Unfiltered Orange |
Weekly eDiscovery News Update – June 6, 2012

Highlighted in Forbes' Law & Technology Blog as one of Eight Great Law & Technology Resources, Orange Legal Technologies' *Unfiltered Orange* Weekly eDiscovery News Update provides readers with a trusted compilation of key public domain eDiscovery news, views and events.

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eDiscovery News
Content and Considerations

- 7 Ways to Handle eDiscovery During FCPA Investigations - bit.ly/JHmqQG (Catherine Dunn)
- 10 Bonehead Mistakes That Can Kill eDiscovery Searches - bit.ly/JR8rcp (Craig Ball)
- Activating Your Information Management Shield - bit.ly/JR8aWR (James Shook)
- An Updated Technology Assisted Review Backgrounder (1 February – 5 June 2012) bit.ly/IiTGtb (@OrangeLT)
- Are 'Drive By' Rule 26(f) Meetings the Norm? bit.ly/L1dWBK (Federal Judicial Center)
- California Federal Court Taxes $700,000 in eDiscovery Costs in Race Tires Case - bit.ly/KNXeWn (Robert Hilson)
- Can You Recover Costs for eDiscovery Services as an Expense of Litigation? bit.ly/JRbJMB (Michael Palumbo)
- Computer-Assisted Coding is Powerful Tool to Control Complex Case eDiscovery Costs - bit.ly/LIN5fs (Rob McFarlane, Russell Petersen)
- Conceptual Search verses Predictive Coding – bit.ly/JPtnjY (Bill Tolson)
- Corporate Emails Do Not Necessarily Comprise Corporate Business Records - bit.ly/M7RQPf (Alain Liebman)
- Court Allows Third Party Discovery Because Defendant is an "Unreliable Source" - bit.ly/NyYFZK (Doug Austin)
- Court Denies Request for Sanctions Against Consultant Absent Showing of Prejudice - bit.ly/JHnTq4 (Littler)
- Da Silva Moore: Defendant Opposes Plaintiffs' Objections to May 7 Discovery Rulings - bit.ly/L9yg2c (K&L Gates)
- Deleted Email. Are You Looking In The Right Place? bit.ly/KtASgx (Mark G. Walker)
- Eaton Executives' Affidavits Focus on eDiscovery Problems – bit.ly/JHn7td (Sue Reisinger)
- eDisclosure: TAR is Not a Plaything - bit.ly/L1Kdai (Mike Taylor)
- eDiscovery: Memorializing the eDiscovery Process - bit.ly/Nf9gLP (Alvin Lindsey)
- eDiscovery Searching: Don't Let Stop Words Stop You From Effective Searching – bit.ly/LNDtwo (Doug Austin)
- E-Discovery Gamers: Join Me In Stopping Them – bit.ly/LfA3oY (Ralph Losey)
- E-Discovery in Law School: Yes, You Need to Learn This Stuff - bit.ly/M1blpR (Christopher Danzig)
- "Essentially Non-existent Document Retention Policy" Renders Defendants an "Unreliable Source of Discovery;" Court Grants Sanctions for False Statements, Discovery Violations - bit.ly/L5x6mV (K&L Gates)
- Federal Cloud Report Advises Legal Holds, Preservation Standards - bit.ly/JHm8ck (Evan Koblentz)
- Five Steps to a Forensically Sound Social Media Archive - bit.ly/M0SuLj (Jason Krause)

