In the Court of Appeals of the State of Alaska

David S. Haeg, Appellant, v.	Court of Appeals No. A-09455 Order
State of Alaska,	
Appellee.	Date of Order: September 5, 2007
Trial Court Case # 4MC-04-00024CR	–

Before: Coats, Chief Judge, and Mannheimer and Stewart, Judges.

Haeg filed a motion for full-court reconsideration of the single-judge order entered on July 23, 2007. Upon reconsideration, the Court issues the following order:

On July 23, 2007, Chief Judge Coats ordered Haeg to designate the "electronic record" he deemed necessary for this appeal. In response, Haeg filed a designation that included far more than just the "electronic record." Consequently, the State moved to strike Haeg's designation and moved to substitute its designation instead. On August 2, 2007, Chief Judge Coats granted the State's requests.

Under Rule 217(c), it appears that the appellate record in this case is complete. Under that rule, the appellate record consists of the "entire district court file together with recordings of the parts of the electronic record designated by the parties." The "entire district court file" consists of all the pleadings, motions, orders, and other documents filed in the district court case. There is no need for a party to specifically designate any of the documents that are part of the district court file. The "electronic record" consists of all the audio recordings of court hearings that the parties designate as necessary for the resolution of the issues raised on appeal. Here, both the trial proceedings and the sentencing proceedings have been designated.

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Because it does not appear that there were any other pertinent hearings, the State's designation of the electronic record, along with the entire district court file, ensures that all of the appropriate district court proceedings are part of the appellate record. But, if there were substantive hearings in this case that were not designated as part of the electronic record by the State – for example, evidentiary hearings to resolve any motions – then Haeg may identify these district court proceedings and move to designate them as part of the electronic record.

IT IS ORDERED:

Haeg's motion for reconsideration is **GRANTED**. The single-judge order entered on August 2, 2007, is **AFFIRMED**.

Entered at the direction of the Court.

Clerk of the Appellate Courts

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