**04.01C WRONGFUL DEATH ACTION — IDENTITY OF PARTIES**

The plaintiff in this case is the personal representative of [decedent], who is deceased. This lawsuit arises out of the death of [decedent]. The law allows the plaintiff to bring this lawsuit on behalf of the deceased's [spouse] [and] [children] [and] [[other] beneficiaries] [estate].

# **Use Note**

This instruction may be used at the beginning of trial in a wrongful death action under AS 09.55.580 to explain the identity of the plaintiff.

**Comment**

AS 09.55.580 provides that the personal representative may maintain an action for wrongful death of the decedent.