

IN THE SUPREME COURT OF THE STATE OF ALASKA
ORDER NO. 1844

Amending Administrative
Rule 40(a) concerning the
removal of certain dismissed
cases from the public index of
cases.

IT IS ORDERED:

Administrative Rule 40(a) is amended to read as follows:

Rule 40. Index to Cases.

(a) The court system shall maintain an index by last name of every party named in every case filed, regardless of whether a party's true name is protected in the public index under paragraphs (b) or (c) of this rule. The index must show the party's name, the case number, the case caption or title, the filing date, the case type, and other information required for that case type by court rule. The index may show the party's date of birth. The court system shall publish a public version of the index, which excludes only

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(4) criminal cases dismissed for lack of probable cause under Criminal Rule 4(a)(1) or Criminal Rule 5(d);

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(7) minor offense cases dismissed because the prosecuting authority declined to file a charging document;

(8) minor offense cases dismissed for an identity error under Minor Offense Rule 11(c);

(9) domestic violence protective order cases dismissed at or before the hearing on an ex parte petition because there is not sufficient evidence that the petitioner is a victim of domestic violence as defined by AS 18.66.990(3) or there is not sufficient evidence that the petitioner is a household member as defined by AS 18.66.990(5);

(10) stalking or sexual assault protective order cases dismissed at or before the hearing on an ex parte petition because there is not sufficient evidence that the petitioner is a victim of stalking as defined by AS 11.41.270 or sexual assault as defined in AS 18.66.990(9); and

(11) party names protected under paragraphs (b) or (c) of this rule.

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DATED: October 29, 2014

EFFECTIVE DATE: October 29, 2014

/s/
Chief Justice Fabe

/s/
Justice Winfree

/s/
Justice Stowers

/s/
Justice Maassen

/s/
Justice Bolger