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Subject Submission from <http://www.uscourts.gov/rules/submit.html>

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CivilRules: Yes
Comments:

RE: proposed change to civil rules re:
e-discovery.

As the commission contemplates whether to revise the rules of civil procedure concerning e-discovery, I hope you will consider the grave danger the proposed change will present to the civil justice system. If our goal is, indeed, justice, it would be entirely anti-thetical to that goal to give litigants a very easy way to avoid the production of information necessary to achieve the goal of justice.

The rule, as proposed, would certainly invite tremendous discovery abuse and would create the need for numerous additional motions and hearings not currently required by the rules.

Finally, it is ironic that the change applies to information stored electronically as that information should be the easiest to accumulate and produce.

In light of the foregoing, I would urge the commission to reject the proposed changes to the discovery rules.

Sincerely,

Kelly Kruse

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