Cahill

SDNY Judge Finds Criminal Defendant's Case-Strategy Communications with Gen-AI Tool Not Privileged or Work Product

Date: 03/18/26

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In this client alert, Joel Kurtzberg, Britton Davis, and Raphaël Chabaneix examine the recent ruling in *United States* v. *Heppner*, in which SDNY Judge Jed S. Rakoff held that a criminal defendant's written exchanges about case strategy with a public generative artificial-intelligence platform were not protected by the attorney-client privilege or the attorney work-product doctrine.

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