IN THE SUPREME COURT OF THE STATE OF ALASKA

      )

Appellant, )

 )

vs. )

 )

       ) Supreme Court No. S-      Appellees. ) Superior Court No.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_)

Check which brief this is: [ ]  **APPELLANT’S OPENING BRIEF**

[ ]  **APPELLEE’S BRIEF**

**[ ]  APPELLANT’S REPLY BRIEF**

Appeal from a final judgment of the Superior Court

in       by The Honorable Judge

 *(court location) (judge’s name)*

Your Name:

Address:

Phone #:

Signature: ­­­­\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*For court use only*

Filed in the Alaska Supreme Court

*(date)*

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Deputy Clerk

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# STATEMENT OF ISSUES PRESENTED FOR REVIEW

List the issues you want the Supreme Court to review. The issues should have been listed on the Statement of Points on Appeal when the appellant filed the appeal case. Focus on the legal issues and whether the Superior Court correctly applied the law after deciding any factual disputes.  Most appeals do not focus on whether the trial judge correctly determined the facts of the case.  While you may be unhappy with the Superior Court decision, or think that it contains some minor mistakes, that does not mean that it is legally wrong. You must do research, to see whether the Superior Court made legal errors that the Supreme Court can correct.

What facts or issues do you think the Superior Court judge decided incorrectly? *Please list each issue separately.*

1.

2.

3.

4.

5.

# STATEMENT OF THE CASE

Please explain the events that happened which caused one of the parties to file the Superior Court case. List only the specific facts connected to the issues on appeal. The Supreme Court can only consider information that was provided to the Superior Court. This means now you cannot include new facts or evidence that was not presented to the Superior Court. If you can, you should include the specific page or pages in the trial court record where that fact can be found. (After stating fact, please cite to the page in the Excerpt of Record by using: “Exc. page #”).

# ARGUMENT

If you are the **appellant**, tell the court why the Superior Court decision was wrong. If you are the **appellee**, explain why the Superior Court’s decision was correct. You may use additional pages.

**[ ]** The Superior Court’s decision was wrong.

**[ ]** I agree with the Superior Court’s decision.

Explain:

# CONCLUSION

For the reasons stated above, this Court should:

**[ ]  reverse or change** the Superior Court’s final judgment.

**[ ]  affirm or keep** the Superior Court’s final judgment.

**[ ]  other:**

# LIST OF AUTHORITIES

If you are able, you should provide legal authority to support the arguments you make in the *Argument* section of your brief. Your arguments may rely on:

* specific cases (previous decisions from the Alaska Supreme Court or any other court)
* laws (Alaska Statutes, regulations, ordinances)
* Alaska Rules of Court
* Alaska Constitution or US Constitution sections.

List below the legal authorities that you use to support your arguments.

**Cases**

I relied on these cases in making my arguments:

**Alaska Statutes**

I relied on these statutes in making my arguments:

**Other Laws (regulations, ordinances)**

I relied on these laws in making my arguments:

**Court Rules**

I relied on these court rules in making my arguments:

**Constitutional sections**

I relied on these constitutional sections in making my arguments:

Alaska Constitution:

U.S. Constitution:

# SIGNATURE

Respectfully submitted on      .

*(date)*

Your signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**[ ]** Appellant **[ ]** Appellee

# CERTIFICATE OF SERVICE

You must give the opposing party (or their attorney if represented) a copy of this brief and any excerpt of record you file. Fill out the Certificate of Service at the bottom completely. Reminder: You also have to file an excerpt of record, including all important documents from the Superior Court record. Make sure to file the number of copies of your brief and excerpt of record stated in the brief notice.

**CERTIFICATE OF SERVICE**

I certify that on the following date:     , I provided *(date)*

a copy of: [x]  this brief **[ ]** the excerpt of record to:

**[ ]** the opposing party

[ ]  the opposing party’s attorney

**[ ]**

 ***(other)***

by: **[ ]** First class mail or **[ ]** Hand delivery

Signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_