

By Crystal O'Donnell and Virginia P. Henschel

## Ontario's Amended Rules of Civil Procedure

On January 1, 2010, the new Ontario Rules of Civil Procedure came into force. Among the amendments are substantial changes to the discovery process and an important provision which addresses the disclosure of electronically stored information (ESI). Applied Discovery lawyers Crystal O'Donnell and Virginia Henschel, who have extensive experience in managing complex discovery matters, test your knowledge.

1

Parties to litigation are required to agree to a Discovery Plan where it is proportionate to the importance and complexity of the issues, and to the amount involved, in the proceeding.

**True or False?**

2

When preparing a Discovery Plan, the parties must consult and have regard to the Sedona Canada Principles Addressing Electronic Discovery.

**True or False?**

3

Before bringing a motion relating to discovery, the parties need to agree to or update the Discovery Plan.

**True or False?**

4

A company manufactures a product that is recalled from the market. A discovery obligation is triggered at the moment the recall is announced.

**True or False?**

See page 45 for answers.

### About Applied Discovery

*Applied Discovery is a worldwide electronic discovery leader that offers multi-national collection, analytics, processing, review, and production services for law firms, corporations, and governmental entities engaged in audits, investigations, and litigation. For more information visit [www.AppliedDiscovery.com](http://www.AppliedDiscovery.com).*