

Week 3: Thomson Reuters New Year, New AI Tools Challenge

Review with CoCounsel

February 2nd – February 8th 2025

Objective [How to enter]

Welcome back to the New Year, New Tools Challenge. Let's continue your 3-week journey to meet [CoCounsel](#), your generative AI legal assistant. You will work through a sample appellate brief problem to practice prompting CoCounsel each week.

What you need to do for Week 3 – *Time estimate: 10 minutes*

1. If you have already completed Week 2's task, select that chat within CoCounsel and continue to step 2. If this is your first entry into the challenge, follow the steps below to access your appellate case file and load it into your CoCounsel chat pane.
2. Use the Review Skill to search the case record for facts that are relevant to crafting your argument.
3. Submit your entry for Week 3 [here](#). If you want to be eligible for this week's prize, **1 of 10 \$500 Dyson appliance packages**, make sure to submit **by 2/08**.

Check out the entire challenge [here](#). You can complete other weekly contests and view your [grand prize entry status](#) as well.

Case Overview

Your clients, employees from EMD Sales, are responding to an appeal to the U.S. Supreme Court by their employer, EMD Sales. Your clients claim they were denied overtime pay and do not fall under the Fair Labor Standards Act (FLSA) salesman exception. EMD Sales argues the opposite.

The question presented is:

Whether the burden of proof that employers must satisfy to demonstrate the applicability of an FLSA exemption is a mere preponderance of the evidence—as six circuits hold—or clear and convincing evidence, as the Fourth Circuit alone holds.

Case File

The case file has been preloaded into your CoCounsel databases. You can access the source files for review within CoCounsel as well.

1. If I completed a prior week, how do I access my previous chat within CoCounsel? If not, how do I access the case file database within CoCounsel?

Accessing a Previous Chat in CoCounsel

1. Go to <https://cocounsel.thomsonreuters.com> and sign in
2. Click on My Work in the far-left navigation pane
3. Select your previous CoCounsel Chat from Week 2

Accessing the Case File

1. Within **CoCounsel** chat pane, click on Upload and then select **Files from a database**.

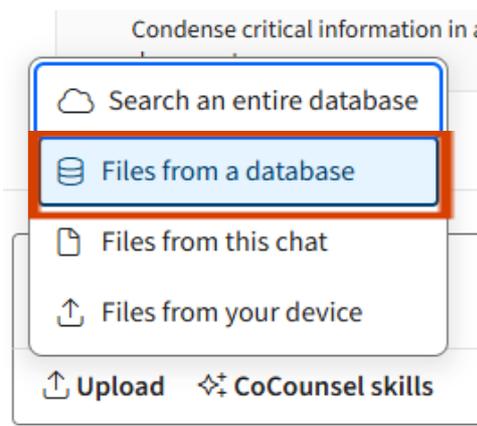


Figure 1. Upload selection menu

2. Select the Carrera Appellate Brief Case File database. If you're having trouble finding it, use the search box to narrow down the list of databases.

Select a database

Refresh Search

Name ↑↓	Created by	Date added ↓	Files ↑↓
Carrera Appellate Brief Case File	Erica Mohai	12/02/24, 10:59 AM	10

