



EDRM Global Privilege Log Survey Results

Survey conducted 7/28/21-7/30/21

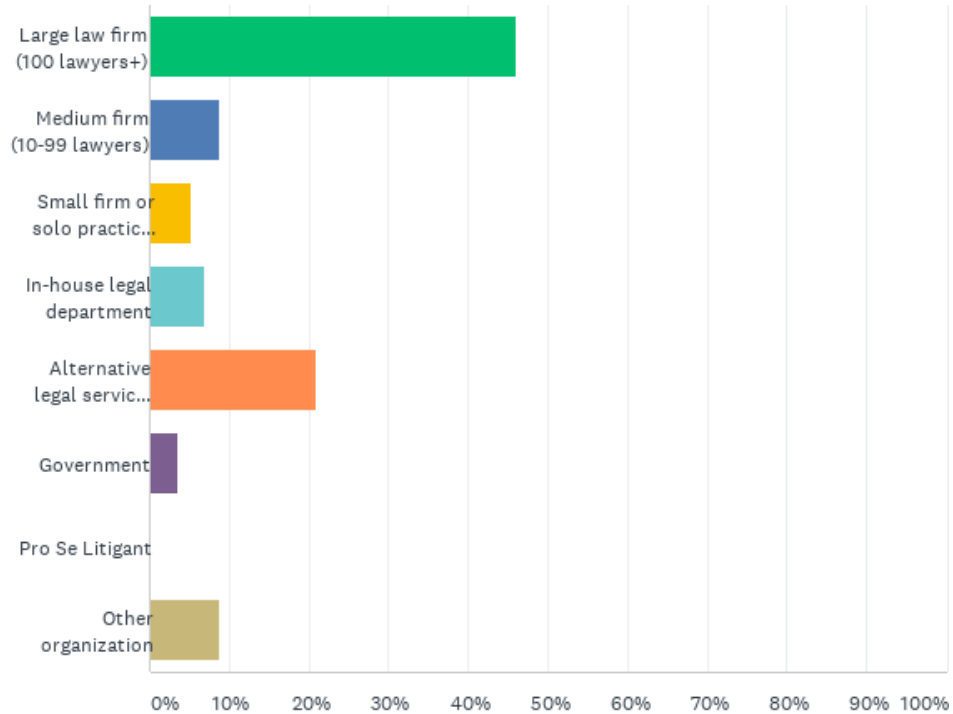
115 Total Responses

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Q1: What type of organization do you work in?

Answered: 115 Skipped: 0



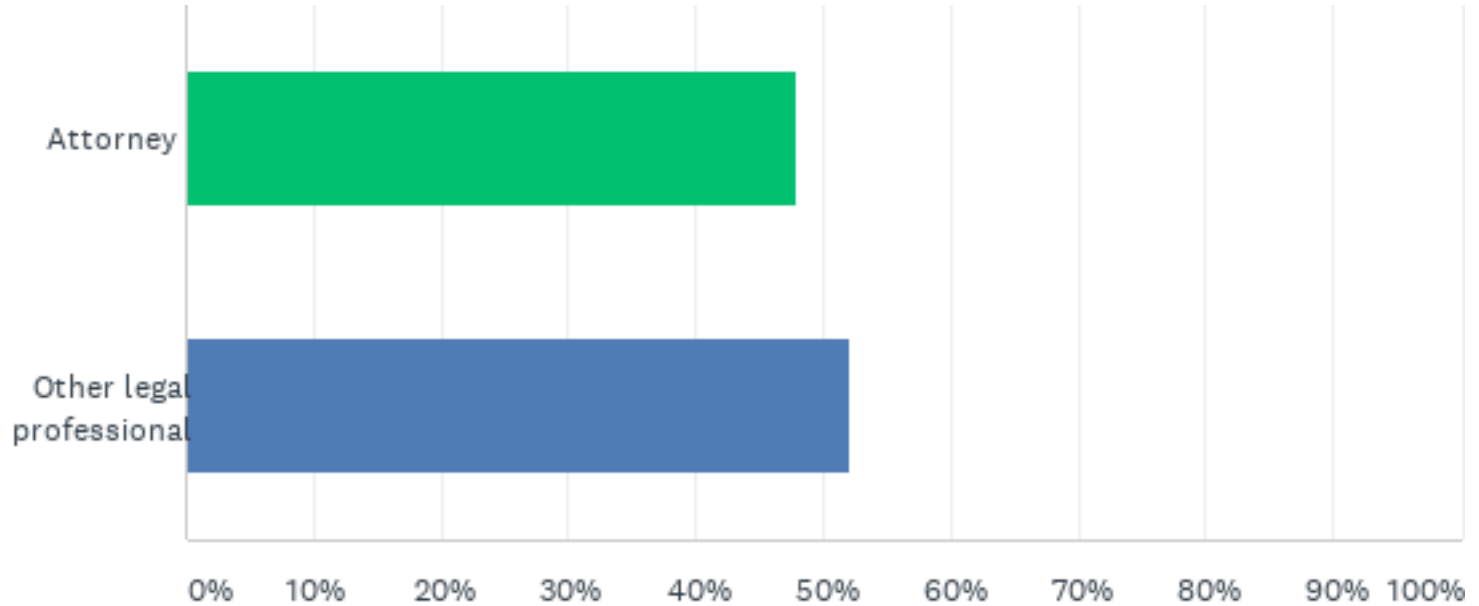
Q1: What type of organization do you work in?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
Large law firm (100 lawyers+)	46.09%	53
Medium firm (10-99 lawyers)	8.70%	10
Small firm or solo practice (9 or fewer lawyers)	5.22%	6
In-house legal department	6.96%	8
Alternative legal services provider or consultant	20.87%	24
Government	3.48%	4
Pro Se Litigant	0.00%	0
Other organization	8.70%	10
TOTAL		115

Q2: What is your role?