- Handling Deleted E-mail Messages During eDiscovery Processing - bit.ly/L1v7my (Armon Gunger)
- How to Avoid eDiscovery Disasters - bit.ly/Kuk1rA (Erin Joyce)
- Investing To Avoid The Mere Imputation of Sanctionable eDiscovery Conduct - bit.ly/Lvq6Cc (Chris Dale)
- Judge Peck: Cloud For Enterprises Not Cost-Effective Without Efficient eDiscovery Process - bit.ly/KZ8saw (John Patzakis)
- Kleen Products Predictive Coding Update – Judge Nolan - bit.ly/L1d14l (Matthew Nelson)
- Lawyers May Look at Sender's Metadata but Can't Use Program to Find Scrubbed Info - bit.ly/KT7BsP (Samson Habte)
- Law School Classes on eDiscovery: Important and Informative, or Waste of Time? bit.ly/Kuklqf (Christopher Danzig)
- Legal Hold: Getting Off on the Right Foot in eDiscovery – bit.ly/LwaHBt (Eric Thurston)
- Mastering the Review Phase of the EDRM - bit.ly/MsybMG (Kevin Nichols)
- NLRB's Third Social Media Report Includes Model Social Media Policy - bit.ly/N4avgS (Kristin Sostowski)
- Playing Moneyball in the Compliance Department - bit.ly/JTsphN (Ryan McConnell, Daniel Trujillo, Katelyn Richardson)
- Proposed Standard Voir Dire Jury Instruction Cautioning Jurors Against Social Media and Internet Use - bit.ly/Nz0V3i (Gregory Joseph)
- Spoliation of Data Can Lead to Your Case Being Dismissed – bit.ly/KufDsG (Doug Austin)
- The Demise of The News of the World: An Analysis of "Hackgate" Through an eDiscovery Lens - bit.ly/NyZXE1 (Allison Walton)
- The Four Corners of SocialMedia and eDiscovery - bit.ly/KNWyjF (Michelle Sherman)
- The Lingering Question Whether Spoliation Sanctions Are Governed by State or Federal Law – bit.ly/LvsOrt (Gregory Joseph)
- The No Fly Zone of Producing An Entire Facebook Profile - bit.ly/LNr6jR (Josh Gilliland)
- The Rise of Technology-Assisted Review (TAR) bit.ly/L1vPAt (Barry Murphy)
- What is a 'Reasonable Search'? bit.ly/Ktyg2d (Howard Sklar)
- What the Market Really Wants From eDiscovery Software - bit.ly/KXFpBe (Andrew Bartholomew)

Reports and Resources

- 80% Of Companies Use Social Media To Track Competitors (Study) bit.ly/JRff9Y (Shea Bennett)
- 2012 Executive Insights: Europe – Economic Impact and Outlook for the Future (PDF) bit.ly/JCBK0O (Grail Research)
- An Update: Peck, Parties and Predictive Coding (1,432 Pages With Index) bit.ly/xAztDv (@ComplexD)
- Designing Search Systems: Churn, Real-Time Search and Twitter - bit.ly/Lw1U2z (Jimmy Lin, Gilad Mishne)
- Information Privacy Regulation – What You Need to Know About Current Developments - bit.ly/LGV3C9 (Donna Ruscitti)
- Law Technology News – May/June 2012 Issue - bit.ly/JCFD5V (Law Technology News)
- Socially Aware: The Social Media Law Update – June 2012 (PDF) bit.ly/L9voSU (Morrison Foerster)
- Social Media Archiving and Collection for eDiscovery? 15 Interesting Technologies - bit.ly/JCz7fo (@ComplexD)
- State of Compliance: 2012 Study Provides a Lens into the Changing Practice of Compliance Risk Management – pwc.to/KKpJWX (PwC)
- The 2012 Am Law 200 - bit.ly/JR9J7h (The American Lawyer)
- The Rear View Mirror on Google+: Top 5 Stories From Last Week's Unfiltered Orange Newsletter - bit.ly/M47Imr (@OrangeLT)
- Twitter Use 2012 | Pew Research Center's Internet & American Life Project - bit.ly/NyZ4LN (Aaron Smith, Joanna Brenner)
- Worldwide eDiscovery Infrastructure 2012–2016 Forecast (IDC) - bit.ly/KumKS3 (Vivian Tero)

