

IN THE DISTRICT COURT FOR THE STATE OF ALASKA  
FOURTH JUDICIAL DISTRICT AT MCGRATH

STATE OF ALASKA,                    ) Plaintiff,  
  )                    )  
vs.                                    )                    )  
David Haeg                           ) Defendant.                    )

Case No. 4MC-04-24 CR

**ORDER on Motion for Reconsideration and Clarification**

Defendant David Haeg's motion for reconsideration and clarification is **DENIED**.

Mr. Haeg's case was remanded for the sole purpose of ruling on the return of property.

Mr. Haeg attempted to use the remand to file a motion to suppress evidence that had already been admitted at his trial. This part of his Motion was not consistent with the remand from the Appellate Court and was **DENIED**.

Mr. Haeg also motioned for a ruling on the constitutionality of AS 16.05.190 and AS 16.05.195, this part of his motion was not consistent with the remand from the Appellate Court and was **DENIED**.

Mr. Haeg also alleges "facts" that are not in evidence. His assertion that the warrants were based upon perjury is not a "fact" at all but an allegation.

Mr. Haeg prevailed in his motion for the return of property in that the property not submitted into evidence was returned. The property admitted into evidence and or forfeited remains in the custody of the State pending the outcome of his appeal.

**IT IS HEREBY ORDERED**

**Effective Date: August 17, 2006**



*David W. Mancy*

David W. Mancy, Magistrate  
McGrath District Court

I certify that on: 8/17/07  
A copy of this order was sent or given to :

*DAW*

David Harg  
OSPA A. Peterson  
AK. ST. COURT of Appeals