The New Jersey State Chamber of Commerce
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NJCC
THE STATE CHAMBER

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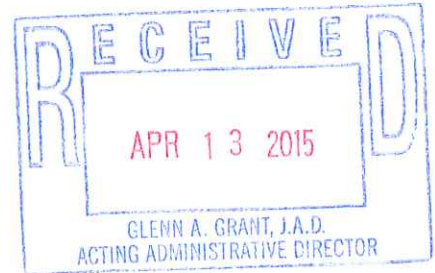
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April 10, 2015

Glenn A. Grant, J.A.D.
Acting Administrative Director of the Courts
Rules Comments
Hughes Justice Complex; P.O. Box 037
Trenton, New Jersey 08625-0037

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APR 1 3 2015
GLENN A. GRANT, J.A.D.
ACTING ADMINISTRATIVE DIRECTOR

Re: Proposed Amendments to N.J.R.E. 702

Dear Judge Grant:

On behalf of the New Jersey State Chamber of Commerce, I respectfully ask that the Court exercise its original jurisdiction to update New Jersey's rule on expert testimony to conform with the federal *Daubert* standard.

We understand that the court and the Rules Committee has had this issue under consideration for over a decade. We appreciate the Court's continued interest in the issue, and this most recent report from the Committee.

We agree with the New Jersey Civil Justice Institute that the standards governing the admissibility of expert testimony in New Jersey civil litigation should be clear, predictable and consistent for all litigants. For the reasons expressed in NJCJI's letter, we believe this outcome would be enhanced by New Jersey's adoption of the standard reflected in Federal Rule of Evidence 702.

Now that the case law under the federal rule has become settled - not only in Federal Court but also in the overwhelming majority of states, we believe it is time for New Jersey to also come into conformity with the federal rule.

That consistency and predictability of a well-established standard would be a benefit to plaintiffs and defendants alike. Furthermore, in an economically competitive environment, establishing greater uniformity across jurisdictions would eliminate an unnecessary deterrent to businesses considering locating in New Jersey.

Thank you for considering our views.

Respectfully Submitted,

Michael Egenton
Michael Egenton
Senior Vice President
Government Relations