

SUPREME COURT ORDER

No. 741

Amending Civil Rule 42(c)
(1) and (2) regarding
procedures for peremptory
challenges of judges.

IT IS ORDERED:

Civil Rule 42(c)(1) and (2) are amended to
provide:

(1) Nature of Proceedings. In an action pending in the Superior or District Courts, each side is entitled as a matter of right to a change of one judge and of one master. Two or more parties aligned on the same side of an action, whether or not consolidated, shall be treated as one side for purposes of the right to a change of judge, but the presiding judge may allow an additional change of judge to a party whose interests in the action are hostile or adverse to the interests of another party on the same side. A party wishing to exercise his right to change of judge shall file a pleading entitled "Notice of Change of Judge." The notice may be signed by an attorney, it shall state the name of the judge to be changed, and it shall neither specify grounds nor be accompanied by an affidavit. [A JUDGE MAY HONOR AN INFORMAL REQUEST FOR CHANGE OF JUDGE. WHEN HE DOES SO, HE SHALL ENTER UPON THE RECORD THE DATE OF THE REQUEST AND THE NAME OF THE PARTY OR PARTIES REQUESTING CHANGE OF JUDGE. SUCH ACTION SHALL CONSTITUTE AN EXERCISE OF THE REQUESTING PARTY'S RIGHT TO CHANGE OF JUDGE.]

(2) Filing and Service. The notice of change of judge shall be filed and copies served on the parties, [THE PRESIDING JUDGE, AND THE AREA COURT ADMINISTRATOR, IF ANY,] in accordance with Rule 5, Alaska Rules of Civil Procedure.

DATED: August 28, 1986

EFFECTIVE DATE: December 15, 1986

Chief Justice

Justice

Justice

Justice

Justice