



Supreme Court of Wisconsin

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MADISON, WISCONSIN 53701-1688

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Ann Walsh Bradley
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David T. Prosser, Jr.
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A. John Voelker
Director of State Courts

A. John Voelker
Acting Clerk of Supreme Court

July 15, 2010

To:

Via E-Mail:

Board of Bar Examiners
Legal Action of Wisconsin, Attention: John F. Ebbott
League of Women Voters
Marquette Law School, Attention: Joseph D. Kearney
Office of Lawyer Regulation
Office of State Public Defender, Attention: Nicholas Chiarkas
Office of the Attorney General, Attention: J.B. Van Hollen
State Bar of Wisconsin, Attention: Douglas Kammer
State Bar of Wisconsin, Attention: George Brown
U.W. Law School, Attention: Kenneth B. Davis, Jr.
Eastern District of Wisconsin Bar Association, Attention: Katy Borowski, Executive Director
Western District Bar Association of Wisconsin, Attention: Andrew Clarkowski
Wisconsin Asian Bar Association, Attention: Yer L. Vang
Wisconsin Association for Justice, Attention: Jane E. Garrott, Executive Director
Wisconsin Association of African American Lawyers, Attn: Warren E. Buliox
Wisconsin Association of Criminal Defense Lawyers, Attention: Peter McKeever
Wisconsin Association of Judicial Court Commissioners, Attention: Julia E. Vosper
Wisconsin Circuit Court Clerks Association, Attention: Karen Hepfler
Wisconsin Defense Counsel, Attention: Jane Svinicki
Wisconsin District Attorneys Association, Attention: Ben Letendre
Wisconsin Family Court Commissioners Association, Attention: Timothy J. Burns
Wisconsin Hispanic Lawyers Association, Attention: Carlos A. Ortiz
Wisconsin Judicare, Inc., Attention: Rosemary Elbert
Wisconsin Judicial Commission, Attention: James Alexander
Wisconsin Juvenile Court Clerks Association, Attention: Terry Reynolds Warner
Wisconsin Municipal Judges Association, Attention: Honorable Derek Mosley
Wisconsin Registers in Probate Association, Attention: Kay Stelzner
Wisconsin State Attorneys Association, Attention: Ken Duren, President
Wisconsin Trial Judges Association, Attention: Honorable Mary M. Kuhnmuench
Wisconsin Tribal Judges Association, Attention: Leland Wigg Ninham, President
Attorney Mark F. Foley, von Briesen & Roper
The Sedona Conference, Attention: Richard G. Braman

Re: Supreme Court Rule Matter, No. 09-01, **Court Order on Discovery of Electronically Stored Information**

Greetings,

I am assisting the Wisconsin Supreme Court with its consideration of the rule petition on discovery of electronically stored information (Rule 09-01) filed by the Wisconsin Judicial Council. On July 6, 2010, the court adopted the petition with modifications and amended rules relating to the discovery of electronically stored information. A copy of the court's order can be found at the court's Web site at <http://wicourts.gov/opinions/supreme.htm#rules>. The amendments to Wis. Stat. §§ 802.10, 804.01, 804.08, 804.09, 804.12, and 805.07 are effective January 1, 2011, but are subject to revision following a comment period and a public hearing this fall.

You have received this letter because you or your agency or organization has been identified as potentially having an interest in this matter. The court has scheduled a public hearing on Thursday, September 30, 2010, at 9:30 a.m., in the Supreme Court Room in the State Capitol, Madison, Wisconsin, to discuss this matter further. A copy of the court's order scheduling the hearing can also be found at the court's Web site at <http://wicourts.gov/opinions/supreme.htm#rules>; the Judicial Council's original and amended petitions can be found at the court's Web site at http://wicourts.gov/supreme/petitions_audio.htm.

Please provide any comments to the amended rules relating to the discovery of electronically stored information in writing no later than August 31, 2010. Responses should be filed with the Clerk of Supreme Court, Attention: Carrie Janto, Deputy Clerk, P.O. Box 1688, Madison, WI 53701-1688. A Microsoft Word version of any comment shall be e-mailed to carrie.janto@wicourts.gov or clerk@wicourts.gov.

If you have specific questions or other comments regarding this matter, please contact Susan Gray, c/o Office of the Director of State Courts, P.O. Box 1688, Madison, WI 53701-1688 (telephone: 608-266-6708) (email: susan.gray@wicourts.gov).

Sincerely yours,

Theresa M. Owens
Executive Assistant

TMO/skg

cc: Chief Justice Shirley S. Abrahamson
Justice Ann Walsh Bradley
Justice N. Patrick Crooks
Justice David T. Prosser, Jr.
Justice Patience Drake Roggensack
Justice Annette Kingsland Ziegler
Justice Michael J. Gableman
Wisconsin Judicial Council