Answered: 115 Skipped: 0



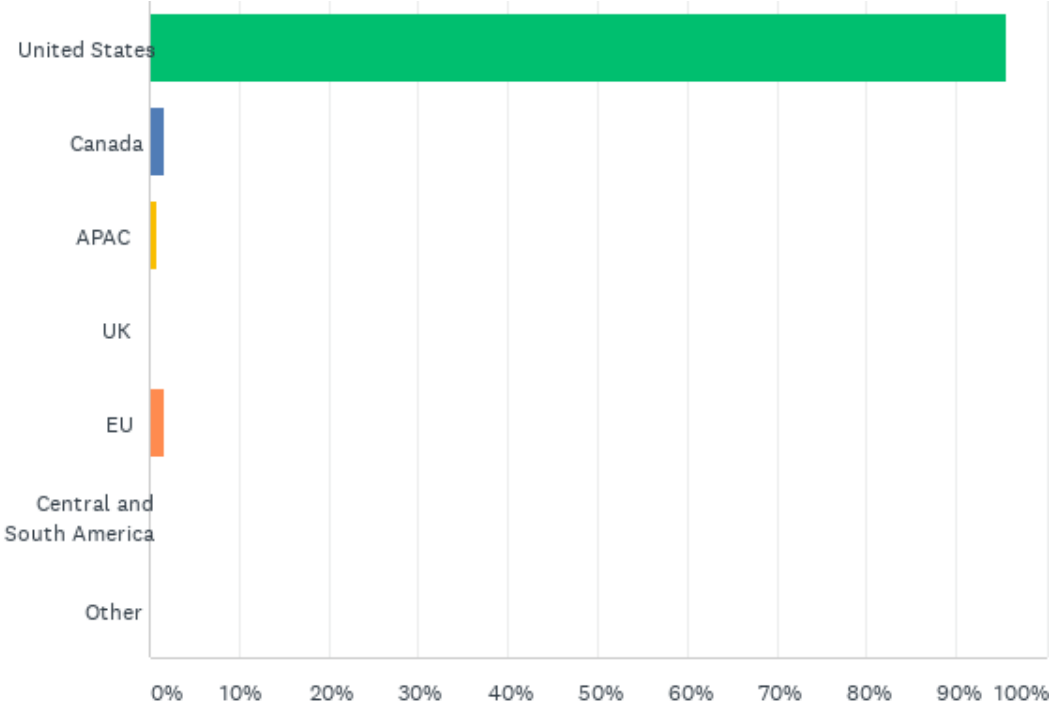
Q2: What is your role?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
Attorney	47.83%	55
Other legal professional	52.17%	60
TOTAL		115

Q3: Where are you located?

Answered: 115 Skipped: 0



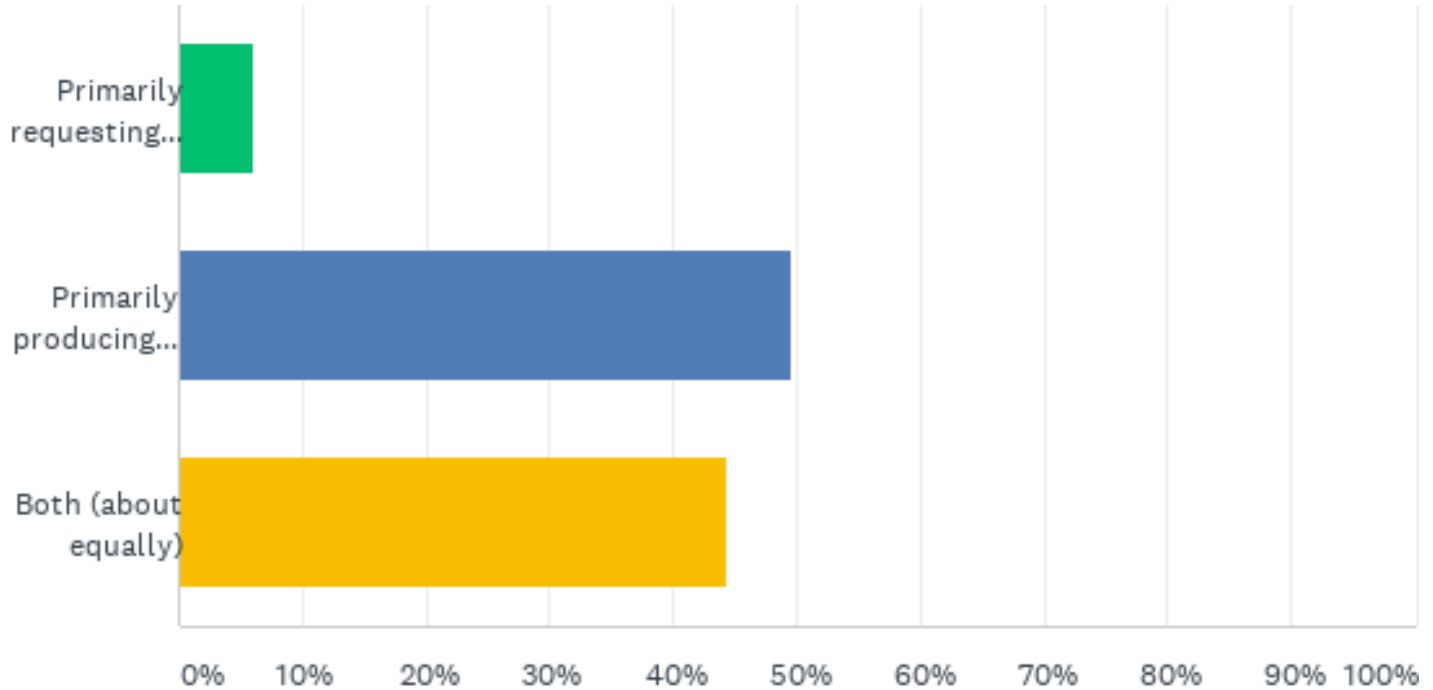
Q3: Where are you located?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
United States	95.65%	110
Canada	1.74%	2
APAC	0.87%	1
UK	0.00%	0
EU	1.74%	2
Central and South America	0.00%	0
Other	0.00%	0
TOTAL		115

Q4: Do you primarily represent requesting or producing parties, or both?

