

IN THE SUPREME COURT FOR THE STATE OF ALASKA

ORDER NO. 963

Amendments and Additions to  
Alaska Bar Rules 21(c) and  
22(b), Part II, of the Rules of  
Disciplinary Enforcement.

IT IS ORDERED:

1. Bar Rule 21(c) is amended to read as follows:

(c) Discipline Counsel's Files. All files maintained by Discipline Counsel and staff will be confidential and are not to be reviewed by any person other than Discipline Counsel or Area Division members appointed for purposes of review or appeal under these Rules. This provision will not be interpreted to:

....

(4) deny the public facts regarding the stage of any proceeding or investigation concerning a Respondent's conviction of a crime; [OR]

(5) deny the Alaska Judicial Council confidential information about attorney applicants for judicial vacancies; or[.]

(6) preclude a court from reviewing in camera a confidential file upon a discovery request made pursuant to Criminal Rule 16(b)(7), and from exercising discretion as to whether to release relevant information

from the file to counsel pursuant to Criminal Rule 16(d)(3).

2. Bar Rule 22(b) is amended to read as follows:

(b) Confidentiality. [PRIOR TO THE INITIATION OF FORMAL PROCEEDINGS,] Complainants and all persons contacted during the course of an investigation have a duty to maintain the confidentiality of discipline and disability proceedings prior to the initiation of formal proceedings subject to Bar Rule 21(c)....

DATED: March 30, 1989

EFFECTIVE DATE: July 15, 1989

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Chief Justice Matthews

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Justice Rabinowitz

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Justice Burke

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Justice Compton

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Justice Moore