

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 HOUSE BILL NO. 864

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the use of written interrogatories
7 in civil cases; and changing Rule 33, Alaska Rules of
8 Civil Procedure."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 09.65 is amended by adding a new section to read:

11 Sec. 09.65.140. INTERROGATORIES IN CIVIL CASES. Within 10 days of
12 the service of written interrogatories the party served may serve notice
13 that he will appear at the offices of counsel for the party serving the
14 interrogatories, or, if the offices of counsel for the party serving the
15 interrogatories are more than 100 air miles from the court in which the
16 action is pending, at a location designated by the serving party within
17 100 air miles of the court in which the action is pending, for the
18 purpose of attending an oral deposition to be taken upon not less than
19 five days notice. The service of this notice relieves the party to whom
20 the interrogatories are addressed from the requirement of filing written
21 answers to the interrogatories if the party to whom the interrogatories
22 are addressed submits to the deposition. In order for a corporation to
23 be relieved of its duty to answer written interrogatories under this
24 section, the corporation must have at the deposition all its directors,
25 officers and employees who are necessary to answer fully all the written
26 interrogatories that are within the knowledge of the corporation. The
27 costs of a deposition under this section shall be borne equally by the
28 parties unless the court, for good cause, orders otherwise.

29 * Sec. 2. This Act has the effect of changing Rule 33, Alaska Rules of

1 Civil Procedure.

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