

UNITED STATES OF AMERICA
UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN

IN RE: APPLICATION FOR EXEMPTION
FROM THE ELECTRONIC PUBLIC
ACCESS FEES BY ERIC GELSOMIN

Administrative Order
No. 20-MS-091

This matter is before the Court upon the application and request by Eric Gelsomin 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 Eric Gelsomin, a Ph.D. candidate at Boston College, falls within the class of users listed in the fee schedule as being eligible for a fee exemption. Additionally, Gelsomin has demonstrated that an exemption is necessary in order to avoid unreasonable burdens and to promote public access to information.

Accordingly, Gelsomin 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 studying the effects of beneficial ownership in securities litigation cases filed in federal district courts. Specifically, Gelsomin anticipates accessing approximately 3,000 cases filed between 2008 and 2019 nationwide. The scope of his request is limited to securities class action lawsuits that are generally filed under the Securities Act of 1933 and the Securities Exchange Act of 1934, involving publicly traded companies. Within each securities case, Gelsomin is interested in accessing court documents filed in accordance with Fed. R. Civ. P. Rule 7.1 and related local district court rules that modify or extend the disclosure of financial interests in civil litigation (e.g., Md. L. R. 103.3(b)). Gelsomin will use this information to publish a scholarly article.

Gelsomin 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 Gelsomin (PACER Account # 6591176), 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, Gelsomin agrees not to sell for profit any data obtained as a result of receiving this exemption;
4. Gelsomin is prohibited from transferring any data obtained as a result of receiving this exemption, including redistribution via internet-based databases;
5. This exemption is valid until June 30, 2021.

This Order 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.

IT IS SO ORDERED.

FOR THE COURT:



Dated: December 8, 2020

ROBERT J. JONKER
CHIEF UNITED STATES DISTRICT JUDGE