

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
THEODORE LEVIN UNITED STATES COURTHOUSE
231 WEST LAFAYETTE- ROOM 219
DETROIT, MICHIGAN 48226

(313) 234-5160

CHAMBERS OF
AVERN COHN
DISTRICT JUDGE

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October 01, 2008

08-CV-006

Peter G. McCabe, Secretary
Committee on Rules of Practice and Procedure
Of the Judicial Conference of the United States
Thurgood Marshall Federal Judiciary Building
Washington, DC 20544

**Re: Proposed Amendments to Rule 56 of
The Federal Rules of Practice and Procedure**

Dear Mr. McCabe:

With regard to the proposed amendments to Fed.R.Civ.P. 56, and particularly the requirement of a statement of facts which cannot be disputed, etc, and the reply, I suggest the inclusion of a provision which reads:

Upon the filing of the statement and response, the parties shall integrate the moving party's statement and the non-moving party's response in a single document, jointly submitted, so that each paragraph contains the moving party's statement and non-moving party's response. If a non-moving party files an additional statement and the moving party files a reply, these statements shall also be jointly submitted in a single document.

Allowing the filing of the initial statement and the reply in separate documents makes comprehension difficult. An integrated document makes comprehension much easier.

Sincerely,



Avern Cohn

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