

information economy. There are also issues about the scope of the Act and a push by many for additional constraint on permitted contractual provisions.

I have solicited input from many of you and from many others outside the Conference as to the most appropriate action for our Conference. I have received a great number of extremely thoughtful responses. Having considered that input and all of the many other matters that are of great interest to the Conference, the Executive Committee has determined to focus the Conference's energies on the items related to our larger agenda and not expend any additional Conference energy or resources in having UCITA adopted.

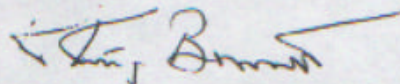
The Executive Committee has also discharged the Standby Committee for UCITA, as it has discharged the committees for other Acts of similar age. While the discharge of a standby committee even a year or two after enactment is our accepted practice, since we are suspending Conference enactment efforts and not contemplating further amendments at this time, it is particularly appropriate here.

Of course, we are not abandoning our interest in this subject matter. We need time for the politics to work themselves out. UCITA will remain in place as a resource for the American legal and political community, and for reference by the courts. At some time in the future, there will be opportunities for making contributions of law suitable for the information economy. The Conference remains interested in making these kinds of contributions, and will undoubtedly consider carefully any new opportunities that arise.

The Conference has put out a significant and carefully prepared product. We can be proud that it has generated debate and is helping to educate the public and courts. Maryland and Virginia can be proud that they are providing a testing ground, just as Pennsylvania provided a testing ground for UCC Article 2.

I believe that we can safely leave it to the Conference process in future years to determine whether or not efforts to enact a UCITA product should be reactivated, whether and how the subject matter should be addressed, or whether some other approach is prudent. In that process we will proceed, as we have throughout, in consultation with relevant interest groups of all persuasions.

Sincerely yours,



K. King Burnett