

### In the Court of Appeals of the State of Alaska

<b>David S. Haeg,</b>	)	
	)	Court of Appeals No. <b>A-09455</b>
Appellant,	)	
v.	)	<b>Order</b>
	)	
<b>State of Alaska,</b>	)	
	)	
Appellee.	)	Date of Order: <b>March 20, 2007</b>
<hr/>		
Trial Court Case # <b>4MC-04-00024CR</b>		

On February 5, 2007, Case No. A-9455 was remanded to the District Court for the purpose of allowing the appellant, David Haeg, to file a motion for the return of his property which the State seized in connection with this case. On March 16, 2007, Haeg filed an "Emergency Motion For Clarification" of the order. However, in his motion, Haeg actually objects to Magistrate David Woodmancy's subsequent ruling that he would decide Haeg's motion for the return of his property on the briefs, without hearings, witnesses, or oral argument.

Haeg is asking the Court to review a decision of the District Court in which there has been no final judgment within the meaning of Rule 202. Accordingly, we treat his motion for clarification as a petition for review under Alaska Rule of Appellate Procedure 401.

Under Appellate Rule 403(b)(2), Haeg must provide the Court with a copy of Magistrate Woodmancy's order or, if it was rendered orally, the date the order was rendered. Haeg shall provide the court with this information by March 27, 2007.

Under Appellate Rule 403(c), the State has ten days to respond to the

Haeg v. State  
Case No. A-9455  
Order of March 20, 2007  
Page Two

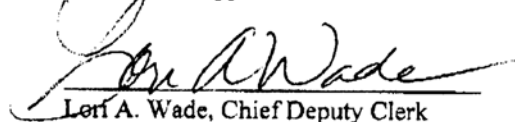
petition. Because we assume the State knows the ruling from which Haeg is appealing, the State has ten days to respond to Haeg's petition.

**IT IS ORDERED:**

The case number for Haeg's petition for review is **A-9906**. Haeg shall provide the court with a copy of Magistrate Woodmancy's order or the date the order was rendered by March 27, 2007. In addition, Haeg shall file a \$150 filing fee or a motion to waive filing fee accompanied by a sworn financial statement (copy enclosed) on or before March 27, 2007. The State shall respond to Haeg's petition by March 27, 2007. Haeg's petition will not be considered by the court until he has complied with this order.

Entered at the direction of Chief Judge Coats.

Clerk of the Appellate Courts



Lori A. Wade, Chief Deputy Clerk

cc: Court of Appeals Judges  
Magistrate Woodmancy

Distribution by phone and mail:

A. Andrew Peterson  
OSPA  
310 K Street Suite 403  
Anchorage AK 99501

David Haeg  
PO Box 123  
Soldotna AK 99669