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*Promoting Fairness and Equity in Wisconsin's Civil Justice System*

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*Wisconsin Restaurant  
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TO: Members, Wisconsin Senate  
FROM: Wisconsin Civil Justice Council  
DATE: March 16, 2018  
RE: **Table Senate Am. 1 to AB 773 – Support for Engrossed AB 773**

The Senate Committee on Judiciary and Public Safety has recommended passage of [Engrossed Assembly Bill 773](#) with an amendment to remove section 19 of the bill dealing with the preservation of electronically stored information.

- **The Wisconsin Civil Justice Council Opposes Senate Amendment 1.** Attached is a [memo](#) explaining what section 19 of the bill does as it relates to electronically stored information. In addition, attached is a [“Myths v. Facts” piece](#) rebutting the false claims being made by opponents of the legislation regarding the preservation of electronically stored information.

Most importantly, contrary to what has been stated, nothing about AB 773 is unethical. Nor does the bill give businesses the authority to destroy evidence. Such claims leveled against Wisconsin businesses are baseless and offensive.

- **Senate Amendment 1 effectively kills the legislation.** The Wisconsin Assembly held its last official floor day last month and is not expected to come back this session. Therefore, if Senate Amendment 1 were to be adopted, it would kill AB 773.

The Wisconsin Civil Justice Council respectfully requests that the Wisconsin Senate pass Engrossed Assembly Bill 773, and to **reject** Senate Amendment 1.

*For more information about AB 773, please visit the Wisconsin Civil Justice Council's [website](#).*