

PUBLIC
HEARING
NOTES

send draft to all committee members - 10 days to respond -

Work session - Dec. 1, 1979 -

①
all attachments
to Leg. C.
Committee
attach -
request
Leg. Research

report - what committee intended to do - asked each member what they wanted to look at - decided to cover a broad area - CJ system -

include Bar & Judges in Sitka - Seattle state where hearings were held dates/places - not attempt give gen. people who couldn't come to firm a chance to testify - thanks for asking coming

visited jails -
Pey & Rock research on # topics & questionnaires
P.V.

mention - attached copies of reports/memos - (R & P's)

general recommendations -
overall concerns that come up where -
ever we went - 1) alcohol abuse
↳ influence on crime

2) drugs

3) widespread misunderstanding distrust ~~of~~ communication gap
lack of confidence judges/lawyers & gen. public
mis

↳ of legal system
lawyers/courts - Judges
"information gap" -
wide spread dissatisfaction for
CJ system - distrust lawyers
& judges, lesser extent that
D.A.'s do not do adequate job
of prosecution

(2)

"information gap"
buyers & judges assume gen. public
are more aware than they are -
a 2-way gap understanding - jud. \leftrightarrow Gen. public

4) testimony suggested d.v. widespread
everywhere committee went, someone
spoke on D.V. - organized lobby
& individuals mentioned it -
high rate of volume -
all over state - scope of problem large -

(insert this ~~to~~ before 1-4)
jails - one paragraph of what
we learned -
statutes - need updating
supplements & criminal code
wide range of quality statewide
facilities ~~of~~ programs for f
~~not~~ not comparable to those for men -
inadequate visitor facilities & attorney
conference areas -
- overcrowded -
- (women & juveniles - cell while men in dorm)
inadequate exercise room -
need prison industry - nothing to do (Activity)
but sleep, TV, ~~to~~ play cards -

3

Specific recommendations -

1) SB104 needs further amending

* 2) Jury duty - HB 252 - no exemptions except
Gov. Lt. Gov. & Log. when in session - judge can make
postponement, but no exemptions for overall class

need to
~~make~~ make juries more representative
of the general public -

3) in public hearings - problem came out of @ 1992
cases where victim goes thru unnecessary
trauma testifying - will intro a bill ~~to~~ to
~~address~~ deal w/ this problem *

4) local option on alcohol -
(bootlegging a felony) state law ~~for~~ ^{for} violation
* local ordinance -
- knowingly transport alcohol to community dry -
state support to give communities authority
to do what they want to - give them
the tools to - current law has
no ~~tools~~ ^{tools} built in it - drafting leg.
(volume will be measure for ^{jury} ~~no~~)

(4)

5 - drunk in public - back on *
the books - sentence to an alcohol
treatment facility - SIS -

talk to Zig.

6) village police -
2. * send to P.B. - draft comp. plan
* police protection in rural Alaska &
submit ~~draft~~ to legislature
(may include village police / AST)

7) judges Qual
* consider changing membership
* publicize
our info indicates few people know how/who
to complain - heavily weighted w/ judges -
write Thomas @ \$ - FY 79 \$5200.00 expend.
FY 80 27,600.00
FY 81 35,000.00

8) use Court system to look into
2 * Village Magistrates
& Civil Kidney judges

9) * Cant } used for P.D.
AG } D.A. & facility Kotzebue
P.D. }

10) letter to Beirne about Nome *
Freda Nicde Being Sea Women Sup.
receiving home * (don't have mirror)
rape - Harboring a minor
legal from Apt. Law - Kidnapping

5

(11) Sunset Review - some preliminary work

(12) ^{for a} Prison Industry - ~~include of jail~~
program
"Prisoner Work Program" *
(not work-release)

(13) Drugs - * statute revision
will intro bill to ^{practice} \$ for enforcement

? (14) P.O.'s and criminal
code training - are they
getting it? If not, why?
if so, when?
then put it in report

ask Barry Stern

(15) Bill on ^(Luce) post judgment
* interest
2 pts above prime rate

incomplete records in Texas?

Rocky

276-1059

House Judiciary Committee
Anchorage, November 29th, 1979
Pan - Martin - Bushfield - Barnes - Brown -

Charles Campbell -

Corrections has reduced # of juveniles
outside Alaska -

Alaska ranked 7th in the U.S.A. for
the use of imprisonment -

putting people in jail, isn't necessarily
going to decrease the crime rate -

w/ new Crim. Code, large #'s of
persons on probation will have to
be incarcerated -

rehabilitation has not really been
tried, it has received lip-service -

177 outside Alaskan prisoners -

maybe 50% prisoners don't need
to be there -

out-of-state classification is
determined by sentence length -

don't offer work opportunities - need to
develop prison industry program -

Ames Luce -

civil trial lawyer -

calendar problem very bad in Anchorage,
could be 5-6 yrs. from time of an
injury to appeal -

no increase since 1974 in Arch. judiciary -

w/ 120-day rule, criminal cases have priority -

the abolishing of ~~the~~ plea bargaining has caused chaos -

want 3 new judges in Anchorage -

8-10,000 backlog, cases -

Pro tem adjudicators = part-time drawn from
the trial bar - ^(Cooc) 20 lawyers available to
act as part-time judges, compensated at
60.00 @ hour, use own staff otherwise,
court provides courtrooms, stipulate &
agree to use of a pro tem adjudicator,
could handle jury trials -

appellate delay due to influx of business -

in a civil case, it's cheaper to appeal than to pay -

post-judgment interest -

judicial pay is a cut from a lucrative private
practice - no raises since 1975 -

Anch. Superior Ct. judges work 60 hrs. @ week -
pay/benefits should keep up w/ inflation

Luce - 8% is current post-judgment interest -
so companies can afford to pay the
interest and go ahead and appeal -

Bert Campbell -

judges also point to other agencies - D.A.'s
deciding to prosecute - police & C.O.'s
become jaded -

Lacking an awareness of biases in Alaska -
other than Public Safety, no agencies
have enacted any affirmative action -

poster @ j.c. in every courtroom

judges 25% judges -

\$

Kit Evans -

HB 392

no current laws protect women in battering situations

further emphasis upon police legally protecting others from harm -

the police don't act, now -

isolation & lack of information a problem

tells the woman she has to take charge
(action)

must have a lawyer for a TRO
takes at least one day

police say a TRO is a court (civil) matter
and won't help, until a violation has
been reported to lawyer, then to judge who
can warrant arrest, then police can act. -

critical - getting info from court to police -

3 days jail ~~for~~ ^{after} 2nd time ~~violating~~ TRO violated

the actual misdemeanor is breaking the TRO
jail is for the 3rd time

children used as hostages

women will press more charges, when it is safe
to prosecute - too many aren't
sure it's not okay - "good beaten aren't beaten"

Ricky Klotnick

November 29, 1979

Tom Buter -

Arch. airport unit - feel most of cocaine
comes from Calif/Seattle through Anchorage
by air -

Fed & State law not consistent
limited resources -

would like to get to people lower on the
totem pole to eventually aid them in
getting to the top -

no state charge for conspiracy -

dogs trained to detect pot, heroin & cocaine

some physicians prescribe Dilaudid knowingly
it's a pain killer, also used by heroin addicts -

not handicapped w/out the use of
"no-snack"

Fraser
Fraser & Turner —

started in 1973
5 positions

pot very frequent —

Fraser has had 2 cases
not involved in drugs or alcohol
in a 2-year time period —

5 out of 6 drownings were either
alcohol and/or drugs —

— Traffic Court —

Jim Arnold,

4000-5000 citations a month
500 trials — contest the citation

ACC inconsistent —

weights & measures
over-parking different in dif. areas

fines less, or the same as 1964

no way to collect unpaid fines —

no prosecutors in traffic court —

and I to Tabu

Ruby

Pam Martin-Buckholz - Malone Brown-Barnes -
November 30, 1979 - Friday - House Judiciary

Sam Trivette & Bill Lyons

get comprehensive report - cont. disp on Monday -
will be sent to Leg. Library - get
10 copies for committee -

common problem is Legislators and others
don't hear the whole story -
some facts are deleted -

Charlie is concerned about a member of
the P.B. walking out - from the case
mentioned at the H.S. hearing -

Sud - says Board not too interested
in professional testimony -

1978 - March - H. Judiciary told
Parole Bd. too late -

full-time vs. part-time board -
3 isn't a good enough cross-
section of Alaska's population

Chief Anderson -

329 A.P.D. - training for Crim.
Code began in Sept. --

\$175,000.00 - cost for training

State law trained to enforce -

crimes of violence rising - including rape -

John Arzell -

Rural Alaska terrible!

higher death, rape, fire, alcohol rates -
problem - most communities ~~are~~ do
not have the financial resources -
Constitution says State has a
responsibility to serve people of un-
organized boroughs -

need for strong, overall planning -

ATPA receives fed \$ -
strengthen & provide support ATPA -

divide state into regions -

decentralize - each region should have
Pub. Safety - Court - Correction

deplorable communications

grants to communities - sep. to
revenue sharing on top -

CETA funds are unreliable -

homicide usually occurs out of domestic disputes
so police do have a responsibility

financial resources all will look at
NSB - almost no state taxes there
because NSB has enough to grow program -

Frank Austin & Sheldon State -

if substantial problem, consider
Attending committee past Sept. 1980 -
(minority, entering)

support concerns of Rural Alaska Natives -

economics factor of Alaska's minorities -

Rubenstein -

Not a direct. Drug Abuse -

Fed. funding for Alcohol/Drug Abuse
of Alaska Natives -

talked about Misdemeanor Sentencing Study -

? files in files incomplete?
from Statewide cases -

76-79 - felony ^{drug} sentence - report
to be done by session -

"charge bargaining" memo from Ruby -

→ is there a central file? (AJIS)

Arch → Also Barrow etc.
(info on past record)

Roger Endell —

Ramona didn't get Ley. Unplication —

40% ~~are~~ people in probation ^{now} jail
w/ new crim. code —

building more jails doesn't cut crime —

1975 — 400 Prisoners — in Port Hope
1979 — 800 " " "

Minnesota good correction system
Oklahoma —

very arbitrary — the Parole Board —

crime prevention — public education

Steve Cox — village ordinance & their
effect at Alcatraz

Denna Willard —

Dary Bailey — former chairman of Parol Bd. —

(about
5000)

some escape hatch is necessary
need some procedure of
reviewing —

parole time is the extent of a "plan"
eliminate some good people because
of valuable time away from work
(30 business days a year)

criteria (guidelines)
~~criteria~~ should be part of determination
but not all —

Ratnick

Call Campbell for
new summary

med HB56X

	7	
SB	104	Ad. Appeals
HB	479	Rugs
HB	252	Judges/juries
HB	392	Domestic Violence

Eagle River 9-13-79

Charlie Parr

Terry Martin

Landy Phillips

Sam Letten

Pat O'Connell

1) m/m ~~Shimatonis~~ Shimatonis Shimatonis

father child of dirt bike across road
^{not} offense - bike taken

18 yr. old Native

5 days in jail

\$200.00

Judge Brewer

plead guilty so P.D. said he
wasn't needed

charge was reckless driving
says P.D. won't take unless I get
authority from judge

judge says he didn't know
he was a Native

2) m/m ~~Laubner~~ ~~Partis~~

HB 392

Oct 1978 - ^{Rust/} Abraham Liscione
a program submitted to H&SS
violence related to alcoholism
developed a program to treat
prisoners -

of 8 - 8 admitted alcohol
no viable treatment of alcohol
in state

alcohol - genetic
his program could be correlated w/ 392
nutrient diet changes from protein to carbs
problem of alcohol (sugar)
sugar
Calum

32 yr. Alaskan
deal w/ Nutrition
Education

Dr. James Milam
"Emergent Concept of Alcoholism"
28-day program - "Al sinis" - Seattle
98% alcoholics + test hypoglycemia
include in 392 - mandatory out-
patient treatment

Russ Mubins has a copy
so does Charlie Campbell of his
proposal

w/in Div. Correction

3 admin. people

5 on board - one recovered alcoholic
(traveling) psychologist
businessman

3) Emmet Hydeman

judges should be elected

unequal representation

4) Gail Dial

Drugs -

wants to know what peace officers think of Charlie's wife

Laulber says pot is bad on the central nervous system

5) Phillip ~~Reece~~ Reece

6) Roger Endell - Criminal Justice Center

Master Plan -

no new beds in Alaska - only replacement
no facility in rural Alaska Constitutionally acceptable -

double capacity at E.R.

" " Palmer
add to Juneau & Iktos

questions c. code impact on Corrections

Code no parole for 2nd - 3rd offenders

need to look at total picture

policy change -

(4) endel

should study scandinavian
system to handle drunk driving

Corrections is wrong place to put
people w/ drug/ alcohol problems

would like to see a "class A"
alcohol/drug treatment facility
in Alaska -

alcantara - possible facility
Homer - " "

Colis shap should do more
than give grants

Mental Health Division

" Project Prosecutor "

17 out-of-state prisoners back in alaska
problem w/ where to put them

full-scale restitution plan
for those going to jail
prison industry
(not just those on probation)

Failures - one agency -
Mental Health
Drugs
alcohol

Eagle River - 9-13-79

Nagel in ak. before session
did Master Plan section on
prison industry -

13th in nation - Alaska is
incarceration oriented - also
discriminatory w/ minorities

no max security in Alaska
called Long-term in Master Plan
(200-400 bed facility)

Edell involved w/ site selection

we should invite him to our
invitational hearing -

Leg. will asked for more judges,
prosecutors, etc. - need to
balance corrections

Charlie Adams - CTPA - developing
system to determine the balance

Eagle River best place in state
to do time - place of least problems
(Back - ask Bill Green what he
thinks about women at Eagle River)

7) Larry Haden
LO's
"Personal Growth" program
for prison industry
for violent crimes compensation
staff at nation's prisons members
of "racist" groups - KKK etc.

Russ - needs place for kids off street
so they don't get in trouble
get in jail and learn
more ways to be criminals

Endell - inmates could make ice rinks, etc.
Chickot trail -

"Lackstring Program"

Highway sign staff at Palmer, but
signs made in Tacoma

Rince Rupert - laundry contract

Anchorage - 9-15-79
Parr, Anderson, O'Connell

- 1) Don ~~the~~ ~~Anderson~~ Philson
researcher
will submit written material
- 2) Verta Maria Jones - MA Library
reports on status exams of
Anchorage has too many attorneys
Alaska questions are not as good
as the California questions
believes grading of exam a big problem
very difficult to appeal failing of exam
doesn't feel Supreme Court does
anything about Bar -
Talk to Patrick Anderson
also - feels Alaska Patents are
discriminated - not passing exam
Joe McKinnon's bill -
says some people on Board of Governors
are the ones doing the exam
- 3) Karen Hunt - Bid of Governors
says grading of exam confidential
Committee to check bias of exam -
(⊗ this is what he purple ring
looks like)
Charlie wants to know about
validity of exam - follow-up on
lawyers passing it a few years
later -

Quincy - 9-15-79

4) Rosemary Spencer
Involved Parents Association
concerned w/ drugs
wants a strong drug law
479 not strong enough
wants amounts to go down
wants punishment to go up
thinks fear of punishment will
work as a deterrent -

5) Lema Lederman H13 392

recent problem, but has been happening
since Cave man
women accept it
low status roles
1978 - 56 deaths Alaska
28% relatives
212 officers assaulted
735% assault while disturbances
Ruby's study - disparity w/
cop & victims perspective of problem
few arrests - no charges pressed
pending

sentence length increases if defendant
divorced - separated - single

* the married man that is convicted
of assault & battery has sentence reduced
charges filed as misdemeanors
not felonies

(Sema Lederman continued)

392 eliminated probable cause
for TRO - complaint

TRO not too valuable now

needs contempt of court if TRO violated
police more interested in drug busts,
but w/ d.v. reluctant to act
simplifies TRO process - \$200.00 lawyer's
fee for invaluable TRO so they
don't want to make process more simple

→ but misdemeanor is cop's presence
~~is~~ makes bill worthless

D.A.'s discourages pressing charges
Charlie wants documentation

wants alternatives to incarceration
re-education - counseling
(that it's bad)

massive public education

[Charlie thinks counseling a cop out]

jails make people better (6th ave.)
come out madder than before

6) Bev Blasonyame
concerned parents
drugs -

7) another women on drugs

8) William P. Nelson - Delta function
street New York Drug Law
didn't do any good
alcohol - legal drug kills the most
police - teamsters - mafia
was charged w/ stat. rape
his lawyer didn't do much
- incompetent -

9 ~~7~~) Pat Jasper
professional homemaker
concerned parents group.
@ 200 in their group
wants a tough drug law
wants doctors treated harshly

10 ~~7~~) Mark Betz
children offenders private
adults public
wants legal insurance - by private
insurance company.
against the question on job
applications if they've been in jail
wants an elected A.G.

11) Silvia Short
opposed to st. correction system
"incarceration
don't rehabilitate
large number of repeat
market for products (drugs)
someone else will fill their
shoes if they are in jail
longer, stiffer sentences are
not the answer - only cause
bitterness -
should look at alternatives to jail
"specialize" lawyers

12) Keith Lauers
"Youth guidance for teens" program
prevent juveniles from becoming
criminals - believe in treatment
incarceration not the only answer -
"Volunteers in Corrections" program
has Alaska looked into this
one-to-one basis - positive reinforcement
more time than what a corrections
officer/counselor spends
wants a strong drug law -
says doctor wanted him to use pet
during kinotherapy -

13) Bert Campbell
Chairman - Minority sentencing committee

Education \$ at E.P. used for bars & will
have heard from inmates how hard education
is to get in jail —

violence in 6th & C study
says none - inmates say there
is lots of violence

Mr. Paul Tambora did study
violence of guards & prisoners

see budget for corrections on ed.
audit to see what went where

6 months - 7-8 complaints
~~about~~ about judges - one had
a hearing & found guilty -

wants commission to start
letting public know commission
exists -

14) John Angell -

doesn't think parents really want
their children hauled off to jail

separate unequal criminal justice
system in Alaska - rural/urban

special attention next session to
deal w/ rural problems

de centralization public safety
pwr communication

says decent comm. system exists,
we need to use them

need records kept w/in P. Safety
so that rural problems can be
more carefully analyzed.

"the rest of the state" = 1 category

Booze in Rural Alaska -

Public Safety "official" in rural areas -
does more than just arrest

is parents' responsibility w/ drugs

15) Marjorie Hall

agrees w/ central "Matt Dillon"
feels adequate information
@ moral crime

unhappy w/ A.G.'s interpretation
of the laws

has a copy of "Alaska Drug Report"

pat bad for national eternal security
numbs ~~the~~ senses so she
feels its easy to mold people

16) Jana Varrati

concerned w/ specialization - in legal
field, a persons education should
be with a broad base -

attitude change important for
batterers - not just jail

how does family survive if
husband in jail for battering

mandatory counseling instead
of time in jail for D.V.

17) Don Trudeau

says arrest of young people has doubled
since pot laws changed

says alot of homicides in Alaska
are drug related

slang terms should not be in the law

wants stronger drug legislation
with meaning in it -

works w/ pharmacist
when "street" drug suppliers are few -
felts go to the pharmacist

Jones - added that lawyers shouldn't
investigate lawyers -

Butz - TM for prisoners
Rhode Island
Washington

Rick Barner
Grant Collier
Bob Burton

SB 104

most folks appealing a sentence
are sitting in jail

would court sit in Auck?

judges would sit in Auck, but
travel, similar to Supreme Court.

Fairbanks - Oct. 19, 1979 House
Parr, Malone, Brown, Terry M. Judiciary

1) Lee

~~Warham~~

doesn't think state judicial system
very responsive to the people -
operates in a vacuum -
% ~~not~~ reactivity supersedes
w/ crimes of violence or aggravated
assault

* very interested in Public Ad.
Data

interested in qualification of judges
neither judicial Council or
Comm. on judicial qual. not very
well publicized -
not easy for public to tell quality
of judges -

2) Mr. Dean Harris

judges should instruct juries of
their right to decide the law
doesn't like rule 56
likes the idea of elected judges -
thinks "contempt of court" should
be abolished - wants judges
liable for what they do.
increase jury pay and
should be voluntary

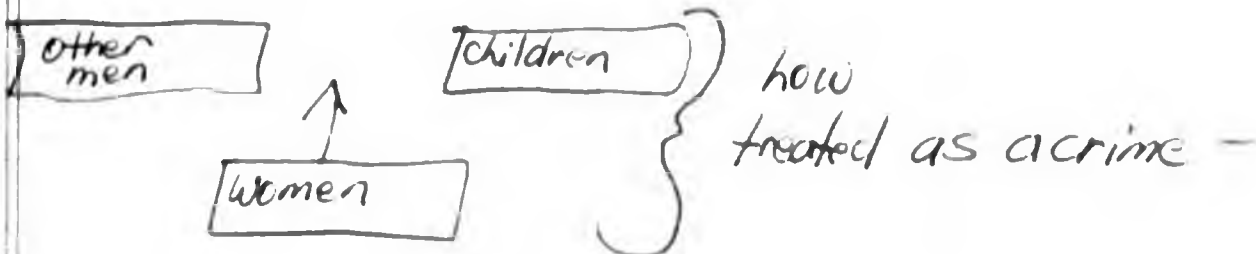
3) Victor Hostet here since 1939 -
should review lawyers by
non-lawyers - not Bar Assoc.

4) Mona Oliver -
visit^{an} inmate^(s)
no summer dress allowed
no contact visit unless sentenced
form want SS# and inmate
is supposed to know that SS#
no tp in all of solitary confinement plus
tailed would hit T flush -
problem of contempt of court.

5) Suzanne Minicella
WIC -

what is ~~the~~ criteria for deciding
to prosecute? (D.V.)
frequently told cases aren't strong
enough to press charges -
bail - set very minimal

troopst feds. police very cooperative
would like their reports on
assault to note D.V. —
advocate raise up and bail raised
to 200,000 —



Suzanne continued -

all state shelters have access to "Male Awareness Project"

getting young men who are being beaten by their fathers -

most women at the shelter have children

- 6) Karla Slaughter
child stealing not a criminal matter -

HB 392

Child Support Enforcement Agency
wouldn't take anyone unless
in welfare -

av. 62 calls a month at Shelter
@ Rape victims @ month
majority of cases end in divorce/separation
few press charges -

- 7) Bonnie McFarland
Abs. Dug. Tr. Centr - serious drugs

Parole Board -

works of corrections Jan 75 } study
May 79 }

→ 45% had changed/quit drugs

7 continued -

try to appear at Board hearings
wants PB members trained

PB. not very cooperative

"slips" can be dealt w/ in a
treatment setting - a h. addict
had a small amt. of cocaine
and parole revoked in jail 3 months
a doc; health prg - ex inmate should
be on the Parole Board -

8) Frank Gold -

Drugs vs. alcohol -
being on drugs against the law, but
just being drunk isn't

~~Saxton~~ - Gold's submitted
Drug abuse coordinator

600,000 for "Here's Looking at You"
90,000 \$??

9) Dick Bates - J. C.M.H. Center
judicial system unwilling to
pay for M.H. services of
especially folks in jail -
Div. of Correc. not paying

Apr. 10-19-79

87
Fairbanks 10-20-79
Parr, Malone, Phillips, O'Connell, Brown
1)

James Canon - atty.
against elimination of the State Bar
like warm @ Court of appeals
thinks a legislative court could be
repealed in the middle of a case
HB 392 - likes police requirement
to remain there - but thinks forms
should be provided w/ dissolution of
marriage forms - ~~they~~
Charlie asked if non-court lawyers
should be controlled by Supreme
Court? - (Leg. Affairs, Dept. Law - those
who do not practice in Ct. Rooms)
he doesn't know, probably not

2) Hugh Connelly - District Ct. judge
Leg. vs. Const. Court

concerned w/ qualifications
of Court of Appeals -

wants this truly a Criminal
Court of Appeals -

~~but that~~ Wants judicial Councils
recommendations changed from
30 to 60 days before an
election.

1750
for room
w/ pg.

call
Avis.

Fairbanks 10-20-79

page 7, line 17 delete "s" from
Superior Courts - there is only
one in the State of Alaska

doesn't want Supreme Ct. to be able
to make additional qualifications
for judges - pg. 9, line 14 -

page 15 - sec. 30 - H. Connolly concerned
w/ judges who could already get retirement
money that might have to contribute

some ~~judges~~ justices aren't
getting ~~any~~ pay checks

w/ court. ct. - it might be 2-3
yrs. down the road -

doesn't like current jury exemptions
likes "Chicago"
go to 1 day - 1 case system
except extreme hardship - no
exemptions -

And says there's a law
review on the Chicago System -

3) Eva Hefly

Fairbanks judges discriminate
against ^{Natives}

has ^{16 yr. old} son who got into trouble
w/ white boys and whites got
released - her son sent
to S. Dakota - Judge Blair -
P.D. walked out - no help from
Prosecution / Ombudsman / H.R. Com.
charged w/ burglary -

even tho guilt not proven,
judge had power to send son
to S. Dakota -

questioned son w/out parents or
lawyer present - gave him
no food -

troopers or
jail folks

said son was a danger to self or
others - might get shot trying to
burglarize again -

H.R. Commission looking into it -

judge said too late for help for her son
Frank Hefly
son asked for help -

Frank -> April - Dec. at Dakota

talked to Karen Coy

Charlie wants to get permission
to get tape from Judge Blair -

4) Clem Stevenson - lawyer -
tried to disqualify Judge Blair -
no one saw a "dangerous weapon"

got. had broken into a home of a P.A.
found pot - P.A. resigned

Blair fined him 300.⁰⁰ for
contempt of court - wanted to
try a 15yr. old boy for putting a
rope across an access road -

at bar = low class labor inst.

