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cc:
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08-CV-147

Subject: Proposed Amendment to Rule 56

To Whom it May Concern,

The proposed rule change pertaining to Rule 56, as I understand it, puts the movant in a summary judgment motion in a very favorable position. Plaintiff's in employment cases already have to overcome a very negative attitude toward civil rights cases in the 8th Circuit. This rule change is not intended to promote fairness, but rather is intended to further advance the interests of defendants in tilting the playing field in favor of movants. There is no reason to place plaintiff's lawyers in a straight jacket in responding to these motions if the real interest is in erecting a system governed by fundamental principles of fairness.

Very Respectfully,
Gene Graham