Answered: 115 Skipped: 0



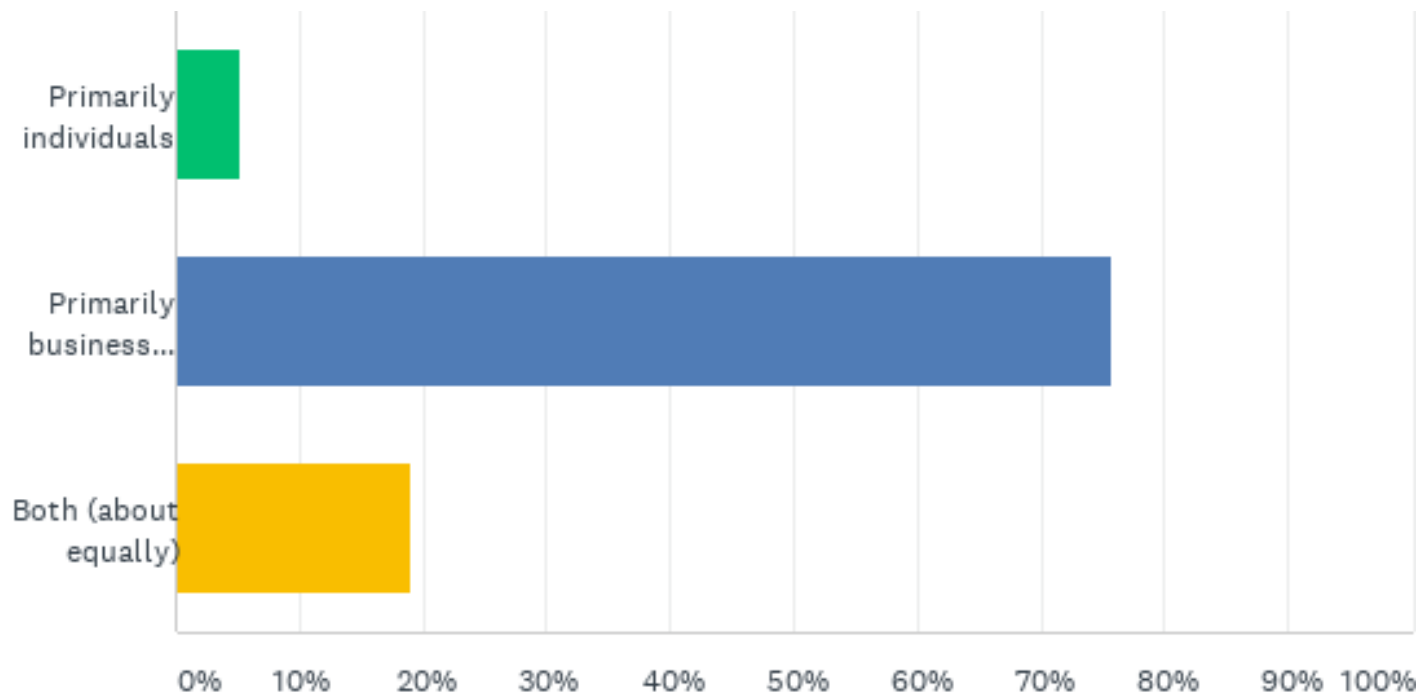
Q4: Do you primarily represent requesting or producing parties, or both?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
Primarily requesting Parties	6.09%	7
Primarily producing Parties	49.57%	57
Both (about equally)	44.35%	51
TOTAL		115

Q5: Do you primarily represent individuals or business entities in litigation, or both?

Answered: 115 Skipped: 0



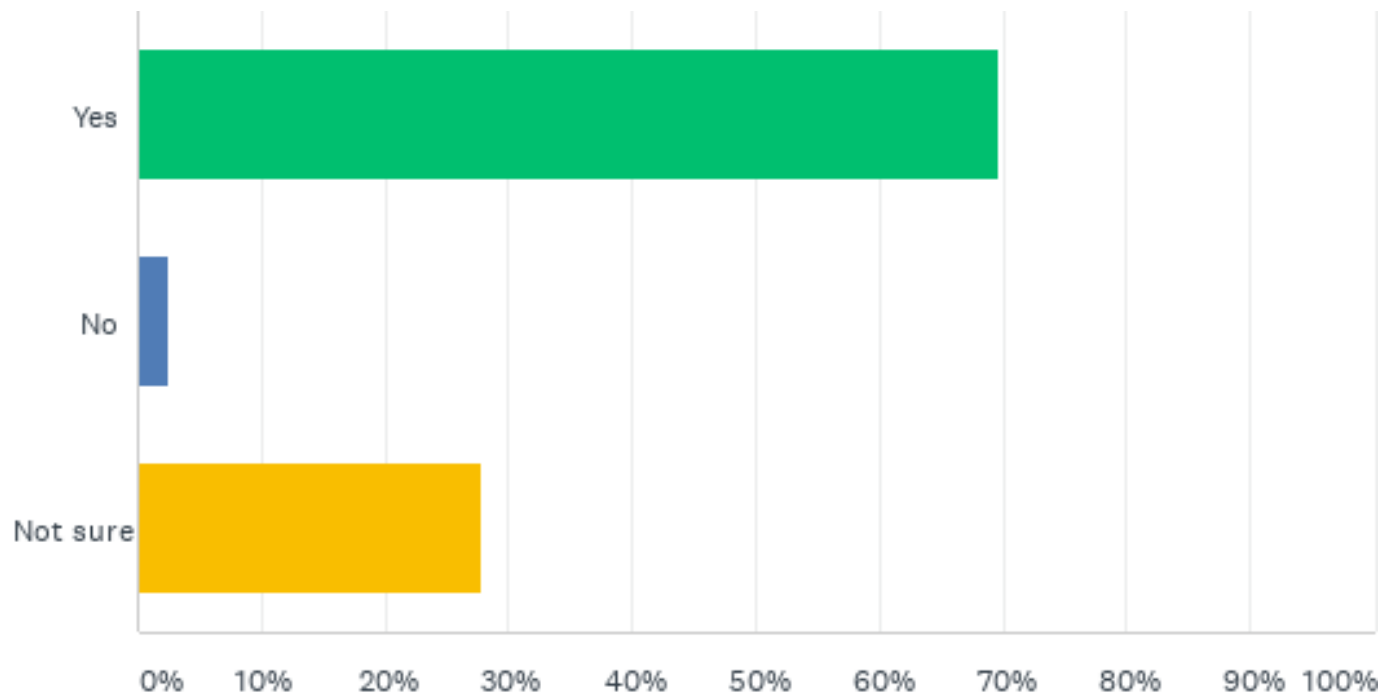
Q5: Do you primarily represent individuals or business entities in litigation, or both?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
Primarily individuals	5.22%	6
Primarily business entities	75.65%	87
Both (about equally)	19.13%	22
TOTAL		115

Q6: Do you believe the language of Rule 26(b)(5)(A) can be improved?