5) Rick Berrier -

juries - courts trying to change pro-
cedure
support the idea of getting everyone
to be jurors -

master lost easily / quickly outdated

sometimes there's a difference to
be available to serve for a
certain amount - (30 days
a week etc.)

continued -
Clem Stevenson

at Bar Assoc. ^{low class.} ^{trade union}
did not attend law school
like Judge Connolly -

Seven Sisters - Oil Monopoly

when he told a Senate Committee in
1969 that the oil co's should build
the haul road he had trouble being
admitted to the Alaska Bar - didn't
meet "ethical qualifications" -
Bar wouldn't tell him what their
reasons were -

→ (cost Alaska 125 million)

finally gained admission, but had to
take the Multi-state & Alaska section of exam
for reciprocity, need 10 yrs.
of law in another state
and according to Bar, must
graduate from Law School

got a grade of 73 on a question
where he had written the brief
(for another lawyer) ~~but~~ for a
case cited and won in the
Supreme Court -

wants trial time lessened by
setting ceilings - flat fees or
contingent fees -

"Chancellor in Equity"

impose atty. fee to losers of suits -
charged a fee for going to court
and not winning

Oklahoma - Court of
Criminal Appeals -
3 judges - equal to civil
appeal ct. -

wants summary judgements
abolished

likes flat fees or
contingencies

likes "element of surprise"

average person cannot afford
a law suit

6) John Hefler

doesn't believe there is any justice
conflicting testimony during his son's case

right. Straube quit at 4:30 - no time
for Frank
had a dinner date

of appeal different
in juvenile court

believed Alaska Natives are discriminated against

a poor, poor lady was charged
more with shoplifting than a
man making 26,000 a year -

judged by social standing
in the community

Rally

Nome 11-2-79

Charlie Parr - Remona Barnes - Terry Martin

1) Andy Edge

Law enforcement in Rural Alaska
not getting assistance from AST
outside of Nome -

Drugs are being used more often

2) Glen Martin - Juvenile Diversion Program
(Drugs or alcohol related) for status offenders
JPA funds

recidivism rate 1979 1%
lots of Court referrals

wants a policeman to walk around
front st. when the kids hang out there
should get more referrals
seeking funds for mandatory (by court)
drug & alcohol education for
family too - no referrals from
police -

try to keep kids out of criminal
justice system, maybe not from
taking drugs or drinking, but at least
out of trouble -

want referrals from police, as
well as the court -

10 client now

22 this year

32 total

get referrals from hospital,
high school, social services, be-
sides the court -

don't get but 1/3 of k.'s seen by
probation people -

1 probation officer for Nome & Kotzebue

Kids think of Mr. Stuyfhuizen as "hell"

provides role models for kids
is a caring person

3) Supt. Angleton - AST

time delays due to weather or lack
of manpower - no one to send

4 troopers for Nome / Kotzebue area
(1 pilot)

would like:

4 more troopers Nome

3 more troopers Kotzebue

1 more plane

every village has 1 village officer
trying to train them to be village public
safety officers - will certify - Police
Standards Council - will be able to
handle misdemeanors crimes -
these ^{officers} are from the village

"Constable" program - mostly Native

Village Council still active

do hiring & firing of village officer

§ CETA - 8.33@ W. Mateny
he filled out a questionnaire &
signed it -

4) George Edwards - D.A.

crime from alcohol abuse
don't have adequate facilities to
handle the alcohol problem here -
treatment and/or education

large % of assaults in families

suggesting police don't take d.v.
incidents very seriously -

alcohol # 1 crime problem,
need treatment

1 D.A. for entire area
since 1900 - same 57 people

5) Judge William Sanders

need judge in Barrow Superior Ct. as
(ok, Kim will have this)
at least district ct. judge

need P.D. & D.A. for Kotzebue as well

Judge Sanders (continued)

alcohol abuse large problem
would like an alcohol treatment facility
the Minority Sentencing Committee
was upset because of drunks being
put in jail - also, they recommend
an alcohol treatment facility -
(But C. is gonna have to hear that)
The judge feels if he had another
place to "lock people up" other
than jail, it would be a success -
wants to see volume limit per
person for retail liquor stores -
his magistrates are Alaska Natives

- 6) John Larson - lawyer
contractor for P.D. in Nome &
Kotzebue area -
more judicial officers
circuit riding
wants Leg. to better fund village
police & P.D. & P.A. in Kotz.
need more parole/probation people
for appellate ct -
should schedule real Bush hearings
contract ending this year
should be full-time P.P. in Nome & Kotz

7) Paul Bartlett ASST
need PD & PA Home & Kote
17 villages → 2 troopers
Village councils falling apart - not strong
where strong councils no less problems
problem of housing for troopers

8) Gene Shaper - probation officer
sub villages should be more responsible

Kekikau - 11-9-79

1) Nels, Thom, Landry
Sister Barbara Haas

hospitals over regulated
HB 412 opposes bill
poor piece of legislation

2) interested in guardianship
Paul Weingar

for better control bill

3) Wil Sebo - reporter
lack of public knowledge of court system

4) Jim Bruce P.D.

mostly Native
system enforces white middle class
norms

alarmed w/ Crim. Code

when an Alaska Native writes a
check for 50.00 for booze, he doesn't
really want to commit felony, ^{he doesn't} just
wants booze - too much
presumptive sentencing w/ new
crim. code -

all they want is to get some alcohol
few felony, business-type cases, frequently
to by signal

for HB 378 -
~~Do~~ "Draconian" penalties
supports HB 312 ^{d.v. common}, everyday occurrence

Richard Yaspke(?) P.D.,
HB 375

supports the bill
city charges, ^{ordinance} then P.D. is
appointed & municipality
should pay for prosecution
of municipal cases
for Court of Appeals -

oral, 13 months later = decision

Par. Phillips, Nels, Thelma Saturday, 11-10-79 KTA

1) Georgian Booth - KTB Lottery Board - Rep. Clerk

CS HB 245 - ~~FT~~ recalls, initiatives

HB 384 - 7 513, 137

2) Dr. Wilson

HB 412 - revised bill

3) Oscar Ericson
HB 37

wants state to set up 7 million for
a research fund

against limited entry -

HB 245

SB 2 -

litter bill - good bill
wants to charge 5¢ a can of beer/booze
the people who drink it, should pay for the litter

4) Lillian Ruddy

contacted Mr. Campbell
taken care of juveniles.

probation officer. Collins wrote a
bad reference to Seward Skill Center -
turned down the first time - the
judge said if he went to Seward the record
would be cleared - Paul is 100% about

and turnover of probation officers
prejudice

Paul Shangin - 23

Collins won't let Paul see the
letter he wrote about him

~~Mr~~ Kar House alcohol treatment in KTW
Mr. Yaman, P.D. trying very hard to
get Paul into Seward -

money from CETA for Seward Skill Center

Collins acted as though he were a cop
225-3085

5) Coreen Rader
Women in Safe Homes

supports HB392

~~09-15-10-15-12~~

for ~~the~~ violation of TRO
can they arrest w/out warrant -
filing fees? ~~the~~ criteria?
up to the court system

Social Services - Child Abuse has
extensive statutes - Social Workers
investigate -

no shelter, but a network

95% alcohol related

they have no emergency funds
to take care of the delay of the
agencies' response - for food
stamps, AFDC checks, etc. -

a battered woman is like an
Alaska Native who has been told
he's no good, so how strong
is she going to be to leave

Rep. Phillips wants to ~~hear~~
from Eagle River -

b) Elaine Barrett

Council on Status of Women
#1 concern = D.V.

if a person is walking down
the street & another attacks,
police prosecutes plus charges,
while in the home the woman
has to press charges

av. client 3 kids, married 10 yrs.

16 units for low income people
in Ketchikan -

the main problem is the
police won't arrest unless
they see the violence

TRO's are worthless

- 1) violation
- 2) call police
- 3) call D.A.
- 4) warrant from Judge
- 5) arrest

shortest response
time = 2 hours

54 D.V. cases since July 1, '79

safe home network

SS monitors
the grant LEAA

13,400 from the LEAA grant

Richard Yospin —

HB479

eliminate possession w/ intent to sell
no account for purity of capsule

Fairbanks Public Hearing
 October 19, 1979
 Friday

See Whareham: Borough Assemblyman; very appropriate that (H) Judiciary get out into other communities.

Crimes of violence in which weapons used; judicial system is failing, persons getting too lenient consideration.

April Act
 July Trial
 Sept. Sent.

Judges concerned with No. of A instead of general public. Witness subject of robbery at Alcom, his biz;

Victim high on cocaine, impaired; he was found guilty & sentenced 3 ct. of armed rob. + assault - $10 \times 3 =$ Concurrent + 5 year assault (~~was~~ suspended). Leaving A to serve 3 years. A had already been convicted of 10 years in Texas - end of 4 year (completed).

What do you have to do to lock someone away?

A was Black man. Is this a reaction to sentencing study.

Judges too concerned with track record.

Retention of judges - aware of.

Property crimes - if less than \$5,000 forget it unless a very hot case.

From Jail

Recidivism - 87 to 90% in Alaska.
60% in Federal System.

Not enough law enforcement personnel.

- ① data - % or rate of recidivism of
- ② Paroles in crimes of violent crimes.
also ~~wants~~ wants to know judges that are letting people loose.
- ③ crime rate of general population compared to those on parole or probation.

Response:

Sarr

Recidivism on parole & probation
Rocky's report - Charlie ~~states~~
desires to send him a copy of report.

Brown

New criminal code - mandatory minimum sentences; repeat felons - presumptive sentence - can vary 50% either way, but judge must make findings.
Judicial Council - retention election materials;

Brown

Witness desires determinant sentencing.
This was offered by Administration - but legislature opted for something in between.

difficult for voters to assess judges.
no one knows about Judicial Council - ^{nominations} reports statistics
and "Judicial Qualifications ~~Committee~~ Commission on
Summary of Judges' record."

Commission on Judicial Qualification - receives testimony or complaints.

Witness
civil cases - no problems; would like to say likes small claim - would favor streamlining this court.

Dean Ferris rt. of jury to decide the law & fact. George ^{v. Bailestford} 3 Dal 1 (1794) & thinks that jury does the sentencing as well, this is done in Texas. Pt. of appeal is useless. U.S. v. Davenport, 473 F2d 1113, 1116

John Jay decision

Legal profession has a strangle hold on law.

Would like to see 50 abolished summary judgment.

Would like to see writs of error brought back.

[Witness seems to litigation oriented lay person]

Contempt laws pretty technical. Fines should be abolished.

Judges should be liable for what they do. Can't sue them.

Jury pay should be increased & should be voluntary.

Would like to see state agencies out of court. Only some state should be in court → for criminal activities.

Halmes - common law = case law

Brown: Jury nullification in criminal case.

AK+ } - Const. rt. of trial & jury at common law.
US. }
Const. } Judge decides law, jury decides facts.

3rd Witness Mr. Hauselt

Does want to pay to send people to jail; Traced do something to lawyers - get rid of them.

Dick Madson. Gave \$ to two lawyers - never told him of court case.

AK. Bar Assn. does nothing. Get a good ombudsman in this city.

Mon L. Oliver

visits inmates in jail; req. on visit; doesn't see why you can't wear shorts or tank tops; "no contact if unless sentenced" - doesn't think this is fair. Form for contact visits - why need social security #; this is given to inmates - inmates don't know SS #.

Solidary Confinement - shoe straps, belt taken away; no TP in cell. Toilet at time not flushing. Civil offender put in with non-sentenced members - audio is very poor on phones - sometimes have to yell.

Contempt - (Rules of Procedure) - civil contempt is not defined. Would like to see civil contempt defined.

favors electing judges.

Something before judge - 5 days to preempt judge.

Pro se case - not allowed inmate to take materials into court from jail.

Habeas Corpus - district court judge
on a weekend; shouldn't have
Civil Rule 4 to wait 2-3
Dyell, R. 576. → declaratory judgment.
Can't find any forms.

→ Brown - there is something at issue,
facts together - court is asked
to declare the rights of parties.
Forms in that book not very
good.

Contempt > Par interested in this.
Criminal Contemp + Civil, unbridled power.
Baker v. FBKS - deal with contempt.
1970

Susan Unacello - ♀ Crisis Counseling -
♀ domestic Violence.
Police Procedures + DA Procedures.
What the criteria is for accepting cases
for prosecution, whether violence is a
factor.
In cases of extreme violence - victim
has to be grilled again and again;
seems to be extreme.

Bail is set - up to DA to bring
out information to est. this.
Assault - misdemeanor - How
does domestic violence fit in new
criminal code.

Law Enforcement - break out this for
crime statistics.

Bail process - \$20,000 raised to \$200,000

Carla Slaughter - Child stealing > I said it was a criminal matter.
11 cases

Bench
(*)

DA's office - says a non-criminal matter.

Maxey case
Johnson case 2 + two child stealing cases.

→ look into this.

Police Liability

Sovereign immunity - Fred has problems with.

Child Support Enforcement Agency.
won't take it ~~that~~ unless on welfare.

Client know whereabouts -

95% of cases → AFDC cases

(*) exclusive jurisdiction \Rightarrow Child Support Enforcement. No intervention from others.

24 cases per month, about 6 of those press charges.

Another Witness Parol. - Bro.

FD TC(?) works with methadone clinics; high rate of recidivism; Jan 75 - May 79 \Rightarrow 45% graduated - no longer abused drugs; 21% still in problems.

Frank Gold - Fbx. drug treatment center.

Drug use; unfortunately not classified same as A12; addicts - when they get out of jail will go rt. back to drugs.

If new drug law \rightarrow incorporate

⁵600,000 - State Office of Drug Abuse

"Here's looking At You" drug program in school.

\$510,000 used for program.

where other \$90,000

Came in saying had 9 in fact had 7 and Legislature gave them 9 - "the same they had last year"

Vic. Baker - Com. Mental Health Center -
judicial - mental health services -
inmate ordered to receive mental health care; jails don't pay for these services.

4:25
P.M.
Flight to
Anchorage

Mr. Campbell is on the list.

Fairbanks
Saturday
9:00 AM.

James Cannon, Atty.

Sunset law - very little said about it
at local bar. Sunset law's termination
of ABA won't kill off lawyers

Sunset laws generally renew -
efficiency of state money

Mostly a self supporting agency.

Money received from court system \Rightarrow
only for grievance matters.

Lawyer referral system - set up by
ABA.

No longer has rec fee schedules
testing competency - open question as
to exam, but does some good.

Lower cost malpractice ins for members
fee dispute committee - ABA, has some
lay members on it.

Advisory opinions as to ethics, free, but
courts couldn't do it if ABA "sunsetted."

CLE is not mandatory.
Financial & Community education
Judicial Poll

Appeals Court - like warn on whether need one; don't trust statistics - particularly court systems' statistics.

Criminal Court of Appeals is better than increasing supreme court, but believes that it should be constitutional.

People should be able to vote on it.

HP 392 Domestic Violence

likes features - police to remain there, get med

Sec 4. & Sec 5 not sure need this. Lot of cases get dropped by complaining witness.

Powers of district court - conditions concerning contact. Services of ASC is available to them.
Process divorce - TRO

dist. court judges as superior & masters - why not

> temp custody, support, those types of relief available to those seeking dissolution.

Case 77
105 Inj.] Rules affects.

Separation of powers
attys. that don't go to court -
why supreme court control?

Exec. atty.
Executive Atty } Supreme Court
Legislative Atty } Control - why
should they
control & regulate
those attys

Appeals Court - Const. Court -
no diff. voters

HB 49

Committee has authority to make charges.
slavery terms - Charles gave rationale;
definition of manufacturing - take care
* not to include pot growing.

Jurisd of court determined by legislature -
Legislature could cut off Sup Ct
jurisd even tho its a Const Court.

md Hugh Connelley Chair Reg. Comm. Taxation
BANK. ASS. Dist. Ct. Judge

HCS-SB 104 Court of Appeals -
likes most of our charges; pay-play
betw Court system people - Judge, BANK
Assn;

479 - Present law needs revision;
Advisory Committee - Law Enf.
Phar. — have them come back
with schedule - power to revise
they should have.

Drug laws - political judgments - how
bad something is.

Thinks better than what we have,
but needs work. Why have
long terms?

immensely complex.

definition - manufacturing
packaging or repackaging -
may make growing pot.

Questions: TRO - some people won't respect.
Dist Court is better than Superior Court
Court system ^{should} prepare forms for this.

State Auditor - ^{told him} Leg - have all stuff
that is not confidential.

There are differences between const. court
& legislative court.

Const / Leg Court

- ① Const. no sunset
- ② Can't take jurisd. if defined in Const.
- ③ difficulty in enforcing its powers

Sup. Court has made some very strong
differences.

Should be on judicial Qualifications (Comm.)
Committee - This is est. by Const., could it
be added to by legislation (?).

paraph b)

District Court =

pg. 1
line
27

no. of places - rec. of judicial council
30 days before election - Hugh
Lonnolly would like to make it
60 days prior to election.
maybe get into. before judge has to
file to run. → info before public
longer time, give judge chance to
bow out gracefully.

root of problem - case not made to
public or public not care about
criteria used by judicial council.

Const. / Leg. Court differences -

Const. Amend ~~HB104~~ would take more
votes out of legislature than HB104,
a bill.

Jury service > doesn't believe pres
system is good in permitting exemptions.
Likes Chicago system. Off, only if,
extreme hardship - deactivation of judge
Fred wants some structure on
Chicago system.

*
Perch

Why should Atty's be treated differently?

BAR ASST + practice of law is unique.
Sup. Ct's power - Eng. System Solicitor +
BARRISTER

separate cert. for trial lawyers - Am trial
lawyers HB10.

Implementation would go up.
Better off the way we are with ABA.

Code and notice pleading

~~1/1/1~~

2
37
2
14

John L. Heffl. - Justice system is lousy
discrimination against natives, used
to be a police officer, judge, almost
worth a damn; J. Blair commixates
J. Hodges or J. Van Hanson - all
Bad.

Reasonable doubt - yet J. Blair put
child away, because he thought
it was a crime.

No rt. of Appeal ~~is~~ since juvenile
court.

Probation officer - J. Blair said child
couldn't go to youth group.

and son couldn't be released
on OR.

One plea in trial before Hugh
Connelly.

Send 392 - domestic violence to Judge
Connelley - after committee ~~at~~
mark-up.

Ms. Heffley

Law & judges discriminate against
natives. Keep Native Child 5 days.
White boys who ~~did~~ did same thing -
were let ~~lose~~ lose. "Son put in
South home for boys." incident never
proven J. Blair - Mr. Braxton -
P.D. atty left w/o arguing case -
said couldn't argue was interested
in L.V.

Probation officer also discriminating.

50% of children - don't go to court

Child was beaten in home in S. Dakota.

Mr. Reese - said would look into it;
said allegation ~~was~~ true

^{1st offense}
10 yrs. old then Assault w. dangerous weapon - in school
April til Dec. in S. Dakota

^{2nd offense}
Burglary in dwelling, 5 days prior to
~~release~~ release [pre-trial detention].

1:30 - 7:00 - kept them and
questioned son.

Mary Lafalite - didn't meet ethical qualifications - secret + confidential.
Hearing in Oklahoma - two lawyers testified against - Bd testimony had to go to Sup. Ct.
Necessity - came in under.

Rule of AK Bar - graduate of law school supercedes statutes. Flunked 1st time designated multi state exam as the lawyers exam

entitled to see one sample answer.

Boko suit 11 person - multi-state not graded properly.

Dec '68 State BAr Meeting - oil well, influx of lawyers - try to take big oil/gas lawyers

4/2/11 passed. Feb. 69

doesn't like Rule 82 "Unamerican"

Court Appeals - thinks delays in Ct/A have too Sup Court. Civil + Criminal & also intermediate civil court of Appeals.

Charlie wants copy of tape - content + 300 fine + 1000 statement

went to court next morning;
paper work not done - probation
officer.

*
Berch

Clem Stevenson, Atty.

filed motion to disqualify
J. Blair - 5 days was filed within 4 hour
time. J. Blair denied

Held boy w/o release - on
bond - or on OR.

No one saw the dangerous weapon -
knife - that he was charged
with.

Broke into Asst. Dist. Attorney's home.
Took some pot + cocaine ~~that~~ ~~herl~~
quite the job

Need
Spittle
Clem about

J. Blair fined Atty 300 - contempt of
court another case - Halloween Night

Juvenile intake officers -

2nd offense Rifle boy

Richard Parrie

Ct. of Appeals concurs with Tanana Valley Bar Assn
juris - court working on it

→ Arny Stevenson didn't attend law school,
* father's boy father, Atty + other attorney
his name to be 129 17th Ave. #112
~~flashed~~ flashed; he passed 5th,
came to AK in '69 -

*Court of Appeals Bill
From H.V.S. Hearing*

Original sponsors: Ziegler, Bradley,
Meland, et al

Offered: 5/1/79
Referred: Finance

1 IN THE SENATE BY THE JUDICIARY COMMITTEE
2 HOUSE CS FOR SENATE BILL NO. 104
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 ELEVENTH LEGISLATURE - FIRST SESSION
5 A BILL

6 For an Act entitled: "An Act relating to courts; establishing the court of
7 appeals; and providing for an effective date."

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

9 * Section 1. AS 22 is amended by adding a new chapter to read:
10 CHAPTER 07. THE COURT OF APPEALS.

11 Sec. 22.07.010. ESTABLISHMENT. There is established the court of
12 appeals, consisting of three judges. The court of appeals is a court of
13 record.

14 Sec. 22.07.020. JURISDICTION. (a) The court of appeals has
15 appellate jurisdiction in actions and proceedings commenced in the
16 superior court *involving:*

- 17 (1) criminal prosecution;
- 18 (2) post-conviction relief;
- 19 (3) waiver of children's court jurisdiction over a minor
- 20 under AS 47.10;
- 21 (4) extradition;
- 22 (5) habeas corpus;
- 23 (6) probation and parole; and
- 24 (7) bail.

25 (b) The court of appeals has appellate jurisdiction in all actions
26 and proceedings commenced in the district court and may, in its discre-
27 tion, remand a district court matter to the superior court for a trial
28 de novo in whole or in part. *district court*

29 (c) The court of appeals may issue injunctions, writs and all

H.C.

*Chelley
remore
civil jurisd*

*should also
make it
mandatory
to district
court*

*dist. court cases should go to supreme
court otherwise makes costly*

two appeals if had to go to superior court.

1 other process necessary for the complete exercise of its jurisdiction.

2 (d) The court of appeals has jurisdiction to hear appeals of
3 sentences of imprisonment imposed by the superior court or the district
4 court on the grounds that the sentence is excessive or too lenient and,
5 in the exercise of this jurisdiction, may modify the sentence as pro-
6 vided by law and the state constitution.

7 (e) An appeal to the court of appeals is a matter of right in all
8 actions and proceedings within its jurisdiction, except that the state
9 has no right of appeal in criminal cases except to test the sufficiency
10 of the indictment or information or to appeal a sentence on the ground
11 it is too lenient under (d) of this section.

12 (f) A final decision of the court of appeals is binding on the
13 superior court and on the district court unless superseded by a decision
14 of the supreme court.

15 Sec. 22.07.030. REVIEW BY SUPREME COURT. A party may apply to the
16 supreme court for review of a final decision of the court of appeals in
17 accordance with AS 22.05.010 and rules adopted by the supreme court.
18 Review is in the discretion of the supreme court as set out in AS 22.05.-
19 010(c). In this section, "final decision" means a decision or order,
20 other than a dismissal by consent of all parties, that closes a matter
21 in the court of appeals.

22 Sec. 22.07.040. QUALIFICATIONS OF JUDGES. A judge of the court of
23 appeals shall be a citizen of the United States and of the state, a
24 resident of the state for five years immediately preceding his appoint-
25 ment, have been engaged for not less than eight years immediately pre-
26 ceding his appointment in the active practice of law, and at the time of
27 appointment be licensed to practice law in the state. For purposes of
28 this section, the active practice of law is the same as defined for the
29 justices of the supreme court in AS 22.05.070.

1 Sec. 22.07.050. OATH OF OFFICE. Each judge of the court of
2 appeals, upon entering office, shall take and subscribe to the oath or
3 affirmation of office required of all officers under the constitution.

4 Sec. 22.07.060. APPROVAL OR REJECTION. Each judge of the court of
5 appeals is subject to approval or rejection as provided in the Alaska
6 Election Code (AS 15). The judicial council shall conduct an evaluation
7 of each judge before his retention election and shall provide informa-
8 tion to the public about the judge and may provide a recommendation
9 regarding his retention or rejection. The information and any recommen-
10 dation shall be made public at least 30 days before the election. The
11 judicial council shall also provide the information and any recommenda-
12 tion to the office of the lieutenant governor in time for publication in
13 the election pamphlet as required by AS 15.57.025. If a majority of
14 those voting on the question rejects the candidacy of a judge, he may
15 not for a period of four years thereafter be appointed to fill a vacancy
16 in the supreme court, the court of appeals, the superior court, or the
17 district court of the state.

18 Sec. 22.07.070. VACANCIES. (a) The governor shall fill a vacancy
19 or appoint a successor to fill an impending vacancy in the office of
20 judge of the court of appeals within 45 days after receiving nominations
21 from the judicial council, by appointing one of two or more persons
22 nominated by the council for each actual or impending vacancy. An
23 appointment to fill an impending vacancy becomes effective upon the
24 actual occurrence of the vacancy.

25 (b) The office of a judge of the court of appeals becomes vacant
26 90 days after the election at which he is rejected by a majority of
27 those voting on the question or for which he fails to file his declara-
28 tion of candidacy to succeed himself. Upon the occurrence of (1) an
29 actual vacancy, (2) the certification of rejection following an elec-

1 tion; or (3) the failure of a judge to file a declaration of candidacy
2 to succeed himself, the judicial council shall meet within 45 days and
3 submit to the governor the names of two or more persons qualified for
4 the judicial office; however, the 45-day period may be extended by the
5 judicial council with the concurrence of the supreme court. In the
6 event of an impending vacancy other than by reason of rejection or
7 failure to file a declaration of candidacy, the judicial council may
8 meet at any time within the 90-day period immediately preceding the
9 effective date of the vacancy and submit to the governor the names of
10 two or more persons qualified for the judicial office.

11 Sec. 22.07.080. RESTRICTIONS. A judge of the court of appeals
12 while holding office may not practice law, or engage in the conduct of
13 any other profession, vocation or business for profit or compensation,
14 which conduct would interfere with his performance of his judicial
15 duties, nor may he hold office in a political party, or hold any other
16 office or position of profit under the United States, the state or its
17 political subdivisions. A judge of the court of appeals filing for
18 another elective public office other than delegate to a constitutional
19 convention of this state or the United States forfeits his judicial
20 position.

21 Sec. 22.07.090. COMPENSATION. (a) Each judge of the court of
22 appeals is entitled to receive annual compensation prescribed in accor-
23 dance with AS 39.23. The compensation of a judge may not be diminished
24 during his term of office, unless by general law applying to all
25 salaried officers of the state.

26 (b) A salary warrant may not be issued to a judge of the court of
27 appeals until he has filed with the state officer designated to issue
28 salary warrants an affidavit that no matter referred to the court for
29 opinion or decision has been incompleated or undecided by the court for r

1 period of more than six months.

2 Sec. 22.07.100. PROCESS. Process of the court of appeals shall be
3 in the name of the State of Alaska, signed by the clerk of the court or
4 his deputy, dated when issued, sealed with the seal of court, and made
5 returnable according to rule prescribed by the supreme court.

6 * Sec. 2. AS 22.05.010 is repealed and re-enacted to read:

7 Sec. 22.05.010. JURISDICTION. (a) The supreme court has final
8 appellate jurisdiction in all actions and proceedings. However, a party
9 has only one appeal as a matter of right from an action or proceeding
10 commenced in either the district court or the superior court.

11 (b) Appeal to the supreme court is a matter of right only in those
12 actions and proceedings from which there is no right of appeal to the
13 court of appeals under AS 22.07.020.

14 (c) A decision of the superior court on an appeal from an adminis-
15 trative agency decision may be appealed to the supreme court as a matter
16 of right.

17 (d) The supreme court may in its discretion review a final deci-
18 sion of the court of appeals on application of a party under AS 22.07.-
19 030. In this section "final decision" means a decision or order, other
20 than a dismissal by consent of all parties, that closes a matter in the
21 court of appeals.

22 (e) The supreme court may issue injunctions, writs and all other
23 process necessary to the complete exercise of its jurisdiction.

24 * Sec. 3. AS 22.05 is amended by adding a new section to read:

25 Sec. 22.05.015. TRANSFER OF APPELLATE CASES. (a) The supreme
26 court may transfer to the court of appeals for decision a case pending
27 before the supreme court if the case is within the jurisdiction of the
28 court of appeals.

29 (b) The supreme court may take jurisdiction of a case pending

1 before the court of appeals if the court of appeals certifies to the
2 supreme court that the case involves a significant question of law under
3 the Consitution of the United States or under the constitution of the
4 state or involves an issue of substantial public interest that should be
5 determined by the supreme court.

6 (c) A case filed in the supreme court or in the court of appeals
7 may not be dismissed by one court on the ground that it is within the
8 jurisdiction of the other court. The case shall be transferred to the
9 proper court.

10 * Sec. 4. AS 22.05.060 is amended to read:

11 Sec. 22.05.060. SEALS OF COURT. The seal of the supreme court is
12 a vignette of the official flag of the state with the words "Seal of the
13 Supreme Court of the State of Alaska" surrounding the vignette. The
14 supreme court shall prescribe by rule the seals of court for the court
15 of appeals and for the superior and district courts.

16 * Sec. 5. AS 22.05.070 is amended to read:

17 Sec. 22.05.070. QUALIFICATIONS OF JUSTICES. A justice of the
18 supreme court shall be a citizen of the United States and of the state,
19 a resident of the state for five [THREE] years immediately preceeding his
20 appointment, have been engaged for not less than eight years immediately
21 preceding his appointment in the active practice of law, and at the time
22 of appointment be licensed to practice law in the state. The active
23 practice of law includes

24 (1) sitting as a judge in a state or territorial court;

25 (2) being actually engaged in advising and representing
26 clients in matters of law;

27 (3) rendering legal services to an agency, branch, or depart-
28 ment of a civil government within the United States or a state or terri-
29 tory of the United States, in an elective, appointive or employed

1 capacity;

2 (4) serving as a professor, associate professor, or assistant
3 professor in a law school accredited by the American Bar Association.

4 * Sec. 6. AS 22.05.100 is amended to read:

5 Sec. 22.05.100. APPROVAL OR REJECTION. Each supreme court justice
6 is subject to approval or rejection as provided in the Alaska Election
7 Code (AS 15.05 - 15.60). The judicial council shall conduct an evalua-
8 tion of each justice before his retention election and shall provide to
9 the public information about that justice and may provide a recommenda-
10 tion regarding his retention or rejection. Such information and any
11 recommendation shall be made public at least 30 days before the reten-
12 tion election. The judicial council shall also provide such information
13 and any recommendation to the office of the lieutenant governor in time
14 for publication in the election pamphlet under AS 15.57.025. If a
15 majority of those voting on the question re~~l~~ects his candidacy, he shall
16 not be appointed to fill any vacancy in the supreme court, court of
17 appeals, [OR] superior courts, or district courts of the state for a
18 period of four years thereafter.

