

FOR IMMEDIATE RELEASE

July 12, 2024

Court of Chancery Publishes Revised Sample Confidentiality And Quick Peek Stipulations

The Court of Chancery today published revised samples of a one-tiered confidentiality stipulation, two-tiered confidentiality stipulation, and quick-peek stipulation. The revised samples conform the published forms to recent amendments to the Court of Chancery Rules implemented on May 31, 2024.

The Court also issued a new implementing order addressing the May 31 rule changes. The new implementing order corrects cross references in the Comment to newly amended Rule 5 and in newly amended Rule 12(h)(2)(b).

The revised sample forms and new implementing order are available on the court's website: <https://courts.delaware.gov/rules/index.aspx#chancery>

“Today’s published samples and revised implementing order are part of the revision and modernization effort led by a subcommittee of the Court of Chancery’s Rules Committee, co-chaired by Vice Chancellor J. Travis Laster and Attorney Blake K. Rohrbacher,” said Chancellor Kathaleen St. J. McCormick. The subcommittee members include Attorneys Corinne E. Amato, Lakshmi Muthu, David Ross, Ethan Townsend, and Jessica Zeldin.

The goals of the project are to: modernize the language and presentation of the rules to bring them closer in style to the current Federal Rules of Civil Procedure; update the substance of individual rules to reflect current practice, eliminate outdated features, or make improvements; and ensure the preservation of features that have proven beneficial in practice.

The Court anticipates completing the project in 2025 but is publishing the amendments, and revising Court forms to conform to the amendments, in a series of tranches to minimize delay.

Chancellor McCormick said: “I remain immensely grateful to the excellent work of the subcommittee.”