

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In Re: :
: :
Application for Exemption from the : General Order M-398
Electronic Public Access Fees by :
Guan Yang :
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This matter is before the Court upon the application and request by Guan Yang (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 motion from the Applicant, dated April 26, 2010, 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. 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 May 11, 2011.

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
May 12, 2010

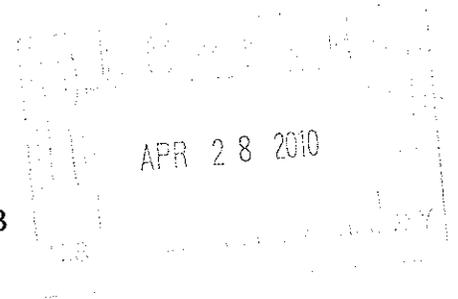
/s/ Arthur J. Gonzalez
ARTHUR J. GONZALEZ
Chief United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

MOTION FOR EXEMPTION FROM PAYMENT
OF THE ELECTRONIC PUBLIC ACCESS FEES

1. The Judicial Conference has prescribed fees for electronic access to court data, as stated in Item (I) of the Electronic Public Access Fee Schedule (effective March 16, 2010). The fee for electronic access to court data via a federal judiciary Internet site is \$.08 per page and applies to court data viewed remotely from the public records of individual cases in the court, including filed documents and the docket.
2. Consistent with Judicial Conference policy, courts may, upon a showing of cause, exempt indigents, bankruptcy case trustees, individual researchers associated with educational institutions, courts, section 501 (c) (3) not-for-profit organizations, court appointed *pro bono* attorneys, and *pro bono* ADR neutrals from payment of these fees.
3. Movant's name, address, telephone number, email address and PACER account login name are as follows:

Name: Guan Yang
Address: New York University
44 West 4th Street, Room 9-195 B
New York, NY 10012
Telephone number: (617) 401-7820
Email address: gyang@stern.nyu.edu
PACER Account Login Name: gy0047



4. Movant is an individual researcher associated with an educational institution, as a doctoral candidate at the Department of Finance, Leonard N. Stern School of Business, New York University. Movant is currently working on a project on the compensation of executives in distressed and bankrupt firms, which requires access to PACER filings in

bankruptcy cases in the United States. A large percentage of these cases were before the United States Bankruptcy Court for the Southern District of New York.

5. Payment of electronic public access fees by Movant in the performance of his duties as a researcher would impose a financial burden upon Movant.
6. Movant understands that any exemption from payment of electronic public access fees granted as a result of this motion is only for access related to the purpose for which it is given, and agrees to use his fee exempt account only in connection with the performance of his duties as a researcher. Movant agrees to make arrangements to establish a billable account with the PACER Service Center for access not related to performance of his duties as a researcher, and understands that he will be responsible for using the appropriate account.
7. Movant agrees not to sell for profit any data obtained using his fee exempt account to third parties.
8. Movant understands that an exemption from payment of electronic public access fees may be revoked at any time at the Court's discretion.

WHEREFORE, Movant prays for an order exempting him from payment of the electronic public access fees prescribed by Item (I) of the Electronic Public Access Fee Schedule for a period of 24 months.

I declare under penalty of perjury under the laws of the United States of America, that the foregoing statements and information are true and correct to the best of my knowledge, information, and belief.

Dated: New York, New York

April 26, 2010



Attached: Proposed order