

Unfiltered Orange |

Weekly eDiscovery News Update – November 23, 2011

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.

To receive the weekly update, sign up at: <http://bit.ly/hbAsUJ>.

For up to the minute news updates, visit OrangeLT on Twitter, Google+, LinkedIn, or RSS. (<http://www.orangelt.com>)



eDiscovery News

Content and Considerations

- A Growing Trend: Use of E-Discovery 'Special Masters' bit.ly/rLPDfd (Monica Bay)
- Adventures in Statutory Construction of FRCP Rule 34(b)(2)(E) - bit.ly/tvNoYX (Josh Gilliland)
- Armies of Lawyers Gird for eDiscovery Battles in Penn State-Sandusky Cases - bit.ly/t42Shk (Seth Row)
- Client & Counsel Sanctioned for Spoliation where Plaintiff was Instructed to "Clean Up" His Facebook Page - bit.ly/vXXGFw (K&L Gates)
- Cloud-Based eDiscovery, Survey Results & Taxation | Legal Talk Network - bit.ly/uVEqA1 (Erin Nardo, Katie Winseck, Mark Thompson)
- Congress Reschedules Discovery Hearing - bit.ly/uytll4 (Evan Koblentz)
- Cost Shifting in eDiscovery: A Comparative Analysis Between America and Europe - bit.ly/uKze8l (Umar Bakhsh)
- Cross-Border Litigation And Investigation: Overcoming Legal, Cultural And Technical Hurdles - bit.ly/v3Qgxr (Drew Macaulay)
- Defending the Use of eDiscovery Software - bit.ly/vK2q2U (Evan Koblentz)
- Drug and Device Law: Hip Checked – Plaintiffs' eDiscovery Ploy Rebuffed In New Jersey - bit.ly/vA6m78 (Jim Beck)
- EDD Update: Thumbs-up for Arkfeld's EDD/Evidence Course - bit.ly/uWg7vl (Albert Barsocchini)
- E-Discovery: Does It Need To Be So Expensive? bit.ly/stJ8Ue (Daryl Shetterly, Howard Reissner)
- E-Discovery Times Are a Changin'... Or Are They? bit.ly/sBO1qW (Devin Krugly)
- Employers Can Discover Employee Facebook Posts, But... bit.ly/tmIwM2 (Michael Schmidt)
- Extended Access to Cell-Site Records Constitutes 4th Amendment Search, Which Requires Probable Cause - bit.ly/sBbRsX (Gibbons)
- For GCs, a Little Talk Goes a Long Way in Risk Management - bit.ly/sWVbGu (David Hechler)
- Georgetown Law Conference Draws Top eDiscovery Jurists - bit.ly/vmG33m (Monica Bay)
- Georgetown eDiscovery Conference Opens With Case Law Update - bit.ly/sNFO3f (Monica Bay)
- Georgetown Panel Focuses on Discovery Rules - bit.ly/tRtX7d (Evan Koblentz)
- Migration to Exchange 2010 Becoming Stampede - bit.ly/sGE3up (John Mello)
- N.J. Supreme Court: Are IMs Sent From Minor to Adults Admissible? bit.ly/vX5KP7 (Michael Booth)
- Pounding The Gavel On E-Discovery - bit.ly/tCEQTE (Sheri Qualters)
- Predictive Coding = Great E-Discovery Cost And Time Savings - bit.ly/sCyevT (David Laing)
- Project Management – Essential To Client Satisfaction In eDiscovery - bit.ly/ufeeSt (Andre Guilbeau)
- Risk Assessments: The Most Important Effort You're Doing All Wrong - onforb.es/u37xOb (Howard Sklar)
- Roundtable: Key Technology Developments And Practical Advice - bit.ly/s5HQKQ (Rob Hellewell, Thomas Svoboda)

- Ruminations on the Ethics of Law Firm Information Security - bit.ly/tZDCqe (Sharon Nelson, John Simek)
- Should a Legal Hold “Waiver” Be Secured from Departing Employees? - bit.ly/vIyr0n (Craig Ball)
- UK: Social Media Users Must Disclose Payments, Say Ad Trade Bodies - bit.ly/vF0OqK (Pinsent Masons)
- Social Networking Content: The Growing Challenge Of Authenticating ESI - bit.ly/sDoXeD (Brendan Schulman)
- Southern District of N.Y. Pilot Includes E-Discovery Orders - bit.ly/vJpH1C (Mark Michels)
- Streaming Service Reproduces Copyrighted Films in Memory Buffers, High Court Rules - bit.ly/vWVVQJ (Pinsent Masons)
- The Rule 37(e) Safe Harbor: The Touchstone Of Effective Information Management - bit.ly/sJ619j (Philip Favro, Tish Looper)
- Use the Scalpel First: EDA Makes e-Discovery a Successful Operation bit.ly/s0CEPf (George Socha, Alon Israely)
- Va. Judge OK’d \$722K Legal Fees Clawback Due to Withheld Facebook Photos and Information - bit.ly/rShVFv (Martha Nell)

Reports and Resources

- 2011 Cisco Connected World Technology Report - bit.ly/s8DTdB (Sabrina Pacifici)
- 2012 BI Survey: Don’t Follow The Money - bit.ly/sllbvq (Doug Henschen)
- eDiscovery Best Practices: A Staged Look At Process And Law - bit.ly/olBviR (Orange Legal Technologies)
- Fair Use In European Law - bit.ly/vQ0zH6 (P.B. Hugenholtz, Martin Senftleben)
- Iron Mountain Survey: More than Half of Organizations Experience Data Loss after a Disaster Event - bit.ly/w3oezt (Business Wire)
- Statistics and Sampling for eDiscovery: Glossary and FAQ (PDF) bit.ly/uEb624 (Herb Roitblat)
- Where The Bribes Are: Penalties in U.S. Government FCPA Cases Since 1977 - bit.ly/rNCyof (The Mintz Group)