Answered: 115 Skipped: 0



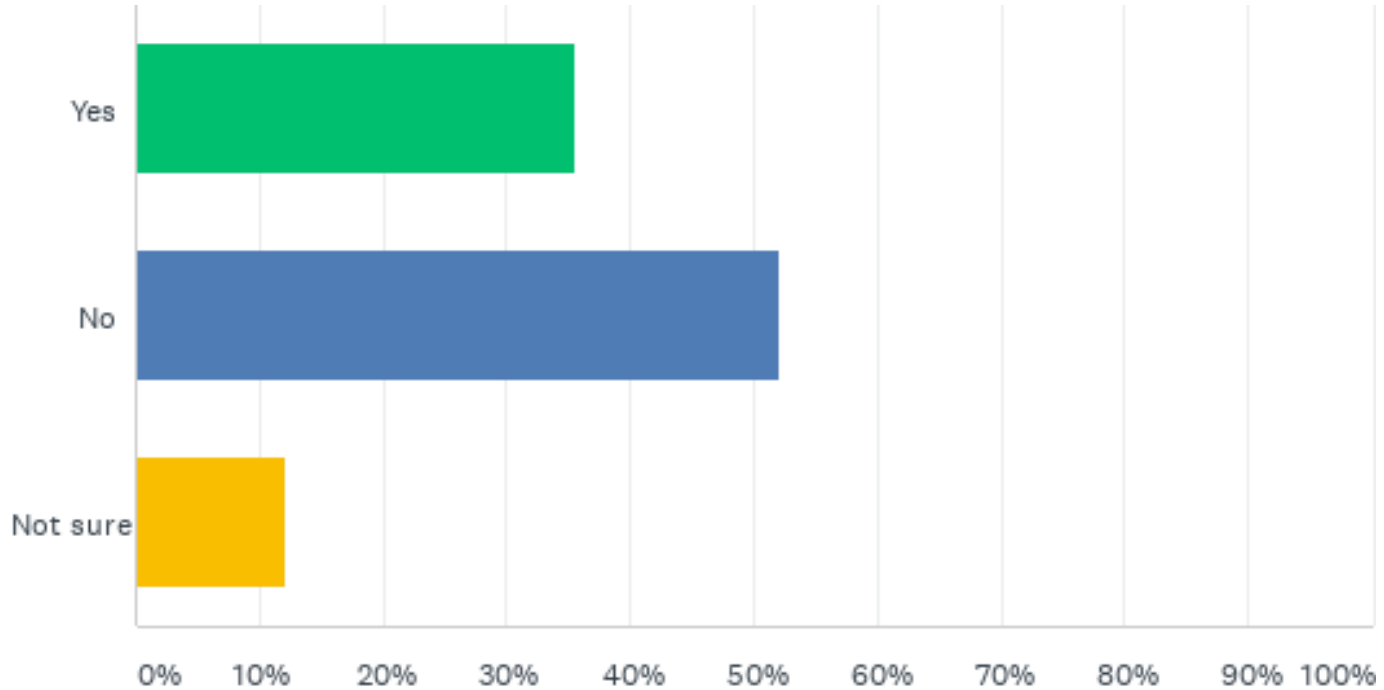
Q6: Do you believe the language of Rule 26(b)(5)(A) can be improved?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
Yes	69.57%	80
No	2.61%	3
Not sure	27.83%	32
TOTAL		115

Q7: Do you believe that, in most cases, the value the requesting party receives from a privilege log outweighs the burden on the producing party to prepare the privilege log?

Answered: 115 Skipped: 0



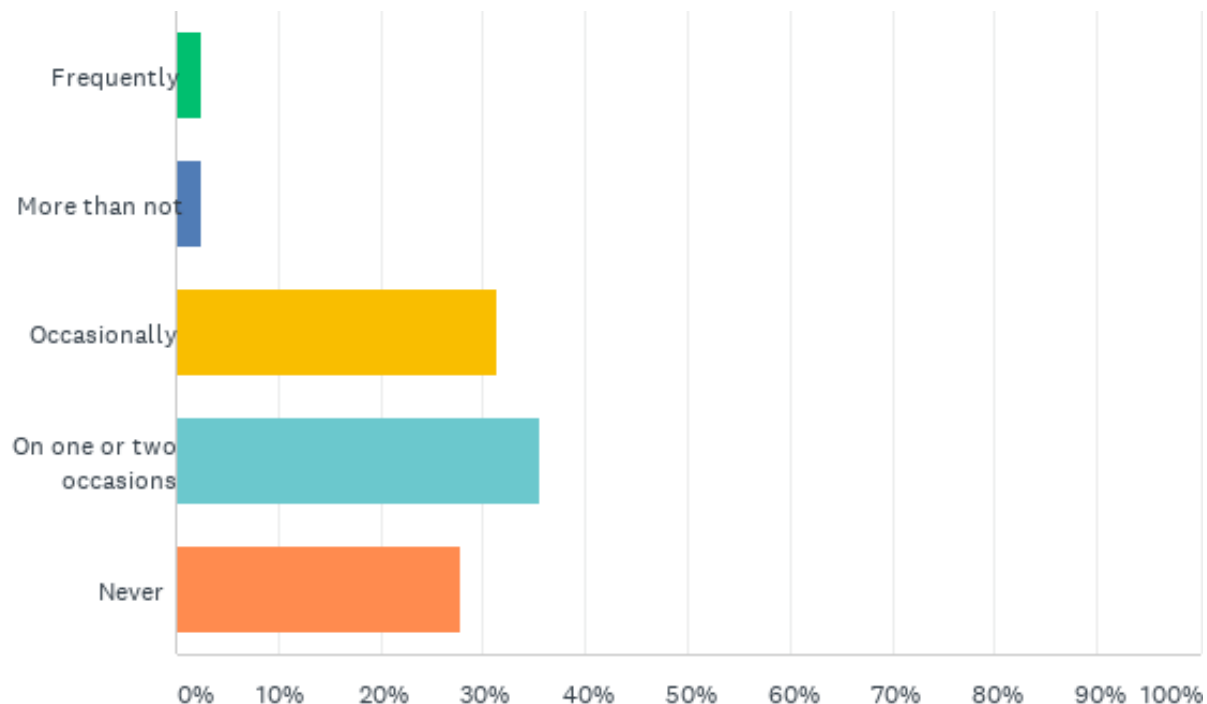
Q7: Do you believe that, in most cases, the value the requesting party receives from a privilege log outweighs the burden on the producing party to prepare the privilege log?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
Yes	35.65%	41
No	52.17%	60
Not sure	12.17%	14
TOTAL		115

Q8: In your experience, how often have privilege logs led to additional disclosures that actually impacted the outcome of a litigation matter?

