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CivilRules: Yes
Comments:

I am writing to express my opinion that the civil rule changes proposed should not be adopted. All of the proposal seem simply to add another layer of difficulty in trying to obtain discoverable information. We should be making it easier to get information, not harder. Companies should not be allowed to hide documents because they are "hard to access". This will simply add another form objection to discovery responses, requiring more hearings, more depositions and more wasted time for the Courts. The proposed change about document destruction will simply encourage companies who are frequently in litigation to create a policy not to retain documents. It is ridiculous to allow document destruction because "that's the corporate policy". Lastly, there are too many objections and privileges asserted now, we dont need to allow parties additional opportunites to assert otherwise late objections and claims of privilege.

It is not unreasonable to require, as the current rules do, that attorneys review the documents before they are produced to determine if they are privileged or not prior to producing them. The new rule will simply ensure that parties will file and motion and request an additional hearing on sensative documents as an additional procedural attempt to exclude relevant evidence.

I see no reason to enact these changes.

Thank you
for your time.
Rick Waterhouse

submit2: Submit Comment

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