

APPENDIX HH (In-Court) – Combined Oath/Affirmations

I. Sample Oath/Affirmations

The following combined oath/affirmations are those included in Oath Book I. If you prefer separate oaths and affirmations, you may alter them as described in Chapter 7, Section B, or use Oath Book II.

A. Complainant Oath

Do you solemnly swear or affirm that you have read this complaint and that the information stated is true and correct to the best of your knowledge and belief?

B. Jury

1. Jury Qualification Examination Oath

Do each of you solemnly swear or affirm that you will truthfully answer such questions as may be put to you by the court about your qualifications to serve as jurors in the case now before this court?

2. Petit Juror's Oath

Do each of you solemnly swear or affirm that you will well and truly try the issues in the matter now before the court solely on the evidence introduced and in accordance with the instructions of the court?

Authority: Civil Rule 47(g), Criminal Rule 24(f).

3. Grand Juror's Oath

Do each of you, as members of this grand jury for the State of Alaska, solemnly swear or affirm that you will diligently inquire and true presentment make of all such matters as shall be given to you for consideration, or shall otherwise come to your knowledge in connection with your present service; that you will preserve the secrecy required by law as to all proceedings had before you; that you will present no one through envy, hatred or malice, or leave anyone unrepresented through fear, affection, gain, reward, or hope thereof; but that you will present all things truly and impartially as they shall come to your knowledge according to the best of your understanding?

Authority: Criminal Rule 6(e).

4. Inquest Juror's Oath

Do each of you solemnly swear or affirm that you will honestly and faithfully inquire into the identity of the person for whom this inquest is being held and into the time, place, and means by which the death occurred, and render a true verdict thereon according to the evidence offered to you?

Authority: AS 12.65.060.

5. Presumptive Death Juror's Oath

Do each of you solemnly swear or affirm that you will diligently inquire into and justly consider all the facts and circumstances concerning the disappearance of the missing person, and from a fair consideration thereof determine whether the court is justified in entering an order declaring that this person is presumed to be dead?

Authority: District Court Civil Rule 32(b).

C. Bailiff's Oath

First, read the instructions in paragraph a. to the bailiff. Then have the bailiff raise his/her right hand and administer the oath in paragraph b.

1. Instructions to Bailiff

Under the Alaska Rules of Court, the jury shall be under the charge of a bailiff until the jury agrees upon its verdict or is discharged by the court. Unless otherwise ordered by the court, the bailiff who has the jury under his or her charge must keep the jury together and keep it separate from other persons. The bailiff must not allow any communication to be made to the jury nor make any himself or herself except to ask the jury if it has agreed upon its verdict. The bailiff must not, before the verdict is rendered, communicate to any person the state of the jury's deliberations or the verdict agreed upon.

2. Bailiff's Oath

Do you, as bailiff of this jury, solemnly swear or affirm that you will conduct yourself according to the instructions just read to you?

Authority: Civil Rule 48(f); Criminal Rule 27(e)(3).

D. Witness' Oath

Do you solemnly swear or affirm that the testimony you will give in the case now before this court will be the truth, the whole truth, and nothing but the truth?

[See Evidence Rule 603.]

E. Other Oaths

1. Indigency Qualification Oath

Do you solemnly swear or affirm that you will tell the truth, the whole truth and nothing but the truth?

2. Interpreter's Oath

Do you solemnly swear or affirm that you will truthfully interpret the testimony of _____ (witness) _____ given in this case, translating _____ into English and English into _____ to the utmost of your ability?

[See Evidence Rule 604.]

3. Deposition Reader's Oath

Do you solemnly swear or affirm that you will accurately read the (answers)(questions) from the depositions offered in this case?

II. Additional Oath/Affirmations

The following are three additional oath/affirmations sometimes administered by court clerks and judges. They are not included in the oath books.

A. Notarization Oath

Do you swear or affirm that the statements in this document are true?

B. Verification Oath

Do you solemnly swear or affirm that you have read the foregoing (or attached) document and believe all statements made in the document are true?

Authority: AS 09.63.040

C. Oath of Office

I do solemnly swear or affirm that I will support and defend the Constitution of the United States and the Constitution of the State of Alaska, and that I will faithfully discharge my duties as _____ to the best of my ability.

Authority: Article XII § 5, Constitution of the State of Alaska.