

IN THE SUPREME COURT FOR THE STATE OF ALASKA

ORDER NO. 869

Amending Appellate Rule 503(a)  
Concerning Stipulations.

IT IS ORDERED:

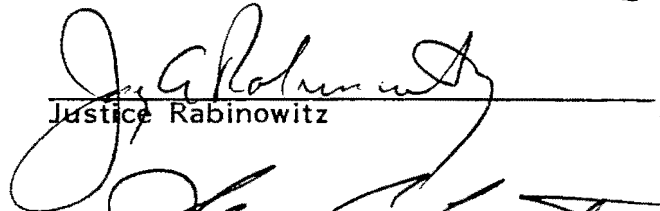
Appellate Rule 503(a) is amended to provide:

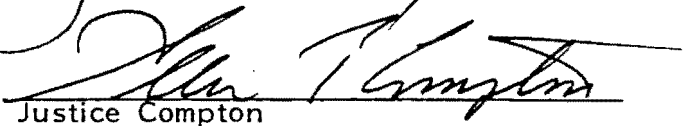
(a) General. An application for relief of any kind from either appellate court ancillary to a case in that court shall be made by written motion. A stipulation is not sufficient.

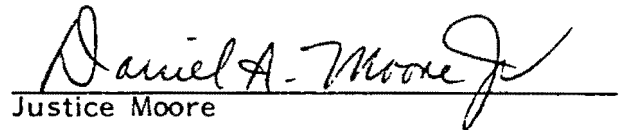
DATED: January 21, 1988

EFFECTIVE DATE: July 15, 1988

  
Chief Justice Matthews

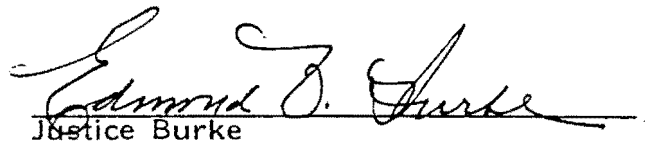
  
Justice Rabinowitz

  
Justice Compton

  
Justice Moore

Burke, J., dissents.

I view as ludicrous the notion that a stipulation should in no case be sufficient to support an application for relief. Accordingly, I would not approve this amendment. Instead, I would amend the rule to make explicit provision for the use of stipulations, in lieu of motion, with the approval of the court.

  
Justice Burke