



May 22, 2014

Judge Glenn A. Grant  
Acting Administrative Director of the Courts  
Comments on Business Litigation Report  
Hughes Justice Complex  
P.O. Box 037  
Trenton, NJ 08625

Re: Public Comment of NJCJI Concerning the Report of the Working Group on Business Litigation

Dear Judge Grant and Members of the New Jersey Supreme Court's Working Group on Business Litigation:

Thank you for the opportunity to submit these comments in support of the Working Group's report and recommendations.

The New Jersey Civil Justice Institute (NJCJI) is a coalition of businesses, associations, and individuals<sup>1</sup> that advocates for reforms that ensure the civil justice system treats all parties fairly and discourages lawsuit abuse. The Institute and its members believe that a fair civil justice system resolves disputes expeditiously and impartially, based solely upon application of the law to the facts of each case. Such a system fosters public trust and motivates professionals, sole proprietors, and businesses to provide safe and reliable products and services while ensuring that truly injured people are fully compensated for their losses.

A state's litigation climate is one of the major factors businesses consider when determining whether to expand or locate in a particular area. Unfortunately, New Jersey has a reputation for being a very litigious state, and it hampers our economic growth.

NJCJI is pleased to see that the court recognizes the influential role the judicial branch plays in shaping the state's business climate, and we believe the Working Group's report is certainly a step in the right direction if we want to improve New Jersey's litigation climate and reputation in the business community.

Of particular interest to NJCJI is the Working Group's recommendation that judges in complex commercial cases be encouraged to publish written opinions that address interesting or novel issues. Encouraging judges to publish their commercial litigation decisions will ultimately enhance the predictability and consistency of the law, which is good for businesses and all other litigants.

We urge the Supreme Court to adopt the Working Group's recommendations in full.

Thank you again for the opportunity to comment.

New Jersey Civil Justice Institute  
Marcus Rayner, President

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<sup>1</sup> NJCJI Members, <http://www.civiljusticenj.org/about-us/members/>.