

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

In re:)
)
Application for Exemption from the) **Misc. Proc. #21-214**
Electronic Public Access Fees)
by Marcus Theodore Polite)

ORDER

This matter is before the Court upon the request by Mr. Marcus Theodore Polite for exemption from the fees imposed by the Electronic Public Access Fee Schedule (the “Fee Schedule”) adopted by the Judicial Conference of the United States Courts.

The Court finds that Marcus Theodore Polite is a graduate student at the University of Missouri, who is studying the probability of retired NFL players filing for bankruptcy. The Court further finds that Mr. Polite is within the class of users listed in the *Electronic Public Access Fee Schedule* as being eligible for a discretionary fee exemption. Additionally, Mr. Polite has demonstrated that an exemption is necessary in order to avoid unreasonable burdens and to promote public access to information, and he has shown that the research project is intended for scholarly research, is limited in scope, and is not intended for commercial purposes.

AND NOW, this 22nd day of September, 2021, it is hereby **ORDERED** that:

1. Marcus Theodore Polite shall be exempt from the payment of fees for access via PACER to the electronic case files maintained in this Court, solely to the extent that such use is incurred in the course of Mr. Polite’s research for his project, which focuses on identifying retired NFL players who have filed for bankruptcy. His study will focus on searching the name field for 808 retired NFL players’ names in the Court’s database. When a case involving a player is identified, he will access the docket for that case. Mr. Polite intends to use his findings to determine whether financial literacy courses would be helpful for NFL players before and after their playing careers have ended. Mr. Polite shall not be exempt from the payment of fees incurred in connection with other uses of the PACER system in this Court.

2. Additionally, the following limitations apply:

a. This fee exemption applies only to Mr. Marcus Theodore Polite, PACER Account No. 6872987, and is valid only for the purposes stated above;

b. This fee exemption applies only to the electronic case files of this Court that are available through the PACER system;

c. Mr. Polite shall not sell, transfer, redistribute, or use for commercial purposes any data obtained as a result of receiving this exemption; and,

d. This exemption is valid until December 1, 2021, unless terminated earlier by the Court.

3. This exemption may be revoked at the discretion of the Court at any time. The Clerk shall send a copy of this Order to the PACER Service Center.

Carlota M. Böhm

CARLOTA M. BÖHM, CHIEF JUDGE
UNITED STATES BANKRUPTCY COURT