

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA

In Re: Application for Exemption from)
Electronic Public Access Fees by)
The Supreme Court of the State of Indiana) General Order No. 2008-1

ORDER

This matter is before the court upon the request of the Clerk of the Indiana Supreme Court 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 that the Indiana Supreme Court 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, the Indiana Supreme Court has demonstrated that an exemption is necessary in order to avoid unreasonable burdens and to promote public access to information. Accordingly, the Indiana Supreme Court, and the following agencies of the Indiana Supreme Court: the Indiana Board of Law Examiners, the Indiana Disciplinary Commission, and the Indiana Judges and Lawyers Assistance Program, shall each 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 official court-related functions and duties. The Indiana Supreme Court and its agencies 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 Indiana Supreme Court, the Indiana Board of Law Examiners, the Indiana Disciplinary Commission, and the Indiana Judges and Lawyers Assistance Program, 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 Indiana Supreme Court, the Indiana Board of Law Examiners, the Indiana Disciplinary Commission, and the Indiana Judges and Lawyers Assistance Program agree not to sell for profit any data obtained as a result of receiving the exemption.

This exemption may be revoked at the discretion of the court at any time. The Clerk is directed to send a copy of this Order to the PACER Service Center.

All of which is done at South Bend, Indiana this 27th day of February, 2008.

/s/ Robert L. Miller, Jr.
Robert L. Miller, Jr., Chief Judge
United States District Court