19 * Sec. 7. AS 22.10.020(a) is amended to read:

20 (a) The superior court is the trial court of general jurisdiction,
21 with original jurisdiction in all civil and criminal matters, including
22 but not limited to probate and guardianship of minors and incompetents.
23 The jurisdiction of the superior court extends over the whole of the
24 state. The superior court and its judges may issue injunctions, writs
25 of review, mandamus, prohibition, habeas corpus and all other writs
26 necessary or proper to the complete exercise of its jurisdiction. A
27 writ of habeas corpus may be made returnable before any judge of the
28 superior court. The superior court has jurisdiction in all matters
29 appealed to it from an [A SUBORDINATE COURT, OR] administrative agency

1 when appeal is provided by law. Appeals are a matter of right [, BUT NO
2 APPEAL FROM A SUBORDINATE COURT MAY BE TAKEN BY THE DEFENDANT IN A
3 CRIMINAL CASE AFTER A PLEA OF GUILTY, EXCEPT ON THE GROUND THAT THE
4 SENTENCE WAS EXCESSIVE, AS FURTHER PROVIDED BY THIS SECTION. NO APPEAL
5 MAY BE TAKEN BY THE STATE, EXCEPT TO TEST THE SUFFICIENCY OF AN INDICT-
6 MENT OR INFORMATION. AN APPEAL TO THE SUPERIOR COURT MAY BE TAKEN ON
7 THE GROUND THAT A SENTENCE OF IMPRISONMENT OF 180 DAYS OR MORE WAS
8 EXCESSIVE AND THE SUPERIOR COURT IN THE EXERCISE OF THIS JURISDICTION
9 HAS THE POWER TO MODIFY THE SENTENCE APPEALED FROM UPWARD OR DOWNWARD].
10 The hearings on appeal from a final order or judgment of an [A SUBOR-
11 DINATE COURT OR] administrative agency shall be on the record unless the
12 superior court, in its discretion, grants a trial de novo, in whole or
13 in part.

14 * Sec. 8. AS 22.10.090 is amended to read:

15 Sec. 22.10.090. QUALIFICATIONS OF JUDGES. A judge of the superior
16 court shall be a citizen of the United States and of the state, a
17 resident of the state for five [THREE] years immediately preceding his
18 appointment, have been engaged for not less than five years immediately
19 preceding his appointment in the active practice of law, and at the time
20 of appointment be licensed to practice law in the state. The active
21 practice of law shall be as defined for justices of the supreme court
22 in AS 22.05.070.

23 * Sec. 9. AS 22.10.150 is amended to read:

24 Sec. 22.10.150. APPROVAL OR REJECTION. Each superior court judge
25 is subject to approval or rejection as provided in the Alaska Election
26 Code (AS 15.05 - 15.60). The judicial council shall conduct an evalua-
27 tion of each judge before his retention election and shall provide to
28 the public information about the judge and may provide a recommendation
29 regarding his retention or rejection. Such information and any recom-

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mendation shall be made public at least 30 days before the retention election. The judicial council shall also provide such information and any recommendation to the office of the lieutenant governor in time for publication in the election pamphlet under AS 15.57.025. If a majority of those voting on the question rejects his candidacy, he shall not for a period of four years thereafter be appointed to fill any vacancy in the supreme court, court of appeals, [OR] superior courts, or district courts of the state.

* Sec. 10. AS 22.15.160(a) is amended to read:

(a) A district judge shall be a citizen of the United States and of the state, at least 21 years of age, a resident of the state for at least five years [ONE YEAR] immediately preceding his appointment, and at the time of his appointment licensed to practice law in the State of Alaska. [The supreme court may prescribe additional qualifications.]

same thing as for at least some figure

for three yrs

* Sec. 11. AS 22.15.195 is amended to read:

Sec. 22.15.195. APPROVAL OR REJECTION. Each district court judge is subject to approval or rejection as provided in the Alaska Election Code (AS 15.05 - 15.60). The judicial council shall conduct an evaluation of each judge before his retention election and shall provide to the public information about the judge and may provide a recommendation regarding his retention or rejection. Such information and the recommendation shall be made public at least 30 days before the election. The judicial council shall also provide such information and any recommendation to the office of the lieutenant governor in time for publication in the election pamphlet under AS 15.57.025. If a majority of those voting on the question rejects his candidacy, he shall not for a period of four years thereafter be appointed to fill any vacancy in the supreme court, court of appeals, superior courts or district courts of the state.

7 BAE Addo.
18/1/1980

* Sec. 12. AS 22.15.240 is amended to read:

Sec. 22.15.240. APPEAL. (a) Either party as a matter of right may appeal a judgment of the district court in a civil action to the ~~court of appeals~~ ^{Supreme Court} [SUPERIOR COURT WHEN THE SUM IN CONTROVERSY IS NOT LESS THAN \$50, OR FOR THE RECOVERY OF PERSONAL PROPERTY OF THE VALUE OF NOT LESS THAN \$50 EXCLUSIVE OF COSTS IN EITHER CASE, EXCEPT WHEN THE SUM IS GIVEN BY CONFESSION OR FOR WANT OF AN ANSWER].

(b) The defendant may appeal a judgment of conviction given in the district court in a criminal action to the court of appeals [SUPERIOR COURT]. When the judgment is given on a plea of guilty, no appeal may be taken by the defendant except on the ground that a sentence of imprisonment of 180 days or more was excessive [; HOWEVER, THE SUPREME COURT BY RULE MAY FURTHER PROVIDE FOR REVIEW OF A JUDGMENT GIVEN ON A PLEA OF GUILTY]. The state has no right of appeal in criminal actions

for which judgment is given in the district courts, except to test the sufficiency of the information ^{or to appeal a sentence too lenient do accord AS 22.07. - same as for Superior Court.}

(c) An appeal from the district court shall be taken within 30 days from the date of entry of the judgment. All appeals shall be on the record [UNLESS THE SUPERIOR COURT, IN ITS DISCRETION, GRANTS A TRIAL DE NOVO, IN WHOLE OR IN PART].

(d) The supreme court shall prescribe further rules for the procedure for appeals from district courts.

* Sec. 13. AS 22.20.010 is amended to read:

Sec. 22.20.010. JUDICIAL OFFICER DEFINED. The term "judicial officer" means a supreme court justice, including the chief justice, a judge of the court of appeals, a judge of the superior court, a district judge and a magistrate.

* Sec. 14. AS 22.20.110 is amended to read:

Sec. 22.20.110. DUTY OF THE COMMISSIONER IN THE COURT OF APPEALS.

1 THE SUPERIOR COURT AND DISTRICT COURTS. When required by the supreme
2 court the commissioner shall serve and execute all process issued by
3 the court of appeals, the superior court and the district courts, attend
4 to and wait upon grand and petit juries, maintain order, attend the
5 sessions of the courts, and exercise the power and perform the duties
6 concerning all matters within the jurisdiction of the courts as may be
7 assigned to him. The commissioner is the executive officer of the court
8 of appeals, the superior court and district courts.

9 * Sec. 15. AS 22.25.010(g) is amended to read:

10 (g) The word "justice" means a supreme court justice, and the word
11 "judge," unless the context clearly indicates otherwise, means a judge
12 of the court of appeals, a superior court judge or district court judge.

13 * Sec. 16. AS 22.30.080(2) is amended to read:

14 (2) "judge" means a justice of the supreme court, a judge of
15 the court of appeals, a judge of the superior court, or a judge of the
16 district court who is the subject of an investigation or proceeding
17 under sec. 10, art. IV, Constitution of the State of Alaska and this
18 chapter.

19 * Sec. 17. AS 11.56.900(2) is amended to read:

20 (2) "judicial officer" means a supreme court justice, in-
21 cluding the chief justice, a judge of the court of appeals, a judge of
22 the superior court, a district court judge, or a magistrate;

23 * Sec. 18. AS 15.15.30(10) is repealed and re-enacted to read:

24 (10) A separate nonpartisan judicial ballot shall be desig-
25 nated for each judicial district in which a justice or judge is seeking
26 to succeed himself. The ballot shall be divided into four parts and
27 each part shall bear a heading indicating the court to which the candi-
28 date is seeking approval. Within each part the question of whether the
29 justice or judge shall be approved or rejected shall be set out in

1 substantially the following manner: (A) "Shall be re-
2 tained as justice of the supreme court for 10 years?"; (B) "Shall . . .
3 be retained as judge of the court of appeals for eight years?";
4 (C) "Shall be retained as judge of the superior court for
5 six years?"; or (D) "Shall be retained as judge of the
6 district court for four years?" Provision shall be made for marking
7 each question "Yes" or "No".

8 * Sec. 19. AS 15.35 is amended by adding new sections to read:

9 Sec. 15.35.140. APPROVAL OR REJECTION OF A JUDGE OF THE COURT OF
10 APPEALS. Each judge of the court of appeals is subject to approval or
11 rejection at the first general election held more than three years after
12 his appointment. If approved, he is thereafter subject to approval or
13 rejection in a like manner every eighth year.

14 Sec. 15.35.150. FILING DECLARATION BY JUDGE OF THE COURT OF
15 APPEALS. Each judge of the court of appeals seeking to succeed himself
16 in office shall file with the lieutenant governor a declaration of
17 candidacy not less than 90 days before the date of the general election
18 at which approval or rejection is requisite.

19 Sec. 15.35.160. REQUIREMENT OF FILING FEE FOR COURT OF APPEALS.
20 At the time the declaration is filed, each candidate shall pay a filing
21 fee to the lieutenant governor. The filing fee for a candidate for the
22 court of appeals is \$100.

23 Sec. 15.35.170. PLACING NAME OF JUDGE OF THE COURT OF APPEALS ON
24 BALLOT. The lieutenant governor shall place the name of a judge of the
25 court of appeals who has properly filed a declaration of candidacy on
26 the judicial ballot in each judicial district of the state for the
27 general election at which approval is sought.

28 * Sec. 20. AS 15.57.025 is amended to read:

29 Sec. 15.57.025. INFORMATION AND RECOMMENDATIONS ON JUDICIAL

1 OFFICERS. No later than 60 days before the applicable state election,
2 the judicial council shall file with the lieutenant governor a statement
3 including information about each supreme court justice, court of appeals
4 judge, superior court judge, and district court judge who will be sub-
5 ject to a retention election, following the evaluation of each such
6 justice or judge conducted by the judicial council according to law.
7 Each such statement may not exceed 300 words.

8 * Sec. 21. AS 15.57.040(2) is amended to read:

9 (2) judicial officer other than supreme court justice or
10 court of appeals judge, \$50 each.

11 * Sec. 22. AS 24.55.330(2) is amended to read:

12 (2) "agency" includes a department, office, institution,
13 corporation, authority, organization, commission, committee, council or
14 board of a municipality or in the executive, legislative or judicial
15 branches of the state government, and a department, office, institution,
16 corporation, authority, organization, commission, committee, council or
17 board of a municipality or of the state government independent of the
18 executive, legislative and judicial branches; it also includes an
19 officer, employee or member of an "agency" acting or purporting to act
20 in the exercise of his official duties, but does not include the gover-
21 nor, lieutenant governor, a member of the legislature, justice of the
22 supreme court, judge of the court of appeals, a superior court judge,
23 [OR] district court judge, magistrate, member of a city council or
24 borough assembly, elected city or borough mayor, or a member of an
25 elected school board;

26 * Sec. 23. AS 39.20.310(1) is amended to read:

27 (1) members of the state legislature, the governor, the
28 lieutenant governor, and justices and judges of the supreme and superior
29 courts and of the court of appeals, but nothing in AS 39.20.220 - 39.20.-

1 330 may be construed to diminish the salaries fixed by law for these
2 officers by reason of absence from duty on account of illness or other-
3 wise;

4 * Sec. 24. AS 39.23.130(2) is amended to read:

5 (2) "judiciary" means justices of the supreme court and
6 judges of the court of appeals, the superior court and the district
7 court [THE SUPERIOR AND DISTRICT COURTS].

8 * Sec. 25. AS 39.35.680(21)(C)(vi) is amended to read:

9 (vi) justices of the supreme court or judges of the
10 court of appeals or of the superior or district courts of
11 Alaska;

12 * Sec. 26. AS 39.50.200(2) is amended to read:

13 (2) "judicial officer" means a person appointed as a justice
14 to the supreme court or as a judge to the court of appeals, superior
15 court, district court, or magistrate court.

16 * Sec. 27. AS 12.55.120(a) is amended to read:

17 (a) A sentence of imprisonment lawfully imposed by the superior
18 court for a term or for aggregate terms of [EXCEEDING] one year or more
19 may be appealed to the court of appeals [SUPREME COURT] by the defendant
20 on the ground that the sentence is excessive. By appealing a sentence
21 under this section, the defendant waives the right to plead that by a
22 revision of the sentence resulting from the appeal he has been twice
23 placed in jeopardy for the same offense.

24 * Sec. 28. AS 12.55.120(b) is amended to read:

25 (b) A sentence of imprisonment lawfully imposed by the superior
26 court may be appealed to the court of appeals [SUPREME COURT] by the
27 state on the ground that the sentence is too lenient; however, when a
28 sentence is appealed by the state and the defendant has not appealed the
29 sentence, the court is not authorized to increase the sentence but may

add not pick up superior + district court why not in same place 180 district court AS 22.15

1 express its approval or disapproval of the sentence and its reasons in a
2 written opinion.

3 * Sec. 29. A judge of the court of appeals is entitled to receive annual
4 compensation equal to 95 per cent of the annual compensation of a supreme
5 court justice, payable in equal monthly installments, from the date upon
6 which he takes office until superseded by payment of compensation resulting
7 from the first salary recommendations made under AS 39.23 for judges of the
8 court of appeals. *Person already judge, prevents them from losing it.*

9 * Sec. 30. A judge of the court of appeals is not required to contribute
10 to the retirement system under AS 22.25.011 if, at the time of his appoint-
11 ment to the court of appeals, he holds a judicial office to which the retire-
12 ment benefits of AS 22.25 apply and to which he was appointed before July 1,
13 1978. *Several who have retired - they shouldn't*
be penalized either. Justice Ivers;

14 * Sec. 31. Notwithstanding the effective date of this Act, operations of
15 the court of appeals shall commence on a date determined by the supreme court
16 after all judges of the court of appeals have taken office.

17 * Sec. 32. The superior court and the court of appeals have concurrent
18 jurisdiction of those pending district court appellate matters set out in
19 AS 22.07.020(b) that are filed in the superior court before the date or which
20 the operations of the court of appeals commence. The supreme court may
21 transfer a matter within the jurisdiction of the court of appeals from the
22 superior court to the court of appeals, including an appellate matter filed
23 before the effective date of this Act. An appellate matter not transferred
24 shall be decided by the superior court. Before operations of the court of
25 appeals commence, a decision of the superior court on an appellate matter
26 within the jurisdiction of the court of appeals under AS 22.07.020 may be
27 appealed to the supreme court and thereafter to the court of appeals.

28 * Sec. 33. Cases pending in the supreme court on the date on which the
29 operations of the court of appeals begin which have been heard by or sub-

1 mitted to the supreme court on the briefs on or before that date shall be
2 retained by the supreme court for decision. The supreme court may transfer
3 to the court of appeals all other pending cases within the jurisdiction of
4 the court of appeals.

5 * Sec. 34. It is the intent of the legislature that the court of appeals
6 commence operations as soon as possible after the effective date of this Act.
7 The administrative director of courts shall immediately take necessary action
8 to provide suitable facilities for the court of appeals. When advised by the
9 supreme court, the judicial council shall meet and submit nominations to the
10 governor for all initial vacancies for judge of the court of appeals.

11 * Sec. 35. The amendments enacted in secs. 5, 8 and 10 of this Act apply
12 only to justices and judges appointed on or after the effective date of this
13 Act.

14 * Sec. 36. This Act terminates July 1, 1981.

*Hugh Corn
Wants*

15 * Sec. 37. Section 17 of this Act takes effect January 1, 1980. The
16 remainder of this Act takes effect July 1, 1979.

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Sec. 44.29.150. [Drug Abuse program coordinator. The drug abuse program coordinator shall carry out the development and implementation of a comprehensive program to prevent and treat the use and abuse of drugs as they affect the people of Alaska. The comprehensive program may include educational activities, research, grants and treatment centers, or any other activities considered effective for prevention or treatment. The drug abuse coordinator is appointed by the governor.] Legislative Purpose. It is the purpose of the legislature in enacting these amendments to the Advisory Board on Drug Abuse statutes to assist local communities in planning, organizing and financing drug abuse prevention and treatment services through locally developed, administered and controlled drug abuse prevention and treatment programs.

Sec. 44.29.160. Duties of the State Office of Drug Abuse. In order to guarantee effective and efficient use of state and/or federal and/or local community dollars, the State Office of Drug Abuse is charged with the following specific responsibilities:

- 1/ To develop a state plan for drug abuse based on locally determined needs;
- 2/ To provide drug abuse prevention and treatment services by means of grants and/or contracts with locally developed, administered and controlled drug abuse prevention and treatment programs;
- 3/ To complete fiscal audits of such programs on at least a yearly basis;

- 4/ To complete contract compliance evaluations for such programs on at least a yearly basis;
- 5/ To provide the legislature with a summary report of the yearly accumulated program audits and evaluations;
- 6/ To establish a fiscal year State Office of Drug Abuse budget which is to include those funds required for providing grants and/or contracts to locally developed, administered and controlled drug abuse prevention and treatment programs.

State Office of Drug Abuse ^{total} costs will not exceed 19% of the total state authorization for drug abuse; *in other words, 85% of total SONDA drug income will be dispersed to direct service programs.*

Sec. 44.29.170. Composition of the State Office of Drug Abuse. In order to comply with Sections 44.29.150 and 44.29.160, the staff of the State Office of Drug Abuse shall be limited to a single position with specific expertise in drug abuse prevention and treatment programming; additional positions shall require expertise in the field of fiscal audit. The primary emphasis of the State Office of Drug Abuse is fiscal and programmatic accountability, and the staff positions shall require such audit and/or contract expertise.

son: Frank Hettie
2 care juvenile.

Eva Hettie
SR Box 80740
Fbx. 99701

House Judiciary Committee Meeting
Nov. 29
Anchorage

- 1. Charles Campbell - because of visits, aware of their problems. Have the master plan summary. Dept. doesn't agree with all the specific recommendations.
 - Roger Erdell - survey of legislation that would have to be created to implement the master plan.
 - reduced # of juveniles (45 to 8-10)
 - out-of-state placement.
 - community alternatives - has rehabilitation worked? Probation and parole no less effective to rehabilitation.

felony stat.

Al. ranked 7th in all states in use of incarceration. Lack of correlation betw. crimes + imprisonment.

total →
170 are outside

→ 780 people serving ~~sent~~ time in Al. Purpose of code - send to jail those who need to go, but let others go.

12% probation failures and 1/2 of those are technical violations - not crimes.

no real ~~re~~ rehabilitation has been tried, prisons have been tried.

Charles thinks thrust of plan is to save money.

300,000 people serving sentences throughout the country.

1/2 of people in prison could be better dealt with through other alternatives.

Criteria - ~~sent to~~ out-of-state placement - such long sentences - those go out.

30% flat & out-of-state - no real relation to Alaska.

believes that it is a serious problem; restrictiveness of AK. institutions makes inappropriate for long term sentences.

Charlie - didn't think that Bethel and Nome jail facilities needed to be replaced.

Imprisonment not effective way to alter person's character.

2. Ames Luce adminis. of justice, particularly civil side. does mostly trial work - in civil area; calendaring problem in Anchorage - trial & appeal is in shambles. Personal injury - 5 to 6 yrs. finally resolved if appealed.

1975 { Trial setting memorandum - used to be about 3 month. Takes one yr. to prepare case. Appeal 1 yr.

no judicial increase since '74. Pipeline impact.

Criminal cases 120 days; began to take priority.

abolishment of plea bargaining - straw that broke the camel's back.

18 months now - after trial setting conference.

\$50,000 - \$100,000 to defend aircraft cases. Experts from out-of-state > yet when trial comes - then set them trial off. Screw everything up.

disposition of appeals now takes 2 yrs.

T and A bar - attempting to make system more ~~effective~~ effective.

Need: 8,000 - 10,000 ^{civil} cases (backlog)

50 cases - trailing - bumped from trial set.

Trial bar - expansion of judicial resources - Ct. will ask for 2. Bar believes that they need 3.

do keep current with filing - but prob. with \$8,000 - \$10,000

	<u>Judges</u>	
Anchorage	8	- 700 atty.
Ft. Ys.	4	- 80 atty

Chief Justice bringing in 2 judges for 6 months.

Trial bar: wants 20 such "judges"

New type of judge - pro tem adjudicators - part time drawn from trial bar. England has "recorders" who function in similar fashion. ~~Waste~~ Work - 3-4 weeks a yr. \$60 per hour - 1/2 rate in town - use staff + office. Court would have to supply courtrooms. 4 pro tem adjudicators - for one superior court judge.

T & A would have to agree.

Judiciary not like this plan.

This would assist with 8,000 - 10,000 backlog.

Appellate delay - total pt. of appeal on every case.

Every criminal case - appealed on sentence - new crim code. => more increases.

Thinks 3 J. Appellate court is

needed, will free up Sup. Ct. for civil case.

More serious appeal / or cheaper to appeal than pay.

\$100,000 judgment. if invest 15 to 16% rate of return. If delay case make \$15,000 - get Atty to appeal for \$5,000.

Since it now takes 2 yrs. - makes \$4,000 including 8% interest on judgment.

Post judgment interest should be 2% over prime - each 6 months charge.

* Phillips case - debt is owed from time of injury.

Shouldn't be economical to Appeal

was a bill last yr.

Lack of judicial pay raise since '75.

health plans, retirement, honor: are the attractions.

reduce effective pay ^{by} 40% due to inflation.

Campers are were economic dev. + social problems.

Masters - don't handle jury trials. after masters' decision first line of appeal is superior court.

75 - post judgment interest - increased from 6% to 8%.

Luce is a PI's lawyer. Delay - frequently in interest of A. PI not have as much interest in delay. Luce works on contingent basis only.

Plea bargaining going on now, more cases going to trial. Makes system less flexible.

- 3. Bert Campbell - investigating in racial discriminating - Thinks that there is some conscious discrimination going on. Problems with bail practices. More racial bias in North, now, than in South, bec. of awareness in South.

Mich. court study - found racial discrimination against non-whites. Not as great as what going on in Alaska.

2 day work shop - tomorrow & next day - Comm. will put together.

Feb. 1 report due - report will be ready 1st or 2nd week in January.

hiring practices no where come close to EEO requirements. Bert will request cutting off the funds. No agency other than D.P.S. has affirmative action hire.

pre sentence report writers = "
 parole officers - likes private contractors.
 Parole Bd - lack of guidelines - no control over them. agrees with master plans discussion of Parole Bd.

6

Bail practices - pre-trial release - screws the minorities. Because of the conditions in the statutes. District court judges said that statutes give rise to problems.

Judicial Qualifications - no one knows where to file complaints against judges.

Last yr. got 15 complaints against judges. 112 of them didn't fall w/in jurisd.

Invest. 3, one is ~~one~~ on-going now.

poster in every courtroom - Charlie's idea.

75% of Council = Judges.

Reason for increase in budget -

4. Kit Evans

HB 392 - no current law protect women in battered situation.

Sees bill as appropriate intervention.

abuse them of rts. Police thinks will cut into discretion.

TRO - must have atty. > generally take a day. must get a judge to sign it; if not there, issues a bench warrant > 1st.

violation of emergency order \Rightarrow misdemeanor.

Notice \leftrightarrow

doesn't think so.

S. Tom Barton |

Agent in charge DEA - 3 special agent, office here in Anchorage.

Reduction in trafficking heroin, narcotic, Heroin. ~~definitive~~ cocaine, Heroin pot.

Believe most of drugs. * Cocaine - highest use in AK. via Ca. or Seattle by airplane. Through Anchorage - used resource - Anchorage Airport unit.

Forced to close DEA Fbxs. office. Disparity betw. Fed. & State Law. - one problem.

Take lot of manpower to go after the top level wholesaler.

legally not way to prosecute - ongoing criminal enterprise.

1. ongoing criminal enterprise.

RECO

Legislation - definition of crime poss.

conspir. to possess
magf9.
precursors.

quantities not defined -

all, but two included conspir. - pretty successful. with conspiracy charges but never used ongoing criminal enterp.

dog - heroin, coke, pot.

Anchorage - police Dept. has dog

Dilaudid - sym. nact. - most potent.

\$ 60 tab - disolved + shot w/ heroin
scab tite.

legitimate MD. use;

Q.

should law-regulated legit. Drug industry
be regulated more thoroughly than in fed.
Control. Sub. Act.

piperidine used for PCP.
new drug used to mfg.

present req. of legit. drug industry industry; is
sufficient.

need

more resources
improved state statute.

deferred imposition of sentence used frequently
in fed. cases.

70 - no knock provision - originally
contained; not worth having in
statute bec. of gen. public attitude.
not use No-knock - not feel
handicapped

6. Fraiser + TURNER

state level - 5 officers - teams FBYs,
Kenai, Anchorage.

(9)

Q. \$ 40,000 - \$ 50,000 Drug purchaser
Ketchikan -

more marijuana now bec. of
new drug laws.

Q possess with intent to distribute.
Thinks something more than 50%
successful.

21 homicides were drug related last #
1 yr.

6 or 7 03. - charge dismissed.
indiff. probable cause - warrant -
also dismissed in Anchorage
Sitka - dismissed.

Dillingham - Fraizer -
drug related deaths → found drugs
on them, in homes, witnesses, but not
confirmed by blood streams, autopsy.

Traffic M. Arnold
4000 - 5000 - 500 trials ;
cases

Title 28 - finding guilty of infraction -
no effect on civil cases.

Commerce code - weight + measures -
resp. of agencies.

: Criteria - Parole Bd.

I. Statutes first

II. background

time done

what's his plan

where going

what doing

been on parole or probation before

14 or 15 criteria go by.



if lazy in prison - that is a factor too,
has to ~~be~~ be motivated.

whether guilty or not - doesn't make any
difference to Parole Bd.

must do at least 1/3 before Parole Bd.
has authority.

They are working on guidelines
now.

going over for printing > Annual Rep. of Parole Bd.

2% absconded * higher rate than national.

6% convicted

17% technical violation

75% still on ~~prob~~ parole.

mandatory 1/3 est in 1974.

early next spring, guidelines will be est, then
no need for "1/3".

old case - Drug people in F.D.S.; fear that
professional testimony not being considered.

Parole Bd. did not walk out on "Gold" Fox's case. Disputed facts of case.

most paroles violation within first two years. Yet AK. law requires Parolees to remain on parole. Parole Bd. thinks this is a waste of time for DOC staff.

Recidivism rate - system not setup to compare parole / pure freedom. Fla. example cited by Campbell yesterday.

Chief Anderson

\$ 329 people Anchorage Police Report.
\$ 175,000 for training.

use of fire arms - warning shots?

How much credit do officers get APSC

3 days of training - 120,000 cost due to overtime.

Primary crime prob. - violence seem to be escalating. most are drug related; rape & statutory rape - real concern.

with other polices, Natl and state

< consistent > reason too dangerous, may cause injury to someone. Not a safe practice.

shoot
&
no shoot

Mr. John E. Angel

5 days - [3] yet Angel says 24 hours.

need for training - system wide improvement needed.

Gov. Panel -> Criminal Justice
Training
Agency

Should not be put other way the unit. Dept. of Law, etc. DOC, Courts.

regions - made out of unorganized Borough -
Law enforcement, Superior Court, Corrections.

11 regions with centrally located facility. -
Court should vide Circuit within regions.

Emergency communication facility is very
poor.

Grant in addition to revenue sharing,
which is inadequate now.

15 to 20 million facilities
grants 10 mill. per year

Mr. Justin - terminates Sept. 80 - if report
indicates problems - please consider
continuing it - to monitor the
implementation. While report is
required by statute - it doesn't
require recommendations.

Supports activities - rural etc. - stuff
mentioned by Hugel.

Coastal management programs -
local concerns and policies. Same scheme
might be developed for other items.

Stally (unleg. Affairs) study.

Mike Rubenstein -

intake does bail in AK.

Roger Endell

40% of those on probation ≠ New Crim. Code
probation. failure 12% '12. of which =
technical.

Perck

Ketchikan, Alaska
November 9, 1978
2:00 P.M.

H.B. 412 Sister Barbara H. - Act providing minimum standards for care. Believes industry already over-regulated. This bill would increase hospital costs by \$200,000 - \$250,000. Poor piece of legislation.

Paul Winger, retired grocer - litter control bill very successful in Washington. Cleans up 2/3 of litter. Voters turned down a bottle bill in Washington. SB 2, SB 231 patterned very closely after Washington law and witness supports this bill.

Sister Barbara H. would like to see Guardianship legislation. Says there is a need for this.

Will Sellsen - goes to court frequently - witness is a reporter. Lack of public understanding of court justice system - has created a closed society. Not many people of general public don't ever go. Witness has no real suggestion as to how to solve, thinks that press is good.

Lawyer.
 Jim Bruce - now working for P.D. had
 been a prosecutor. Concerned
 about jails being filled with
 "down and outers" → Natives.
 No individual seems to practice
~~subt~~ overt discrimination. White
 middle class norms prevail.

If commits forgery - cashing bad checks
 at bars to get booze.

Draconian penalties in new criminal
 Code - will really hit the Natives.

* *

2nd and 3rd offenses.

Q Integrated bar - doesn't care.

Q Court of Appeals - no real position

Code spells out what presumptive
 sentence will be - puts pressure on
 judges to put people in jail.

Natives may walk into services crimes -
 just to get a bottle of booze.

Underlying events for these crimes
 are ~~not~~ not very serious, but
 crimes are.

Overworked at P.D.; Plea bargaining not effect
 DA's, but did affect P.D. System is
 somewhat out of balance.