Figure 2. Database selection table

3. Now you are ready to use your legal assistant to get started on your assignment.

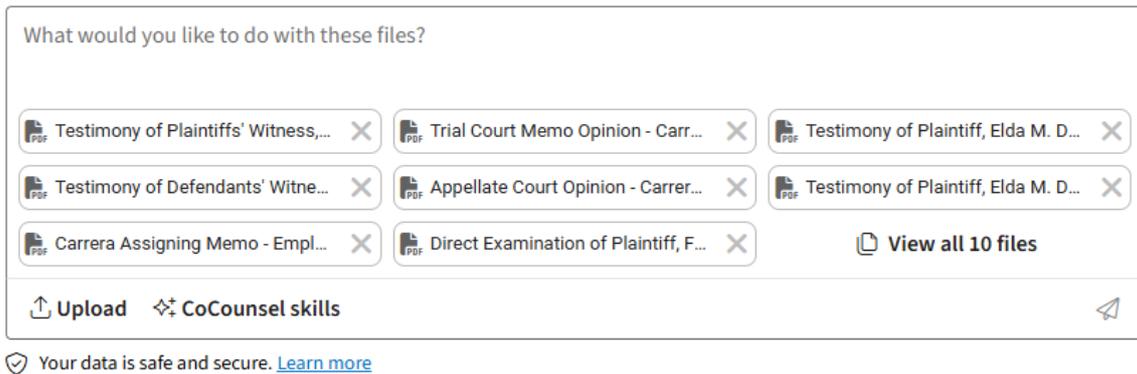


Figure 3. CoCounsel chat with case files attached

2. How do I search my case record for the facts that are relevant to crafting my argument?

Overview

After conducting legal research with CoCounsel using Westlaw Precision*, you are now ready to start looking for facts from the record to support your argument. The **Review Skill** will aid in combing through the numerous documents from your brief packet. Then, combine skills to gain more insight as you review documents. Use the **Research Skill** once more to enhance your understanding of the law, considering the relevant facts that CoCounsel extracts from its record review.

*[Visit Week 2 to learn more.](#)

Steps

Review

1. Within the CoCounsel chat, type **Review the uploaded testimony to find evidence supporting the plaintiffs' position that the outside salesman exemption under the FLSA does not apply. Display results in a chart.** Submit your request.

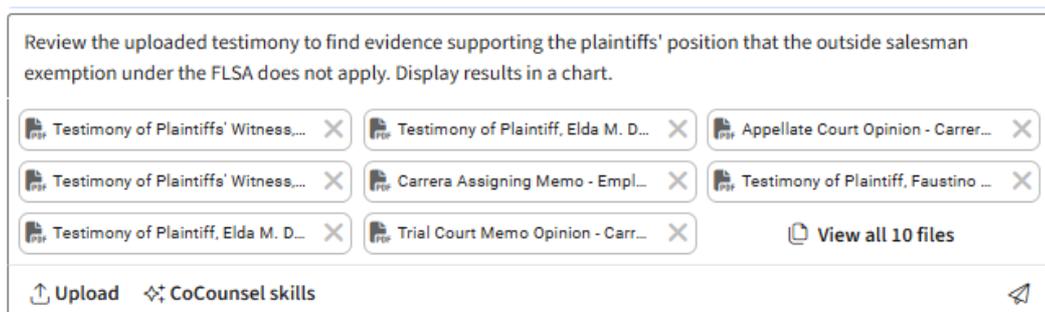


Figure 4. CoCounsel query with uploaded case files

2. While reviewing your results, click on **View all footnotes** to see the references to the record where CoCounsel pulled information to provide its answer.
3. You can continue to review documents to pull relevant facts to support your client's argument. Return to CoCounsel chat and type ***Review the uploaded testimony to find evidence supporting the defendants' claim that the outside salesman exemption under the FLSA does apply. Use the preponderance of the evidence standard. Display results in a chart.*** Submit your request.
4. While reviewing the results, click on **View all footnotes** to see the references to the record where CoCounsel pulled information to provide its answer.

3. How do I submit my entry for this week's contest?

Overview

CoCounsel allows you to easily download and take your work with you. To enter The New Year, New AI Tools Challenge, you will need to download your work so you can copy and paste it on the submission page.

Steps

1. Download the response from the review of the testimony from your last query.

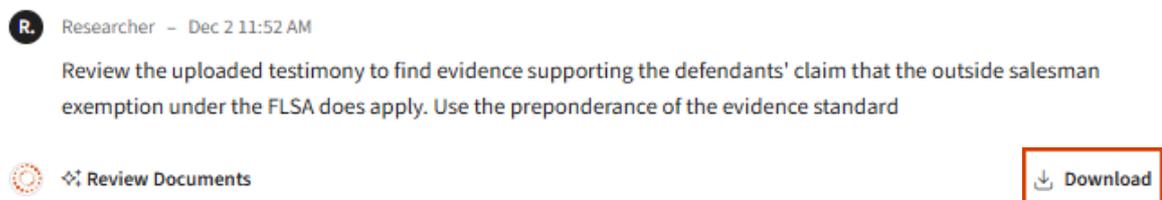


Figure 5. CoCounsel response download button

2. Open the document, select all and copy the text of the document
3. Submit your downloaded document [here](https://lawschool.thomsonreuters.com/new-year-new-tools/week-3-submission/) to complete your entry.

If you completed the above steps by 2/08, you'll be entered to win 1 of 10 \$500 Dyson appliance packages. Good Luck!