

David S. Haeg
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IN THE COURT OF APPEALS FOR THE STATE OF ALASKA

DAVID HAEG)
)
 Appellant,)
)
 vs.)
)
 STATE OF ALASKA,) Case No.: A-09455
)
 Appellee.)
)
 _____)
 Trial Court Case #4MC-S04-024 Cr.

MOTION FOR SUMMARY JUDGMENT
REVERSING CONVICTION WITH PREJUDICE

I certify this document and its attachments do not contain the (1) name of victim of a sexual offense listed in AS 12.61.140 or (2) residence or business address or telephone number of a victim of or witness to any offense unless it is an address identifying the place of a crime or an address or telephone number in a transcript of a court proceeding and disclosure of the information was ordered by the court.

COMES NOW Pro Se Appellant, DAVID HAEG, in the above referenced case and hereby files the following motion for summary judgment reversing his conviction with prejudice in accordance with *Alaska Appellate Rule 214*.

Haeg, in writing the motions included with this one, along with the supporting memorandum, documentation, and affidavits, realizes that there is overwhelming evidence in the form of the affidavits included along with irrefutable case law to support summary judgment reversing his conviction with prejudice.

Virtually all the evidence in Haeg's case is required by law to be forthwith returned to Haeg along with being suppressed because of direct due process violations involving the seizure.

Virtually all evidence in Haeg's case will be required to be suppressed because of due process violations concerning

prosecutorial misconduct involving the perjury on the search warrant affidavits, perjury at trial, and subsequent use of this perjury to enhance Haeg's sentence.

The state's unbelievably intentional, knowing, intelligent, and prejudicial use of the plea bargaining system against Haeg and Haeg's counsel subsequently lying to him to cover up this misconduct also provides an irrefutable basis for summary judgment.

These proceeding issues make a prima facie case of gross ineffective assistance of counsel and horrific prosecutorial misconduct. Numerous other unassailable issues justifying summary judgment are presented in the memorandum, documents, affidavits, and other motions supporting this motion for summary judgment.

RESPECTFULLY SUBMITTED this ____ day of _____, 2006.

David S. Haeg, Pro Se Appellant

I HEREBY CERTIFY that a copy of the foregoing was served on:

Roger B. Rom, Asst. Attorney General
310 K. Street, Suite 308
Anchorage, AK 99501 907-269-6250
by hand on _____.

By: _____