Answered: 115 Skipped: 0



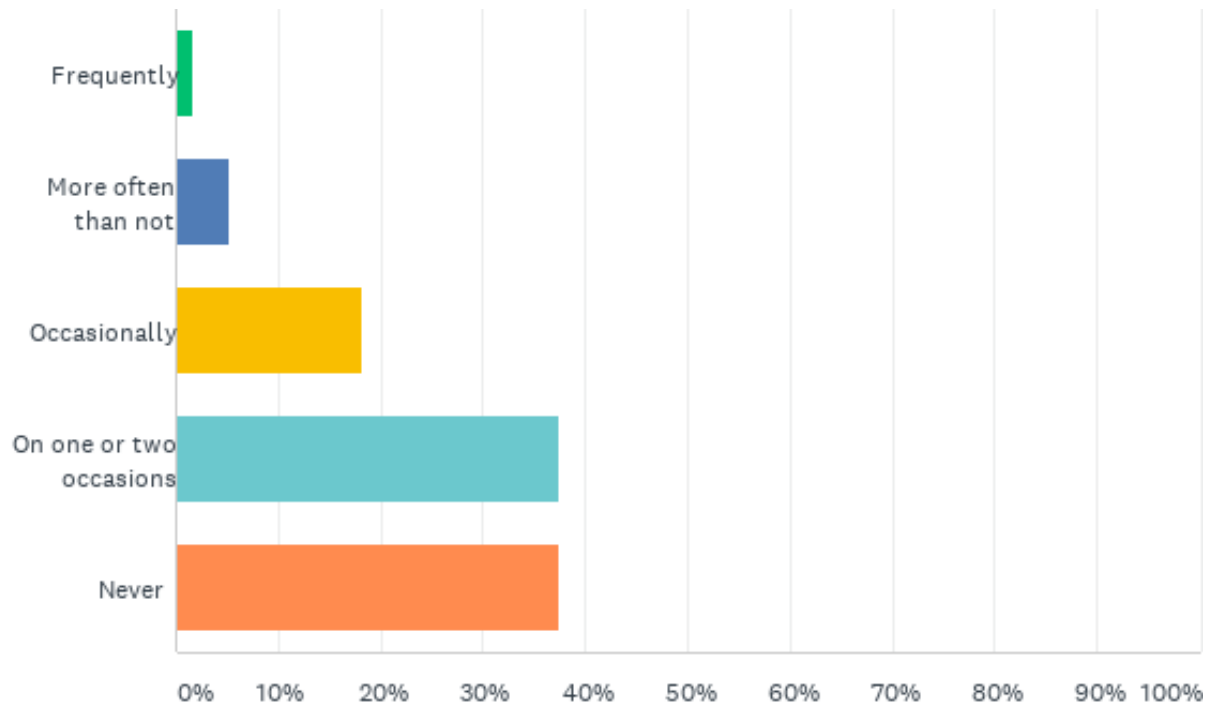
Q8: In your experience, how often have privilege logs led to additional disclosures that actually impacted the outcome of a litigation matter?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
Frequently	2.61%	3
More than not	2.61%	3
Occasionally	31.30%	36
On one or two occasions	35.65%	41
Never	27.83%	32
TOTAL		115

Q9: In your experience, how often have privilege logs led to disclosures of documents that ended up as trial exhibits?

Answered: 115 Skipped: 0



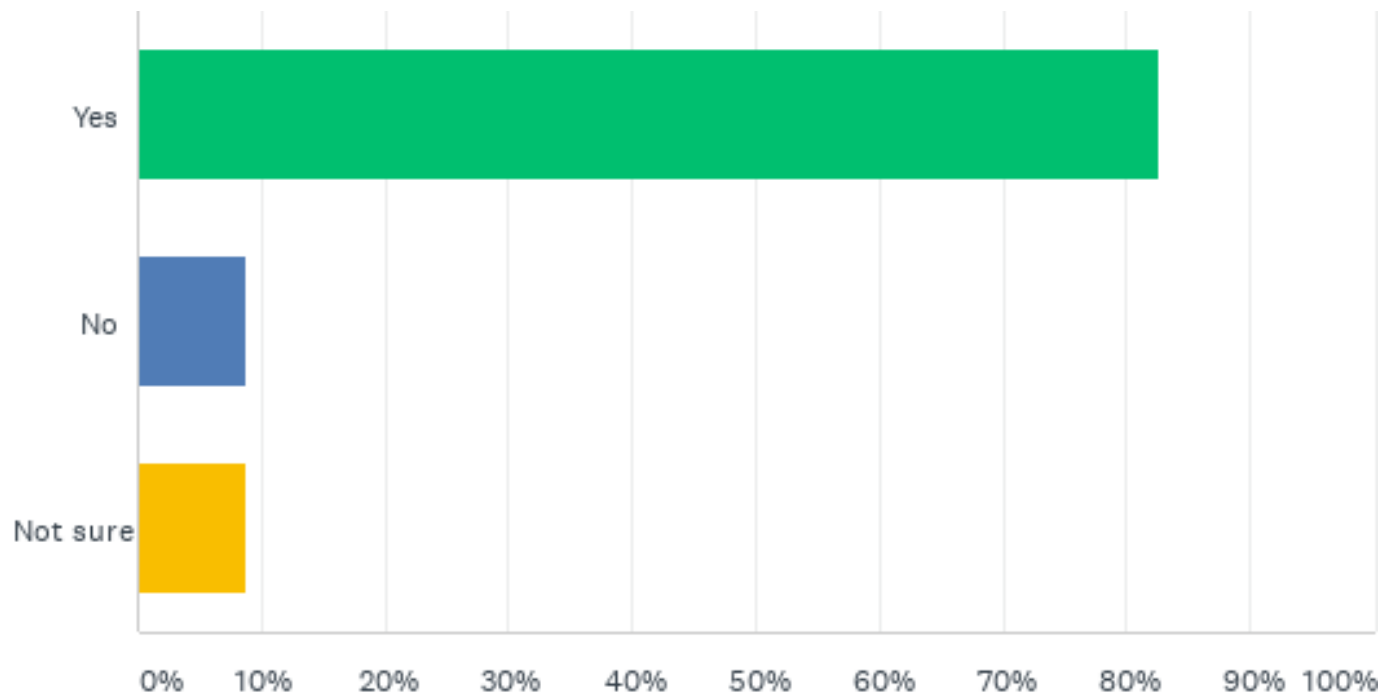
Q9: In your experience, how often have privilege logs led to disclosures of documents that ended up as trial exhibits?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
Frequently	1.74%	2
More often than not	5.22%	6
Occasionally	18.26%	21
On one or two occasions	37.39%	43
Never	37.39%	43
TOTAL		115

Q10: Do you believe that some type of privilege log (in whatever format) generally improves accountability about privilege determinations?

