) Accompanied by proof of service; and
 - (4) Filed in duplicate with the clerk.
- The duplicate copy shall be forwarded immediately by the clerk to the clerk of the supreme court.

If a copy of the transcript or of the necessary portions thereof is already on file, the appellant shall not be required to file any additional copies.

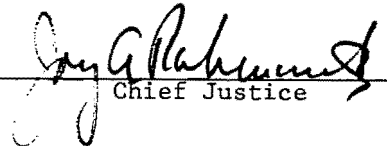
All transcripts shall be in typewritten form upon paper 8 1/2 x 11 inches, bound on the left-hand margin, and shall be indexed.

DATED: May 29, 1979

EFFECTIVE DATE: October 1, 1979

Distribution:

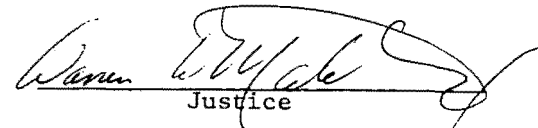
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