2026–2027 EDITION HIGHLIGHTS

Section 4:2

New discussion assessing risk of counterclaims when filing a lawsuit from strategic and fee agreement standpoint as plaintiff's counsel.

Section 4:22

New discussion addressing waiver of service, specifically in federal courts.

Section 4:24

Brief discussion of voluntary dismissal in state courts and its effect on statute of limitations.

Section 6:4

Brief discussion of order of discovery in relation to document production and depositions.

Section 6:7

New Jersey Supreme Court remands case for trial court to address whether treating physician's expert should be allowed to testify after not providing expert report. *Beavan v. Allergan U.S.A., Inc.*, 264 N.J. 99 (NJ 2026).

Section 6:16

New discussion about remote depositions in a post-COVID-19 world and state and federal rules addressing them.

Section 6:39

Discussion of recent Rule 34(b)(2)(B) changes addressing producing documents rather than permitting inspection.

Section 7:6

Discussion of motion for summary judgment opposition strategy relating to pointing out material questions of fact rather than simply strength of case.

Section 7:8

Discussion of using motion for stay of case to address potential settlement or mediation.

Section 7:9

Discussion of deadline for filing motion for reconsideration and its effect on filing notice of appeal in federal court.