Cut by 22% for travel - last years
 P.D. budget. Air Charter is up double.

Richard Gaspin - HB. 375
Supports - municipalities providing
some support to P.D. city misdemeanors,

Court of Appeals - thinks it
should be established.

Sept. 78 Argued \Rightarrow decision 15 months
later.

Jim Bruce - burden in P.D.'s office
some provision would have to
be made for those communities
which couldn't afford.

Domestic Violence is a problem.

Sealing
Confidentiality ^{HB.} ~~378~~ - by Gardner -
of Arrest records 490 Witness supports.

Saturday - November 10

Georgia Booth - Dept. Clerk. Kechikan Borough
245 - Recall section -

Sponsor

subscribers

Recall Committee

} not consistent
throughout bill.

general election - changing it to 'regular'

341 - majority elections

pg. 1, line 10; supports bill

384 - Apportionment of - SB 137

Dr. Wilson - Physician, since 1933.

HB. 412 - 40 bed break pt. in bill.
minimum standards for
hospital care, doc must be there.
Ketchikan Hosp. 44 beds - Doc. in
emergency call each day, rotation;
would result in increased costs;
Bill has no merits.

Oscar Erickson 37 Limited Entry -
ground fishing.

Limited Entry for Wand Trolling

HB 345 - relating to Public Officials
recalling borough and city officials

HB 2 Letter - Colletta's bill. Wants
to support it; 5th case for any case
of beer; 5th case for any case of
whiskey - Interstate Commerce Clause.

Lillian H. W.

had contacted Mr. Campbell re: Foster
son; had taken care of delinquent children
23yr. old. got into trouble - stabbed one of friends
friend was

PO officer had foot on him. J. Shultz-
if go into training. Mr. Collins says wasn't
fit for him. Rejected from Skill Center bec.
Collins said no.

Real complaint against PO.
Guy is full blooded Aleut, ^{Paul} changing 23.
P.O. won't let guy see letter. Hunk's P.O.
should rotate.

Carr House is Alz. treatment center - Mr. Yasmin
is his atty. & has worked very hard.

Awaiting to go to Skill Center - but needs
\$ from Cedit.

Cory Rador - Chairperson Bld. of Directors
Women in Safe Homes

01-650 (A) ← arrest authority
12.25.030(b) ↓

Berck

* 650 b(5) Atkacher arrested
check to confirm - warrant ~~less~~
arrest. of violator Restraining Orders
[filing fees]
[indigency]

one year waiting list in Ketchikan -
this provision won't help them.

pub. Emergency funds available at Skiltons -
for immediate needs. OR shorten time
for Public Asst.

Arlene Barrett - Ex Dir. Women in Safe Homes.

thinks that arresting portion of the bill is really helpful.

Blind to other women's problems -
rt. to become pregnant.

16 units of low income problems -
in Ketchikan - not think that
this would be too helpful

Reason too unenforceable, need to get
a warrant to make an arrest takes time.

98 cases

15 sent back to lower 48

54 case July - Oct. this year

July - July 28-79

Anchorage Community Center

325 Ames Ave

E. Third. Mr. Jarvis > would like
Anchorage Police Dept - Chief
Charles Anderson

- list
of people

Burton

> send list to committee.

~~to the community,~~

Mr. Ric. Yospin, Atty.

HB 479 elimination of possession with intent
to sell. Likes that idea.

Can see some problems - distribution
of every schedule - 50 or more,
no account for purity of substances.
This could be a problem. Might have
to make it ^{specific} substance - such one
in list

2 offenses at same time - shouldn't be aggregated to make one strong offense.

SALE is illegal, but possession

270 - possession + distribution -
things - legal amounts should be
same.

hash oil
THC
hashish } in same schedule
but vary the penalties

State Correctional Center At Ketchikan

24 - but one juvenile
one adult female
all of which are at sentencing

average 33

The State Correctional Center at Ketchikan was built in 1936 in part of the fifth and sixth floors of the Ketchikan Federal Building in the commercial section of the City. It has extremely limited space with 2,000 square feet of usable area often serving dual purposes. 12 full-time Division of Corrections employees staff the facility.



CAPACITY AND POPULATION CHARACTERISTICS

Ideal capacity at the Center is no more than 21 persons. A maximum of 32 individuals can be accommodated. The Center is the intake facility for all adult men detained by State, Federal and City law enforcement officials in Ketchikan, on Annette Island and the towns of Craig, Klawock, and Wrangell. Medium security housing is provided for offenders, who usually serve sentences of six months or less. Maximum security detention facilities are also available.

HOUSING

ADULT MEN- One, 22-bed dormitory, is supplemented by two, two-bed security units; one single unit, and one small alcohol detoxification unit. A trustee dormitory on the sixth floor houses up to five persons. Meals are served in a central dining room.

INSTITUTIONAL WORK PROGRAM

Up to five individuals are employed in general maintenance trustee positions.

MEDICAL SERVICES

A locally contracted physician performs examinations and treatment at the institution two days each week, and is on day or night emergency call. A public health nurse administers laboratory tests twice monthly. Local physicians are provided by the institution for dental and ocular care. Hospitalization for offenders is available at the Ketchikan General Hospital.

RELIGIOUS SERVICES

Non-denominational religious services are conducted each week by volunteer clergymen through the Ketchikan Ministerial Association. Local clergy also visit the Center for denominational services or informal personal counseling.

RECREATIONAL FACILITIES

The Center's main dormitory and trustee areas each contain a television. A small library is maintained in the attorney's interviewing room. Table games are available and a motion picture is screened once each week. Weight lifting equipment is provided and commissary items are distributed weekly. An extremely small rooftop area functions as an outdoor exercise area in the summer months.

RECREATIONAL ACTIVITIES

No ongoing recreation program is available to offenders due to lack of sufficient space.

INSTITUTIONAL PROGRAMS

ACADEMIC EDUCATION- Instruction in basic education and high school level classes under the General Equivalency Diploma program are conducted at the Ketchikan Detention Home for all interested individuals three evenings each week. No tuition is required.

VOCATIONAL EDUCATION- No ongoing vocational education program is available to individuals at the Center.

COUNSELING- Group or individual therapy, and alcoholism or drug counseling sessions are conducted one day each week by Gateway Community Health Center representatives.

The Ketchikan Alcoholic Recovery House provides individual alcoholism counseling at no charge at the institution. An alcoholism education class is planned to begin at the institution in 1974 through the K.A.R.H.

COMMUNITY RESOURCES

Resources listed below require a release program for participating offenders.

ACADEMIC EDUCATION- Classes in academic and various vocational skills are offered at the Ketchikan Community College. Tuition must be provided by students or a sponsoring agency. The Correctional Center will provide tuition in poverty cases.

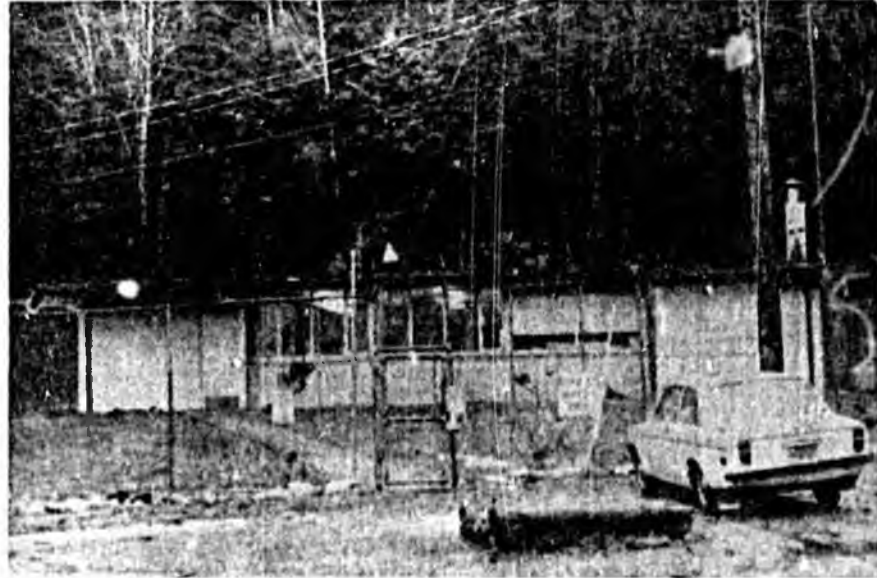
VOCATIONAL EDUCATION- (see above)

COUNSELING- A 30-day alcoholism treatment program is available at the Ketchikan Alcoholic Recovery House. Participants receive therapy, alcoholism education, civics instruction and counseling. A \$700 fee is required from clients able to pay. Treatment is available to poverty level clients through a fee scale based on a percentage of income or in extreme cases, treatment is provided free of charge.



Booking Desk

State Detention Home At Ketchikan



The State Detention Home at Ketchikan was built in 1957 through the joint efforts of the State of Alaska and the City of Ketchikan. It is administered by the Superintendent of the State Correctional Center at Ketchikan. The one story structure occupies a 30-by-60 foot lot near a residential section of the community approximately one mile from the Correctional Center. The Detention Home was originally designed as an informal institution with a modified residential floor plan. A more secure, but hospitable atmosphere is presently maintained by a staff of five female Correctional Officers.

CAPACITY AND POPULATION CHARACTERISTICS

The Detention Home serves as the intake facility for children and adult women from the Ketchikan area. Temporary, medium or maximum security housing is provided for juveniles and youthful offenders. Medium security detention for adult women is provided for periods before and after adjudication, including short term misdemeanor sentences.

HOUSING

Four, 4-bed units may be used for boys, girls, or women as need arises. One single room serves as a reception unit. Adult offenders are segregated from juveniles. Meals are served in the living units, or family style, at a central dining table.

INSTITUTIONAL WORK PROGRAM

No organized institutional trustee work program is available at the Detention Home.

MEDICAL SERVICES

All medical services available at the State Correctional Center at Ketchikan are provided for individuals at the Detention Home.

RELIGIOUS SERVICES

No organized religious services are conducted at the Home, however, local clergy are available for individual services or informal counseling.

RECREATION FACILITIES

A combination lounge, classroom, library and television room is available to all individuals at the Detention Home. A 30-by-60 foot outdoor grassed yard surrounding the Home is available for exercise and games, however, space limitations prohibit organized field sports. Table games, a Ping-Pong table, tumbling mats and weight lifting equipment are also supplied.

RECREATIONAL ACTIVITIES

Children's arts and crafts, games and outdoor sports are supervised by volunteer Ketchikan Probation Office and State Correctional Center staff on an informal non-scheduled basis.

INSTITUTIONAL PROGRAMS

All educational, vocational, and counseling programs at the State Correctional Center at Ketchikan are open to adult women offenders at the Detention Home.

ACADEMIC EDUCATION- Children's instruction is provided by a part-time teacher each evening from elementary through high school levels.

VOCATIONAL EDUCATION- No vocational education program is available for children at the Detention Home.

COUNSELING- Children may request individual counseling on legal or personal problems from representatives of the Ketchikan Mental Health Center, the Juvenile Probation staff and Ketchikan Youth Advocate organization at no cost. Public School counselors provide educational and personal counseling.

COMMUNITY RESOURCES

Programs listed below require participation outside the Detention Home. All community resources in academic education, vocational education or counseling available to individuals at the State Correctional Center at Ketchikan are open to adult women at the Detention Center.

ACADEMIC EDUCATION- Children at the Detention Home may receive instruction at various schools within the Ketchikan school district.

VOCATIONAL EDUCATION- No community vocational education program is available to children at the Detention Home.

COUNSELING- The Ketchikan Mental Health Center offers therapeutic classes in arts and crafts once each week at the K.M.H.C. No fee is required for participation.

New facility
24 beds with ^{committing} magistrate division
P.M. 11.00

Use would increase the beds over
the 20 years.

2 million

need another 100,000 because of 0.5%

2.2 million

... would increase the beds over
the 20 years.

1971 change

... judge would say that
... Court ...

... would have to be ...
this is very rare, if said by 10th of ...
90 day price

Court may ...
...
... 1971 ...

Berch

From Ketchikan

Introduced: 3/14/79
Referred: Judiciary

BY MALONE, ANDERSON, COTTEN,
DUNCAN, HAYES, MEEKINS, MILLER,
PARR, ROGERS, SCHAEFFER AND
GARDINER

1 IN THE HOUSE

2 HOUSE BILL NO. 392

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to domestic violence; and amending
7 Rules 3, 65, and 76, Rules of Civil Procedure."

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

9 * Section 1. AS 09.55 is amended by adding new sections to read:

10 ARTICLE 9. DOMESTIC VIOLENCE.

11 Sec. 09.55.650. DUTIES OF PEACE OFFICERS. (a) If a peace officer
12 has reason to believe that an adult or an emancipated minor is a victim
13 of domestic violence, the officer shall use all reasonable means to
14 prevent further domestic violence and to assure the safety of the
15 victim, including

16 (1) remaining on the scene of the domestic violence as long
17 as there would be a danger to the physical safety of the victim without
18 the presence of the peace officer;

19 (2) assisting the victim in obtaining emergency medical
20 treatment if necessitated by an assault, including transportation to the
21 emergency room of the nearest hospital or to the nearest health
22 provider;

23 (3) assisting the victim in removing to a safe place nearby,
24 or to the nearest facility offering shelter to victims of domestic
25 violence;

26 (4) giving the victim immediate notice of rights provided
27 under this section and of the existence of the nearest facility offering
28 shelter to victims of domestic violence;

29 (5) arresting the assailant

1 (A) if the peace officer has reasonable cause to believe
2 that the assailant has committed domestic violence which is a
3 felony,

4 (B) if domestic violence which is a misdemeanor is
5 committed in his presence, or

6 (C) under the circumstances set out in AS 12.25.030(b).

7 (b) The notice required in (a)(4) of this section includes the
8 following written statement which the peace officer shall read and give
9 to the victim:

10 "As a victim of domestic violence you have the right
11 under law to demand that the officer present do the following
12 things:

- 13 (1) stay as long as needed to make sure that you are safe;
14 (2) take you to the nearest hospital or health provider
15 if you need medical care;
16 (3) take you to a place nearby where you will be safe if
17 you want to leave here; and
18 (4) tell you how to contact the nearest organization that
19 offers aid or shelter to victims of domestic violence.

20 You have the right to ask the court to issue an order to
21 do any or all of the following things:

- 22 (1) order your attacker to stop hurting or threatening
23 you or your children;
24 (2) order your attacker to get out of the house;
25 (3) order your attacker not to communicate with you
26 in any way;
27 (4) give you temporary custody of your children;
28 (5) order your attacker to pay for your costs which
29 result from the attack, including medical and moving costs,

1 loss of earnings or support, or other costs for injuries you
2 or your children received.

3 If your attacker does not obey a court order to get out
4 of the house or to leave you alone, your attacker can be
5 arrested immediately. To get a court order contact the
6 superior court in (name of place) and they will help you.
7 You must do this within 10 days. To get an order quickly
8 in an emergency, you may also contact the district court
9 in (name of place) or (name of magistrate).

10 The court order is designed to protect You also
11 have the right to file a criminal complaint against your
12 attacker."

13 (c) If the victim does not understand English, the officer shall
14 make reasonable efforts to explain the rights provided in this section
15 in a language the victim understands.

16 Sec. 09.55.660. ORDER FOR RELIEF. (a) A victim of domestic
17 violence who is an adult or an emancipated minor may, within 10 days of
18 the act of domestic violence, petition a superior court or, if the
19 circumstances described in (c) of this section exist, petition a dis-
20 trict judge or magistrate under (c) of this section for an order

21 (1) restraining the assailant from subjecting the petitioner
22 to domestic violence;

23 (2) directing the assailant to vacate the home of the peti-
24 tioner;

25 (3) restraining the assailant from contacting the petitioner;

26 (4) directing the assailant to pay support for the petitioner
27 or for the minor children in the care of the petitioner if there is an
28 independent legal obligation of the assailant to support the petitioner
29 or the children;

without
warrant →

1 (5) awarding temporary custody of a minor child to the peti-
2 tioner;

3 (6) directing the assailant to pay the petitioner for losses
4 suffered as a result of the domestic violence, including medical and
5 moving expenses, loss of earnings or support, and other out-of-pocket
6 losses resulting from injuries sustained.

7 (b) Upon receiving a petition under (a) of this section, the
8 superior court shall schedule a hearing and shall provide at least three
9 days notice to the respondent of the hearing and of the respondent's
10 right to appear and to be heard either in person or by attorney. If,
11 after the hearing, the superior court finds that the petitioner has been
12 subjected to domestic violence by the respondent, the superior court may
13 issue any of the orders for relief described in (a) of this section or
14 any other order the superior court determines to be necessary for the
15 protection of the health, safety and welfare of the petitioner or of a
16 minor child in the care of the petitioner.

17 (c) The superior court or a district judge or magistrate may issue
18 a temporary order without following the notice and hearing requirements
19 of (b) of this section if (1) the petitioner demonstrates a substantial
20 likelihood of immediate danger from the respondent to the health, safety
21 or welfare of the petitioner or of a minor child in the care of the
22 petitioner; and (2) the court or district judge or magistrate determines
23 that the order is necessary to protect the petitioner or a minor child
24 in the care of the petitioner. Immediately after issuing a temporary
25 order under this subsection or upon receiving notice of an order issued
26 by a district judge or magistrate under this subsection, the superior
27 court shall notify the respondent and give the respondent an opportunity
28 to be heard as soon as possible, but in no event later than 10 days,
29 after the order is issued on the question of continuing the temporary

1 order.

2 (d) Relief granted by a superior court under this section shall be
3 for a fixed period of time not to exceed 45 days; however, upon motion
4 by the petitioner and after hearing, the superior court may issue an
5 order for an additional period of time as it considers necessary to
6 protect the petitioner from domestic violence. The superior court may
7 modify its order at any time upon petition of either party.

8 (e) Proceedings under this section do not preclude any other
9 available civil or criminal remedies.

10 Sec. 09.55.665. FORMS FOR FILING PETITION. The Alaska court
11 system, in cooperation with interested persons and organizations, shall
12 prepare forms and instructions for the use of persons seeking an order
13 for relief under AS 09.55.660, including forms for waiving filing fees
14 on the basis of indigency. The forms shall conform to the requirements
15 of AS 09.55.660 and the Alaska Rules of Civil Procedure, except that
16 information on the forms may be filled in by legible handwriting. The
17 office of the clerk of each superior court shall make the forms and
18 instructions available to the public.

19 Sec. 09.55.670. NOTIFICATION TO LAW ENFORCEMENT AGENCIES. If a
20 superior court, district judge or magistrate issues an order described
21 in AS 09.55.660(a)(1), (2) or (3), the superior court, district judge or
22 magistrate shall transmit a copy of the order to the appropriate local
23 law enforcement agency. Law enforcement agencies shall establish pro
24 cedures adequate to inform their peace officers of the existence and
25 terms of orders transmitted to the law enforcement agencies under this
26 section. Peace officers shall use every reasonable means to enforce the
27 orders.

28 Sec. 09.55.680. TRAINING OF PEACE OFFICERS. Law enforcement
29 agencies shall establish training procedures for peace officers, or

1 shall include training in existing training procedures for peace offi-
2 cers, which acquaint peace officers with the rights of the victim of
3 domestic violence, the types of orders which may be issued under AS 09.-
4 55.660, and techniques for handling incidents of domestic violence which
5 promote the safety of the victim and reduce the likelihood of recur-
6 rence.

7 Sec. 09.55.690. CRIMINAL PENALTIES. (a) Violation of an order
8 described in AS 09.55.660(a)(1), (2) or (3) is a misdemeanor punishable
9 by imprisonment for up to 60 days, or by a fine of up to \$500, or by
10 both. A second violation of an order described in AS 09.55.660(a)(1),
11 (2) or (3) is punishable by no less than three days imprisonment.

12 (b) A peace officer shall arrest and detain a person found by the
13 peace officer to be in violation of an order described in AS 09.55.660-
14 (a)(1), (2) or (3) if the order is in full force and effect.

15 Sec. 09.55.700. DEFINITIONS. For the purposes of AS 09.55.650 -
16 09.55.700,

17 (1) "domestic violence" means the intentional perpetration of
18 any of the following acts by a person against a household member, a
19 spouse, former spouse, or blood relative of the person:

20 (A) attempting to cause or causing physical harm to the
21 other person or to a minor child in the care of the other person;

22 (B) placing the other person or minor child in the
23 care of the other person in fear of imminent serious physical harm;

24 (C) causing the other person to engage involuntarily in
25 sexual relations by force, threat of force or duress;

26 (2) "facility offering shelter to victims of domestic vio-
27 lence" includes facilities offering programs which provide emergency or
28 short-term lodging or housing for adults who are victims of domestic
29 violence and their children.

1 * Sec. 2. AS 18.55.330 is amended to read:

2 Sec. 18.55.330. PREFERENCE TO VETERANS AND TO VICTIMS OF DOMESTIC
3 VIOLENCE. (a) The authority shall initially offer 50 per cent of the
4 dwelling units in a housing project for rent or sale to veterans. The
5 offer shall be by publication of reasonable notice in a newspaper cir-
6 culated in the area in which the housing project is located. The autho-
7 rity shall set aside these units for rental or sale to veterans for at
8 least 30 days following first publication of the notice before making
9 them available to other residents. If, after an additional 30 days a
10 unit remains unassigned, the authority may rent or sell it to any person
11 in the state, provided that victims of domestic violence who move from
12 their homes to avoid further domestic violence [RESIDENTS] have first
13 preference and other residents have second preference.

14 (b) Victims of domestic violence who move from their homes to
15 avoid further domestic violence have first preference for dwelling units
16 in a housing project not set aside for veterans under (a) of this sec-
17 tion.

18 (c) The authority shall adopt regulations in accordance with the
19 Administrative Procedure Act (AS 44.62) to implement the preference in
20 this section for victims of domestic violence. The regulations shall
21 include criteria for determining when a person is a victim of domestic
22 violence based upon the criteria in AS 09.55.650 - 09.55.700.

23 * Sec. 3. AS 22.15.100 is amended by adding a new paragraph to read:

24 (9) to issue a temporary order in domestic violence cases as
25 provided in AS 09.55.660(c); the district judge or magistrate shall
26 notify the superior court immediately upon issuance of the temporary
27 order.

28 * Sec. 4. Section 1 of this Act has the effect of amending Rule 3, Alaska
29 Rules of Civil Procedure, by allowing courts to proceed upon the filing of a

1 petition rather than a complaint, and Rule 76, Alaska Rules of Civil Pro-
2 cedure, by allowing the courts to accept for filing petitions which are hand-
3 written in part. Section 1 of this Act also has the effect of amending Rule
4 65, Alaska Rules of Civil Procedure, by establishing an alternate procedure
5 for obtaining orders for relief from domestic violence.

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Beruk

Beruk Hearing
Oct. 5, 1979
Friday

1. Jackie Rhuman TUC (Tundra Q Coalition)
HB392 *

HB 130

Some reservations as to HB392;
* Not ~~affected~~^{speaks} to some of rural prob.
prob. of communications in village.
no contacts in village - can't put
her name over drum.

Police officer may be friend of
"batterer."

not enough police officers in
village - training program -
turn over; not sensitive
enough to prob.

Client comes to Beruk - 5 day
stay. If trying to make
transition. Very difficult
to make transition.

no place for kids - no emergency
child care.

no low income housing
available - no pref. for ASHA -
they really need in a week
to 2 weeks.

Criminal justice not work for ♀
had to leave her home +
find safe place away from
husband

In hall
she
knows
but
need
at
last

instead of jail sentence - opt. for rehabilitation. Most women not want to see husbands go to jail.

Need: training for ♀; job skills; assertiveness training.

Questions from committee members:

day care → Bethel Social Service 41 - Children Pre school programs [this is full.]

Thelma's: provider has to be licensed. Revolving loan fund - CRA - dept. of Comm & Eco. Dev.

Police training - talking about local village police officers.

Martin: healthy villages ~~are~~ dealt with those problems in past, but many villages are not healthy anymore, they lack leadership.

immediately get out of jail if go to jail;

Parr. women aren't willing to prosecute them why not send them to jail. DA. not there for arraignment, cop decides on the charge - it is wrong - then it gets thrown out of court. Not enough DA's here in Bethel. They don't want to send Husband Father, brother to jail. Half cases ~~are~~ never go to jail - fear of retaliation

Why not mandatory that batterer has to get counseling?
Come out of jail more angry.
Believes that that person is sick.
It would have to be mandatory.
Knew that police wouldn't do anything.

Dan Branch: PHS phone system not available for village use. Can't rely on village - may feel she shouldn't leave her husband.

Some villages arrest batterers
Put in jail - effect since often under alcohol influence 5 or 6 villages have these kinds of facilities.
HSC was in the TRC biz.

A+B
Charges
! This is on the increase

Bail - H. not batter or visit wife.

Spend night in jail - sometimes they are fined, may not be constitutional.

Most cases are alcohol related.

TRC - not terribly effective. Lucky if able to find person to respect paper. Pre by. needs services of process.

Bob Buttone: Alz Treatment Center.

Believes that person should be put in jail if law says that. But ~~cannot~~ ~~overriding~~ needed in addition

3 days in jail - for driving while intoxicated. - But this need law also requires counseling. He thinks that is great!

Is it a deterrent. ~~Witness~~ Witness says yes.

Par: indications are it is not working. Jones not connecting.

Alz Programs not work

Witness - says yes they do work

Side 2
of tape
#1

Ben Ch - City Atty. Comes sub 'antial' majority arise from Alz problems. Hands are tied to prevent problems earlier. Uniform Alz Treatment Act - Fed Law. - how long term treatment is forced involuntary - const. rts must be protected, but still problem. Difficult to deal with public intiv. because of this statute - use of word "incapacitated" term of art defined in act.

Large scale bootlegging - running into problems - need to control use of public carriers + mail order shipments. One of provisions of 2005 old bill - not fully met, but allow local liquor store. Put 8 that bootleggers make into city for programs.

Municipal
part
immunity

State statutes port immunity is very slim. - municipalities must be very careful They must be broader

Under present scheme - ban sale or not - within municipal boundaries^{ies} - ABC Board handles licensing. Needs the middle ground possibility.

Bootleg - Title 4 - state violation - 7 or 8 - 16 arrests during the last year. Conviction is very low.

Interstate carrier - when, difficult to control, since federal regs. Thelma says was a quit, but Wein get off - said just delivering freight.

Para: intg, sale, + ~~interstate~~ transportation -> old prohibition law. Do state statutes only permit the city to prevent sales? Preemption - State - Title IV:

Increase in drug use over past 2 yrs.

Gitto Long - disease; illness, yet still strong - 112 job problems. Should have devotion in heart. oppressed + non oppressed segments of society. most people don't believe it is a disease. drunk + alcoholic distinction.

Dianne Carpenter - Tundra Coalition.

11B
302

Problems of village Q - strongly support, but only 1st step used resources. Arrest procedures inadequate, very unlike that attack will occur in presence. In one to go to in some villages.

Village Councils are in terrible position - called on to enforce the law if there is a cop to call - ineffective. Gets out of jail quick

HB. 392

provision that calls for: probable cause -

needs to be training of law enforcement officers for domestic violence. Claims is in the bill

Need for more positive programs - education in the schools. (this is NOT in bill.)

Problem of emergency child care.

Child Care Assst Program - C.R.A. Dept. can't help unless give custody to Family Services.

Nix's Hickey - not working - 3 day mandatory OMV sentences; More arrested than before in FOXs.

Jalyn Parks

* [ALSC - conflict] & Flores decision ^{is at stake} court appt. atty - ~~state~~ - state as guardian w/ interim appointments in terms of pay. authority to Appoint any officer of court

Divorce - can't do in conflict situation

ALSC not representing Flores - who claimed need for ATTORNEY. > not right,

need to check.

John Anguak, Ceda Director, Bethel

nineteen graduates - Public Safety Officers program joint with DPS. Majority are related to others in village. Piece of paper means a great deal in the village.

Standard uniforms - Public Safety officer - is being designed now. Over one month of training.

State Trooper - how he responds to village. If not available - then no response from village. State needs to work with village. Can be set free on technical grounds - if accused of crime.

Will report crime as it is - not where person will get off on technical grounds. Bootlegger gets off by paying to. Legal ~~stuff~~ jargon throws up a barrier.

Ceda program is not an answer. Not going to be used for turnover problems. Who is going to pick them up when 18 months is over.

"DPS-VN Manpower" to train public safety officers.

Marijuana problem going out into the villages - that drug alone tremendous psychological problems faced by villages as a result

April - 50 people to Bethel
43 people for one week here were certified.

May - 25 sent to Sitka, 19 graduated. One to each of 19 villages - there are 50 villages in area of Bethel.

John Parke Jail -

3 mill allocated
2 mill used in const
\$800,000 for design.
30 / sometimes in summer.
once = 60 people.

DOC has study say only needs 23 beds.
15% excess capacity for emergency.

