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10/17/03

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October 10, 2003

Peter G. McCabe, ESq

Secretary

Committee on Rules of Practice And Procedure
of the

Judicial Conference of the United States

WASHINGTON, D. C. 20544

03-CV-002

03-CR-002

Dear Mr. McCabe:

Thank you for your communication of August 26th and the Preliminary Draft of Proposed Amendments. I have studied the Draft carefully. It honors me to have been privileged, at your invitation, to make numerous analyses and suggestions about the work of your Committee.

The Preliminary Draft impresses me favorably. I noted especially the report on Rule 4 (Appeal As Of Right). I checked my files and I note it appears to take into consideration one of the suggestions I made in one of my analytical responses. To correct the unintended ambiguity in the comprehensive restyling of the 1998 Appellate Rules is something about which I commented in an analysis which I submitted. And clarifying that only written notice in which the time to allow to reopen the time to appeal is well supported.

Furthermore, although I have had in my practice only a minimum experience in bankruptcy cases, I like the proposal about the time to make it incumbent on the debtor in a voluntary case to submit the list of names to which the Preliminary Draft refers.

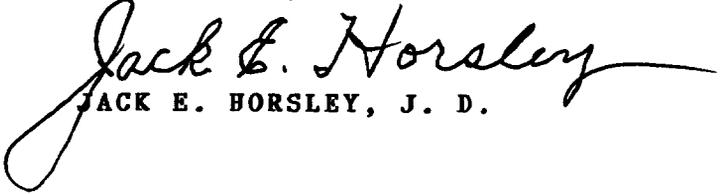
Also, It is prudent to amend Rule 27 (Motions) to incorporate the new subdivision to which reference is made in the Preliminary Draft.

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On balance it is my best judgment that the Preliminary Draft covers various amendments wisely and look upon it with favor.

Again, I thank you and your Committee for inviting me to participate by suggestions and reactions to the excellent work being done.

Respectfully,


JACK E. HORSLEY, J. D.

JEB:mm