

Docket #0161 Date Filed: 03/20/2018
Lucinda B. Rauback, Clerk
United States Bankruptcy Court
Augusta, Georgia
By mweaver at 5:01 pm, Mar 20, 2018

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE
SOUTHERN DISTRICT OF GEORGIA
Augusta Division

IN RE:) Chapter 11 Case
) Number 18-10274
FIBRANT, LLC, et al.¹)
)
Debtor)
_____)

**NOTICE OF LAW CLERK'S POTENTIAL CONFLICT OF INTEREST
AND SCREENING FROM PARTICIPATION IN THIS CASE**

The parties in this case are hereby advised that the conflict-screening process disclosed a potential conflict of interest for the Court's law clerk. Pursuant to Canon 3 (F) of the Code of Conduct for Judicial Employees, "[a] judicial employee should avoid conflicts of interest in the performance of official duties." Code of Conduct for Judicial Employees, Canon 3 (F) (1).² Accordingly, the Eleventh Circuit Court of Appeals has directed that "[i]f a clerk has a possible conflict of interest . . . the clerk . . . must be disqualified." *Hunt*

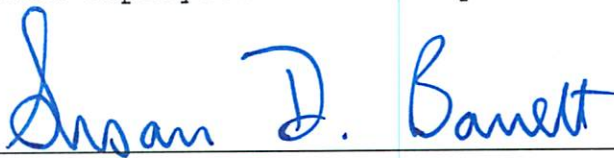
¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number are: Fibrant, LLC (6694); Evergreen Nylon Recycling, LLC (7625); Fibrant Center South, LLC (8270); and Georgia Monomers Company, LLC (0042).

² The Code of Conduct for Judicial employees is available at <http://jnet.ao.dcn/policy-guidance/guide-judiciary-policy/volume-2-ethics-and-judicial-conduct/part-codes-conduct/ch-3-code-conduct-judicial-employees#canon3>.



v. *American Bank & Trust Co. of Baton Rouge, La.*, 783 F.2d 1011, 1015-16 (11th Cir. 1986).

"[A]fter determining that a conflict or the appearance of a conflict of interest exists," the court "should take appropriate steps to restrict the judicial employee's performance of official duties in such matter so as to avoid a conflict or the appearance of a conflict of interest." Code of Conduct for Judicial Employees, Canon 3(F)(3). In accordance with Canon 3(F), at the onset of this case the Court has taken appropriate steps to ensure that the law clerk has no participation in this case as long as the potential conflict exists. These steps include: (1) the Court has directed the Clerk of Court's staff and Chambers staff to refrain from discussing this case with or in the presence of the law clerk; (2) all work product in this case will be stored on a computer drive that the law clerk cannot access; (3) the law clerk and staff are aware of their ongoing obligations to observe these restrictions; and (4) in compliance with the impartiality requirement of Canon (3)(F), the Court has adequately staffed this matter with judicial employees without any such conflict concerns.



SUSAN D. BARRETT
UNITED STATES BANKRUPTCY JUDGE

Dated at Augusta, Georgia

this 20th day of March 2018