UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In Re:	:	
	:	
Application for Exemption from the Electronic Public Access Fees by Elizabeth Warren.	:	General Order M-329

This matter is before the Court upon the application and request by Elizabeth Warren (the "Applicant") for exemption 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 June 12, 2006, that the Applicant has demonstrated that an 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. She 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 January 1, 2005 through December 31, 2007.

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
June 27, 2006

/s/ *Stuart M. Bernstein*
STUART M. BERNSTEIN
Chief United States Bankruptcy Judge

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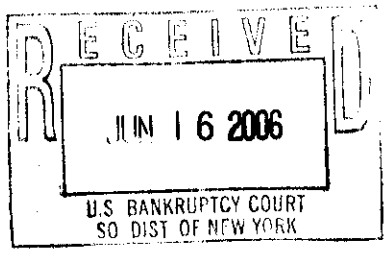

June 12, 2006

Honorable Stuart M. Bernstein, Chief Judge
United States Bankruptcy Court
Southern District of New York
One Bowling Green
New York, NY 10004-1408

Dear Judge Bernstein:

I am writing to request an order exemption for the Bankruptcy Project from PACER fees in the Southern District of New York. I am a professor who works with several other professors, including Drs. David Himmelstein and Woolhandler of the Harvard Medical School, Professor Melissa Jacoby of the University of North Carolina, Professor Robert Lawless of the University of Illinois, Professor John Pottow and Provost Teresa Sullivan of the University of Michigan, Professor Katherine Porter of the University of Iowa, Dr. Deborah Thorne of Ohio University, and Professor Jay Westbrook of the University of Texas in collecting data and writing about the businesses and individuals who file for bankruptcy. We have incurred PACER charges in order to advance our academic research about the bankruptcy system.

Our research is made public and is shared with the courts, the Office of the United States Trustee and the Administrative Office of the United States Courts. We do not use PACER for any purpose other than academic research. We do not use PACER for the practice of law for clients or use PACER for any other fee-generating purposes.

Our collective and individual research has been published in several law review articles, including the California (Berkeley) Law Review, Harvard Law Review, Northwestern Law Review, and Stanford Law Review, as well as professional journals in medicine and sociology. We have also integrated the research into several books. Without access to these data, this work might never have been completed. Everyone associated with the project is very grateful to the judges who have made it possible.

Several other courts have made fee waivers available to us, including the Middle District of Tennessee, the Eastern District of Pennsylvania, the Western District of Pennsylvania, the Southern District of Iowa, the Central District of California, the Eastern District of California, the Southern District of Ohio, the Northern District of Illinois , the Northern District of Texas, the Eastern District of Texas, the Western District of Texas, the District of Utah, the Eastern District of Virginia, the Western District of Washington, the District of Nebraska, and the District of Delaware. Some courts have given us permanent waivers, applicable so long as we are doing academic research under the same terms; others have given us year-to-year or two-year exemptions, which they have subsequently renewed.

I would like to request a waiver, on precisely the same terms as that granted in other courts. PACER access will be used only for academic research; it will not be used in connection with the representation of clients or for other fee-generating purposes. I would also like to request that the fee waiver be applicable for all data collection during 2005 and, if possible, beyond.

If I can answer any questions, please feel free to get in touch with me. Thank you for your help.

Very truly yours,

Elizabeth Warren

Elizabeth Warren
Leo Gottlieb Professor of Law