## UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF INDIANA

In Re: Application for Exemption from	)	
Electronic Public Access Fees by	)	General Order No. 2018-12
Death Penalty Information Center	)	

## ORDER

This matter is before the Court upon the request of Robert B. Dunham on behalf of the Death Penalty Information Center (DPIC), for a temporary exemption from the fees imposed by the Electronic Public Access Fee Schedule adopted by the Judicial Conference of the United States Courts for the purposes of performing research.

The Court finds that the DPIC is a non-profit educational organization and falls within the class of users listed in the Electronic Public Access Fee Schedule appended to 28 U.S.C. §1914 as being eligible for a fee exemption. Additionally, DPIC has demonstrated that an exemption is necessary in order to avoid unreasonable burdens and to promote public access to information.

## ACCORDINGLY:

The DPIC 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 the course of researching capital-habeas cases (code 535). The DPIC 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 DPIC 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;

By accepting this exemption, DPIC agrees not to sell for profit any data obtained 3.

as a result of receiving the exemption;

4. The DPIC is prohibited from transferring any data obtained as the result of

receiving this fee exemption, including redistribution via Internet based databases,

unless expressly authorized by the Court; and

4. Unless extended by further order, this exemption is valid until 12 months from the

date of this Order.

This exemption may be revoked at the discretion of the Court at any time. Any further

extension will be granted only upon a written request supported by an explanation of the limited

scope of the research for which it is sought, the progress to-date, and the anticipated date of its

conclusion.

The Clerk is directed to send a copy of this Order to the Administrative Office of the

United States Courts and to the PACER Service Center.

SO ORDERED.

ENTERED: August 20, 2018.

/s/ Theresa L. Springmann

Theresa L. Springmann, Chief Judge

United States District Court

2