

PROVINCE G R O U P

January 14, 2004

Peter G. McCabe, Secretary Committee on Rules of Practice and Procedure Administrative Office of the U.S. Courts One Columbus Circle, N.E. Washington, D.C. 20544

Re: Proposed FRAP 32.1

Dear Mr. McCabe:

I am writing in opposition to proposed Federal Rule of Appellate Procedure 32.1. I am a principal in a real estate development company with projects in California and Florida. In my role as a real estate developer I have had the unfortunate opportunity to be involved in several lawsuits, most recently as a plaintiff. In my experience, regardless of the final outcome of a lawsuit, the litigation process is generally an enormous waste of resources: namely time, money and energy. Proposed Rule 32.1 would add to the wasteful nature of litigation by requiring parties to spend additional time and money researching unpublished opinions with little or no resulting benefit to the final disposition of a lawsuit.

Very truly yours,

Mark Kerslake

त्या । भारता स्वति समुद्रम् १८५ वर्षेत् । स्वता अवस्ति हृद्धा ५०० १ । अध्यक्षित्यने व्यवसम्बद्धा १ । १५ १ एव सम्बद्धा १

ં કહ્યું કુ કોર્સ લક્ષ્ય છે. સુધુ લાં, રાવ્યું કર્યા જે પુષ્કૃતિ કાલ્યા જો પુષ્ક કોર્યા અને સુધુ કે ફેક્સ કર્ય અ. ૧૯ ૧૮ ૧૯ ૧૯ કે પુષ્કાર કરેલા જે પ્રત્યું પ્રત્યું કે ૧૯ પુષ્ક કે ૧૯ પુષ્ક ૧૯ પુષ્ક ૧૯ પુષ્ક કુ પ્રત્યું અને ૧૯ પાલ

je spurvej godene je od nagorike koledja u koje prije je je je je je je koje postave.

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