Budget - ~~Model~~ - no recreation
decision in Anchorage

Executive Summary of Corrections -
Master plan

one case year for trial in
Anchorage
one case Bethel - 7 months

<Rt. to Speedy trial>

* average cost 20 beds for 2 mill. actual 3 mil.

Actual detainees - can't be held in
Anchorage - judge's order - deprives
of right to counsel.

Saturday, Oct. 6, 1979 Bethel.

Judge Cook,

Consolidated judicial position - small claims, plus felonies, & civil matters. By Dec 3yrs. in position as judge - superior court. Presiding for Bethel service area. 4th & 2nd Districts - overlaps.

District + Superior combined in Sitka & Bethel - good way to provide judicial services in rural areas. Kotzebue Post following same type. Prisoner that none will be handled in same way.

'78 Legislature - Mag. + Law Clerk post set for Bethel. Heard an eskimo woman who had worked with P.D.s, but does not have a law degree. Working out fine. \$25,000 - \$26,000, didn't require admission to AK Bar had 26 applications - most were lawyers P.D. etc. shouldn't take the first one that comes along - a lot of interest in Bush lawyer job

questions

~~the~~ case load - primarily criminal; Criminal case filing 100 per month 1150 year. - Plus year 1300. High # of felony + misdemeanor trials.

Last year 8 felony trials
20-25 misdemeanor trials

Don't have as much court cases as traffic but have high incident of violent crimes or felonies.

Not too much drug cases, if anything, felonies = sale of pot as opposed to other drugs

Sentence - community service instead of fine or imprisonment, but need to have trial in village

Very educational Pre-sentencing reports cursory - only on ground several hours.

Court of Appeals

There is no need for this, question of priorities - trial delays in Anchorage.

Appellate division of Superior Court judges - all administrative agencies & district court judgments. Proposal submitted by J. Sinferton Presumptive norm of sentences under new criminal code - 3 judges that way they would have trial experience. Only 2 of 5 Supreme Ct judges have trial experience. Less permanent way to give it a chance.

Court committee king, et. al will set legislative priorities of court system.

Court of Appeals Problems -> delays. Cooke. Yet to hear one that was enthusiastic for it. That is Superior Ct. judges.

Judges have a role to play in terms of setting deadlines. Does the lawyer delay the case? Cooke not know answer other than role of judges

Misdemeanor - 60 days
felonies - 90 - 100 days } go to trial in Bethel.

Sentencing + disposition may take some time,

Criminal Code - people won't know about it, cops, DA's then judges Dept. of Law never contacted by Cooke - said would send supplements - but never gotten.

only 20 trained on Criminal Code in Sitka - other stuff trained too.



take a look at this

Concerns about presumptive sentences - very harsh. Natives that have felony record Assault w. Dangerous Weapon - because of disparity in Native sentencing - real problem here.

DCC does nothing A2 rehabilitation - leads to warehousing. Intolerable in corrections system.

Plea bargaining - success or failure - Cooke - not rigidly adhered to in Bethel. Thinks good, but shouldn't be rigidly followed

Circuit ruling judge - would like to see this, to supplement magistrates there. 1st priority proceeding cases. Magistrate Adversary programs wants this. Although, rec. Superior Ct judge - could use dist. of judge. 1st. as pilot program. Process basis in villages

myth - that is hard to get convictions in villages.

Jesse Foster

arrestment within 48 hours. Hard to meet here in Bethel - bec of weather + communications systems. Person can get off.

Would like to see AIZ put into drug laws. AIZ is #1 problem in Bethel Area.

DPS understaffed. 25% of all Alaskan villages in Bethel area. Response time - several days.

2nd class cities. \$12 per head for police protection. No funds to take care of problem.

(*) Check LAW on this pt. Const. Problem I believe in making this a crime.

Drunkenness in public - can only keep in jail while sober up.

Second class city ~~can't~~ see how we can have judicial system. 30 days. all get out of it was more to. IRA - can have own judicial system via Councils.

can have sales tax, but only generates \$1500 - \$2000.

say would have to pay PD to defend city ordinance violations.

wants \$ for cop + then own judges + courts

5

Training program -
drunk bec. Can get away with it.

Rosey Porter

pressure within village - does cause certain things to happen. lenient sentencing. Good idea to have trials in villages - education process.

bootleggers \Rightarrow misdemeanor charge. Need authority to adopt higher penalties. Needs more teeth in laws.

Title IV changes - excluded from teleconferencing on this issue

Norma Swens

abused child - returns to same situation and abuse continues.

Study - harsh penalties for burglary, not prob here. Crimes here are against persons and 97% are alcohol related. Gt to see a homicide that not include 1/2 abuse.

Bootlegging - maybe person who keeps should be misdemeanor. Want's felony for illegal trading for people. Should be more magistrates.

Reconciliation bread - would like to see it back in with court support. Without going to court. She had it in several villages. In villages. Needs encouragement from

Court system. Small things - broken windows.

[Otto Link]

Mandatory 1 yr. sentence under misdemeanor.

Should also make purchaser liable for misdemeanor offense.
D. Busy letter number of P's coalition

[BAR ASSN] Union of Lawyers - Judges, prosecution, defense lawyers

Marjuna grown openly in some of villages.

In favor of de-integrating the BAR ASSN. O

[Anger Massey] works with AISE

in favor of bill on domestic violence. Don't do TRO at Bethel Office only option is to pursue criminal charges.

Stronger offense to pursue do your own TRO - no useless in rural areas - since not enough officers - not real help Bethel.

Preference for housing, in 3/2 not real help Bethel since not enough housing.

Allotments would conflict divorce cases.

Wally Richardson

education out in villages
on A12 problems

State Trooper Bethel - housing
allowance discount.

↳ Troopers in Bethel, one
is F&W. Can't afford to live
here without allowance.

Required to pay own utilities.

← → in K with state - which
has provision stating state is to
pay utilities.

APEA + Com. of Ad. entered into
an agreement recently, but troopers
not in APEA.

Eagle River Meeting September 13, 1979

Mr. Stumacorus - foster parents, bought a bike, issued citation - couldn't afford a lawyer 5 days in jail; \$200 fine; thought rough 18 yr. old native; 1st offense. J. Brewer sentenced; dirt bike - no helmet, no license; tried to run - never did get the bike back - wrote to govt., Roddy & wrote to Judge Faberowitz. No funds to get a lawyer. 10 points against him; felt that he was native.
 Let Sam go. | Sentence appeal not available since not a 45 day sentence

Paul Fowler
 HB 392 could be correlated into program > sentence to A2 program. Palmer Correctional Camp.

Mr. Hilderman | poor → free | rich can get | middle class can't afford.
 Public def. should be available to all - regard less of income.
 Judges - should be elected by people.
 Thinks that all judges should be elect
 lifetime sup. Superior Ct 12 yrs.
 6 yr. district court
 A2 should be elected too.

Yail Dial | drug bills - Parr + Dankworth's Bill
 0 no knock provisions - rt. of privacy.
 0 provisions for confiscations of violators of spouses car.
 ?] follow drug laws = Amount →
 fashion show

Selling graduate penalties book at him
 Legal in your own home > friendly seller - middle ground.
 user - least of all

Roger Endell

2

Justice system. Too often corrections over looked. Master plan. Need a balanced systems.

No where in rural Alaska - are there const. facilities. Retention of Alaskans in Alaska. Impact - sentencing portion of new criminal code. 2, 3rd offenders no parole.

Impact of new drug laws. No one is looking at the whole system.

Dechlorage - doubled its force.

Office of Alcoholism - pass thro. grant body.

Against 3 day mandatory sentences. Juris refusing to convict.

Favors restitution program. For the property crimes offender.

Bill rule - draft prison industry bill.

Ranks 13th in nation for incarceration rates.

Court Appeals - ~~(Hunted position - no one knows)~~

Endell - Rabinowitz - overcrowded; 3 yrs. before get to Supreme Ct.; how much Δ need under it.

Larry Haden - favors prison industries.

Violent crimes - wants suit.
Compensation

Jacobs - Personal growth program. no state funds.

~~single~~

Borch

Anchorage Public Hearing 9/15/79

John Nilson - research scientist. Will submit something in writing

Verta Maria Jones - spent two years studying problems of AK Bar Assn. on their examinations. Power of Bar - from Sup. Ct.; Sup. Ct. has not functioned to see that examination is fair. Recent exam. more than 100 candidates - many failed 3rd time. Native people & Blacks difficulty in passing. Problem - Anchorage has too many attys., enough of them - don't want anyone policing themselves. Contra. to their financial interests. Tom Fish never

Person Ca.
AK.

Multi state - under great contest now. Whether answers are correct. Throw out in Wash. Ore asked to remove. Can't return the paper^(answers) back so invalid. Questions have leaked out in Penn.

Ca. - in AK. must ~~pass~~ be be a graduate of recog. LAW School.

AK. quest. not as well thought out, not graded as well.

Grading of exam is big problem. In Utah - need 60%, 58.4% asked for right to see answers - Utah Sup. Ct. agreed.

It's impossible to grade essay questions to that exacting nature. One AK. person missed by 6/10 of pt.

Who grades & when grading makes a great deal of difference. Possibility to take an appeal - before AK. Bar Assn. -

Serious problems with AK. Bar Assn. Witness looking over for last 2 years.

Leg. in NY - every exam. Dr. Lawyer - reason for giving the question.

Problems - of appealing case - De McKinnon's Bill. Appeal for Bd. to have case. Peterson Case - rt. to answers. Bar Assn. refused to hear appeal. Chuck Webber(?) is aware of;

Ask Sup. Ct. to do their duty. People who do exam shouldn't be harassed in AK. Bar. Assn. Oregon is asking that it be removed. Utah admits upon diploma.

Karen Hunt, Anchorage. Atty. Member of Board of Gov. - suggestion without knowing how Bar specifically handles.

Entire procedures - confidential, use of numbers.

Standing committee - set up ~~procedures~~ procedures to assure that it is not culturally biased.

3 parts when averaged - then results in ~~the~~ 6/10 of pt.

regarding ~~procedures~~ procedure utilized in

Some cases.

Question of exams is going to validity. Yet all across country use exams - since public must be assured of competency. Public service.

No matter who does it, always subject to criticism.

Nels: Competence of legal profession is subject to a lot of quest.

Disciplinary procedures + rule - code of profess. resp. self imposed; if person is subject to problem - just file a complaint. That is investigated. Full time atty - disciplinary matters + full time investigatory.

Complaint → Hearing panel
70x, SE, Anchorage. - either or both sides - rep. before brd.
Hearing with evidence. findings of fact + rec. - depend upon vt.
Atty has vt. to Appeal. 1st to Brd. of Gov. - Both sides have opport. for oral argue. - then appeal to Al. Sup. Ct.

informal
suspension
disbarment

public or private censure.

how many action - how many disbarred - need to check record. disbar by Sup. Ct. → aware of 2 ways.

asked to make information available.

if serious crime info. sent to Supreme Ct. - suspended - hearing process goes on during suspension.

200 take exam. ~~Each exam section~~ each year. 70% passed.

Q: Protection of public - reason for Ham. What validation process has AK Bar Assn. do.

A: Not assure competency to be trial lawyer.

'73 or '74 > multi-state invalid. The validity of that portion looked into then. Result of litigation. Ca. Exam under constant review. AK Bar portion -

[Not a state agency. Bar \$60,000 via Court budget.

Rosemary Spenser - housewife. Involved Parents Assn. Mother of 5 children. Concerned with drugs. Peace Officers Drug Law. Heard of Governor's Bill. Wants a very strong drug. Wants punishment. HB 479 not sufficient. Wants amounts to go down + punishment to go up.

= Basic attempt to do a gradation. user punished more, + seller should be punished more.

Jenna Leberman HB 392 Domestic
Violence

Network worked hard with
AB 392 - yet portion of bill left out;

Probable cause misdemeanor ~~act~~
arrest.

Get out on bail.

Police won't do anything - has
to get a citation - if ♀ had T.R.O.

ALSC - closed + won't handle T.R.O.s.

fact that can arrest only if

Sec. left out;

Beverly Basinson

Involved Parents Assn.

Peace Officers Bill - no knock cause
w/ rep.

Drugs - Pot ~~most~~ ^{more} dangerous than
some of other drugs listed.

Wants a strong drug bill.

Martha Johnson

Thinks any amount hurts.

not want recreational drugs

William D. -

drug situation - NY. had one of strictest
drug laws - in country. Policeman got killed.

now repealing - no deterrent - nothing to lose.

Booze very dangerous.

Delta Junction - opened school lockers -
look drugs out; want to put
dogs in school & stripe kids in
schools. Law Enforcement + Teachers.

Pat Jasper

200 other parents -
pass a stiff drug law
doctors who dispense drugs over the
lines of legality.

Mark Bell

Children's cases not open to the public.
thinks should be investigated.

Not agree with P.O. who serve the A's.
thinks should have legal insurance.
Pre-paid legal insurance.

Lawyer should belong to Chambers
of Commerce.

Judiciary Committee should belong to
Chambers of Commerce.

should it have 20 to 30 yr. terms -
not used to normal life.

"Have you been convicted of crime" on
job applications.

A's shouldn't be appointed. Wants him
to be elected.

Sylvia Short

AK. Bar Assn. member.
opposed to correctional system.

highest incarceration rate + crime rates.
do not do enough to rehabilitate in
jails. Most are repeaters. When make
more severe penalties - someone will fill
shoes - so long as market exist.

embittered, no jobs. Only learned
what learned from other inmates.

Believes in Free enterprise. Advertise.
People know what pay. Should be
admitted to bar even if can't pass
just to give them a chance. Natives
hard to get in.

Should look at alternatives. Too many
crimes. Different tribunals than courts
with different sanctions.

Attys → relaxed some of strict standard -
permit those who graduated from
school - to practice in some areas.
Revise thinking as to testing - specialization.
Law in disciplinary - in-house - public
Integrated / nonintegrated bar ⇒ fears
to much power & residing in either
State or private agency.

Quittance
malpractice - Ins. companies - not
done very much.

Key Flowers - father of 4
Youth for Christ, etc.

Concerned: drugs - strong one - he denied.
Volunteers in correctional facility.

Burt Campbell - Minority Sentencing
Committee.

Educational funds used to buy
barbed wire. Contended by E. R.
Inmates.

Inmates - main concern - no educational
programs.

Wants us to check on corrections
budgets.

Violence in institution, 6th & C.
said no violence. Paul Tanenbaum.
Yet inmates say otherwise. Would
like us to investigate. Between
guards + prisoners.

Judicial Qualification

7 or 8 complaints. One judge-
formal hearing + found guilty -
during past 6 months.

Believes true - only 2000 people know
account. Mr. Campbell - asked chair
of commission to publicize its purpose.

Mr. Burt Campbell - wants copies of Legal Representation
of Indigents.
29th 402 > 10:30 AM

John Angell - 4 children; don't want
children ~~to~~ dealt with by law enforcement,
courts, etc.; he wants to deal with that
himself and not send them off to jail.

Separate and unequal rural / urban
areas. Don't have records in those areas.

Crime Statistics - only from urban areas.

Much higher [homicide, rapes, suicides / not
crime] in rural areas. Sometime 10 X 5.

Appropriate
for
Rocky
since
she
has
corrections

5 day to 3 day response time
by state trooper.

① Special attn. to rural areas of state
decentralization of Public Safety -
so rural area can have input in law enforcement.

② Prime need for improving communications.

③ Record keeping ~~exp~~ systems so can
identify crimes in rural area.

Stop transporting A12 into Village. Local
option AREA.

A12 related to crime, but may not be
any different than urban areas.

Public Safety Officers in rural area -
Nix's Concept. Fire, emergency medical,
Health & Social Services. Improves
image > to get more interested in job.

Village Council - 2nd CLASS cities;
don't have resources.

Drugs

MS. HAY -

Better Education Group.

disagrees with record keeping remarks by
Ansell.

Point of entry much of state = Anchorage.

SB65

101

Rep Parr

Gov's Bill

Organization will take position in Nov.
Drug Report by DPS

Made civil offense - case of fine rather than criminal action.

Make copies of correspondence - about this - claim that no citation system exists.

Last woman - Ms Brodley

limited exams + specialization. want broad base.

Domestic ~~violence~~ violence - thrown in jail. doesn't think that is the solution.

Committed crime - convicted, in jail - serves time; stigma attached.

Don Fordo

Drug bill - what problem is in Anchorage Area + entire state.

drug law
→ Police officer.

HR 479 doesn't solve problem, if anything makes drug law more liberal. Still feeling effect of marijuana drug laws. All over schools.

Let's not say you can have so much. If Congress make it a ~~strict~~ severe crime. 15 homicides drug related. Put drug law with teeth in it. ~~it~~ May set limits in sales to avoid more harsh penalties. This is an attraction to the drug dealer. Police Assn. support SB 65.

No knock policy -

doesn't like slang terms.

quantity amounts on drugs -
gets you into problems.

Met lab tested in Anchorage.

Slang - ordinary person.

Onaiki ^{said} Hawaii one of strangest; note: this is probably not; intent to permit average person know.

Ms Jones

V.P. of Bd. of Soc. > Believes

that lay person should be on the Bar.

Barrier - Court System

SB 104

Criteria for indigents - why not
accounts for debts owed - .

Rabinowitz mentioned ABA study -
utilized. Have you found it yet.

House Finance Study - interim - recommended
that 2 additional justices be added to
supreme court - . ~~that~~ \$30,000 for
travel. They would travel to major
cities in Alaska.

Nome Hearing
11/2/79 Friday

Borch

1 Andy Edge

City Utility Manager
State Chairman of Democratic Party.

Law Enforcement in the Rural areas.

Serious drug problems in this area.
Not receiving asst. from State Police.
Need people who are familiar w.
apprehension of drugs. Getting acid
and hard drugs. Coke, LSD, Pep
pills are on the local scene.

cut out picking up tuition while at the
academy. LEAA funds - APSC.

City pay salary while policeman is
there.

Beginning to get violence, resulting
from drugs. Pat laced with
something stronger - jumped through
window.

Bush has high rates of violence,
high rates of suicide.

Have a drug problem in Nome and in
the villages. Just as severe.

Two foreign ships trading boog for fish/
ivory etc. Thinks other trade too.

Rural and Urban police - AST - should be split.

Charlie's all agreed that bills on drugs will not solve problem, need enforcement. (From drug hearing in Anchorage, yesterday.)

Alz related crime - 90%, 99% - from jailor and judge. Edge - 99% of crime affected by some mind affecting drugs.

- 1 Police Protect
 - 2 Alz
 - 3 Bilingual
 - 4 Education
- } Problem identified from village in Bethel.

~~Summary~~

2. Glen Martin - Juvenile Division Program - Status offenders; received referrals from various agencies. Drug problem / Juvenile delinquency. Vary displeased with drug problems here. Fund CTPA - state funds; part of Nome Community Center. *NIOT DA. funds from them too.

Part
substitute
of
Drug
Abuse.

many children arrested -

* recidivism rate of 10% ; decrease of juvenile crime, but increase in drug and Alz abuse.

2ct LSD
cases
3 hosp.
cases

1 hosp. cases - Child "o-d" on LSD.

Should have local police department walking beat on front St.

getting funds for drug and Alz education program - at Teen Center - for those kids & families sent from Court.

he thinks → Nome Police Depart - 6 officers he thinks.
 AST - 3-4

10 clients
 22 clients for yr.
 32 since program began

2 counselors, M.F.

Status offenders - drugs, Alz, burglary & court system,
 High school, Social Services, hospital.

Courts + probation office - screen on what
 children get sent where. he gets 1/3.

Q. does child receive your programs counseling
 in lieu of probation.

♀. what other alternatives are available here
 in Nome? Group home closed + need.

♀. statistics: P. Dep. Jan-Aug. 78 209 Arrests
 Jan. Aug 77 126
 79 82

→ 1. One probation officer for Nome + Kozebue
 he is over worked, child's family
 does have to see the probation officer
 as well as this program.

2. Aside from this program, there are
 no other programs in Nome, Group home
 closed down due to not enough kids;

3. Fred Angstrom AST

Shishnuff → St. Michael - 2-3 weeks response time.

or delay created by weather.
no one to go.

Wed call dead ~~St. Hope~~ Pt. Hope
got in today Friday at noon.

less than 10% is weather problem.
Rest of time - no one to send.

of troopers -

witnesses area → Pt. Lay down Stephens - Nome + Kotzebue.

- has 4 working troopers.

how many need to give rapid response time -

more people: { 4 Nome
3 Kotzebue

has a plane + pilot (included in 4)

→ and one more plane or 2 more
one in Kotzebue another one in
Nome.

In area - he is resp. for every
village has a village police officer.

one week intro.

4 or 5 week course EM } Public Safety
Officer.

will be able to handle misdemeanor crimes.

Continual teach P50 from AST when AST is there.

⊕ Officers have to arrest in villages - where are they detained until AST get there. Some have holding facilities, other places - Chain to trees.

Village Police Officers - from villages in his area; this is a problem

Public Safety Officers ⊕ villages consulted to develop training + curriculum - consulted with in Anchorage, Village Councils + Native Corp.

Constable Program - getting out of home village - can transfer.

Contrary to local control Pilot Program in Nana Region as resp. to Trooper as opposed to Village Council.

↳ 150c unalaklet

4. George Edwards DA 2nd Judicial Dist. St. Michael Skellin → Pt. Hope on North.

Crimes stem from A12 no facilities to handle A1 people here in Nome.

charge screening - very careful; since no plea bargaining. Believes that the great majority of time charging is appropriate.

"Charge bargaining" - "Screening"

with Plea bargaining - maximum charge knowing that could later reduce.

Now since no plea bargaining - must be more careful in fixing charge.

People out on release - not high repeaters.

Edwards - Abuse of A₂ Root of Problems

Treatment facility - in house - sentence, in voluntary + voluntary placement.

Since 1960 - one DA > all before PD, Miranda;

Question Caseload (trial caseloads)
 Not going to bother - Boring felony misdemeanor
 how compare to Nat'l Standards

3 P.D.'s - contract firm. - not going to do next year.

Private Atty. handles conflicts, other times - must get one from Anchorage.

Sentences Appeals > rules of Sup. Ct >

5. Judge Saunders - Superior Ct Judge - 2nd Judicial Dist. including Bethel + Barrow
 they have 4
 now => NONE & one now Foxs.
 Kotzebue

NEED #I → Need: Judiciary in Barrow. Superior or District Court Judge.

NEED #II → [f.ppt. PD+DA - for Kotzebue.]
[since got judge, now needs this.]

need so that can travel to villages as a unit Δ.

NEED #III → Alz Problems - Minority Sentencing Commission
Alz abuse; no facility to send other than jail - Shocked the Com. &
Need: facility

#IV. Juvenile Problem - try to keep in this area, last resort is to sent to Anchorage.
Reason: more sophisticated at McLaughlin. ^{Pot Drugs}
NEED - DETENTION facility here in Nome.

#V. Keeps caseload down to minimum; Hunk's doing good job.
Village Policemen - turnover - not enough pay.

Juvenile Diversion - use it almost everytime; More successes than losses.

- hopes to increase minorities in legal careers. all magistrates, except one here in Nome, are Native people.

under [Title 47 lock up - 12 hours - pretty good luck; no one frozen this calendar yr.]
mandatory commitment - would use if had facility.

Court of Appeals - Not many appeals in this area - None; we don't have enough criminal appeals - not affect area. Has a lot of civil Appeals. No objection, but not one of their priorities. Would be a priority if speeded up civil Appeals.

John Larsen - 69 Atty; been in private practice '74. P.O. contract services Nome + Kotzebue area.

1. Additional Judicial Services

Need magistrate in Kotze additional - Superior Court to travel to villages. To hear civil + criminal cases in Nana Region. Need more police in every village. one full time police officer - in each.

DA in Kotzebue. } people there not
PD in Kotzebue. } getting enough

1 Probation officer - need more.

Should use existing village structures.

* Sup. Ct. - length of time - extremely long supports Intermediate Court of Appeals.

Integrated BAR ASSN - local bar - meets informally - no contact with statewide BAR. Little contact with statewide bar.

Person in Nome would not know where to take complaint. Problems with contract - \$.

Conflicts - not as significant in Nome, as Bethel.

6 Paul Barolet-AST

doesn't think that village police officers will ever work if from village, bec. of family relatives.

woud't have a job if A1/2 wasn't here.

17 villages in areas - two troopers - other ones (troopers) are administrative.

Where councils are strong - no problems.

→ Some have voted to go dry. ie Samble.

* Berck - review + send memo to Charlie re: grand jury indictments, preliminary hearings, arraignment. - initial criminal process. Check court rules. Sanders 10 days preliminary hearing.

Strengthen the village councils -

State trailers - personal quarters - \$300.00 pay increase over Fhrs.

7. Gene Schaefer^{stafer} - probation officer.

training for village councils - villages need education.

Things need to solve their own problems.

Division Program - unique to NOME; likes it very much.

1/3 ref. to Division Program. Reason not more -
Div. Program limited to NOME.

5th.

Freda Nicle Bering Sea Women's Shelter
thinks is a very good bill.

Police protection - don't want to
return to the scene to permit
woman to get her things.

Woman here last night was
kept captive and children kept
captive. Police wouldn't respond
to call.

Witness would like protection
from police so that she could
return to home to get possession
of things.

65% of ♀ return to home next day

35% get TRO

~~smaller~~ smaller no. get divorces

68% of cases in last year - were Native.

Cultural acceptance of violence.

Girls under 18 are battered. Shelter can't
offer them anything. Where can they
go. They can go to the receiving
home, but don't want to go there.

Told by DA that harboring child would
be kidnapping

* DSS - Receiving home had rape -
refused to allow police to investigate.

2
not licensed as Foster Care - by
State.

10% - 15% might be juveniles.

Maximum stay = 30 days in home.
waiting list for ASHA housing

HB.130 will send comments on to me.

Bob Lewis, A. Atty.

I. Administ. of civil + criminal
justice in Kotzebue. Placement of P.D +
DA needed in Katz. bec. of new judgeship
there.

II. Possible state support for ALSC. new home
atty will be on contractual basis.
2 in Kotzebue - 50/75% of population
eligible for ALSC services on Seward
Peninsula.

No atty in home for 4-5 months.
New ALSC atty. won't have sec.

Home ALSC Office needs 2-3 attys. One atty.
won't cut it.

3 private attys in Nome Region.
him, one in Kotz. & Van Winkle firm.

* Q. trial situation - thinks understandable ^{to} people
due to flight.
Q. Bar Asso.

Q. state gives \$; state wants some control.
Difficulty in representing Native Corp. &
villages. Leg. objects to some of ALSC
Activities. Could use restricted funds.



no opinion.

Intermediate Court of Appeals
thinks overworked, but not sure it would
solve problem. He doesn't think crucial or
necessary.

4

Janet Martin - Dir. of Health Care Services,
Norton Sound.

Domestic violence - victims aren't
knowlegable.

Puts a lot on police off - not
sure that staying on 'til safe
is a practical possibility.

Cornor Thomas ASC atty.

Head of ASC on Seward Peninsula.

Robert Wash, City Clerk

HB. 489 "Levy of Property Tax" by municipalities.

Phillips bill - must notify real property
tax of tax + millage before approve
the budget.

HB.
456

"Sale of Land under Deed of Trust"
Randy cont

HB.
245

"Recall of municipal officials."

