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To: Rules_Comments@ao.uscourts.gov
cc:
Subject: Opposition to proposed FRAP 32.1

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03-AP-033

Dear Sir/Madam:

I am writing to express my opposition to proposed FRAP 32.1. In short, I believe that requiring all circuits to allow citations of memorandum dispositions would impose a enormous workload increase on both judges (who will be obliged to take the same pains with the very large number of unpublished dispositions as they do now with a much smaller number of published opinions) and litigants (who will face an eight to nine-fold increase in the number of citable cases). Because memorandum dispositions are meant to deal with cases that do not present difficult or novel legal questions, the burdens imposed by allowing citation cannot be justified by any substantial benefit to either the quality or clarity of legal doctrine.

For these reasons, I ask that proposed FRAP 32.1 not be approved.

Thank you for your kind consideration.

Chris Sprigman

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