

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS
FEDERAL BUILDING
221 WEST FERGUSON STREET
TYLER, TEXAS 75702

Handwritten notes:
A. J. ...
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CHAMBERS OF
ROBERT M. PARKER
CHIEF JUDGE

February 25, 1991

Honorable William Schwarzer
Federal Judicial Center
Dolley Madison House
1520 H Street, N.W.
Washington, D.C. 20005

Dear Judge Schwarzer:

I am simply not in a position to put my committee's stamp of approval on the packet prepared for distribution by the Center regarding the guidelines to advisory groups for the following reasons:

1. I was unavailable to work this weekend and unfortunately have been in the courtroom most of the day today. This packet is extensive and will require some considerable study.
2. The AO is of the opinion that to some extent it exceeds the Center's traditional role of education and training and in fact addresses implementation of the Civil Justice Reform Act at least to some extent.

It was my understanding that a cooperative task force or a working group was established consisting of people from the Center and the AO to prepare a mailout to the various courts under the aegis of the Judicial Conference. The view at the AO is that this circumvents that cooperative effort.

I want to make clear that I recognize I have absolutely no say regarding Center activity and do not wish to interject myself in any way into decisions made by the Center. Therefore, if the Center on its own seeks to contact courts with a mailout such as this, that is a decision that must be made by the Center. However, I would request that the reference of review by the chairman of the Committee on Court Administration and Case Management be deleted because I have simply not had time to conduct an in depth review and because that may carry with it the implication that the Conference has approved the document.

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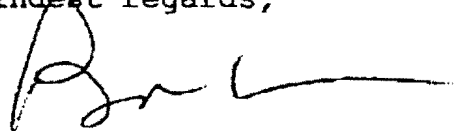
I am not in a position to address the substantive questions that the AO has and am asking James Macklin or his designee to communicate those to your good office. I am also asking James Macklin to advise me whether the joint working group has now been abandoned.

Bill you should not interpret this position to be in any way unappreciative of the Center's efforts. From what I can glean from a quick review, this appears to be a typical Schwarzer work product -- very well done. I know of no judge who has a greater appreciation for the Center's value to the judiciary than I do, and I am not at all trying to throw cold water on this effort.

It appears to me that you must make the decision regarding whether to send this out as an exclusive product of the Center, or whether to confer with the AO people to see if it can or should go as a product prepared for the Conference by the Center and AO with committee approval.

By the way the video tape is superb. I have made copies for each member of my advisory committee and mailed it to them. Thanks for a job well done.

Kindest regards,



Robert M. Parker

RMP/vs

cc: James Macklin