

Comment from Special Counsel Jeffrey S. Lubbers on *Using Algorithmic Tools in Regulatory Enforcement*
December 4, 2024

The only comments I have are style ones. The issue is whether to use the Bluebook style of using comments in five figure numbers. I point to the mention of the Executive Orders on lines 43, 45, and 52 and in the footnotes and the Federal Register citations in footnote 1-3 (with commas) and footnotes 16 & 17 no commas.

I personally like commas in these numbers, and I think most (but not all) older ACUS recommendations used them. But recent ones are inconsistent—compare Recommendation 2021-2 (no commas) and 2022-1 (with commas). Also the Public Engagement for this Plenary does use commas.

I also think footnotes 17 and 20 should cite the pincite of 88 Fed. Reg. 75[,]218 and the EO citation itself should be Exec. Order 14[,]110 §10.1(b) [It's a long document.]

I also think you need a comma before “which” on line 55.