

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA

In the Matter of the:)
)
Determining the Status of)
Criminal Rule 45,)
)
)
_____)

PRESIDING JUDGES' STATEWIDE ADMINISTRATIVE ORDER
GOVERNING DETERMINATION OF CRIMINAL RULE 45

With the ongoing implementation of eFiling in criminal cases throughout the state, it is necessary to identify a uniform way to determine the status of Criminal Rule 45's speedy trial time limits.

Currently many court locations determine the status of Criminal Rule 45 time limits by stating the new expiration date after any hearing or motion that affects the date. For example, if at an omnibus hearing, trial status hearing, or any other hearing that may impact the trial date, the parties seek a routine continuance, the staff must specify the new expiration date. This often occurs numerous times.

If court staff identify the number of days that have already run instead of calculating an everchanging expiration date, staff make far fewer calculations. When there are consecutive continuances at various hearings, the number of days that have already run usually remains constant. By expressing the status of Rule 45 time in terms of days that have run, court staff is relieved of making the secondary calculation of a new expiration date.

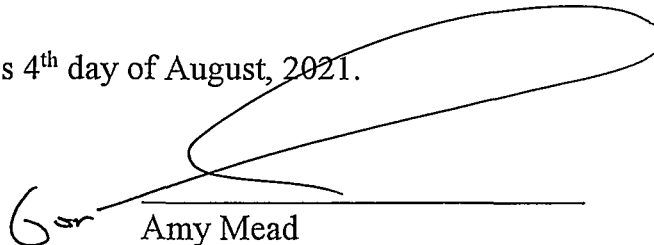
This new way of expression of the status of Rule 45 time does not change the substance of Rule 45. The rule is tolled for the same reasons regardless of how the time

limit is expressed. Furthermore, if a case is approaching the maximum time allowed under Rule 45, the court may choose to also identify the expiration date, if useful.

The new eFiling tools include a calculator that tracks and expresses the status of Rule 45 time by the number of days that have already run. This system has been successful in simplifying the status tracking of Rule 45 time.

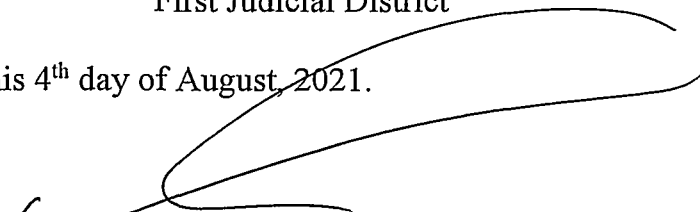
Effective **1 September 2021** court staff shall express the status of Rule 45 in terms of the number of days that have run. Counsel shall be prepared to identify the status of Rule 45 in this manner.

Dated at Anchorage, Alaska this 4th day of August, 2021.



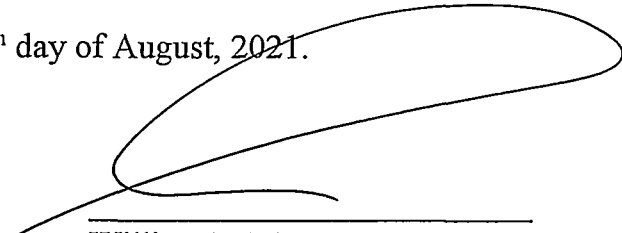
Amy Mead
Presiding Judge
First Judicial District

Dated at Anchorage, Alaska this 4th day of August, 2021.



Paul A. Roetman
Presiding Judge
Second Judicial District

Dated at Anchorage, Alaska this 4th day of August, 2021.



William F. Morse
Presiding Judge
Third Judicial District

Dated at Anchorage, Alaska this 4th day of August, 2021.

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Terrence P. Haas
Presiding Judge
Fourth Judicial District

Distribution

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