

Proposed Rule 6.8 is overreaching. The proposal in essence creates a substantive evidentiary rule that will by definition be arbitrarily applied, as every Judge will have a different attitude toward enforcement. It seems to me that a Court already has the power to punish egregious behavior (through its contempt or discovery enforcement powers), and creation of such a rule is better left to the legislative process. The Rules should remain focused on procedure and the efficient operation of the Courts. Jody Cooley

Jody Cooley
Associate General Counsel
Wayne Farms LLC