Answered: 115 Skipped: 0



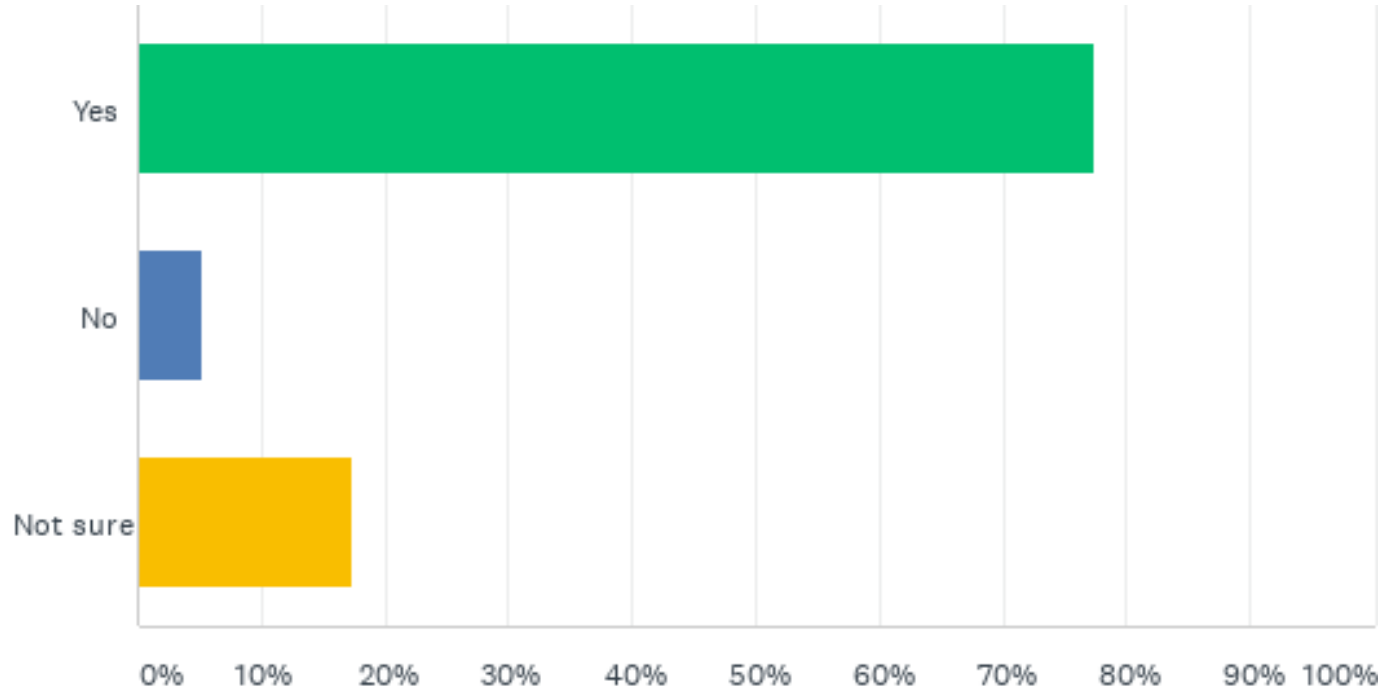
Q10: Do you believe that some type of privilege log (in whatever format) generally improves accountability about privilege determinations?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
Yes	82.61%	95
No	8.70%	10
Not sure	8.70%	10
TOTAL		115

Q11. Do you believe that there are alternatives to document-by-document privilege logs that maintain a reasonable level of accountability about privilege determinations?

Answered: 115 Skipped: 0



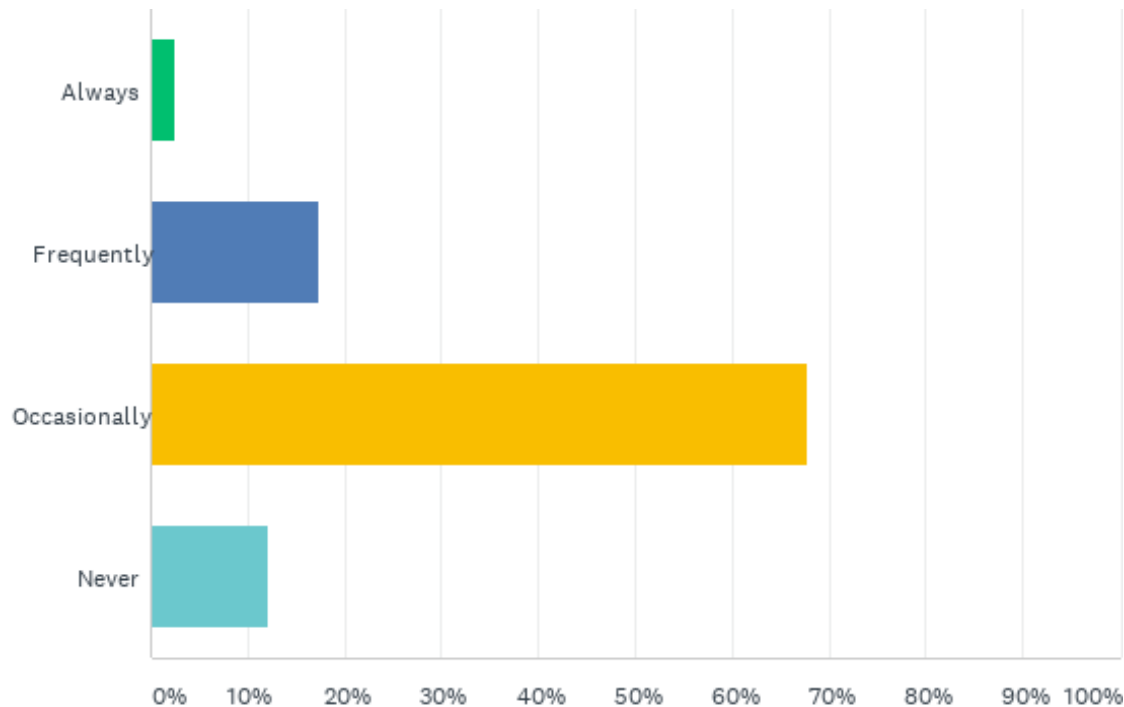
Q11. Do you believe that there are alternatives to document-by-document privilege logs that maintain a reasonable level of accountability about privilege determinations?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
Yes	77.39%	89
No	5.22%	6
Not sure	17.39%	20
TOTAL		115

Q12. In your experience, are parties willing to negotiate alternatives to traditional privilege logs (which usually include manual document-by-document descriptions)?

