

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In Re: :  
: :  
Application for Exemption from the : :  
Electronic Public Access Fees by Stuart : :  
Gilson. : :  
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General Order M- 365

This matter is before the Court upon the application and request by Stuart Gilson (the "Applicant") for the extension of a prior exemption, granted by order dated July 25, 2006 and extended by order dated December 13, 2007, from the fees imposed by the Electronic Public Access Fee Schedule adopted by the Judicial Conference of the United States Courts.

The Court finds, based upon the attached letter from the Applicant, dated December 10, 2008, that the Applicant has demonstrated that the extension of the exemption is necessary in order to avoid unreasonable burdens and to promote public access to information.

Accordingly, the Applicant shall be exempt from the payment of fees for access via PACER to the electronic case files maintained in this Court, to the extent such use is incurred in connection with the project described in the attached letter. He shall not be exempt from the payment of fees incurred in connection with other uses of the PACER system in this Court.

Additionally, the following limitations apply:

1. This fee exemption applies only to the Applicant, and is valid only for the purposes stated above.
2. This fee exemption applies only to the electronic case files of this Court that are available through the PACER system;
3. By accepting this exemption, the Applicant agrees not to sell for profit any data obtained as a result of receiving this exemption.
4. This exemption is valid from the date of this order through December 31, 2009.

This exemption may be revoked at the discretion of the Court at any time. A copy of this Order shall be sent to the PACER Service Center.

Dated: New York, New York  
December 29, 2008

/s/ Stuart M. Bernstein

STUART M. BERNSTEIN  
Chief United States Bankruptcy Judge



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STUART C. GILSON |  
STEVEN R. FENSTER PROFESSOR OF BUSINESS ADMINISTRATION  
FINANCE

December 10, 2008

Kathleen Farrell-Willoughby, Clerk of Court  
United States Bankruptcy Court  
Southern District of New York  
One Bowling Green  
New York, NY 10004-1408

Dear Ms. Farrell-Willoughby,

I am a professor at Harvard Business School and am conducting academic research on Section 363 asset sales in Chapter 11 cases. I have previously been granted an academic exemption to the fees for accessing the PACER database. Because we are approaching the end of the year, I wanted to contact you to request an extension to this exemption.

I am making excellent progress on my project (which I am conducting with Professor Edith Hotchkiss at Boston College and Professor George Triantis at Harvard Law School), however we are still building the database, which requires extensive hand-collection of information and documents from PACER for our large sample of companies. We have been employing a number of research assistants to help us in this effort to move the process forward as fast as reasonably possible, but we will require continued access for an additional year, given the extremely time-consuming nature of this kind of research.

I believe the issues that we are addressing in this study are at the forefront of bankruptcy scholarship, and I expect the research will eventually have a big impact on research and ongoing policy debates. I anticipate having early empirical results in hand, and possibly a draft manuscript of the study completed, by next summer.

All documents and data that I obtain from PACER will be used for purely academic purposes in support of my research.

Thank you in advance for your consideration.

Kind regards,

Stuart Gilson (Professor)

