

Insights: Publications

We Hold These Rules to Be Self-Evident: Document Review, Relevance, and the Federal Rules of Civil Procedure

KT LitSmart Blog

May 6, 2024

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Sometimes, an argument or position may seem so self-evident or apparent that parties proceed on the assumption that it is correct without ever actually litigating the issue. Should a party decide to contest the issue, however, it can be difficult to find authority in support of the proposition. Such was the case in a recent decision involving an ESI protocol issued by the United States District Court for the Southern District of New York in *United States ex rel. M. Frank Higgins & Co. v. Dobco, Inc.*, No. 22-cv-9599, 2023 WL 5302371 (S.D.N.Y. Aug. 17, 2023).

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