S 10/28/2008 11:35 AM bcc

Subject Proposed Rule 56 of the Federal Rules of Civil Procedure

I strongly discourage the proposed rule requiring the moving party to list the undisputed facts in separate "numbered" paragraphs, and the opposing party to respond to the separate numbered paragraphs. I have had experience with such a rule and you would be surprised how many attorneys cannot count . Separate paragraphs may be o.k., but numbering is not workable. It is easier to read just an essay about what the undisputed facts state and the reference to the record. Thank you for considering this suggestion. Inge Johnson.