

IN THE SUPREME COURT OF THE STATE OF ALASKA

ORDER NO. 519

Amending Paragraph (d) of
Rule 17, Alaska Rules of
Criminal Procedure, Relating
to Return of Subpoena

IT IS ORDERED:

Paragraph (d) of Rule 17, Alaska Rules of Criminal Procedure, is amended by revising subparagraph (2) and by adding subparagraph (3), to read:

(2) A subpoena may also be served upon a person of known residence within the state by registered or certified mail. In such case the clerk shall mail the subpoena for delivery only to the person subpoenaed and, unless not required under section (a) or (b) of this rule, shall enclose a warrant or postal money order in the amount of the fees for one day's attendance and for the mileage allowed by law or rule. The return address on the envelope and the address on the returned delivery receipt shall be that of the party requesting the subpoena or the party's attorney [SHALL BE ATTACHED TO THE COPY OF THE SUBPOENA RETAINED BY THE CLERK. IF THE SUBPOENA IS RETURNED UNSIGNED BY THE PERSON SUBPOENAED TO WHOM IT WAS ADDRESSED THE CLERK SHALL DELIVER THE SUBPOENA OR DUPLICATE THEREOF TO A PEACE OFFICER OR OTHER AUTHORIZED PERSON FOR SERVICE].

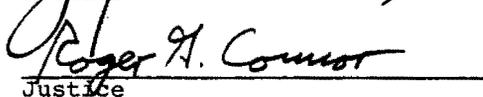
(3) Unless filing is ordered by the court on motion of a party or on its own motion, subpoenas and proofs of service thereto shall be returned to the party requesting issuance and may not be filed unless and until they are used in the proceedings.

DATED: August 18, 1982

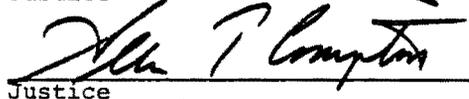
EFFECTIVE DATE: October 1, 1982


Chief Justice


Justice


Justice


Justice


Justice

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