



Discovery Expenditures During Litigation

"Discovery alone is estimated to comprise 80 percent of the cost of a fully litigated case."

Breaking the Litigation Habit: Economic Incentives for Legal Reform [Internet]. Published by the Committee for Economic Development. First Printed: 2000.

http://www.ced.org/docs/report/report_legal.pdf.

"In contrast, an American Intellectual Property Lawyers Association (AIPLA) study (1996) estimates the median cost of patent litigation at \$600,000 per side through the discovery phase and \$1,200,000 per side if litigation proceeds all the way to a...."

Patents in the Knowledge-Based Economy [Internet]. Published by the Board on Science, Technology, and Economic Policy (2003). <http://fermat.nap.edu/books/0309086361/html/68.html>

"Managing the discovery process with electronic discovery technologies and processes is one of the best ways to decrease costs and increase efficiencies in litigation management. In most cases, 90 percent of the client's costs are incurred in the discovery phase."

Keeping Up with the Ever Growing Demands of In-House Practice [Internet]. Published by the Metropolitan Corporate Counsel Magazine (September 2005).

<http://www.metrocorpccounsel.com/pdf/2005/September/36.pdf>

"In 2002, discovery comprised 67 percent of Cisco's total litigation expenses in five significant cases as benchmarked against industry-standard methods of conducting electronic discovery. As of the writing of this case study, Cisco has been able to reduce its costs of discovery by approximately 97 percent (Table 1) - for an overall reduction in litigation expenses of 64 percent."

Cisco Case Study: Cisco Dramatically Reduces the Cost of Legal Discovery with Storage Networking [Internet]. Published by Cisco Systems (2005).

http://www.cisco.com/web/about/ciscoitwork/downloads/ciscoitwork/pdf/Cisco_IT_Case_Study_Legal_Storage.pdf

"According to a 2003 survey by the American Intellectual Property Law Association (AIPLA), approximately 50 to 60 percent of the total cost for an IP litigation matter is discovery fees and costs, and these costs will vary based upon the jurisdiction, i.e., how the court handles the case and how quickly the case goes to trial."

The Web Conference Series for Corporate Counsel: A Year in Review – Addressing Trends, Sharing Solutions [Internet]. Published by Foley & Inside Counsel formerly CLT (2004).

http://www.foley.com/files/tbl_s31Publications/FileUpload137/2451/CLTYIR.pdf



“Discovery represents 50 percent of the litigation costs in the average case and up to 90 percent of the litigation costs in cases in which it is actively used.”

The Third Branch: Newsletter of the Federal Courts [Internet]. Vol. 31, No. 10, October 1999.

<http://www.uscourts.gov/ttb/oct99ttb/october1999.html>