

IN THE SUPREME COURT OF THE STATE OF ALASKA
ORDER NO. 1699

Amending Civil Rule 58.2 and
Attached Sample Judgments to
address punitive damages awards.

IT IS ORDERED:

1. Civil Rule 58.2 is amended to read as follows:

Rule 58.2. Judgments for the Payment of Money.

(a) **Form Generally.** In addition to identifying each judgment creditor and each judgment debtor, a judgment for the payment of money must include the following information, if applicable, in the form shown in the sample judgments published at the end of this rule:

(A~~1~~) the principal amount of the judgment;

(B~~2~~) the portion of the principal that accrues prejudgment interest and the prejudgment interest rate, except as provided in (b);

(C~~3~~) the date from which prejudgment interest should be calculated, except as provided in (b);

(D~~4~~) a blank space for the court to fill in the amount of prejudgment interest;

(E5) the amount of punitive damages, if any;

(E~~6~~) a blank space for the court to fill in the amount of attorney's fees awarded;

(F~~7~~) a blank space for the court to fill in the amount of costs awarded;

(G~~8~~) a blank space for the total judgment amount; ~~and~~

(H~~9~~) the post-judgment interest rate; and

(10) recognition of any interest by the State of Alaska in a punitive damages verdict.

* * * *

2. The sample judgment published at the end of Civil Rule 58.2 is amended as shown in the attachment to this Supreme Court Order.

3. A new, additional sample judgment is to be published at the end of Civil Rule 58.2, as shown in the attachment to this Supreme Court Order.

DATED: March 19, 2009

EFFECTIVE DATE: October 15, 2009

/s/
Chief Justice Fabe

/s/
Justice Matthews

/s/
Justice Eastaugh

/s/
Justice Carpeneti

/s/
Justice Winfree

1. The sample judgment published at the end of Civil Rule 58.2 is amended as follows:

**SAMPLE JUDGMENT WITHOUT PUNITIVE DAMAGES
(not to scale)**

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
THIRD JUDICIAL DISTRICT AT ANCHORAGE

BARBARA A. JONES,)	
Plaintiff,)	
vs.)	
)	
MARY JANE SMITH and)	
FRED R. SMITH,)	Case No. 3AN-00-1234CI
)	
Defendants.)	FINAL JUDGMENT
_____)	

IT IS ORDERED that judgment is entered as follows:

1. Plaintiff Barbara Ann Jones, d.o.b. 1/24/57, shall recover from and have judgment against defendants Mary Jane Smith, d.o.b. 1/26/56, and Frederick Ronald Smith, d.o.b. 3/24/56, jointly and severally, as follows:

- a. Principal Amount \$ _____
- b. Prejudgment Interest on \$ _____ \$ _____
(computed at the annual rate of ____%
from ____ to date of judgment)
- c. Sub-Total: \$ _____
- d. Attorney's Fees \$ _____
Date Awarded: _____
Judge: _____
- e. Costs \$ _____
Date Awarded: _____
Clerk: _____
- f. **TOTAL JUDGMENT** \$ _____
- g. Post-Judgment Interest Rate: _____%

2. (non-monetary provision)

Date

George W. Black
Superior Court Judge

DO NOT USE THIS FORM IF PUNITIVE DAMAGES ARE AWARDED.

2. A new, additional sample judgment is to be published at the end of Civil Rule 58.2, as follows:

**SAMPLE JUDGMENT WITH PUNITIVE DAMAGES
(not to scale)**

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
THIRD JUDICIAL DISTRICT AT ANCHORAGE

BARBARA A. JONES,)	
Plaintiff,)	
vs.)	
)	
MARY JANE SMITH and)	Case No. 3AN-00-1234CI
FRED R. SMITH,)	
)	
Defendants.)	FINAL JUDGMENT
_____)	

IT IS ORDERED that judgment is entered as follows:

1. Plaintiff Barbara Ann Jones, d.o.b. 1/24/57, shall recover from and have judgment against defendants Mary Jane Smith, d.o.b. 1/26/56, and Frederick Ronald Smith, d.o.b. 3/24/56, jointly and severally, as follows:

- | | |
|--|-----------------|
| a. Principal Amount | \$ _____ |
| b. Prejudgment Interest on \$ _____
(computed at the annual rate of _____%
from _____ to date of judgment) | \$ _____ |
| c. Punitive Damage Award | \$ _____ |
| d. Sub-Total: | \$ _____ |
| e. Attorney's Fees | \$ _____ |
| Date Awarded: _____ | |
| Judge: _____ | |
| f. Costs | \$ _____ |
| Date Awarded: _____ | |
| Clerk: _____ | |
| g. SUB-TOTAL JUDGMENT: | \$ _____ |
| h. Subtract judgment in favor of state from line 3.b. | (\$ _____) |
| i. TOTAL JUDGMENT | \$ _____ |
| j. Post-Judgment Interest Rate: | _____% |

2. (non-monetary provision)

Punitive Damages to the State of Alaska
(Rule 78(c) requires the party preparing the proposed judgment to serve notice on
the Attorney General in Juneau)

- | | |
|---|------------|
| 3. 50% of Punitive Damage Award | \$ _____ |
| a. Subtract attorney's fees and/or costs apportioned to state | (\$ _____) |
| b. Judgment in favor of the State of Alaska: | \$ _____ |

c. Post-Judgment Interest Rate

_____%

Date

George W. Black
Superior Court Judge