Jury Service exemption for pharmacist
O'Connell
↳ Also Parker's Bill

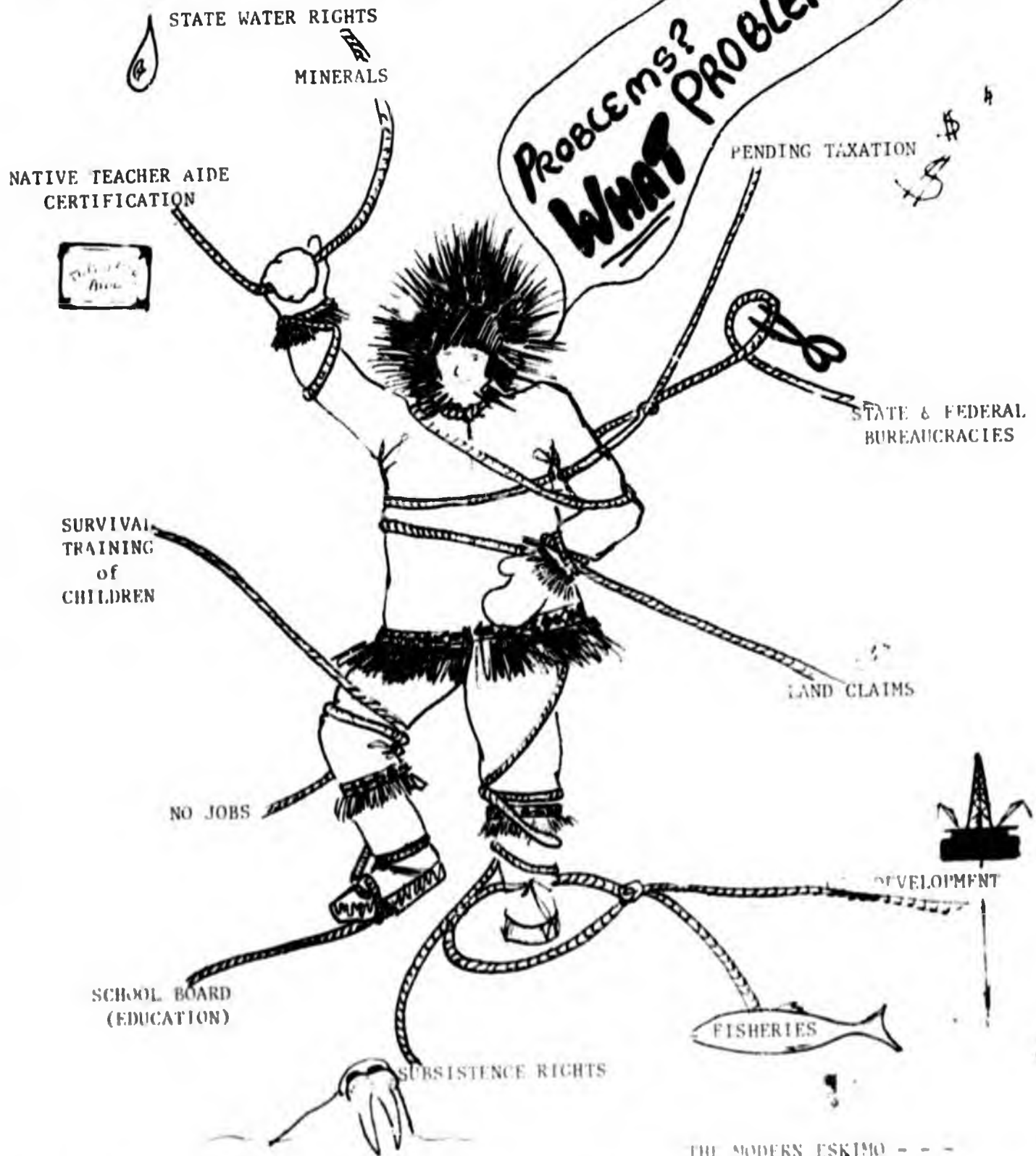
HB 403 Commerce - Survey and Improvements to State
Land.

Parr - Use of Social Security # - high price tag

H12
476

Solar Easements - Rogers

A B E NEWSLETTER



KAWERAK, INC. IS OUT OF BANKRUPTCY.



CHARLIE RECEIVES THE ADULT EDUCATION ASSOCIATION PRESIDENTS AWARD.

During the October Statewide meeting on Building Better Communities, Charlie Johnson was given the Presidents Award for Advancing Adult Education in Alaska.

This was a joint conference of Alaska Association for Community Education, Alaska Adult Education Association, and Alaska Recreation and Park Association.

Charlie was selected by a vote of the Adult Education group. This award reflects the Kawerak Board's strong support, the hard work of all our A.B.E. teachers in the region, the close coordination of the Nome staff and the Northwest Community College staff.

I'm proud of all of you.

Mary

PROPOSALS ON HERRING INDUSTRY

The regulations that are being proposed by Kawerak, Inc. are designed to protect the local fisherman by limiting the outside fisherman. We feel that by limiting herring fisheries to gill netting only we will prevent the big purse seiners from coming in and taking a large share of the herring in Norton Sound. Last spring 1,172 metric tons of herring were harvested in the Norton Sound district. 71% of the catch was by outside purse seiners and 29% by local fishermen. During a period of limited fishery, local fisherman could gain experience and the gear necessary to seriously compete with outsiders in future years.

Last winter, Kawerak, Inc. proposed a pot limit in relation to King Crab fisheries in the Norton Sound during the summer crab season. This proposal was shot down by the local Fish & Game Advisory Committee. This summer, the Kodiak crabbers caught all of the 2,848,162 lbs. of crabs caught in Norton Sound. None of the income from that catch was spent in the Nome area. We are trying to prevent this sort of thing happening in the herring fisheries.

We have sent out proposed regulation changes to the village in the Bering Straits Region for comment, opposition to, or support of the changes. If we don't get support with proposed changes then we'll drop those proposals.

Below you will find the amendments proposed by Kawerak, Inc.

PURPOSE OF PROPOSAL:

Enhance, expand and introduce the herring industry to the Fishermen of the Norton Sound Area.



SUGGESTED WORKING OF PROPOSED REGULATION:

5AAC 27.910. Fishing Seasons. Herring may be taken from April 15 through July 31 only in the Districts listed in Section 905 of this Chapter. (Amended)
(Delete) Herring may be taken from May 1 through July 31 only in the Districts listed in Section 905 of this Chapter.

JUSTIFICATION:

Every spring, break-up and movement of the ice varies. Some years it is early April and other years it is in late May. Herring follow immediately after break-up.

SUGGESTED WORKING OF PROPOSED REGULATION:

5AA 29.930 GEAR
(Amended) Herring may be taken only with gill nets.
(Delete) Herring may be taken only with purse seines, beach seines and gill nets.

JUSTIFICATION:

The Annual Income for the people in the Norton Sound Area is approximately \$6,000 per household, which is primarily earned by fishing and trapping. Most people have boats and fishing gear, so an investment in gill nets would not be a financial burden.

The local people in the area should be the ones to benefit from the new herring industry.

Presently, not enough is known about the herring population to allow purse seiners and beach seines to take herring.

We must protect our resources. All the other oceans have been fished out, therefore, we must keep our waters from becoming empty of life, too.

4

SUGGESTED WORKING OF PROPOSED
REGULATION:

5AAC 27.931 Gill net Specifications and Operation.

(Amended) (a) No single herring gill net may exceed 150 fathoms in length and the aggregate length of gill net in use by an individual may not exceed 150 fathoms.

(Delete) (a) Not more than 150 fathoms of herring gill net may be operated from any licensed fishing vessel and no single herring gill net may exceed 50 fathoms in length.

JUSTIFICATION:

Leaving it optional for the fisherman in this area to fish with a net size varying from 0-150 fathoms will give them an opportunity to work at their maximum capacity. This will also enable them to put out a sample gill net of 10 fathoms to test for the percent of the herring roe recovery. Seining in the Bering Sea Area can possibly deplete the stock on over-harvesting because murky waters at times makes fish counting impossible.

SUGGESTED WORKING OF PROPOSED
REGULATION:

5AAC 932. Seine Specifications and Operation.

(Amended) Omit this section.

(Delete) No seine may be more than 850 meshes in depth and no seine may be more than 150 fathoms in length.

JUSTIFICATION:

With the deletion of purse seines and beach seines this section will not be needed in the regulation.

Show me a man with a song in his heart and I'll show you a man with an AM/FM pacemaker.

United States Department of Interior

Review of BIA Management Operations in Alaska Begins

A move to provide better governmental services to Alaska Natives by the Bureau of Indian Affairs begins September 24, 1979. Assistant Secretary of Interior for Indian Affairs Forrest Gerard today announced that Price, Waterhouse and Company, a well-known consulting and accounting firm with Alaska experience, will review the BIA area office in Juneau.

The study is part of Gerard's management improvement program to streamline and restructure the Bureau offices to serve Indian people in an effective and efficient manner.

The Price, Waterhouse team will study the organization of the offices with the goal of improvement of the organization.

The study is expected to be completed for review by Alaska Natives in January, 1980. After a 30 day review period, comments will be incorporated into the final report.

The contract for the study was awarded to Price, Waterhouse and Company through a competitive bidding process. The Company was one of nine firms to respond to the BIA's request for a proposal.

Teach your child the dangers of mixing electricity and water. Don't put a radio in your bathroom - - the kids just might be standing in the shower when they decide to turn the radio on. If you must have a radio in the bathroom, use one powered by batteries only.

BY THE WAY

Lack of time is an excuse, not a reason; we find the time for any thing we really want to do.

MAMMALS

Mammals are warm blooded animals that breath air, have hair and whose females feed their young from their milk glands, or breasts.

No matter where mammals or man live, whether it's in steaming jungles, barren desert or snow covered lands, they all have a body temperature of about 38 C. (The body temperature of birds is slightly higher).

In order to survive in the arctic, man or mammals must be able to adjust to hot or cold temperatures. When it's cold, they keep warm by generating more body heat by burning food as fuel. For Arctic Survival a mammal has to be able to insulate its body 10 times more effectively.

Man wears insulated clothing, (Animals-fur, feathers, etc.) in arctic: arctic animals have a much thicker fur than tropical animals.

The smaller the animal, the less able it is to carry thick fur. The arctic hare is about the smallest mammal with enough fur to enable it to survive outside in our cold climate. (Smaller animals live under the snow where it's much warmer.)

When mammals move fast, or play a lot and get hot, their body sends more blood to their extremities (head, legs, arms, feet, hands, flippers, etc.) to help them cool off. Many animals cool off by evaporation from their mouth and tongue. We've all seen dogs or reindeer begin to pant as soon as they start to run.



SNOW-FREE ROOF MAY MEAN TROUBLE

Is there a simple and inexpensive test that you can make to determine if your home is properly insulated? Yes, and this certainly is a question that everyone is interested in.

After the first snow go out-

side and look at your roof. If there is snow on your roof, your home is properly insulated. If your roof is snow-free, your are in trouble, all your very expensive heat is going out through your roof. To be sure, the next cold morning, run outside and check your roof for yourself.

INDIAN NEWS NOTES * * * * *

by Vince Lovett

BARLOW SAYS LAW WILL BRING RADICAL CHANGES IN INDIAN EDUCATION. The BIA's Director of Indian Education Programs, Earl Barlow, said that the control of BIA School programs is being transferred in Indian people under a new law being implemented this fall. Barlow, interviewed for the Denver Post, said that the Indian Basic Education Act will cause radical changes in Indian Education. Administrative control of the BIA schools, he said, will be turned over to Indian school boards, "Which will derive their authority from tribal councils. We are just in the process of setting up those boards now." Barlow said funding for the schools will now be based on a weighed per-pupil formula designed to create an equitable distribution of funds. Barlow said the local school boards "will determine how to spend the money--how much for curriculum, teachers' salaries, staff development and so on." For public school serving Indian students, there is now a requirement that the public schools, to be eligible for "impact aid" funds, must work in concert with Indian tribes to develop policies and procedures to meet the educational needs of Indian children. This is the first time, Barlow noted, that strings have been attached to these funds, and "there is some tension" among public school educators as a result.

The Elders conference was held May 10th through 12th, 1979. Pictured below are; front row - Bayaon Asicksick from Shaktoolik, Ruth Henry from Koyuk and Gabriel Okitkon Koyuk.



Pictured at the top of the page is Archie Henry from Koyuk.

Pictured below is Myrtle Booshu originally from Gambell, now living in Nome.



Hi-lites of Native Business
Vol. 1 No. 11

On Friday evening August 31, Bering Straits Native Corporation president George Walters, on behalf of SOLOMON NATIVE CORPORATION, signed the stipulation documents confirming eligibility of the village of Solomon under the Alaska Native Claims Settlement Act. The first shareholders meeting was set for the following morning, September 1, Solomon is about 20 miles east of Nome.

ISLANDERS BACK TREATY

The Pribilof Island fur seal treaty reached in the late 1800's between the U.S., Japan and Russia, ended an infamous era of high seas fur seal poaching as recounted in Jack London's Sea Wolf. Ironically, that treaty is now under attack from Conservation groups.

Greenpeace Foundation, Friends of Animals, and others want an end to the annual controlled harvest of fur seals on the Pribilof Islands.

In hearings last month Aleuts urged the extension of the treaty, pointing out that the fur seal population is maintaining a healthy high under the present system, and that cessation of the sealing would deal a crippling economic blow to the Pribilof Island People.

Agafon Krukoff, president of Aleut Corporation, and Pat Pletnikoff, head of Aleutian-Pribilof Islands Association, pointed out that the sealing has proved beneficial to the fur seals. On St. George Island, where no harvest occurs, the number of seal pups born has declined sharply, while on St. Paul, where the seals are harvested, the number of seal births has risen substantially.

Krukoff blasted suggestions by Friends of Animals that sealing be stopped and the Aleuts moved to the mainland, saying it smacks of 19th century U.S. policy which moved Indians helplessly from one reservation to another.

cont.,

The fur seal treaty is up for renegotiation in October. Hearings were held in Anchorage, St. Paul, and Wash., D.C.

AUSTRALIANS STUDY ANCSA

The Alaska Native Claims Settlement Act has gained attention all over the world from countries where aboriginal land claims still await settlement. While the Act does not always serve as an exact model, it forms the basis for a legislative approach in places like Canada, Brazil, and now Australia.

Last month Alaska was visited by Fred Chulung, who is a field officer for Australia's Aboriginal Legal Service.

He represents Australia's 116,000 Aborigines who still struggle to preserve their subsistence life-style, culture, and sacred places from encroachment by whitedominated society bent on garnering the mineral riches of the country.

Chulung is studying ANSCA and also Alaska's bush justice system.

THOSE FUNNY TRICKS YOUR BODY PLAYS
Yawning

Yawning is thought to be related to lack of oxygen. When you're tired, your heart and respiration involuntarily slow down. The respiratory center of your brain senses increased carbon dioxide levels and forces a yawn to get more oxygen into the bloodstream. Yawning increases the return of "used" blood to the heart and opens air sacs in the lungs that may have closed during a period of quiet breathing. The arm stretching that's associated with yawning has a fancy name: pandiculation.

bombeck's Rule of Medicine. NEVER go to a doctor whose office plants have died.

VILLAGE PUBLIC SAFETY OFFICER
ACADEMY
News Release
Alaska State Troopers
Community Services Bureau
Box 6188 Annex
Anchorage, AK
264-5543

Twenty-seven Native village safety officers attended the first advanced training academy of the Department of Public Safety's new Village Public Safety Officer program which was held at the Public Safety Academy in Sitka and started on August 27.

This is an intensive four-week course taught by Public Safety Academy instructors with additional instruction provided by the U.S. Coast Guard and the Department of Community and Regional Affairs. This will include a two-week course in emergency medical training, and two weeks training in law enforcement, boating and water safety, search and rescue operations, and preparation of village ordinances.

This will be followed later in the fall by a one-week training session in fire fighting conducted by the State Fire Service Training Program of the Department of Education. This will be held at the new Regional Fire Training Center of the Anchorage Fire Department.

The village officers completing the program will receive certification by the Alaska Police Standards Council as Village Police Officers, certification by the State of Alaska as Emergency Medical Technicians, certification by the Department of Education as Rural Fire Fighter I, and scholastic credit at Sheldon Jackson College or the University of Alaska.

Travel and other expenses of the village officers taking part in the program were paid by CETA through Yupiktak, Vista and KAWERAK, Inc., the non-profit native regional corporations in Bethel and Nome.

WHAT OTHERS SAY

taken from:
The Anchorage Daily News

Results of an Alaskan Human Rights Commission investigation into minority hiring practices in the state show few surprises - and that's too bad. Instead, the report drawn from information provided by 66 major employers shows old patterns of de facto discrimination still much at play in the Alaska job market.

Here are some of the most dramatic findings:

-- Of 13 banks surveyed, 10 had no blacks as officials or managers; eight had no Natives in any of those jobs; and five have no ethnic minorities at any top post;

-- Natives comprise less than 1.5 percent of restaurant employees, and blacks represent only 2.5 percent;

-- Natives - who represent 17 percent of the state population - hold five percent of oil industry jobs, and one percent of the higher positions.

-- Three or four airlines in the study have no Natives in top categories; 64 percent of the blacks working for an airlines are in service occupations;

-- and clerk positions, in every industry surveyed, are overwhelmingly female.

Native workers especially, were represented at far below their relative share of the population. Certainly there are numerous factors - the fairly recent emergence of Natives into the private market economy, significant "importing" of top management by major employers and the like. For all that, the numbers point dramatically to the necessity of continued commitment of affirmative action programs designed to break the cycle of discriminatory hiring.

The numbers also point to the continued need for the work of the Human Rights Commission, as well. The pattern of history has sadly proved the inequality won't cure itself; so positive, aggressive action is required.



REINDEER HERDERS Head Statistics

taken from:
Reindeer Herders Newsletter
Vol. 4 No. 2 June/1979

I am very pleased to report that the results of our two year study of the effects of harvesting velvet antlers from breeding bulls give no indication that the procedures interferes with breeding success of deantlered males.

However, our studies do show that the brow tines are used to protect the face and eyes of reindeer when they "fight". Therefore, it is most important that the brow tines be left on all reindeer.

Here are the production data that I obtained last year at four different herds.

- (1) Average Yield of Wet Antler - 1.82 lbs/reindeer (This figure is based on a yield of 6,551 lbs. from 3,591 reindeer from which antlers were removed).
- (2) Average Cutting Rate = 72 Reindeer/hour (This figure does not include fawns and is based on the use of a single cutting window).

- (3) Average Fawn Crop = 68 Fawns/100 Cows (This figure is based on a total of 1,766 fawns and 2,582 cows as recorded during antler cutting season).

The real value of live reindeer comes not from the value of its antlers nor from the value of its carcass (meat). Rather it comes from its ability to reproduce... to supply new reindeer that are needed to build up herd size or to replace those that are slaughtered for meat or are killed by predators or disease or that simply die from old age. In the beef and dairy cattle industries and in the sheep industry, prime breeding stock are worth much more than their value as producers of milk and meat. There is no reason to think that the situation for reindeer is different.

SALMON

by Chickie Wegdahl

4 to 5 pound salmon
Salt and pepper to taste
1 bunch of green onions
1 pt. whipping cream
1 pt. sour cream
1 cube oleo or butter

Place salmon in deep baking dish, salt and pepper fish. Dice up green onions and slice oleo (butter) and place over fish. Bake 325 degrees for 1/2 hour. While fish is baking, blend together whipping cream and sour cream and pour over partially baked fish. Continue baking for another 1/2 hour.

CONSUMER TIP

When making pancakes, only grease the pan for the first batch after that rub a raw potato on the hot griddle instead of oil or grease. Pancakes will not stick and the pan will not smoke.

DID YOU KNOW?

That alcoholism is one of the major causes of suicide and more than half of all fatalities in automobile accidents involve drinking drivers.

There is the same amount of alcohol in one ounce of whiskey as there is in 12 ounces of beer.

Alcohol will reach the brain within 60 minutes after ingestion. It is absorbed directly through the walls of the stomach and small intestines, into the bloodstream.

Alcohol is eliminated from the body by the liver through a process called "oxidation," at about one ounce per hour. Only time will eliminate alcohol from the body and physical exercise, steam baths, coffee, cold showers, etc., will not - they will only "wake-up" the person who is drunk.

In cold weather, it is a bad idea to take a "good stiff drink" before venturing out into the cold.

There are certain symptoms to warn people that their drinking may be leading to alcoholism.

This year, Village Alcohol Information Workshops will be offered in the Bering Straits Region. The workshops will cover alcohol, alcoholism, and alcohol abuse. Work sessions will also be held to develop plans for reducing alcohol abuse in each participating village. If your village would like to have one of these workshops, write Royal Riddick, Kawerak A.B.E., P.O. Box 948, Nome, Alaska 99762



Intelligence appears to be the thing that enables a man to get along without education. Education enables a man to get along without the use of his intelligence.

-Albert Edward Wiggam-

INDIAN ALCOHOLISM

Alcoholism is the number one drug problem in the entire country and the fourth-ranking health problem in America today. Ninety-five million Americans consume alcohol, and at least 10 percent (or nearly 10 million) are thought to have alcoholic problems. The Indian Health Service believes that no other condition adversely affects so many aspects of Indian life in the United States. The highest priority has been given at all levels to comprehensive alcoholism treatment and prevention by the Indian Health Service. Alcoholism has been defined as "a disease, or disordered behavior, characterized by repeated drinking of alcoholic beverages, which interferes with the drinker's health, interpersonal relationships or economic functioning." This definition encompasses the total range of behavior from alcoholic dependence through what might be termed problem drinking to repeated simple intoxication, with the provision that health, family and other social relations, or economic functioning become impaired as a result. Alcoholism may be considered both a disease and a behavioral disorder.

JUST THINK! You have more than 100,000 miles of tubing in your body which carries the blood to all parts of the body. The blood keeps your body alive by supplying it with oxygen, food, and for carrying off wastes.



THE LAST LAUGH

Several elderly church members were being asked to what they attributed their longevity. "Ann, why do you think God has permitted you to reach the age of 92?" One wealthy old lady was asked. Without hesitation she responded: "To test the patience of my relatives."

HOW TO FIX A BAD EXTENSION CORD OR PLUG.

You'll need

A knife



Screws



Screwdriver



A new plug, if the old one is bad.
(Make sure it has a U.L. Label.)



This is how to fix the cord and plug.

1. Cut the cord, just past the bad part.



2. Slip a good plug back on the cord.



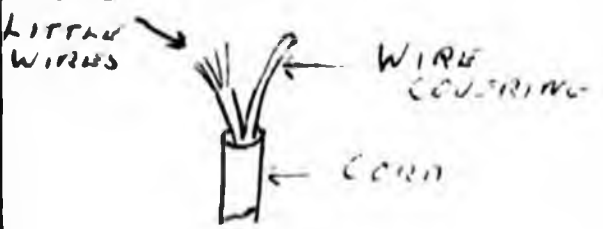
3. Cut and separate the cord into two parts.



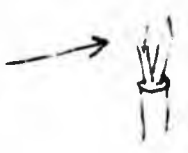
4. Tie a knot like this.



These are wires. The wires are inside the cord.



5. Cut off some of the covering on each wire. Do not cut any of the little wires.



6. Twist the little wires together, clockwise.



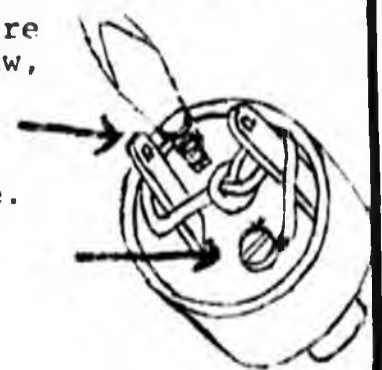
7. Pull the knot down into the plug.



8. Pull on wire around each terminal to the screw.



9. Wrap each wire around each screw, clockwise.



10. Tighten the screw, clockwise.

11. Put the cover back on the plug.



You're finished!

Kawerak, Inc.
Adult Basic Education
Nome, Alaska 99762

Third Class
Non-Profit
Permit #32
Nome, Alaska
99762

POSTAL PATRON LOCAL



BUSH JUSTICE????

It takes the State Troopers 2-3 weeks to answer an EMERGENCY call. (Some calls are never answered.)

EMERGENCY MEDICAL calls take up to 11 hours per response.

Crime rate in the "Bush" is three to four times greater.

There are 28 homicides per 100,000 population in the villages.

Rape incidents are twice as high.

Aggravated Assault is 326 per 100,00 people.

Village fire losses are the highest in the world.

Our suicide rate is the highest in the U.S.

The accidental death rate is also the highest in the U.S.

Why? Why is this situation allowed to continue? Simply because none of us complain about it. We tolerate the situation. We tolerate the lack of police support. We tolerate wrongdoers in the village. We tolerate others talking down to us. For example, our police are called Village Police. Actually they have the same powers as the Anchorage Police. We use the term Bush Justice versus Legal Justice. We call our 2nd Class Cities villages.

We need to seek State support; to write to our Legislative officials to ask that State personnel be relocated throughout the state to better serve our needs and that their jobs be combined to make them generalists who fit our needs.

Nels Anderson and others are unable to help us solve these problems unless we write and advise the State Legislature of the facts. How can they help us if they don't know what is wrong?



Introduced: 3/14/79
Referred: Judiciary

BY MALONE, ANDERSON, COTTEN,
DUNCAN, HAYES, MEEKINS, MILLER,
PARR, ROGERS, SCHAEFFER AND
GARDINER

1 IN THE HOUSE

2 HOUSE BILL NO. 392

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to domestic violence; and amending
7 Rules 3, 65, and 76, Rules of Civil Procedure."

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

9 * Section 1. AS 09.55 is amended by adding new sections to read:

10 ARTICLE 9. DOMESTIC VIOLENCE.

11 Sec. 09.55.650. DUTIES OF PEACE OFFICERS. (a) If a peace officer
12 has reason to believe that an adult or an emancipated minor is a victim
13 of domestic violence, the officer shall use all reasonable means to
14 prevent further domestic violence and to assure the safety of the
15 victim, including

16 (1) remaining on the scene of the domestic violence as long
17 as there would be a danger to the physical safety of the victim without
18 the presence of the peace officer;

19 (2) assisting the victim in obtaining emergency medical
20 treatment if necessitated by an assault, including transportation to the
21 emergency room of the nearest hospital or to the nearest health
22 provider;

23 (3) assisting the victim in removing to a safe place nearby,
24 or to the nearest facility offering shelter to victims of domestic
25 violence;

26 (4) giving the victim immediate notice of rights provided
27 under this section and of the existence of the nearest facility offering
28 shelter to victims of domestic violence;

29 (5) arresting the assailant

1 (A) if the peace officer has reasonable cause to believe
2 that the assailant has committed domestic violence which is a
3 felony,

4 (B) if domestic violence which is a misdemeanor is
5 committed in his presence, or

6 (C) under the circumstances set out in AS 12.25.030(b).

7 (b) The notice required in (a)(4) of this section includes the
8 following written statement which the peace officer shall read and give
9 to the victim:

10 "As a victim of domestic violence you have the right
11 under law to demand that the officer present do the following
12 things:

13 (1) stay as long as needed to make sure that you are safe;
14 (2) take you to the nearest hospital or health provider
15 if you need medical care;

16 (3) take you to a place nearby where you will be safe if
17 you want to leave here; and

18 (4) tell you how to contact the nearest organization that
19 offers aid or shelter to victims of domestic violence.

20 You have the right to ask the court to issue an order to
21 do any or all of the following things:

22 (1) order your attacker to stop hurting or threatening
23 you or your children;

24 (2) order your attacker to get out of the house;

25 (3) order your attacker not to communicate with you
26 in any way;

27 (4) give you temporary custody of your children;

28 (5) order your attacker to pay for your costs which
29 result from the attack, including medical and moving costs,

1 loss of earnings or support, or other costs for injuries you
2 or your children received.

3 If your attacker does not obey a court order to get out
4 of the house or to leave you alone, your attacker can be
5 arrested immediately. To get a court order contact the
6 superior court in (name of place) and they will help you.
7 You must do this within 10 days. To get an order quickly
8 in an emergency, you may also contact the district court
9 in (name of place) or (name of magistrate).

10 The court order is designed to protect you. You also
11 have the right to file a criminal complaint against your
12 attacker."

13 (c) If the victim does not understand English, the officer shall
14 make reasonable efforts to explain the rights provided in this section
15 in a language the victim understands.

16 Sec. 09.55.660. ORDER FOR RELIEF. (a) A victim of domestic
17 violence who is an adult or an emancipated minor may, within 10 days of
18 the act of domestic violence, petition a superior court or, if the
19 circumstances described in (c) of this section exist, petition a dis-
20 trict judge or magistrate under (c) of this section for an order

21 (1) restraining the assailant from subjecting the petitioner
22 to domestic violence;

23 (2) directing the assailant to vacate the home of the peti-
24 tioner;

25 (3) restraining the assailant from contacting the petitioner;

26 (4) directing the assailant to pay support for the petitioner
27 or for the minor children in the care of the petitioner if there is an
28 independent legal obligation of the assailant to support the petitioner
29 or the children;

1 (5) awarding temporary custody of a minor child to the peti-
2 tioner;

3 (6) directing the assailant to pay the petitioner for losses
4 suffered as a result of the domestic violence, including medical and
5 moving expenses, loss of earnings or support, and other out-of-pocket
6 losses resulting from injuries sustained.

7 (b) Upon receiving a petition under (a) of this section, the
8 superior court shall schedule a hearing and shall provide at least three
9 days notice to the respondent of the hearing and of the respondent's
10 right to appear and to be heard either in person or by attorney. If,
11 after the hearing, the superior court finds that the petitioner has been
12 subjected to domestic violence by the respondent, the superior court may
13 issue any of the orders for relief described in (a) of this section or
14 any other order the superior court determines to be necessary for the
15 protection of the health, safety and welfare of the petitioner or of a
16 minor child in the care of the petitioner.

17 (c) The superior court or a district judge or magistrate may issue
18 a temporary order without following the notice and hearing requirements
19 of (b) of this section if (1) the petitioner demonstrates a substantial
20 likelihood of immediate danger from the respondent to the health, safety
21 or welfare of the petitioner or of a minor child in the care of the
22 petitioner; and (2) the court or district judge or magistrate determines
23 that the order is necessary to protect the petitioner or a minor child
24 in the care of the petitioner. Immediately after issuing a temporary
25 order under this subsection or upon receiving notice of an order issued
26 by a district judge or magistrate under this subsection, the superior
27 court shall notify the respondent and give the respondent an opportunity
28 to be heard as soon as possible, but in no event later than 10 days,
29 after the order is issued on the question of continuing the temporary

1 order.

