

IN THE SUPREME COURT OF THE STATE OF ALASKA

ORDER NO. 1373

Amending Alaska Bar Rule 40(t) and (u)  
concerning judicial review of fee arbitration  
awards.

IT IS ORDERED:

1. Paragraph (t) of Alaska Bar Rule 40 is amended to read as follows:

(t) **Confirmation of an Award.** Upon application of a party, and in accordance with the provisions of AS 09.43.110 and AS 09.43.140, the ~~superior~~ court will confirm an award, reducing it to a judgment, unless within ninety days either party seeks through the ~~superior~~ court to vacate, modify or correct the award in accordance with the provisions of AS 09.43.120 through 140.

2. Paragraph (u) of Alaska Bar Rule 40 is amended to read as follows:

(u) **Appeal.** Should ~~either~~ a party appeal the decision of ~~an arbitrator or panel~~ to the ~~superior~~ court concerning an arbitration award under the provisions of ~~AS 09.43.120 through AS 09.43.180~~ AS 09.43.160, ~~the appeal shall be filed with the clerk of the superior court in accordance with Appellate Rules 601 through 609, and the party must serve a copy of the notice of such appeal will be filed with~~ upon bar counsel. If a matter on appeal is remanded to the

Supreme Court Order No. 1373

Effective Date: April 15, 2000

Page 2

arbitrator or panel, a decision on remand will be issued within thirty  
(30) days after remand or further hearing.

DATED: September 2, 1999

EFFECTIVE DATE: April 15, 2000

/s/  
Chief Justice Matthews

/s/  
Justice Eastaugh

/s/  
Justice Fabe

/s/  
Justice Bryner

/s/  
Justice Carpeneti