Sight and Sound

- Attorney Review – Predictive Coding and Traditional Review: An 80% Savings In Attorney Review Hours? bit.ly/JTMHYz (@OrangeLT)
- Case in Point: "Hells Spoliators" bit.ly/LgsgHv (Tim Fishburne)
- Video: Kleen-ing up with Technology-Assisted Review Tools – bit.ly/LgLJb7 (Alex Vorro, Julie Beck)

Technology and Tactics

- A Cloud Computing Strategy for Europe | New Europe – bit.ly/LH2hWY (Neelie Kroes)
- A Look At What Every Executive Should Learn from Wal-Mart's Mistakes | Harvard Business Review – bit.ly/JTtiHo (Ben Kerschberg)
- Archiving Helps Biz Comply with Data Protection Laws – ZDNet Asia News - bit.ly/Nz2luH (Ellyne Phneah)
- Confirmed: US and Israel Created Stuxnet, Lost Control Of It – bit.ly/L3JsvK (Nate Anderson)
- Data Vulnerability Toughens Lawyers' Confidentiality Rules - bit.ly/LNwjbq (Steven Bennett)
- Deep Dive into Data-as-a-Service Impacts on Business Ecosystems - bit.ly/LIQSta (Robert Fox)
- Does Data Have Gravity? bit.ly/LGCzlp (Chuck Hollis)
- FLAME! Bigger and Badder Than Stuxnet - bit.ly/L2BRTU (Sharon Nelson)
- Hospital to Pay $750,000 to Settle Data Breach Charges Brought by Massachusetts AG - bit.ly/LvwGZq (Marcy Wilder)
- Hot Off The Press – Today's New NLRB Social Media Guidance – bit.ly/KulFcJ (Michael Schmidt)
- How Big Data Gets Real – nyti.ms/LvuktF (Quentin Hardy)
- Insights and Practical Solutions for Employers Considering a "Bring Your Own Device" to Work Program -bit.ly/L9vfPE (Philip Gordon)
- Is the 'Smartphone Will' in Our Future? bit.ly/KtAe2C (John Conte)
- Is Your Company Website Revealing International Trade Law Violations? bit.ly/Nz6QFs (David Schwartz)
- Judge Sends Cybercriminals to Jail and Orders $39.1 Million in Restitution - bit.ly/LNrOOc (Peter Vogel)
- Learning To Escape The ROI Trap - bit.ly/LPjzRF (Chuck Hollis)
- Legal Battle Over Twitter Subpoena Heats Up | Reuters - reut.rs/N4bA8v (Robin Respaut)
- Managing the Risks and Costs of Email Archives: Part I – Initial Considerations & Functionality – bit.ly/Nz0lCG (Mayer Brown)
- Microsoft Says Internet Explorer 10 Will Set "Do Not Track" by Default - bit.ly/JR8J2N (John Horan)
- Password Privacy and Social Media Compliance – bit.ly/L1hxzI (Tim Walker)
- Rethinking Privacy in an Era of Big Data – nyti.ms/KKpxa1 (Quentin Hardy)
- SEC Approves FINRA Rule Changes - bit.ly/KOscxC (Tim Walker)
- Should We All Be Getting The Twitter 'Jitters'? Be Careful What You Say Online (PDF) bit.ly/KuhPjU (Susan McLean, Alistair Maughan)
- Text Message Complaint Against Sports Team Highlights Risks Associated New Media Interaction with Fans – bit.ly/LvrBA8 (Loeb & Loeb)
- Twitter's New Tailored Suggestion Service Raises Questions - bit.ly/KukJFi (Tanya Forsheit)
- Using Previous Versions to Find Missing PST Files - bit.ly/JTsNwZ (Jeff Orloff)
- Vermont Updates Data Breach Notification Law – bit.ly/NzeBeu (Mintz Levin)
- You Need To File A Motion For A Protective Order!!! bit.ly/JCC1AR (Katherine Gallo)

