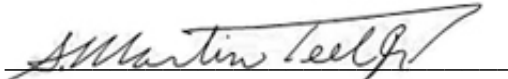


The order below is hereby signed.

Signed: March 30 2016




S. Martin Teel, Jr.
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF COLUMBIA

In re)
)
STEPHEN THOMAS YELVERTON,) Case No. 09-00414
) (Chapter 7)
Debtor.) Not deemed worthy of
) publication in West's
) Bankruptcy Reporter.

MEMORANDUM DECISION AND ORDER
DENYING DEBTOR'S MOTION TO DEMAND PER FEDERAL RULES OF
EVIDENCE, RULE 201(e), TO BE HEARD TO OBJECT TO JUDICIAL NOTICE

The issue of the propriety of the court's taking judicial notice of any fact can be raised incident to the litigation of any matter in this case, and under Fed. R. Evid. 201(e), if the court takes judicial notice of a fact before giving notice to a party, "the party, on request, is still entitled to be heard." The rule permits advance notice, but (contrary to the debtor's position in *Debtor's Motion to Demand per Federal Rules of Evidence, Rule 201(e), to be Heard to Object to Judicial Notice* (Dkt. No. 965)) does not require advance notice. See *Job v. Calder (In re Calder)*, 907 F.2d 953, 955 n.2 (10th Cir. 1990); *MacMillan Bloedel Ltd. v. Flintkote Co.*, 760 F.2d 580, 587 (5th Cir. 1985) (holding that party "did not properly challenge the