Answered: 115 Skipped: 0



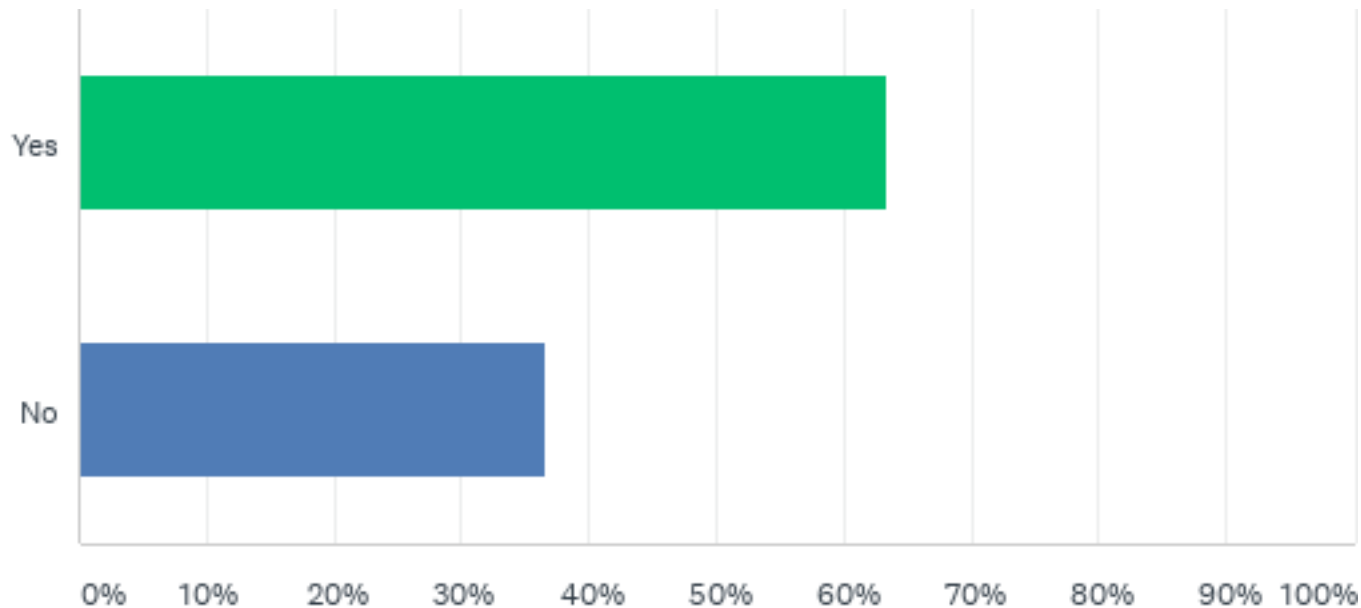
Q12. In your experience, are parties willing to negotiate alternatives to traditional privilege logs (which usually include manual document-by-document descriptions)?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
Always	2.61%	3
Frequently	17.39%	20
Occasionally	67.83%	78
Never	12.17%	14
TOTAL		115

Q13: Have you ever produced or received a “metadata only” privilege log that did not contain manually created descriptions for most entries?

Answered: 115 Skipped: 0



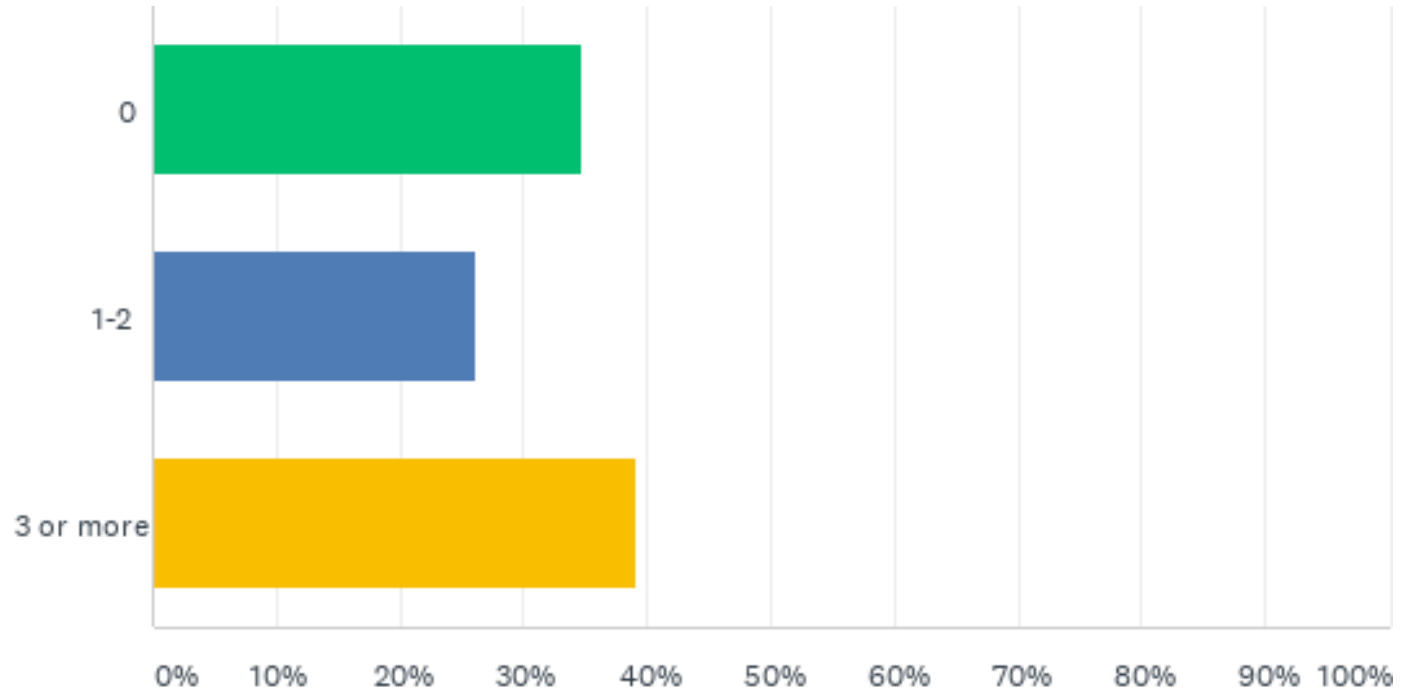
Q13: Have you ever produced or received a “metadata only” privilege log that did not contain manually created descriptions for most entries?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
Yes	63.48%	73
No	36.52%	42
TOTAL		115

Q14: If so, in how many cases?

