

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER 2022-29

IN RE:

EXEMPTION OF FEES TO ACCESS PACER
FOR PROFESSOR JONAH BERGER

FILED BY CW D.C.

Mar 18, 2022

ANGELA E. NOBLE
CLERK U.S. DIST. CT.
S. D. OF FLA. - MIA

The United States District Court for the Southern District of Florida maintains case information online with the Public Access to Court Electronic Records (PACER) website. The Court desires to encourage the public's use of the database, continue to promote public access, and avoid unreasonable burdens on both users and court staff in retrieving data.

Professor Jonah Berger, as an individual researcher associated with an educational institution, falls within the class of users listed in the fee schedule as being eligible for a fee exemption. Additionally, Professor Berger has demonstrated that an exemption is necessary to avoid unreasonable burdens and to promote public access to information. Therefore, it is

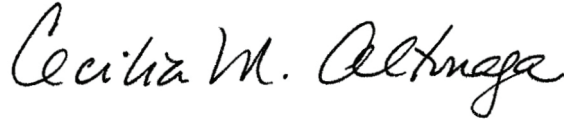
ORDERED AND ADJUDGED that Professor Jonah Berger is exempt from the payment of fees for access via PACER to the electronic case files maintained in this Court, to the extent such use is incurred during his research, specifically for his research studying how the language used by lawyers might impact judge or jury decisions. The scope of this project is limited to the collection and analysis of a discrete set of documents, including trial transcripts, judges' opinions, and jury verdicts from the set of approximately 15,000 dockets containing at least one trial transcript when considering filings between January 2007 to December 2020. Professor Berger 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 Professor Jonah Berger 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, Professor Berger agrees not to sell for profit any data obtained as a result of receiving this exemption;
4. Professor Berger is prohibited from transferring any data obtained as a result of receiving this exemption, including redistribution via internet-based databases; and
5. this exemption is valid December 2, 2021 through March 21, 2023.

This exemption may be revoked at the discretion of the Court at any time. The Clerk of Court for the United States District Court for the Southern District of Florida shall provide the PACER Service Center with any detailed information the Center may require to implement this Order.

DONE AND ORDERED in Miami, Florida, this 18th day of March 2022.



CECILIA M. ALTONAGA
CHIEF UNITED STATES DISTRICT JUDGE

c: Angela E. Noble, Court Administrator · Clerk of Court
Kevin Kappes, Chief Deputy Clerk · Administration
Brandy Lonchena, Chief Deputy Clerk · Operations
PACER Service Center
Michelle Gardner, Attorney Advisor, Multi-Court Exemptions, Administrative Office
of the U.S. Courts