

Comment from Special Council Jeffrey S. Lubbers on *Improving Timeliness in Agency Adjudication*
November 9, 2023

I do have a few minor stylistic suggestions for the Committee on Style:

In recommendation 3(c), line 92, I suggest moving (i) to after the word “they”

In recommendation 10, line 139, I suggest hyphenating “de-duplication”

In recommendation 11, line 142, I suggest substituting “routine ministerial” [or maybe just “ministerial”] for “non-discretionary”

In recommendation 12, in the list of best practices, I suggest moving “methods for encouraging prompt action and discouraging undue delay by parties” to the last item on the list.

Also, the paragraph beginning on line 113 is an unnumbered sort-of-preambular paragraph that is the only one of its kind in this recommendation. If you wanted to turn it into a recommendation, you could make it number 5 and begin it by saying something like: “Agencies should attend to the many previous ACUS [or “Conference”] recommendations listed in the preamble [need not be capitalized] that....”

You would then simply renumber the following paragraphs.

Jeff Lubbers