Vendor Views
Industry Landscape

- An Update: Intermountain eDiscovery Conference 2012 | Managing Mountains of ESI - bit.ly/JQJScz (@OrangeLT)
- AccessData: The Symantec Clearwell Acquisition: One Year Later – eDiscovery Insight – bit.ly/KYzDTj (Tim Leehealey)
- Another Modestly Priced eDiscovery Tool: ReadySuite from Compiled Services – bit.ly/LgBdAG (Sharon Nelson)
- AlphaLit Achieves Elite ISO 27001 Certification" bit.ly/L9xUZq (PR Web)

- Autonomy Announces Big Data Solutions in the Cloud - bit.ly/M0Xdg4 (@LegalIT)
- bit-x-bit Becomes Relativity Consulting Partner - bit.ly/KsWAPA (Press Release)
- Catalyst Launches Enhanced Partner Recognition Program - bit.ly/NzlFrL (Press Release)
- Catalyst Recognizes Document Solutions, Inc. (DSi) as its First Summit Partner - bit.ly/LvYPj9 (Press Release)
- Charles Christian Partners with the LawTech Europe Congress Event - bit.ly/KukwSH (PR Web)
- Clustify 3.0, A Flexible New Way to Analyze and Organize - bit.ly/KtyTZr (Jennifer Shockley)
- Compiled Services Releases ReadySuite Version 4.2 - bit.ly/JHmGir (Michael Roach)
- CYA SmartRecovery v6.0 for EMC Documentum - bit.ly/LNxCHp (PR Web)
- DOAR Adds Gerard Britton to Its eDiscovery Consulting Team – bit.ly/L9w36R (Michael Roach)
- Early Data Assessment – A Webinar with AccessData and Apersee - bit.ly/KuhptY (Chris Dale)
- Early Data Assessment: Setting the Standard in eDiscovery Readiness - bit.ly/JCBAqd (Kroll Ontrack)
- eDiscovery Institute Announces Second Annual Leadership Summit – October 17-19, 2012 – bit.ly/KuirpB (PR Web)
- enChoice Announces CYA SmartRecovery Support for IBM FileNet P8 V5.x - bit.ly/Lie8JU (PR Web)
- Enhancement of Statistical Validation of the Predictive Review Workflow is Featured in Servient Update – bit.ly/Nf5WjW (PR Web)
- Epiq Systems Approves Share Repurchase Program - on.mktw.net/Lggq05 (GlobeNewswire)
- Epiq Systems Shareholders Vote Thumbs Down On Executive Pay - bit.ly/L9x0fI (Mark Davis)
- eTERAConsulting Names John Christly as Managing Consultant - bit.ly/L9wMVO (PR Web)
- Global EDD Group Implements Venio FPR™ Integrated eDiscovery Platform - bit.ly/Kujx4R (PR Log)
- HP releases Data Protector 7 - bit.ly/LvshWg (Kirsten Doyle)
- HP Reveals Post-Acquisition Plans for Autonomy - rww.to/Lw3stx (Scott Fulton)
- iDiscovery Solutions Hires Tracy Good as Manager of Project Management - bit.ly/LgmK7W (@LegalIT)
- Index Engines Announces Support for HP Data Protector at HP Discover 2012 Conference - bit.ly/Lgz9ss (Press Release)
- Iram Arras Joins iCONECT as Director of Product Management - bit.ly/NyYkpV (PR Web)
- IronMountain Incorporated Announces 8% Increase to Quarterly Dividend" bit.ly/L9zt9Z (Business Wire)
- Jackson Lewis Selects Kroll Ontrack as Its Preferred eDiscovery Solutions Provider - on.mktw.net/KtRWTt (Business Wire)
- LexisNexis Acquires Sanction Solutions - bit.ly/KKoZkx (Business Wire)
- LightSpeed Joins Exterro Partner Network to Expand eDiscovery Software and Services for Corporations - mwne.ws/KuxfVd (Marketwire)
- Litera Updates Email Metadata Removal Software - bit.ly/L9wi1N (Evan Koblentz)
- Marlen International Switches to EVault for Cloud-Connected Backup and Recovery Services – bit.ly/LwbMJJ (Press Release)
- Masters Conference Announces Anthony Diana as 2012 Conference Chair – bit.ly/JCBr64 (Press Release)
- New Release of Trident Expert From Wave Software - conta.cc/L1dkvU (Announcement)
- Nuix Announces 50% Discounted Law Enforcement Pricing for Nuix Investigator Suite - bit.ly/LwbdQ7 (Press Relea
- OrangeLT™ Mentioned As "Tracked Vendor" By Gartner In 2nd Annual E-Discovery Software Report – bit.ly/K9oRwv (@OrangeLT)
- Pitney Bowes, iDiscovery Both Add ECA and Predictive Coding - bit.ly/KulkH9 (Evan Koblentz)
- Predictive Coding 2.0 (LegalTech West Coast Presentation) slidesha.re/KtBnXM (John Treddenick, Jeremy Pickens, Jim Eidelman)
- Quest Simplifies the Management of Microsoft Office 365 Environments – bit.ly/KKqBdX (Business Wire)
- Recommind Positioned in Leaders Quadrant Of 2012 eDiscovery Magic Quadrant - bit.ly/KOpYOL (Press Release)
- Richard Clark Joins iCONECT as Regional Business Development Manager – bit.ly/KUgf9P (PR Web)
- Sensei: On the Trail of the Craigslist Killer: A Case Study In Digital Forensics – http://bit.ly/LwmBva (Sharon Nelson)
- SFLData Opens Palo Alto Office to Provide Local Managed eDiscovery Services to Silicon Valley - bit.ly/JTPiSt (PR Web)
- SHMsoft Tests Open Source eDiscovery App in Cloud - bit.ly/LNsFOP (Evan Koblentz)

