

THE SUPREME COURT OF THE STATE OF ALASKA

ORDER NO. 298

Amending Rule 31, Alaska  
Bar Rules, relating to  
the confidentiality of  
disciplinary proceedings.

IT IS ORDERED:

Rule 31, Alaska Bar Rules, is amended to read:

Rule 31. CONFIDENTIALITY.


Section 1. All proceedings involving allegations of misconduct by or disability of an attorney shall be kept confidential at all levels of the proceedings, and members of the Bar participating in those proceedings are required to keep them confidential; provided, that upon the filing of the record in the Court, the record shall be considered public information, except in cases involving allegations of disability. Bar Counsels's files are also confidential, and are not to be reviewed by any person other than Bar Counsel and members of the Disciplinary Board. This provision shall not be construed: (1) to deny a complainant information regarding the status and disposition of his complaint, and Bar Counsel shall from time to time so notify complainants; (2) to deny to the Bar or to the public such statistical information, with the names of subject attorneys kept confidential, as Bar Counsel is, by Rule 15(b)(5), required to keep; or (3) to deny to the public facts regarding the existence or the non-existence of a proceeding (investigation, hearing, etc.), and facts regarding the stage of any such proceeding, with respect to a specific, named, respondent-attorney, when that proceeding is predicated upon that respondent-attorney's conviction of a crime, or when an inquiry is received regarding an attorney who has been convicted of a crime. In addition, the Board shall transmit notice of all public discipline imposed by the Court, and all transfers to inactive status due to disability, to the National Discipline Data Bank, maintained by the American Bar Association. Nothing

contained herein shall be construed to limit in any way the right of a respondent-attorney to a public hearing and to complete disclosure of all files pertaining to him to any person or persons or to the public.


Section 2. A summary of the facts, without reference to the attorney by name, may be publicized in all cases once the action of the Alaska Bar Association has become final.

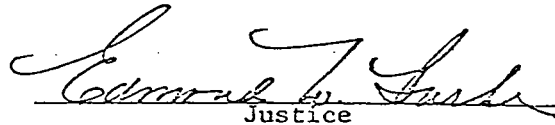
DATED: February 8, 1978

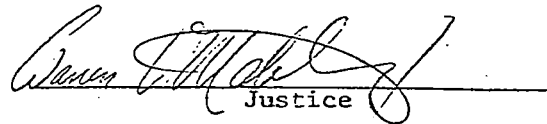
EFFECTIVE DATE: March 1, 1978

  
Chief Justice

  
Justice

  
Justice

  
Justice

  
Justice

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