

**IN THE SUPREME COURT OF THE STATE OF ALASKA**  
**ORDER NO. 1941**

Amending Criminal Rule 38 to clarify the  
effect of hearing reminders.

**IT IS ORDERED:**

Criminal Rule 38 is amended by adding a new subsection to read as follows:

**Rule 38. Presence of the Defendant.**

\* \* \* \*

(f) **Effect of Hearing Reminder.** If a defendant received actual notice of a hearing, whether oral or written and whether to the defendant's attorney or to the defendant personally, then failure to receive a hearing reminder under subsection (e) of this rule is not a defense to the defendant's failure to appear at the hearing.

DATED: December 19, 2018

EFFECTIVE DATE: January 1, 2019

/s/  
Chief Justice Bolger

/s/  
Justice Winfree

/s/  
Justice Stowers

/s/  
Justice Maassen

/s/  
Justice Carney