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Date sent: Tue, 01 Jul 2003 18:27:58 -0400
From: Charles Peter Hopkins, II, Esq.
<cphopkins@comcast.net>
Subject: E-Discovery
To: marcusr@uchastings.edu

Attn: Professor Richard L. Marcus

Dear Prof. Marcus:

I am the Managing Trial Attorney of an active litigation firm practicing in central and southern New Jersey. Issues surrounding electronic discovery have given us greater and greater concern as time has progressed, and with the increasing substitution of electronic storage media in lieu of or in addition to paper. It is felt that the justice system would benefit greatly by clear and concise rules of practice when it comes to this area, especially with regard to document retention once litigation has begun. "Safe Harbor" rules would serve to moderate the tremendous burden on litigants by setting for specific guidelines as to procedures to be followed in meeting discovery request. I would strongly encourage the promulgation and adoption of such rules so that practitioners have a clear road map of the rules of procedure in this complex and burgeoning area.

Thanking you for your kind consideration of the suggestions made hereinabove.

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