Answered: 115 Skipped: 0



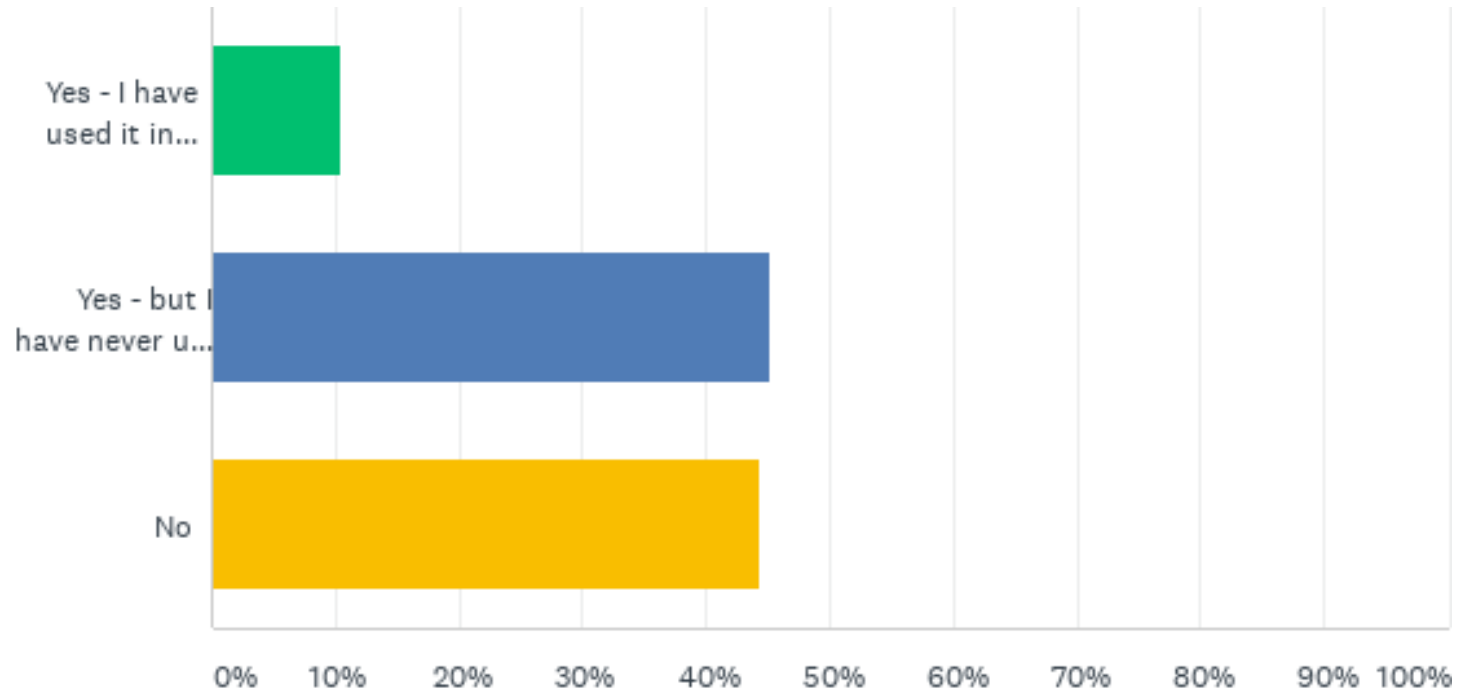
Q14: If so, in how many cases?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
0	34.78%	40
1-2	26.09%	30
3 or more	39.13%	45
TOTAL		115

Q15: Are you familiar with the EDRM Privilege Log Protocol?

Answered: 115 Skipped: 0



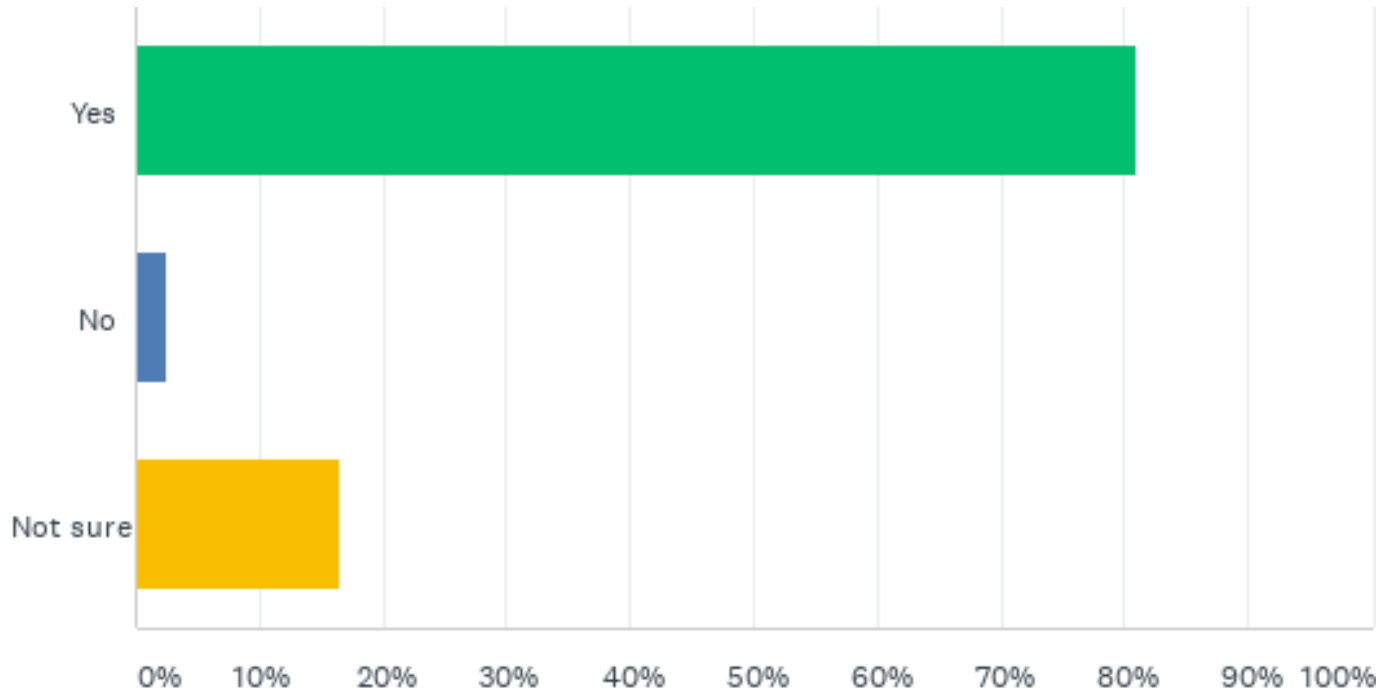
Q15: Are you familiar with the EDRM Privilege Log Protocol?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
Yes - I have used it in whole or in part	10.43%	12
Yes - but I have never used it	45.22%	52
No	44.35%	51
TOTAL		115

starts with information from metadata and then allows requesting parties to obtain more information about a sample of documents that they may select?

Answered: 115 Skipped: 0



starts with information from metadata and then requesting parties to obtain more information about a sample of documents that they may select?

Answered: 115 Skipped: 0

ANSWER CHOICES	RESPONSES	
Yes	80.87%	93
No	2.61%	3
Not sure	16.52%	19
TOTAL		115