

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In Re:	:	
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Application for Exemption from the Electronic	:	General Order M-640
Public Access Fees by Dalie Jimenez,	:	
	:	
	:	
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This matter is before the Court upon the application and request by Dalie Jimenez (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 letter received on August 22, 2024, 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 and application. The Applicant 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 August 26, 2024 through August 26, 2026.

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: September 16, 2024
New York, NY

Martin Glenn

MARTIN GLENN
Chief United States Bankruptcy Judge

August 22, 2024

Attention: Multi-Court Exemptions
Court Programs Division DPS-CSO-PRGD
One Columbus Circle, N.E.
Washington, DC 20544

Via email to Multi-CourtExemptions@ao.uscourts.gov

To Whom It May Concern:

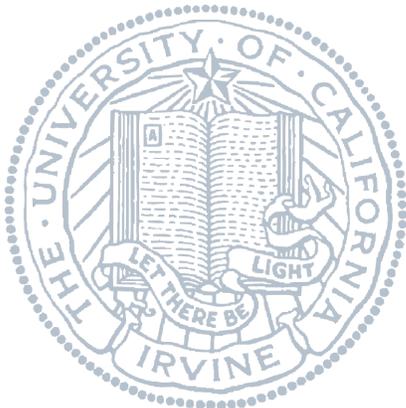
I am a tenured law professor at the University of California, Irvine School of Law. We are a public institution and cannot afford PACER fees to do our research. I teach and write about debt and bankruptcy law. A list of some of my relevant bankruptcy articles is appended at the end of this request.

I am requesting a waiver for all bankruptcy districts for a research project looking at consumer asset cases in bankruptcy. Specifically, I would like to examine asset cases in Chapter 7 and Chapter 13 and look at the likelihood that a proof of claim is disallowed. I want to specifically examine how many proofs of claim are filed in asset cases that are outside the state's statute of limitations as a follow-up to the *Midland v. Johnson* (2017) Supreme Court case that held that filing these claims was not an unfair practice under the FDCPA.

This is a time-consuming project which will likely require reviewing many cases/proofs of claims because I expect that fewer than 5% of cases will have such claims (which means I need to look at a lot of cases to find them). As such I am requesting 2 years to access all the necessary documents.

More specifically, for this research project I would like to examine:

- A random sample of consumer Chapter 7 and Chapter 13 bankruptcy cases—current estimate is about 5,000 cases if 2 years is allowed for a time period.
- Filed after January 1, 2016 (shortly before the *Midland v. Johnson* case).
- In *any* bankruptcy court (I am requesting access to all bankruptcy districts so that I can have a nationally representative sample to discuss in my research).



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- Documents: I will look at dockets, petitions, trustee asset reports, and proofs of claims, as well as any documents that pertain to litigation / disputes of the allowance of proof of claims on the case or litigation around whether an asset is part of the estate.

My goal is to use this research to write one or more scholarly articles about assets, proofs of claim, and creditor payments in asset cases.

I thank you for reviewing this request and look forward to discussing any questions you might have.

Sincerely,



Dalié Jiménez

List of Bankruptcy Publications by Professor Jiménez

- Belisa Pang, **Dalié Jiménez**, and Matthew Bruckner, *Full Discharge Ahead? An Empirical Look at the New Student Loan Discharge Process in Bankruptcy* (with Belisa Pang and Matthew Bruckner) (forthcoming in *Emory Bankruptcy Developments Journal*, Spring 2025).
- Matthew Bruckner, Brook Gotberg, **Dalié Jiménez**, and Chrystin Ondersma, *A No-Contest Discharge for Uncollectable Student Loans*, 91 *UNIV. OF COLORADO LAW REVIEW* 183 (2019).
- Committee on the Judiciary. Sub. On Antitrust, Commercial, and Administrative Law, Hearing on Oversight of Bankruptcy Law and Legislative Proposals. Jun. 25, 2019. 116st sess. Washington: GPO, 2019 (written testimony of Dalié Jiménez).
- Department of Education, Comment Letter on Request for Information on Evaluating Undue Hardship Claims in Adversary Actions Seeking Student Loan Discharge Bankruptcy Proceedings, **Dalié Jiménez**, Matthew Bruckner, Pamela Foohey, Brook Gotberg, Chrystin Ondersma (May 23, 2018).
- Alexei Alexandrov & **Dalié Jiménez**, *Lessons from Bankruptcy Reform in the Private Student Loan Market*, 11 *HARVARD LAW & POLICY REVIEW* 175 (2017).
- **Dalié Jiménez**, *Reforming Preference Law*, 100 *IOWA LAW REVIEW BULLETIN* 41 (2015).
- Xiaoling Ang & **Dalié Jiménez**, *Private Student Loans and Bankruptcy: Did Four-Year Undergraduates Benefit from the Increased Collectability of Student Loans?* in *STUDENT LOANS AND THE DYNAMICS OF DEBT*, KEVIN HOLLENBECK AND BRAD HERSHBEIN, EDS. (UP)JOHN PRESS 2015).
- **Dalié Jiménez**, *The Distribution of Assets in Consumer Chapter 7 Bankruptcy Cases*, 83 *AMERICAN BANKRUPTCY LAW JOURNAL* 795 (2009) (peer reviewed).