

SUPREME COURT FOR THE STATE OF ALASKA

ORDER NO. 623

Adding Civil Rule 99, Relating  
to Telephonic Participation in  
Civil Cases

IT IS ORDERED:

Civil Rule 99 is added to read as follows:

(a) Authorization for Telephonic Participation.

(1) Upon stipulation of all counsel, the court may conduct any hearing by telephone conference with telephonic participation by one or more of the parties, counsel, witnesses or the judge.

(2) Without stipulation of the parties, the court may conduct non-dispositive or non-evidentiary proceedings with telephonic participation by one or more of the parties, counsel, or the judge.

(3) Upon request, any party or counsel may be allowed to participate telephonically in the argument of dispositive matters or in the examination of witnesses physically present before the court.

(4) In any proceeding in which the court is authorized to proceed ex parte, the court may contact the non-appearing party or counsel by telephone and in the interest of justice receive evidence or argument without stipulation of the parties.

(5) The court may in the interest of justice for good cause shown order that depositions be taken telephonically.

(b) Procedure. The following procedure must be observed concerning telephonic participation in court hearings:

(1) Hearings involving telephonic participation must be scheduled in the same manner as other hearings.

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(2) When telephonic participation is requested, the court shall designate the party responsible for arranging the call and the party or parties responsible for payment of the call.

(3) Upon convening a telephonic proceeding, the judge shall:

(i) Recite the date, time, case name, case number, names and locations of parties and counsel, and the type of hearing;

(ii) Ascertain that all statements of all parties are audible to all participants.

(iii) Give instructions on how the hearing is to be conducted, including notice that in order to preserve the record speakers must identify themselves each time they speak.

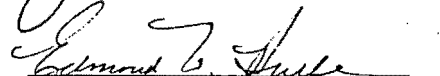
(4) A verbatim record must be made in accord with Administrative Rule 35.

(c) The right of public access to court proceedings must be preserved in accordance with law.

DATED: April 10, 1985

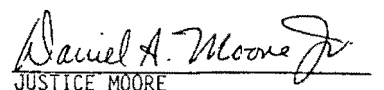
EFFECTIVE DATE: June 15, 1985

  
CHIEF JUSTICE RABINOWITZ

  
JUSTICE BURKE

  
JUSTICE MATTHEWS

  
JUSTICE COMPTON

  
JUSTICE MOORE