

IN THE SUPREME COURT FOR THE STATE OF ALASKA

ORDER NO. 815

Amending Administrative Rule 11(a)
and (b) and Civil Rule 4(c)(2)
concerning service of process

IT IS ORDERED:

1. The first paragraph of Administrative Rule 11(a) is amended to provide:

(a) The following schedule establishes the maximum amount recoverable from another party as costs [FEE APPLICABLE] for the services designated. [THE COMMISSIONER OF PUBLIC SAFETY SHALL ESTABLISH FEES FOR THE SERVICES DESCRIBED HEREIN PERFORMED BY A MEMBER OF THE ALASKA STATE TROOPERS. OTHER PERSONS AUTHORIZED BY RULE, STATUTE, OR ORDER TO PERFORM SUCH SERVICES MAY ESTABLISH AND CHARGE SUCH FEES AS ARE REASONABLE. IN NO EVENT, HOWEVER, SHALL THE FEE CHARGED FOR ANY OF THE DESIGNATED SERVICES BY A MEMBER OF THE ALASKA STATE TROOPERS OR ANY OTHER PERSON EXCEED THE FEE AS SET FORTH BELOW:]

2. Administrative Rule 11(b) is amended to provide:

(b) All service of civil process and duties ancillary thereto under the Rules of Civil Procedure and applicable statutes shall be performed by private persons [PROCESS SERVERS] appointed under Civil Rule 4(c)(1), 4(c)(3) or 4(c)(4), or by persons authorized by Civil Rule 45(c); provided, that a member of the Alaska State Troopers or other peace officer may render assistance to a process server as provided in Civil Rule 4(c)(3) or serve any process when directed to do so by the Commission of Public Safety. In this paragraph, "civil process" includes any summons, subpoena, attachment, notice of levy, intent to levy or garnishment, execution, or other writ in a civil action, but does not include any process, civil or criminal, served on behalf of the state for any department or agency thereof.

3. Civil Rule 4(c)(2) is amended to provide:

(2) A subpoena may be served as provided in
Rule 45 without special appointment.

DATED: April 22, 1987

EFFECTIVE DATE: August 1, 1987

Chief Justice Rabinowitz

Justice Burke

Justice Matthews

Justice Compton

Justice Moore