2 (d) Relief granted by a superior court under this section shall be
3 for a fixed period of time not to exceed 45 days; however, upon motion
4 by the petitioner and after hearing, the superior court may issue an
5 order for an additional period of time as it considers necessary to
6 protect the petitioner from domestic violence. The superior court may
7 modify its order at any time upon petition of either party.

8 (e) Proceedings under this section do not preclude any other
9 available civil or criminal remedies.

10 Sec. 09.55.665. FORMS FOR FILING PETITION. The Alaska court
11 system, in cooperation with interested persons and organizations, shall
12 prepare forms and instructions for the use of persons seeking an order
13 for relief under AS 09.55.660, including forms for waiving filing fees
14 on the basis of indigency. The forms shall conform to the requirements
15 of AS 09.55.660 and the Alaska Rules of Civil Procedure, except that
16 information on the forms may be filled in by legible handwriting. The
17 office of the clerk of each superior court shall make the forms and
18 instructions available to the public.

19 Sec. 09.55.670. NOTIFICATION TO LAW ENFORCEMENT AGENCIES. If a
20 superior court, district judge or magistrate issues an order described
21 in AS 09.55.660(a)(1), (2) or (3), the superior court, district judge or
22 magistrate shall transmit a copy of the order to the appropriate local
23 law enforcement agency. Law enforcement agencies shall establish pro-
24 cedures adequate to inform their peace officers of the existence and
25 terms of orders transmitted to the law enforcement agencies under this
26 section. Peace officers shall use every reasonable means to enforce the
27 orders.

28 Sec. 09.55.680. TRAINING OF PEACE OFFICERS. Law enforcement
29 agencies shall establish training procedures for peace officers, or

1 shall include training in existing training procedures for peace offi-
2 cers, which acquaint peace officers with the rights of the victim of
3 domestic violence, the types of orders which may be issued under AS 09.-
4 55.660, and techniques for handling incidents of domestic violence which
5 promote the safety of the victim and reduce the likelihood of recur-
6 rence.

7 Sec. 09.55.690. CRIMINAL PENALTIES. (a) Violation of an order
8 described in AS 09.55.660(a)(1), (2) or (3) is a misdemeanor punishable
9 by imprisonment for up to 60 days, or by a fine of up to \$500, or by
10 both. A second violation of an order described in AS 09.55.660(a)(1),
11 (2) or (3) is punishable by no less than three days imprisonment.

12 (b) A peace officer shall arrest and detain a person found by the
13 peace officer to be in violation of an order described in AS 09.55.660-
14 (a)(1), (2) or (3) if the order is in full force and effect.

15 Sec. 09.55.700. DEFINITIONS. For the purposes of AS 09.55.650 -
16 09.55.700,

17 (1) "domestic violence" means the intentional perpetration of
18 any of the following acts by a person against a household member, a
19 spouse, former spouse, or blood relative of the person:

20 (A) attempting to cause or causing physical harm to the
21 other person or to a minor child in the care of the other person;

22 (B) placing the other person or a minor child in the
23 care of the other person in fear of imminent serious physical harm;

24 (C) causing the other person to engage involuntarily in
25 sexual relations by force, threat of force or duress;

26 (2) "facility offering shelter to victims of domestic vio-
27 lence" includes facilities offering programs which provide emergency or
28 short-term lodging or housing for adults who are victims of domestic
29 violence and their children.

1 * Sec. 2. AS 18.55.330 is amended to read:

2 Sec. 18.55.330. PREFERENCE TO VETERANS AND TO VICTIMS OF DOMESTIC
3 VIOLENCE. (a) The authority shall initially offer 50 per cent of the
4 dwelling units in a housing project for rent or sale to veterans. The
5 offer shall be by publication of reasonable notice in a newspaper cir-
6 culated in the area in which the housing project is located. The autho-
7 rity shall set aside these units for rental or sale to veterans for at
8 least 30 days following first publication of the notice before making
9 them available to other residents. If, after an additional 30 days a
10 unit remains unassigned, the authority may rent or sell it to any person
11 in the state, provided that victims of domestic violence who move from
12 their homes to avoid further domestic violence [RESIDENTS] have first
13 preference and other residents have second preference.

14 (b) Victims of domestic violence who move from their homes to
15 avoid further domestic violence have first preference for dwelling units
16 in a housing project not set aside for veterans under (a) of this sec-
17 tion.

18 (c) The authority shall adopt regulations in accordance with the
19 Administrative Procedure Act (AS 44.62) to implement the preference in
20 this section for victims of domestic violence. The regulations shall
21 include criteria for determining when a person is a victim of domestic
22 violence based upon the criteria in AS 09.55.650 - 09.55.700.

23 * Sec. 3. AS 22.15.100 is amended by adding a new paragraph to read:

24 (9) to issue a temporary order in domestic violence cases as
25 provided in AS 09.55.660(c); the district judge or magistrate shall
26 notify the superior court immediately upon issuance of the temporary
27 order.

28 * Sec. 4. Section 1 of this Act has the effect of amending Rule 3, Alaska
29 Rules of Civil Procedure, by allowing courts to proceed upon the filing of a

1 petition rather than a complaint, and Rule 76, Alaska Rules of Civil Pro-
2 cedure, by allowing the courts to accept for filing petitions which are hand-
3 written in part. Section 1 of this Act also has the effect of amending Rule
4 65, Alaska Rules of Civil Procedure, by establishing an alternate procedure
5 for obtaining orders for relief from domestic violence.

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1000 Bookings for yr.
From Nome Jail

ALLEN, Jimmy George

DOB: 12-26-57

Kotzebue

Schaeffer Judgement 04-21-77 Unauthorized Entry, 77-07CR. 165 Days to be served at Nome State Jail.

Zahn, AST Arrested 05-05-77 First Degree Arson, 77-109CR
Sanders Arraigned 05-05-77 Appear 05-23-77
Bail at \$1000.00
Stay away from Ingdell Kazingnuk

Sanders Conditions 6- -77 Appearance to be scheduled
Release to seek employment on 06-13-77, 0830 - 1630
Paid Bail at \$1000.00

Schaeffer Arraigned 04-26-78 Bail at \$5000.00. Appear 05-23-78 in Nome.
C...y, AST Arrested 04-28-78 Burglary Not in a Dwelling, 2NO-78-69CR
06-01-78 Sentencing, 2NO-78-69CR
Probation Revocation Hearing, 77-109CR

Sanders Judgement 06-15-78 Burglary Not in a Dwelling, 2NO-78-69CR, 3 Years
Second Degree Arson 77-109, 1 Year concurrent with
2NO-78-69CR

Colleman 04-18-79 Parole Denied.

AREY, Joseph J.

DOB: 07-26-39

Barter Island

Lansbury, AST Arrested 06-28-79 Careless Use of Firearm, 2KB-79-175CR
Pankhurst Judgement 06-28-79 180 Days with 140 suspended.
Court recommends work release in Kotzebue.
Released 07-31-79 Expiration of Sentence.

ATTATAYUK, Clifford Billy

DOB: 03-17-39

Nome

Isabell, NPD Arrested 11-05-78 Cutting with Intent to Wound (Reduced)
Pankhurst Arraigned 11-06-78 On Assault and Battery, 2NO-78-198CR
Released O.K. with conditions
Pankhurst Sentenced 01-09-79 60 Days with 60 days suspended
Probation and conditions

Felony complaint in folder

AHWINONA, Rodney J.

DOB: 01-25-59

Wales

Bond, NPD	Complaint	10-14-77	Minor Consuming Alcohol, 77-207CR Joyriding, 77-205CR Leaving the Scene of an Accident, 77-342CR
Lyon, NPD Windahl	Complaint Judgement	12-12-77 12-19-77	Burglary Not in a Dwelling, 77-222CR 77-204CR (OMVI) \$500.00 with 500.00 suspended 10 Days with 2 suspended (8 days previously served) Probation ends 12-19-78 Restitution of \$1400.00
Windahl	Judgement	12-19-77	77-205CR (Joyriding), \$500 with \$500 suspended 30 Days with 30 suspended
Windahl	Judgement	12-19-77	77-206CR (Leaving the scene of accident), imposition of sentence suspended until 6-19-78
Windahl	Judgement	12-19-77	77-207CR (Minor Consuming Alcohol), imposition of sentence suspended until 6-19-78
Ward, NPD	Arrested	01-26-78	Carrying a Concealed Weapon, 78-17CR Unauthorized Entry
Mills, NPD	Arrested	01-26-78	Burglary Not in a Dwelling, 77-222CR Unauthorized Entry, 2 counts, 78-15CR Possession of Firearm while Intoxicated, 78-16CR Possession of Stolen Property
Tobuk Windahl	Order Release	01-26-78 01-26-78	Order appointing counsel, 2NO-78-15,16,17CR 2NO-78-15,16,17CR Bail at \$1000.00
	Release	02-21-78	Appear 01-31-78 for preliminary hearing on 2NO-78-17CR Limited release (BNIAD, Possession Firearm Intoxicated, FFP, Petty Larceny) to attend brother's funeral
Lewis Edwards		03-07-78 03-08-78 03-17-78	77-222CR, sentencing rescheduled to 03-15-78 2NO-78-15,16CR, pled to related offence Burglary Not in a Dwelling, 3 Years with 6 months suspended
Sanders	Judgement	03-24-78	77-222CR, Burglary Not in a Dwelling, 3 Years with 3 years suspended Make restitution as ordered in 77-204CR
Murphy, NPD	Arrested	08-08-78	Joyriding Operating a Motor Vehicle without Owner's Consent Burglary Not in a Dwelling, 77-222CR
Sanders Sanders	Order Release	08-08-78 08-08-78	Appointing counsel on 78-126CR Bond at \$500.00, 2NO-78-126 Work release at NWCC 0730-1730 weekdays
Sanders	Judgement	10-11-78	2NO-78-126CR (Driving a Motor Vehicle without Owner's consent), 90 Days with none suspended concurrent with 77-222CR. Credit for time served.
Sanders	Judgement	10-11-78	77-222CR, 3 Years with 2 suspended, time to begin 8-8-78. Credit for time served.
Ruiz, NPD	Arrested	07-23-79	Operating a Motor Vehicle while Intoxicated, 2NO-79-170 Joyriding, 2NO-79-175CR
Pankhurst Tobuk	Released Warrant	07-23-79 08-02-79	O.R. 2NO-79-175CR, bail at \$2500.00
Valkenburgh, NPD Sanders Edwards	Arrested Temp Order Dismissal	08-02-79 10-9-79 10-09-79	Driving without Owner's Consent, 2NO-79-175CR 2NO-79-175CR, bail at \$2500.00 2NO-79-176CR, pled to related charge

BARR, Arther K

DOB: 06-10-55

Brevig Mission

Cordy, AST Arrested 01-30-78

Shooting at a Building
Burglary in a Dwelling while Armed
Possession of Firearm while Intoxicated
Unauthorized Entry

Windahl Sentenced 01-31-78
Lewis 01-31-'8
 02-04-78

Shooting at a Building, 180 Days with 90 suspended
Trial date set for 04-11-78 on remaining counts
Sentence deferred, judgement amended
Released O.R. with conditions
 Good Behavior
 Not to Consume alcohol
 Work full time for PHS in Brevig Mission
 Attend guard training
 Return to jail approximately 3-15-78 to finish
 sentence

Edwards 03-13-78

All counts on 01-30-78 dismissed except shooting at
building

Cordy, AST Arrested 05-25-78
No Record Arraigned 05-26-78
 released 08-08-78

Failure to satisfy judgement above
Failure to satisfy sentence - dismissed
Expiration of sentence

BARR, Eddy Roy

DOB: 04-08-57

Kotzebue

Gene Shafer Arrested 06-15-79

Possession of Firearm while Intoxicated

Arraigned 06- -79

Shaeffer Sentenced 06-14-79

90 Days with 45 suspended

BERGAMASCHI, Napoleon J.

DOB: 12-11-53

Nome

Helding Arrested 06-30-79 Possession of Firearm while Intoxicated
Pankhurst Arraigned 06-30-79 Bail set at \$1000.00
Pankhurst 07-01-79 Trial date set for 07-06-79
Pankhurst 07-01-79 Court ordered work release from 0700 until ends
each day at Nome Eskimo Community
Sentenced 07-06-79 45 Days with 38 suspended and credit for time
served. Probation ends 01-06-80
Released 07-06-79

CHILDS, Robert Dale

DOB: 11-20-50

Washington

Madden, NPD Arrested 04-29-79 Malicious Destruction of Property
Open Container
Pankhurst Arraigned 04-30-79
Pankhurst Released 04-30-79 O.R.
Kaver, NPD Arrested 05-14-79 Parole Violation (Washington Warrant)
Negligent Homicide with Motor Vehicle
Pankhurst Arraigned 05-15-79 Board first available flight to Anchorage with
connections to Seattle for purpose of appearing
at a parole hearing in Washinton

COMACHO, Jorge R.

DOB: 02-21-

South America

Zahn, AST Arrested 02-21-78 Probation revocation (Warrant)
Possession of Narcotic Drug, Anchorage
Windahl Arraigned 02-21-78 Released O.R. with Conditions

CUSTER, Charlie J.

DOB: 07-29-57

Kobuk

Schaeffer Arraigned 06-30-77 Bail at \$500.00
Appear before Windahl for bail review
Leonard, AST Arrested 07-07-77 Unauthorized Entry, changed to:
Violation of Conditions, 2KO-77-87CR
Windahl Release 07-11-77 Work Release, seek employment 1300-1600 July 11,12,13
Bundy Notice 07-28-77 77-87 Dismissed. Release to first plane to Kotzebue
Released 08-02-77 Expiration of Sentence
Schaeffer Arraigned 10-03-77 Bail at \$1500.00.
Appear 10-26-77 before Windahl
Michels, NPD Arrested 10-05-77 Unauthorized Entry, 77-158CR
Windahl Release 11-21-77 77-152(?) Release 1245 to 1645 to take written exam
by Ella Tanner
Kelliher Release 12-05-77 O.R. Release defendant to first available plane to
Kotzebue
12-06-77 Released O.R.

DAVIS, Ronald D.

DOB: 01-14-59

Nome

Schulbourgh, NPD Arrested 9-28-78 Larceny of Property, 78-171CR
Petty Larceny, 78-172CR
Sanders Arraigned 09-29-78 Work release order to enable him to attend to work/
study program at NWCC
Released 09-20-78 Paid Bail \$500.00
Edwards Dismissal 10-03-78 78-171CR, Failure to state crime
Pankhurst Judgement 01-08-79 78-172CR, SIS. Probation ends 07-08-79
Pankhurst 07-12-79 Case closed, 78-172CR
Isabell, NPJ Arrested 07-13-79 OMVI, 79-158CR
Pankhurst Arraigned 07-13-79 Conditions set. Trial set for 9-11-79
Released 07-13-79 O.R.
Valkenburgh, NPD Arrested 07-22-79 Possession of Firearm while Intoxicated, 79-174CR
Pankhurst Arraigned 07-23-79 Conditions set. Trial date set for 9-11-79
Released 07-23-79 O.R.
Self Arrested 08-24-79 OMVI, 79-158CR
Pankhurst Judgement 08-24-79 Possession of a Firearm while Intoxicated, 79-174CR
\$250 with \$250 suspended. 30 days with 26 suspended.
Concurrently run.
Released 08-26-79 Expiration of Sentence

DOWNEY, Allen Charles

DOB: 08-04-57

Kotzebue

Angleton, AST Arrested 6 - -79 Larceny
Unauthorized Entry
Hensley Arraigned 06- -79
Sentenced 07-29-79 30 Days with 15 suspended; 45 consecutive with 15
suspended. Work Release if defendant finds
employment.

ESENITUK, Herbert Norman

DOB: 08-20-34

Nome

Madden, NPD	Arrested	04-02-79	Petty Larceny, 79-62CR
Pankhurst	Arraigned	04-03-79	
	Released	04-03-79	Jury trial set for 05-08-79
Kaver, NPD	Arrested	04-17-79	Petty Larceny, 79-70CR
Pankhurst	Arraigned	04-18-79	Bail at \$200.00 Cash
			trial date set for 05-08-79
Pankhurst	Sentenced	04-20-79	79-62CR, 90 Days with 70 suspended, Probation ends 04-19-80
Edwards	Judgement	04-20-79	79-70CR, dismissed pled to alternate offense
	Released	05-04-79	Expiration of sentence on 79-62CR
Madden, NPD	Arrested	05-09-79	Bench Warrant 79-62CR, Failure to appear on summons issued 05-09-79, "Petition to Revoke Probation"
Pankhurst		05-10-79	Temporary Commitment: Bail at \$250.00, arraignment set for 05-11-79
Pankhurst	Judgement	05-11-79	79-62CR, 70 Days with 40 suspended. Probation ends 04-19-80, "Modified Sentence - 90 Days with 70 days suspended 79-62CR"
	Released	06-07-79	Expiration of Sentence
Isabell, NPD	Arrested	06-19-79	Carrying a Concealed Weapon
Pankhurst	Arraigned	06-20-79	No complaint filed
	Released	06-20-79	
Isabell, NPD	Arrested	06-22-79	Assault and Battery (Violation of Conditions) 79-136CR
Pankhurst	Arraigned	06-23-79	No complaint filed
	Released	06-23-79	
Isabell, NPD	Arrested	06-29-79	Concealment of Merchandise, 79-140CR
Pankhurst	Arraigned	06-30-79	Bail at \$500.00, Trial set for 08-14-79
Pankhurst	Order	07-27-79	By motion of Brian Timbers, defendant's attorney, court ordered work release from 0900 to 1200 noon Monday thru Friday, pursuant to AS 12.30.010
Edwards	Dismissals	8-14-79	Assault and Battery, 79-136CR
Pankhurst			79-140CR, 60 Days
	Released	08-28-79	Expiration of Sentence
Pankhurst	Sentenced	08-28-79	60 Days

GREIST, Gerald L.

DOB: 01-26-56

Selawik

Edwards, D.A.	Arrested	02-10-78	First Degree Arson
Schaeffer, KOTZ	Arraigned	02-10-78	Bail at \$1000.00
Windahl	Released	04-01-78	O.R. to Selawik with non-opposition by D.A.
Angleton, AST	Arrested	08-03-79	1. Assault and Battery
			2. Disorderly Conduct
	Arraigned		
Pankhurst	Sentenced	08-03-79	120 Days with 70 suspended (Assault and Battery)
			Released O.R. (Disorderly Conduct)
	Released	08-07-79	45 Days prior service on First Degree Arson to be created towards these two cases

HATFIELD, Stahle M.

DOB: 10-12-49

Texas

Angleton, AST	Arrested	09-15-78	Rape, 78-130CR
Sanders	Arraigned	09-15-78	Conditions set. Release Sundays from 0930 - 1700 to Bill Web
Sanders		09-15-78	Psychiatric Evaluation, in Anchorage
	Released	09-17-78	Transported to API in Anchorage
Gary		09-24-78	Rebooked
Sanders	Order	10-17-78	Release Order. Transport to Kotzebue
		10-19-78	Transport to Kotzebue
Angleton, AST		10-25-78	Rebooked 78-130CR
Sanders		10-27-78	Release on Sundays from 1700 - 2100 for religious purposes.
Sanders	Transfer	11-22-78	To Kotzebue
	Released	11-24-78	Court Order to Kotzebue
Sanders	Judgement	12-01-78	Found not guilty, case dismissed.

HENRY, Paul Douglas

DOB: 02-25-59

Kotzebue

Shaeffer	Arraigned	04-27-78	Bail at \$5000.00
Cordy, AST	Arrested	04-28-78	Lewd and Lascivious Acts towards Children, 2NO-78-68CR
Sanders	Order	05-30-78	Work release: to be released to seek employment from 1400 - 1600 on 5-30, 5-31, 6-1, 6-2, 6-5, 1978
	Date Set		Trial date set for 06-28-78, Judge Davis, Kotzebue
Sanders	Date Set		Hearing date set for 09-15-78
Sanders	Judgement	11-17-78	3 Years with 2 suspended. Probation ends 11-16-81
		11-20-78	Work release granted for employment at A.C. Co. 0850 - 1815 except Sunday and Tuesday
	Released	01-19-79	Expiration of sentence, 78-68CR
Gary, AST	Arrested	06-05-79	Assault and Batter, reduced to Assault, 2KB-79-142CR
			Probation revoked 2NO-78-68CR
Pankhurst	Temp Order	6-29-79	Work release 0900 - 1800 at A.C. Co. Monday thru Friday
Pankhurst	Temp Order	7-06-79	Bail continued at \$1500.00 as set in 2KB-79-142CR.
			Court ordered work release at A.C. Co.
Sanders	Order	09-04-79	Revoking probation of 2NO-78-68CR
Sanders	Judgement	09-04-79	2 Years with 21 months suspended, 2NO-78-68CR
			Probation ends 05-16-82
Sanders	Judgement	09-04-79	90 days 2NO-78-68CR and 2KB-79-142 (Consecutively)

IMMNGAN, Richard

DOB: 10-17-53

Gambell

Court authorized work release on two different counts, 1976 and 1978

IRRIGOO, Dexter

DOB: 11-14-58

Gambell

Isarelson,AST Arrested 03-23-77
Tobuk Magistrate Released 03-23-77
10-19-77

Cordy, AST Arrested 10-20-77
Sanders Released 10-21-77
Mills, NPD Arrested 12-02-77
Sanders Arraigned 12-02-77
Ward, NPD Arrested 04-03-78
Windahl Arraigned 04-04-78
Windahl Release 04-12-78

Sanders Release 04-19-78
Sanders 05-10-78
05-11-78

Burglary Not in a Dwelling, 77-64CR (Warrant)
To John Larson with conditions
Charge changed to unauthorized Entry, SIS, on
probation until 4-17-78

Burglary in a Dwelling, 77-184CR
O.R.

Unauthorized Entry

Plead guilty, bail at \$500.00

Burglary in a Dwelling, 77-184CR

Bail at \$1000.00

Preferred method of release; post bond at 10% of
\$1000.00

Conditions, post bond of \$1500.00 cash

Imposition of sentence deferred for 2 years to serve
one year in jail. Probation ends 1-12-80

Arrest of 04-03-78 (BNIAD) dismissed by D.A. Edwards
who was his attorney in that case.

IVANOFF, Richard

DOB: 01-04-57

Unknown

Anagick Judgement 07-18-79
Released 09-12-79

\$10 fine, 30 days with 15 suspended. To be served
in Nome State Jail after fishing season is over
at the mouth of the Yukon River. Report to
UT office by 09-07-79
Expiration of sentence

JAMES, Winfred

DOB: 12-23-48

Gambell

Lyon, NPD	Arrested 03-27-76	Disorderly Conduct
	Arraigned 03-27-76	
	Released 03-27-76	O.R.
Olanna, NPD	Arrested 11-23-76	Shoplifting, 76-344CR
Windahl	Arraigned 11-24-76	Bail at \$500.00 or leave on first flight to Gambell
	Released 11-26-76	O.R.
Isabell, NPD	Arrested 02-25-77	Disorderly Conduct, 77-54CR
Windahl	Released 02-25-77	O.R.
Lyon, NPD	Arrested 04-07-77	Burglary in a Dwelling, 77-92CR
Windahl	Released 04-12-77	O.R. with conditions and to fly to Gambell
Edwards, ACS	Arrested 11-08-77	Unlawful entry
		Petty Larceny, 2NO-77-92CR
Windahl	Judgement 11-08-77	30 Days with 15 suspended (concurrently)
		\$250.00 Fine, suspended
Bundy	Dismissal 12-30-77	77-54CR dismissed; sufficient time served
Isabell, NPD	Arrested 09-15-78	Attempted Larceny, 78-160CR
Sanders	Arraigned 09-16-78	Bond at \$250.00. Preliminary hearing 9-21-78
	Released 09-23-78	Paid Bail \$250.00
Isabell, NPD	Arrested 09-24-78	Concealment of Merchandise. 78-169CR
Tobuk	Arraigned 09-25-78	Bail at \$500.00
Pankhurst	Judgement 10-04-78	Ct. 2 of 78-160CR to run concurrent with 169CR
		90 Days with 60 suspended
Pankhurst	Dismissal 10-04-78	Ct. 1 of 78-160CR. Pled to Ct. 2
Pankhurst	Judgement 10-04-78	78-169CR (Concealment of Merchandise) 30 days with
		20 suspended.
	Released 10-14-78	Expiration of Sentence
Morris, Spec Off	Arrested 10-14-78	Assault and Battery, 78-187CR
Pankhurst	Arraigned 10-15-78	Bond at \$200.00
Pankhurst	10-20-78	Conditions of Release. Release to first flight to
		Gambell. Appear in court 12-12-78
	Released 10-21-78	O.R. to Gambell
Isabell, NPD	Arrested 08-27-79	Larceny from Auto, 79-213CR
Pankhurst	Temp Committ 8-27-79	Changed to Grand Larceny, Bail at \$1000.00
	Order 03-29-79	Release to fly to Gambell on next flight
	Released 08-29-79	O.R.

KENWORTHY, George Van

DOB: 02-14-53

Texas

Schulberg, NPD Arrested 10-22-78
Tobuk Magist. Arraigned 10-23-78
Tobuk Magist.
Tobuk Magist.

Assault and Battery, Forgery (Federal Warrant)
Fugitive from Justice at \$10,000.00
Assault and Battery, bail at \$500.00
Review hearing set 10-27-78 before Sanders on Federal
Warrant Validity

Tobuk Magist.

Review hearing set for 10-24-78 before Tobuk for
entering plea, Assault and Battery

Butcher Clerk
Pankhurst Release 11-13-78

Bail review hearing set for 10-31-78 before Pankhurst
Conditions on both charges:

Cash bond of \$3000.00

Not to leave Nome

Defendant allowed work release if he cannot
post bond

Not to be involved with Patricia Glenn in any
manner

Pankhurst 11-20-78

Conditions of release, short form. Next appearance
before District Court 12-12-78. Shall not leave
Nome area without permission of the Court.

Released 11-20-78

12-11-78

Assault and Battery dismissed.

KIMOKTOAK, Ronald H.

DOB: 03-20-54

Anchorage

Valkenburgh, NPD Arrested 05-08-79
Released 05-08-79
Self Arrested 05-16-79
Sanders Judgement 05-17-79

Disorderly conduct, 79-82CR

Paid bail \$100.00

Probation Violation, 79-166CR

Judgement on probation violation. Serve 14 days.

Defendant to be on work release Monday - Friday,
from 0730 - 1730 (City of Nome)

Released 05-29-79

Expiration of Sentence

KIRCHGESLER, James C.

DOB: 02-10-53

Oregon

Murphy, NPD Arrested 07-08-78

Malicious Destruction of Property,
Unauthorized Entry

Released 07-08-78

Paid Bail \$100.00, Appear 7-10-78

Self Arrested 03-13-79

Selling Liquor without a License, 79-6CR

Pankhurst Arraigned 03-13-79

Bail at \$1000.00 to be released each day from
0745-1715 for crabbing

Pankhurst Judgement 03-16-79

Sentenced, credit for 4 days

Released 03-16-79

Expiration of sentence

KUGZRUK, Morris K.

DOB: 01-21-36

Mary's Igloo

Isabell, NPD Arrested 09-16-78
Sanders Arraigned 09-17-78
Helding, NPD Arrested 04-28-79
Pankhurst Arraigned 04-29-79

Disorderly Conduct
Released O.R.
Assault and Battery, 2NO-79-73CR
Released O.R.
Appear 06-05-79 for trial
Contact lawyer by 05-04-79
Failure to satisfy judgement (Anchorage Warrant 76-556)
Released O.R.

Madden, NPD Arrested 05-23-79
Pankhurst Arraigned 05-24-79

Begin \$100 payments to court each payday
Keep in contact with lawyer
Assault and Battery, 2NO-79-106CR
Bail at \$1500.00
Stay away from Dolly Kugzruk and Geraldine Gilbert
Follow conditions of release on pending cases
Work release until court appearance, 0615 - 1730, 6-6-79

Murphy Arrested 06-05-79
Pankhurst Arraigned 06-06-79

Pankhurst Temp Order 6-6-79

Bail at \$1500.00
Work Release from 0700 - 1700
Court Appearance 06-07-79
Appear 06-14-79
Bail at \$1500.00

Pankhurst Temp Order 6-8-79

Pankhurst Release 06-19-79
06-19-79

No work release as defendant no longer employed
Release O.R. pending dismissal of case 2NO-79-106
Released O.R.

Pankhurst Judgement 06-18-79

Ct. 1. 2NO-79-73CR (Disorderly Conduct) 10 days with
none suspended. Credit for time served.

