

Helping judges understand Artificial Intelligence

Are chatbots reliable? What are permissible uses of ChatGPT in the justice system, and what can judges do to protect against outcomes based on unreliable (mis)information or imaginary precedents?



ChatGPT and AI are becoming increasingly popular in many industries including the legal field. Currently, the law is one of the most highly affected industries by AI and ChatGPT. Many lawyers are finding ChatGPT to be a very helpful tool. Some sole practitioners even reported viewing AI as their partner in their practice. AI can complete many tasks in the legal arena, such as: complete research and discovery, research case law, find legal documents, verify facts, conduct legal writing, generate summaries, draft documents, as well as aide lawyers in writing accurately and persuasively. When implemented properly, AI can also assist courts by bridging the Justice Gap.

While there are identifiable benefits to utilizing this technology, there are also downfalls to AI, including accuracy, bias, and ethical considerations. Recently, a federal judge in Texas issued a requirement that lawyers certify that they did not use AI to draft their filings, without a human checking their accuracy. Judge Starr is the first federal judge to enforce this requirement. He says tools such as ChatGPT and AI are incredibly powerful and can be used in the law in other ways, but should not be used for legal briefing. A Columbian judge, Juan Manuel Padilla, has used ChatGPT for legal research and to expedite his ruling in a case involving the issue of whether a child with autism was entitled to receive insurance coverage.

At the end of this presentation, participants should be able to...

- 1) Understand what Artificial Intelligence (AI) and chatbots are
- 2) Identify how justice systems are currently using these technologies
- 3) Identify ways in which AI can assist the justice system, as well as where it may fall short
- 4) Understand the safeguards courts can impose so that AI tools are used properly

Speakers:



Jennifer Belz, Senior Product Manager for Advanced Search Capabilities and Search Strategy, LexisNexis

Jennifer is a licensed US attorney and an experienced product manager who has brought many innovations to the legal market. She has an expert understanding of legal research and research products, having worked in the legal technology space for her entire career. She is currently Senior Product Manager for Advanced Search Capabilities and Lexis+ AI on the Lexis+ platform.



David Horrigan, Discovery Counsel and Legal Education Director, Relativity

David Horrigan is Relativity's discovery counsel and legal education director, where he leads the company's legal education and analyst relations programs. An attorney, award-winning journalist, law school guest lecturer, and former e-discovery industry analyst, David has served as counsel at the ESA, reporter and assistant editor at *The National Law Journal*, and analyst and counsel at 451 Research.

David's articles have appeared also in *The American Lawyer*, *Corporate Counsel*, *The New York Law Journal*, *Texas Lawyer*, *The Washington Examiner*, and others, and he has been quoted by *The Wall Street Journal*, American Public Media's *Marketplace*, *TechRepublic*, publications of the law schools of Yale, Northwestern, Emory, and others.

David serves on the Global Advisory Board of the Association of Certified E-Discovery Specialists (ACEDS), the Resource Board of the National Association of Women Judges (NAWJ), the Planning Committee of the University of Florida Law E-Discovery Conference, and the Advisory Board of the *MIT Computational Law Report* at the Massachusetts Institute of Technology, where he is co-host of the law.MIT.edu podcast.

He holds a juris doctor from the University of Florida He is licensed to practice law in Washington, D.C, and he is a Certified Information Privacy Professional (CIPP/US) by the IAPP.



Daniel W. Linna, Jr., Senior Lecturer & Director of Law and Technology Initiatives, Northwestern Pritzker School of Law & McCormick School of Engineering

Daniel W. Linna Jr. has a joint appointment at Northwestern Pritzker School of Law and McCormick School of Engineering as a Senior Lecturer and the Director of Law and Technology Initiatives. Dan's teaching and research focus on innovation and technology, including the use of artificial intelligence and data analytics to improve legal-services delivery as well as the law, regulation, and governance of computational technologies. Dan is also an affiliated faculty

member at CodeX — The Stanford Center for Legal Informatics. Dan received his BA from the University of Michigan, received a second BA and an MA in public policy and administration from Michigan State University, and graduated *magna cum laude*, Order of the Coif from the University of Michigan Law School. Dan began his legal career with a one-year judicial clerkship for U.S. Court of Appeals Judge James L. Ryan. After his clerkship, he joined Honigman Miller Schwartz and Cohn, where he was elected equity partner in 2013. Before law school, Dan was an information technology manager, developer, and consultant.



Hon. Michelle Rick, Judge, Michigan Court of Appeals

The Honorable Michelle Rick was elected to the Michigan Court of Appeals in November 2020 and began her term of service representing the 4th Judicial District in January 2021. Judge Rick served as a trial judge from 2007–2020.

Judge Rick is a graduate of Michigan State University and the University of Detroit Mercy School of Law. Judge Rick is a former district director for the National Association of Women Judges and current Vice President of District Directors. She is the president of the Michigan Judges Association.

Judge Rick is the recipient of several local, state and national awards. In 2019, the Michigan Supreme Court recognized Judge Rick as a judge who gives back and makes a difference. In 2020, the State Bar of Michigan awarded Judge Rick and select University of Detroit Mercy School of Law faculty and students the Kimberly M. Cahill Bar Leadership Award for creating and executing “Project Access,” a traveling expungement clinic. In 2022, the National Association of Women Judges awarded Judge Rick the Vaino Spencer Award for outstanding leadership in promoting the vision, core values and mission of NAWJ.

Judge Rick teaches courses concerning access to justice at the UDM Law.