

JAG Discovery Control & Management



Discovery and case preparation often require extensive attorney effort and periodic judicial review. The discovery process probably constitutes the most time-consuming, costly aspect of litigation. The Judicial Arbiter Group, Inc. can assist counsel in the discovery process in two ways, either by being appointed as a Special Master by the Court currently having jurisdiction in the pending litigation or by the parties entering into an Agreement to Arbitrate which covers all discovery matters or selected issues. The Judicial Arbiter Group is able to assist counsel in managing discovery efforts in several ways including:

Day to Day Supervision of Discovery

An assigned arbiter is able to provide prompt resolution of scheduled conflicts regarding discovery disputes, and generally be available on short notice to

resolve questions that arise. The arbiter can provide continuity and supervision in the timing of discovery and promote smooth, sequential discovery responses.

Prompt Hearings on Motions to Compel or Sanction

Using the Judicial Arbiter Group enables counsel to obtain prompt resolution, by hearing, of discovery disputes including Motions to Compel and Motions for Sanctions. This availability allows counsel to resume the discovery process more quickly.

Development of Discovery Master Plan

One method used to provide a speedy and economical resolution of litigation is to develop a Master Discovery Plan. This document, drafted by counsel for all parties, with assistance from a JAG arbiter, establishes the framework for a simplified, timely and economic discovery process early in the case. It reduces or eliminates duplications, controls

unnecessary depositions and provides essential information to all parties. By reaching an agreement on the direction the discovery process will take early on, counsel is better able to take the case to a prompt resolution. The Judicial Arbiter Group has the capacity to act as the central depository for discovery pleadings and documents for all parties. This allows for ease of access to all pertinent information. This master discovery process can, by agreement of the parties, catalogue, record, store and disseminate information to appropriate parties in any case by using the most sophisticated computer and modern business techniques available.