Pankhurst Judgement 06-18-79

Ct. 2. 2NO-79-73CR (Assault and Battery) 60 Days with
40 suspended. Credit for time served. Probation
ends 06-07-79

Edwards Notice 06-18-79

Dismissed, request of victim. Pled to related charge

Isabell, NPD Arrested 09-15-79

Unauthorized Entry. 2NO-79-222CR

Sanders Arraigned 09-16-79

Bail at \$100.00

Pankhurst Release 09-17-79

Release O.R. Appear 11-14-79 for jury trial

Release 09-17-79

Stay away from Dolly Kugzruk and Geraldine Gilbert
Released O.R.

KUNGESUK, Gordon Lee

DOB: 12-29-47

Nome

Silook, NPD Arrested 07-17-76

Disorderly Conduct

Sanders Released 07-18-76

O.R. Appear in court 07-19-76

Glanna, NPD Arrested 07-15-77

Assault and Battery, 77-140CR (Dismissed 12-30-77)

Windahl Released 07-16-77

O.R.

Cordy, AST Arrested 07-07-78

Receiving and Concealing Stolen Property (Warrant)
78-107CR

Davis Arraigned 07-07-78

O.R.

Released 07-07-78

SIS, 2 Years, ends 11-06-80

Order 11-07-78

LARSON, Fred Jr.

DOB: 03-08-60

Nome

Murphy, NPD	Arrested	08-12-78	Assault with a Dangerous Weapon, 78-128CR Negligent Driving, 78-127CR
Windahl	Arraigned	08-12-78	Bail at \$1000.00 Release from 0700 - 1715 for work
Windahl	Release	8-12-78	Methods of release; Bail at \$500.00, no driving
	Released	8-14-78	Paid bail \$500.00
Sanders	Judgment	09-20-78	78-127CR, Fined \$150 with \$100 suspended No traffic violations for 6 months Probation ends 3-20-79
Edwards	Dismissal	09-20-78	78-128CR, insufficient evidence
Angleton, AST	Arrested	11-11-78	OMVI, 2NO-78-201CR Hit and Run, 78-202CR
Pankhurst	Arraigned	11-12-78	Release O.R. Appeal 12-12-78
	Released	11-12-78	O.R.
	Dismissal	02-21-79	78-201CR, Interest of Justice

LEE, Kenneth

DOB: 04-22-44

Teller

Isabell, NPD	Arrested	11-24-78	Disorderly Conduct, 2NO-78-214CR
Sanders	Arraigned	11-25-78	Bail at \$50.00. Jury trial for 12-12-78
Sanders	Release	11-26-78	Released O.R. with conditions. Appeal 12-12-78
Gary, AST	Arrested	06-14-79	Threat to Witness, 2NO-79-114CR
Sanders	Arraigned	06-14-79	Bail at \$10,000.00, appear 06-14-79 for preliminary hearing.
Pankhurst	Order	06-19-79	Bail continued at \$10,000.00
Pankhurst	Order	06-22-79	Release O.R. 06-22-79 between 0930 - 1800 (Job interview)
Tobuk	Release	06-26-79	Limited release 06-26-79 between 1300 - 1700 Release 06-27-79 between 0800 - 1700 to seek employe
Pankhurst	Order	06-26-79	Release O.R. with conditions
Gary, AST	Arrested	07-09-79	Failure to obey court order of release
Pankhurst	Arraigned	07-09-79	Bail at \$2500.00. Appear 07-19-79 for probation revocation hearing. Allowed work release at Nome Eskimo Community
		07-18-79	Probation revocation hearing continued to 07-30-79
Sanders	Order	07-31-79	2NO-79-91, Petty Larceny 2NO-79-92, Joy Riding 2NO-79-114, Influencing Witness
		07-31-79	Released by court order
Edwards	Dismissal	07-31-79	2NO-79-114 Dismissed
Edwards	Dismissed	08-01-79	2NO-79-91,92 Dismissed

LUKE, Henry I.

DOB: 02-27-57

Hooper Bay

Judge Cooke in Bethel authorized work release at Kuskokwim Inn.

MERRILL, Richard C.

DOB: 11-16-55

Nome

Illmar, NPD Arrested 07-29-76 Assault and Battery, 2NO-76-247CR
Sanders Arraigned 07-29-76 5 Days
Released 03-03-76 Expiration of Sentence
Martin, NPD Arrested 02-26-77 Assault with a Dangerous Weapon, 2NO-77-56CR
Windahl Arraigned 02-26-77 Appear 02-02-77
Stay away from Frank Amarok and Yellow Cab Company;
take a bus
Released 02-28-77 O.R. with Conditions
Illmar, NPD Arrested 05-22-77 Unauthorized Entry
Sanders Arraigned 05-22-77 Appear 05-23-77, other conditions
Released 05-22-77 O.R.
Ward, NPD Arrested 04-21-78 Assault, 2NO-78-65CR
Windahl Arraigned 04-21-78 Bail at \$1000.00, other conditions
Part time release 0745 - 1715 Monday - Friday until
May 5, 1978, work at NWCC
Windahl Judgement 05-05-78 60 days with 42 days suspended. Credit for time
served. Probation ends 11-05-78
05-08-78 Expiration of sentence
Valkenburgh, NPD Arrested 06-24-79 Assault and Battery
Released 06-24-79 Paid Bail at \$150.00

MILLIGROCK, Jimmy

DOB: 04-10-60

Diomed

Isabell, NPD Arrested 04-28-78 Minor Consuming Alcohol
Windahl Arraigned 04-29-78
Released 04-29-78 O.R. No case filed
Murphy, NPD Arrested 09-20-78 Rape, 78-162CR
Sanders Arraigned 09-20-78
Sanders Release 09-25-78 Work Release 0745 - 1715 Monday - Friday, NWCC Training
Program
Edwards Information 9-28-78 78-162CR changed to Contributing to the Delinquency
of a Minor
Sanders 09-29-78 Bail at \$5000.00, continued work release
Pankhurst Release 10-10-78 Conditions of Release set. Appear 11-14-78
Released 10-10-78 O.R.
Pankhurst Judgement 11-17-78 180 Days with 150 suspended. Credit for time served.
Probation ends 11-17-79

MOSQUITO, Burl Franklin

DOB: 08-18-44

Nome

Ward, NPD Arrested 07-14-75

Lewd and Lascivious Acts, 75-230CR

Windahl Arraigned 07-16-75

Rape and Statutory Rape, 75-231CR

Bail at \$1000.00. Court authorized work release from 0800 - 1700

Windahl Release 08-03-75

Preferred Methods of Release. To be released O.R. to travel to Anchorage for psychiatric evaluation, and upon return to continue the work release program with jail

Windahl 08-01-75

75-231CR dismissed

08-22-75

Released on bail of \$1000.00

Murphy, NPD Arrested 03-25-79

Lewd and Lascivious Acts toward Child (79-49CR Warrant)

Sandars Arraigned 03-26-79

Bail at \$2500.00 with work release from 0730 - 1730

Pankhurst 04-02-79

Changed to Assault and Battery

Sentenced to 100 days with 91 suspended

OCTUCK, Henry

DOB: 10-15-43

Teller

Zahn, AST Arrested 06-14-76

Burglary in a Dwelling

Attempted Rape

Windahl Arraigned 06-15-76

Unauthorized Entry

Released 06-15-76

O.R.

OTTEN, Steve F.

DOB: 06-27-59

Stebbins

Devenkar, AST Arrested 07-06-77

Burglary Not in a Dwelling, 77-6CR

Windahl Arraigned 07-07-77

Burglary Not in a Dwelling, to be released when attorney Timbers informs jail of local housing arrangements

Released 07-08-77

O.R. to Timbers

Devenkar, AST Arrested 08-05-77

Burglary not in a Dwelling, 77-11CR

Windahl Arraigned 08-05-77

Bail at \$2500.00

Preliminary hearing set for 08-11-77 before Windahl

Sanders Released 08-12-77

O.R. Conditions:

Remain in vicinity of Stebbins

To accompany Robert Morris and body of Timothy Snowball to Stebbins for funeral.

Windahl 05-05-78

SIS of Unauthorized Entry, 77-11CR

Probation ends 08-16-78

OZENNA, Jackie Andrew

DOB: 09-26-53

Nome

Harper, NPD	Arrested	03-19-76	Carrying a Concealed Weapon, 76-124CR. Felon in Possession
Sanders	Arrested	03-20-76	No Liquor No weapons Report 03-22-76 for trial setting
Windahl	Released	03-20-76	O.R.
	Judgement	03-31-76	100 Days with 100 suspended. No similar violations, no Disorderly Conduct Good behavior 2NO-76-124CR
Morris, SPO	Arrested	04-11-76	Furnishing liquor to a Minor
	Released	04-12-76	O.R.
Olanna, NPD	Arrested	09-01-76	Receiving and Concealing Stolen Property, 76-275CR
Windahl	Arrested	09-01-76	Stay away from bars and liquor store No drinking, good behavior
	Released	09-01-76	O.R. with conditions
Nichols, NPD	Arrested	09-07-76	Malicious Destruction Personal Property, 76-276CR
Windahl	Arrested	09-08-76	Bail at \$500.00. May go to work for City of Nome if you receive word from Timbers
Sanders	Order	09-24-76	Setting conditions of release 76-276CR
	Released	09-24-76	O.R.
Illmar, NPD	Arrested	09-26-76	Violation of Release Conditions of 76-281CR (Warrant)
Windahl	Released	09-28-76	O.R. with conditions Verbal order
Martin, NPD	Arrested	03-06-77	Unauthorized Entry, 77-58CR
Sanders	Arrested	03-07-77	Conditions set
	Released	03-07-77	O.R.
Isabell, NPD	Arrested	04-20-77	Receiving and Concealing, 77-103CR
Windahl	Arrested	04-20-77	Bail at \$500.00
Sanders	Judgement	05-20-77	120 Days with 60 suspended, concurrently with 77-58CR (Unauthorized Entry) 10 days
	Released	06-15-77	Served full sentence
Mills, NPD	Arrested	07-31-77	Joy Riding, 77-154CR
Sanders	Released	07-31-77	O.R. Appear 08-01-77
Windahl	Order	08-01-77	Trial date set for 08-11-77. Obey all laws
Mills, NPD	Arrested	08-05-77	Joy Riding, 77-158CR
Sanders	Arrested	08-05-77	Bail at \$1000.00, 77-103,154,158CR
Sanders	Judgement	09-13-77	77-158CR and 77-154CR, 180 Days to run concurrently
Sanders	Released	09-20-77	Order (Medical reasons)
Self	Arrested	09-20-77	Back to serve time on 77-158,154
	Released	12-22-77	Expiration of sentence
Isabell, NPD	Arrested	01-17-78	Joy Riding, 78-12CR
Windahl	Arrested	01-23-78	Bail at \$250.00
Windahl	Judgement	01-25-78	365 Days with 183 suspended, 78-12CR
	Released	06-14-78	Expiration of sentence
Kaver, NPD	Arrested	07-10-78	Carrying a Concealed Weapon, 78-110CR Burglary Not in a Dwelling, 78-122CR Felon in Possession of Concealed Weapon, 78-109CR

MORE TO FOLLOW ON NEXT PAGE

OZENNA, Jackie Andrew

CONTINUED

Windahl	Arraigned	07-10-78	Bail at \$2500.00, 78-109,110CR
Davis	Order	07-21-78	Work release, NWCC
Sanders	Order	01-04-79	Release for NWCC Study Program and Consolidating 78-109,110,122CR. Bail at \$1000.00
	Released	01-12-79	Paid bail \$1000.00
Ward, NPD	Arrested	03-22-79	Attempted Larceny, 79-46CR
Pankhurst	Arraigned	03-23-79	Appear 05-08-79
	Released	03-23-79	O.R.
Isabell, NPD	Arrested	04-01-79	Burglary Not in a Dwelling, 78-122CR Felon in Possession Concealed Weapon, 78-109CR Carrying a Concealed Weapon, 78-110CR Assault and Battery, 79-59CR (Warrant)
Pankhurst	Arraigned	04-02-79	Bail at \$5000.00. Trial date 05-08-79
Edwards	Dismissal	05-18-79	Dismissed 2NO-79-46CR, 2NO-79-59CR
Sanders	Judgement	05-17-79	2NO-78-110, 90 Days to be concurrent with 2NO-78-109,122CR
Sanders	Judgement	05-17-79	2NO-78-109CR consolidating 78-110,122CR
Sanders	Judgement of Commitment		
	Order	05-17-79	Order of Probation, 78-122CR, 5 Years with 2 suspended 78-109CR, 78-110CR to concurrently

PETE, Jerome B.

DOP:

DOB: 09-25-54

Stebbins

Gary, AST	Arrested	08-26-78	Shooting with Intent to Wound, 78-142CR
Sanders	Arraigned	08-26-78	Bond at \$3000.00, 78-142CR
Sanders	Conditions	9-01-78	78-141,142,144CR, Bail at \$3000.00. Release 1300 - 1600 to attend NSHL sessions Tuesday and Friday. Seek employment other times.
Edwards	Dismissal	09-06-78	78-141CR, Insufficient Evidence
Sanders	Conditions	9-12-78	78-142CR, Bail at \$3000.00. Release from 0745 to 1715 weekdays to attend construction training at NWCC. Attend counseling sessions between 1 and 2 pm
Sanders	Judgement	09-29-78	78-142CR, 6 Months with 140 days suspended Probation ends 09-29-79
	Release	10-04-78	Expiration of sentence

PENETAC, George L.

DOB: 02-12-61

Nome

Madden, NPD	Arrested	03-31-79	Assault with a Dangerous Weapon, 2NO-79-58CR
Sanders	Arraigned	03-31-79	Bail at \$500.00, appear 04-04-79 for Preliminary Hearing
Pankhurst	Order	04-05-79	After preliminary hearing (ADW) bail at \$1000.00 Work release with Arctic Trading Post 6 days, 1300 - 1800
Sanders	Order	05-04-79	Temporary Order: ADW amended to Snooting with Intent to Kill, Wound or Maim, 2NO-79-61CR
Edwards	Notice	05-23-79	2NO-79-61CR, dismissed in the interest of justice
Sanders		07-09-79	Sentencing date set for 08-15-79 for 2NO-79-58CR
Sanders	Judgement	08-15-79	2 Years with 18 months suspended. Probation ends 08-15-82
	Released	09-02-79	Expiration of sentence

PENETAC, Raymond M.

DOB: 08-04-50

Nome

Lyon, NPD	Arrested	12-16-77	Malicious Destruction of Privat Property
Sanders	Arraigned	12-17-77	Release O.R.
Isabell, NPD	Arrested	12-02-78	Assault and Battery
	Released	12-02-78	Bail at \$500.00
Isabell, NPD	Arrested	12-16-78	Assault and Eattery, 2NO-78-233CR
Pankhurst	Arraigned	12-17-78	Released O.R.
Kaver, NPD	Arrested	04-02-79	Assault with a Dangerous Weapon, changed to: Assault and Battery, 2NO-79-63CR, and Careless Use of Firearm, 2NO-79-64CR
Pankhurst	Arraigned	04-03-79	Bail at \$2500.00 Appear 05-05-79 Work release from 1200 - 1700 beginning 04-04-79
Pankhurst	Release	04-05-79	O.R. Appear 06-18-79 for sentencing, 2NO-79-64CR Stay away from Betty Hemming, other conditions
Edwards	Notice	03-14-79	Deferred prosecution for 6 months, 2NO-78-233CR
		04-03-79	Trial date set for 04-10-79 before Pankhurst
Edwards	Notice	04-05-79	2NO-79-63CR dismissed, pled to alternate charge
Pankhurst	Judgement	07-13-79	Suspended Imposition of Sentence Probation ends 01-11-80

PUNGOWIYI, Delbert

DOB: 07-23-59

Savoonga

Ward, NPD	Arrested	03-15-78	Assault with a Dangerous Weapon, 2NO-78-43CR
Windahl	Arraigned	03-16-78	Bail at \$5000.00 with conditions Appear 03-24-78 Counsel appointed
Sanders	Release	04-10-78	Limited release from 0800 - 1700 daily, make efforts to be employed, participate in NSFS counseling other conditions
Sanders	Order	05-02-78	Released O.R. with the above conditions 2400 - 0600 curfew
Edwards	Notice	06-19-78	Deferred prosecution until 03-15-79
Gary, AST	Arrested	09-07-78	Larceny from a Building, 2NO-78-152CR
Sanders	Arraigned	09-08-78	Bail at \$500.00
Sanders	Release	09-14-78	Conditions: comply by the terms of the deferred prosecution agreement
		09-14-78	Released O.R.
Edwards	Notice	09-12-78	Deferred prosecution for six months
Edwards	Dismissal	03-08-79	Completed terms of deferred prosecution (2NO-78-152CR)

RIDGELY, James H.

DOB: 06-04-35

California

Martin, NPD	Arrested	03-13-78	Assault with a Dangerous Weapon, 2NO-78-41CR
	Arraigned	03-13-78	Bail at \$5000.00
Windahl	Transfer	03-14-78	Transfer to API for not more than 30 days
Gary, AST	Rebooked	03-24-78	Assault with a Dangerous Weapon, 2NO-78-41CR
Sanders	Release	03-24-78	10% of \$2500.00 and other conditions
	Released	03-27-78	Paid bail of \$250.00
Cordy	Arrested	03-30-78	Violation of conditions, bail at \$5000.00, 2NO-78-41CR
Sanders	Release	03-31-78	Conditions. Work release authorized from 0730 - 1730 weekdays for Nome Joint Utilities, other conditions, stay away from wife.
Windahl	Release	04-06-78	10% of \$5000.00 (\$250.00 already on deposit). Stay away from wife
	Released	04-09-78	Paid bail of \$250.00

SEPPILO, Mary

DOB: 05-16-37

Savoonga

Isabell, NPD	Arrested	04-05-79	Disorderly Conduct Contributing to the Delinquency
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SHELDON, Percy

DOB: 04-08-43

Kotzebue

R. Sheldon	Arraigned	10-06-76	Bail at \$1000.00
Leonard, AST	Arrested	10-09-76	Assault and Battery, 76-146CR (Transfer)
	Transfer	10-24-76	To Kotzebue for Court Appearance
Leonard, AST	Arrested	02-05-77	Probation violation (D.W.) 73-6CR
Schaeffer	Arraigned	02-04-77	Bail at \$1500.00 Appear 02-77 before Sanders
			To be held in Nome State Jail
Windahl	Release	04-13-77	Conditions of Release. Release O.R., travel to Kotzebue with conditions
Zahn, AST	Rebooked	05-05-77	Probation Violation, 73-6CR
Sanders	Release	05-05-77	Bail at \$2500.00. Next appearance 05-13-77
Sanders	Release	05-23-77	Limited O.R. Transfer to Kotzebue for Court appearance
	Released	05-24-77	To Kotzebue
Self	Rebooked	05-26-77	Probation violation, 73-6CR.
			Bail still at \$2500.00
Sanders	Order		Release order. Work for NVPD Monday - Friday from 0745 - 1645
		09-22-77	Appear 08-15-77
	Released	10-06-77	Sentencing set for 11-17-77 before Sanders
			Paid bail

SMITH, Donald Jr.

DOB: 12-31-57

Kiana

Schaeffer	Judgement	10-26-78	Disorderly Conduct 2KB-78-245CR
			Malicious Destruction of Property, 2KB-78-244CR
			180 Days with 120 suspended, 2KB-78-244CR
			10 Days with 10 suspended, 2KB-78-245CR, concurrent
Angleton, AST	Arrested	10-27-78	Disorderly Conduct
			Malicious Destruction of Property
Pankhurst	Amendment	10-27-78	Defendant to be allowed conditional work release
	Release	11-21-78	Expiration of sentence

STRODE, Eston Laverne

DOB: 02-17-33

Washington

Johnson, NPD	Arrested	10-25-78	Assault with a Dangerous Weapon
			Assault with Intent to Wound
			Resisting Arrest
Sanders	Arraigned	10-25-78	Released O.R. with conditions

TEAYOUMEAK, Sam B.

DOB: 05-21-51

Brevig Mission

Sheldon, NPD	Arrested	11-23-75	Furnishing Liquor to a Minor, 75-360CR
Windahl	Arrested	11-24-75	
	Released	11-24-75	O.R.
Ward, NPD	Arrested	11-28-75	Disorderly Conduct, 75-464CR
Sanders	Arrested	11-28-75	
	Released	11-28-75	
Sanders	Order	12-01-75	Dismissed with Prejudice
Ward, NPD	Arrested	12-14-75	Disorderly Conduct, 75-484CR
Windahl	Arrested	12-14-75	Bail at \$100.00
Windahl	Released	12-15-75	O.R.
Ward, NPD	Arrested	12-17-75	Violation of Conditions of Release
Windahl	Arrested	01-12-76	Not guilty in 75-360CR
	Released	01-16-76	O.R., 75-484CR, 75-528CR
Bundy	Order	01-16-76	75-484CR, 75-528CR Dismissed
Harper, NPD	Arrested	02-14-76	Disorderly Conduct
Windahl	Arrested	02-15-76	Appear Tuesday 02-17-76
	Released	02-15-76	O.R.
Valkenburgh, NPD	Arrested	09-06-76	Disorderly Conduct
	Released	09-07-76	No Complaint
Olanna, NPD	Arrested	09-23-76	Disorderly Conduct
Tobuk	Released	09-24-76	No Complaint
Isabell, NPD	Arrested	09-26-76	Assault and Battery
	Released	09-27-76	No Complaint
Lyon, NPD	Arrested	12-22-76	Disorderly Conduct changed to Injury to a Building, 76-355CR
Windahl	Arrested	12-23-76	Good Behavior
	Released	12-23-76	O.R.
Isabell, NPD	Arrested	12-31-76	Disorderly Conduct
Sanders		01-01-77	Bail at \$100.00
Sanders	Released	01-01-77	O.R. Appear 1:30 Monday
Illmar, NPD	Arrested	01-15-77	Concealment of Merchandise
Sanders	Released	01-16-77	O.R. Appear 1:30 on 01-17-77
Martin, NPD	Arrested	01-25-77	Burglary Not in a Dwelling, 77-30CR
Sanders	Arrested	01-25-77	
	Released	01-25-77	O.R. with conditions
Valkenburgh, NPD	Arrested	02-01-77	Disorderly Conduct changed to Violation of Conditions of Release, 77-30CR
			Bail at \$200.00
Tobuk	Arrested	02-02-77	O.R. with conditions
Sanders	Released	02-10-77	Disorderly Conduct, changed to Petty Larceny, 77-30CR
Isabell, NPD	Arrested	02-20-77	Bail at \$500.00
Windahl	Arrested	02-20-77	
Windahl	Judgement	04-15-77	100 Days
	Released	05-14-77	Expiration of sentence
Illmar, NPD	Arrested	05-31-77	Possession of Firearm while Intoxicated, 77-122CR
Windahl	Arrested	06-01-77	Bail at \$500.00, conditions set
Windahl		06-08-77	Court authorized work release Monday - Friday from 1300 - 1600 for employment
			Bail will be reduced to \$0.00 when he is able to catch plane to Stebbins
	Released	06-14-77	O.R.
Self	Arrested	07-16-77	Violation of Conditions of Release, 77-122CR
Sanders	Judgement	08-10-77	180 Days with 90 suspended, 38 days previously served

MORE TO FOLLOW ON NEXT PAGE

TEAYOUMEAK, Sam B.

CONTINUED

Mills, NPD	Arrested	10-10-77	Probation Revocation (Unauthorized Entry), 77-122CR
Sanders	Judgement	10-11-77	Serve Balance of original sentence on 77-122CR
	Released	12-31-77	Expiration of sentence
Mills, NPD	Arrested	12-31-77	Petty Larceny, 78-2CR
			Disorderly Conduct, 78-1CR
Windahl	Arraigned	01-01-78	Bail at \$250.00
Sanders	Released	01-20-78	O.R. with conditions
Sanders	Minute Order	1-20-78	78-2CR dismissed without prejudice
	Minute Order		78-1CR Jury verdict: Not guilty
Sanders	Released	01-20-78	O.R.
Edwards	Dismissal	01-21-78	76-355CR, request of victim
Isabell, NPD	Arrested	06-16-78	Petty Larceny, 78-89CR
Windahl	Arraigned	06-17-78	Bail at \$100.00
Windahl		07-10-78	Court ordered work release 78-89CR, 105CR, 106CR
	Released	07-14-78	Paid bail \$100.00
Isabell, NPD	Arrested	08-05-78	Petty Larceny, 78-124CR
Windahl	Arraigned	08-06-78	Bail at \$500.00
Windahl	Released	08-15-78	O.R., 78-89CR, 124CR
Windahl	Judgement	08-15-78	270 Days with 230 suspended, credit for 40 days served. 78-89CR, 124CR
Edwards	Dismissal	08-16-78	78-105CR
Edwards		08-15-78	Deferred prosecution on 78-106CR for 6 months
Aukon, NPD	Arrested	12-04-78	Disorderly conduct, 78-224CR
Sanders	Judgement	12-05-78	5 Days
	Released	12-08-78	Expiration of sentence
Edwards	Dismissal	02-26-79	78-89CR
Edwards	Dismissal	03-08-79	Receiving and concealing, 78-106CR
Kaver, NPD	Arrested	05-14-79	Petty Larceny, 79-89CR
			Probation Violation, 78-124CR
	Arraigned	05-15-79	Bail at \$1000.00
Pankhurst	Judgement	05-16-79	180 Days with 90 suspended, 79-89CR
Edwards	Petition	05-21-79	To revoke probation, 78-124CR
Pankhurst	Order	05-24-79	Hold defendant to answer to hearing on petition to revoke probation, 78-124CR
			Appear 06-07-79
	Order	06-07-79	To modify probation, 78-124CR. Was sentenced to 270 days with 230 suspended. Credit for time served in 78-89CR to run concurrently. Probation ends 11-15-79
Windahl	Order	08-06-79	Appointing counsel, 78-124CR
	Released	08-09-79	Expiration of sentence, 79-89CR
Finne, NPD	Arrested	08-13-79	Larceny of person, 79-198CR
Pankhurst	Arraigned	08-14-79	Bail at \$250.00, allowed work release.
			Trial set for 10-10-79
	Released	09-05-79	Paid bail \$250.00

TEAYOUMEAK, Tommy Jr.

DOB: 09-02-53

Lost River

Isabell, NPD Arrested 08-03-79
Pankhurst Arraigned 08-04-79

Petty Larceny 2NO-79-189CR
No bail. Defendant pled guilty, recommend work release
at Nome Eskimo Community 0700 - 1700 weekdays.
Sentencing set for 08-06-79
30 days with 25 suspended, credit for time served
Expiration of sentence.

Sanders Judgement 08-06-79
Released 08-07-79

TUCKER, Samuel John Jr.

DOB: 05-07-57

Nome

Lyon, NPD Arrested 03-12-76
Windahl Arraigned 03-12-76
Windahl Released 03-12-76
Isabell, NPD Arrested 08-14-76

Assault and Battery
O.R. with conditions
Operating Motor Vehicle while Intoxicated
Leaving the Scene of an Accident
O.R.

Windahl Arraigned 08-14-76

Appear Monday at 1330 hrs
Reckless Driving, 76-346CR (Warrant)
Bail at \$230.88, no driving
Paid bail

Martin, NPD Arrested 11-28-76
Windahl Arraigned 11-28-76
Released 11-28-76

Violation of conditions, OMVI (Warrant)
Bail at \$250.00
Paid bail
Driving while License Suspended

Martin, NPD Arrested 01-02-77
Windahl Arraigned 01-02-77
Released 01-02-77

Self Arrested 03-20-77
Released 03-27-77

10 Days in Jail (2 days previously served)
Operating a Motor Vehicle while Intoxicated, 77-225CR
O.R.

Sanders Sentenced 04-14-77
Troffer, NPD Arrested 12-27-77
Windahl Arraigned 12-27-77
Released 12-27-77

Assault and Battery, 78-5CR
Bail at \$1000.00
77-225CR, deferred prosecution for 6 months starting
02-21-78

Troffer, NPD Arrested 01-07-78
Sanders Arraigned 01-07-78
Edwards Order 02-21-78

78-5CR, Deferred prosecution for 6 months starting
03-16-78

Sanders Order 03-16-78

Martin, NPD Arrested 04-05-78

Assault and Battery
Operating a Motor Vehicle while Intoxicated
Bail at \$500.00
Paid bail

Windahl Arraigned 04-05-78
Released 04-05-78

Self Arrested 05-08-78
Windahl Sentenced 05-08-78
Released 06-22-78

DWI, Joy Riding
100 days with 50 suspended
Expiration of sentence

Isabell, NPD Arrested 12-15-78

Assault and Battery, 2NO-78-231CR
Interfering with a Police Officer
Bail at \$500.00

Pankhurst Arraigned 12-16-78
Sanders Released 12-20-78

O.R.
Disorderly Conduct
No complaint filed
2NO-78-231CR, 10 Days with 4 suspended (6 days
previously served)

Murphy, NPD Arrested 02-13-79
Pankhurst Released 02-14-79

78-5CR, successful completion of terms of deferred
prosecution

Judgement 02-20-79

Dismissal 03-08-79

Murphy, NPD Arrested 10-18-79
Released 10-18-79

OMVI
O.R.