- Sonian Raises $13.6M From OpenView, Summerhill, Prism - bit.ly/KuiS3f (Mark Boslet)
- StoredIQ Releases 'The Truth About Big Data' bit.ly/LwbouM (Business Wire)
- Three Canadian Tech Startups Make Red Herring Top 100 List for 2012 - bit.ly/KNZJYP (Knowlton Thomas)
- Tikit wins Mimecast Professional Services Partner of the Year 2012 - bit.ly/JReVb0 (Announcement)
- Vault Solutions Announces Software Allowing Archiving of Linux/Unix NFS Data into Enterprise Vault - bit.ly/KtSloX (PR Web)

2012 eDiscovery Events

JUNE

ILO Global Counsel Congress
June 14, 2012
New York, NY

JULY

Carmel Valley eDiscovery Retreat
July 22 – 24, 2012
Carmel, CA

AUGUST

ILTA Annual Conference 2012
August 26 – 30, 2012
Washington, DC

SEPTEMBER

Intermountain eDiscovery Conference 2012
September 13, 2012
Salt Lake City, UT

ACC Annual Meeting
September 30 – October 3, 2012
Orlando, FL

OCTOBER

EDI Leadership Summit 2012
October 17 – 19, 2012
Fort Lauderdale, FL

NOVEMBER

LawTech Europe Congress
November 12, 2012
Prague, Czech Republic

 For Complete Events Calendar Visit: http://www.orangelt.us/info/events/.

About Orange Legal Technologies

OrangeLT™ is a leading provider of electronic discovery litigation, audit, and investigation services for law firms and corporations. Having served over 500 clients since inception and with over 100 clients leveraging the OneO® Discovery Platform since its introduction, Orange Legal Technologies has worked with some of the world's most well known corporations and law firms.

OrangeLT™ offers a complete suite of electronic discovery services, including collection, analysis, processing, review and production of digital and paper-based information. OrangeLT™ is enabled by the OneO® Discovery Platform – an integrated, web-accessible electronic discovery platform that provides online analysis, processing, and review of unstructured data from the security of a hosted centralized repository.

- To sign up for our weekly updates, visit: http://tinyurl.com/258nzu5.
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