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Barry Bauman

*Member, Executive Committee

June 5, 2012

Honorable Mark R. Kravitz
Chair, Standing Committee on Rules of Practice and Procedure
United States District Court for the District of Connecticut
Richard C. Lee United States Courthouse
New Haven, CT 06510

Honorable David G. Campbell
Chair, Advisory Committee on Civil Rules
United States District Court
623 Sandra Day O'Connor U.S. Courthouse
401 West Washington Street
Phoenix, AZ 85003-2146

Dear Judges Kravitz and Campbell:

Lawyers for Civil Justice (LCJ), the Federation of Defense & Corporate Counsel (FDCC), the International Association of Defense Counsel (IADC) and DRI – The Voice of the Defense Bar (DRI), respectfully submit the enclosed comment, Preliminary Views on the Duke Subcommittee Proposals, for the Committee's consideration. Our comment describes the urgent need for the Civil Rules Advisory Committee to cut through the myriad proposals that amount to a mere tweaking of existing rules and we encourage the Committee to give intense consideration to developing a package of interrelated rule amendments governing discovery, preservation, and cost allocation such as those proposed in this comment.

We appreciate this opportunity to express our views and encourage you to call upon us if we can provide you with any additional information.

Respectfully submitted,

Barry Bauman
Executive Director
Lawyers for Civil Justice

Attachment: Joint Comment of LCJ, DRI, FDCC and IADC

CC: Honorable Jeffrey S. Sutton, 6th Circuit Court of Appeals
Honorable Lee Rosenthal, U.S. District Court Southern District of Texas
Honorable Members, Standing Committee on Civil Rules
Honorable Members, Advisory Committee on Civil Rules
Professors Edward Cooper and Richard Marcus, Reporters to the Advisory Committee
Peter McCabe, Secretary, Standing Committee on Rules of Practice Procedure