Technology and Tactics

- A Glance at the Future of Analytics - bit.ly/v8u44U (Mary Jander)
- Anonymous Leaks Law Enforcement Forensic Secrets - bit.ly/tROLXm (Mathew Schwartz)
- Biometrics Demystified: What You Need To Know - bit.ly/rsNXm5 (Michael Cobb)
- Full Disk Encryption Is Too Good, Says US Intelligence Agency - bit.ly/tWgi8b (Sebastian Anthony)
- How Israeli Spies Were Betrayed By Their Cell Phones - onforb.es/uCiOLb (Kashmir Hill)
- How Oracle Made the Sun Deal Work: a Lesson for CFOs - bit.ly/rJ6byr (Elizabeth Helchler)
- Legal Issues in the Cloud: Exploring Business Continuity, Liability and SLA-related Issues - bit.ly/ui2rBy (Andrew Goldstein)
- Migration to Exchange 2010 Becoming Stampede - bit.ly/sGE3up (John Mello)
- Proposed FINRA Rule Changes Delayed - bit.ly/t9gcXs (Chad Bockius)
- Should Postal Service Offer Email, Online Storage? bit.ly/td57Dg (Elizabeth Montalbano)
- SSD Storage Should Replace Data Tiering, says Forrester Report - bit.ly/sEGEsY (Lucas Mearian)
- The Anatomy of a Tweet: Metadata on Twitter – Slaw - bit.ly/v4mO5E (Simon Fodden)
- The Squabble Over Single File Systems - bit.ly/vpEzyW (Chuck Hollis)
- Turning Pages: Does Google Add to the Business of Law? bit.ly/tzS35x (Michael Roach)
- Unstructured Data Processing – Why Textual ETL? bit.ly/ue7Oqi (Krish Krishnan)

Twitter Hashtags of the Week

- [#EDI11](https://twitter.com/hashtag/EDI11)
- [#eDiscovery](https://twitter.com/hashtag/eDiscovery)
- [#eDisclosure](https://twitter.com/hashtag/eDisclosure)

Vendor Views

Industry Landscape

- 13th Consecutive Quarter of Electronic Discovery Growth for Orange Legal Technologies - <http://bit.ly/tsmaggU> (PR Web)
- Abacus Solutions' Top Five Reasons for Businesses to Adopt an Enterprise Archive System - bit.ly/tBpk7V (PR Web)
- AccessData's Forensic Toolkit(R) Named Finalist in SC Magazine's 2012 - bit.ly/sKtGz3(Business Wire)
- Annual Top 10 Things to be Thankful for in Information Governance - bit.ly/tV6SLW (StoredIQ)
- Autonomy Wins techMARK Achievement of the Year Award – prn.to/vWbISZ (PR Newswire)
- Case Central: Top Five eDiscovery Predictions For 2012 - bit.ly/vZ77IE (Steve d'Alencon)
- Daegis to Announce Fiscal 2012 Second Quarter Results on December 8, 2011 - bit.ly/vo2Enm (Business Wire)
- Department of Justice Canada Deploys PowerSearch Software for E-Discovery Collection - bit.ly/tE6FLm (Business Wire)
- DocAuto Unveils Next Generation Platform - bit.ly/vo9BQh (Press Release)
- Document Solutions, Inc. (DSi) Receives Awards for Best Employer and Top Tech Company - bit.ly/vEW5my (PR.com)
- eDJ Group Welcomes Mikki Tomlinson to Team - bit.ly/vfGK3H (eDJ Group)
- EnCase Wins Government Security News Homeland Security Award - bit.ly/u5FCBC (Business Wire)
- Equivio Releases Performance Analysis Report Featuring Relativity Integration - bit.ly/vAEhhZ (Press Release)
- Flex Discovery Extends Managed Service Offerings with Cloud -Based Managed Hosting Service - bit.ly/swPopJ (Business Wire)
- FTI: A Two-Pronged Approach To Handling E-Discovery - bit.ly/tKqb1T (Sophie Ross)
- Government Modernizing Software Forensics Database - bit.ly/tRcocH (Evan Koblentz)
- GTB Technologies Latest Data Loss Prevention Release Addresses Key Security Threats & Concerns - bit.ly/tEqfEv (PR Web)
- HP's Meg Whitman backs Autonomy Deal - tgr.ph/t4H4KW (Meg Whitman)
- IBM Social Media Analysis Points to Lower Heels, Bucking Economic Trend - prn.to/uKLnAM (PR Newswire)
- IQPC Munich eDiscovery Themes Recur Around The World - bit.ly/u0ps0z (Chris Dale)
- Legal Talk Network Releases Sensei Enterprises' Digital Detectives Podcast: "The Future of eDiscovery" - prn.to/w4kn02 (PR Newswire)
- LiveOffice Announces File Archive eDiscovery and Compliance for Cloud-Based File Sharing Services - bit.ly/rKCBGQ (Business Wire)
- LiveOffice Helps Streamline the Transition Process for Microsoft Exchange Hosted Archive Customers - bit.ly/vSZuIs (Business Wire)
- Managing E-Discovery In-House With Discovery Attender - bit.ly/rssxnE (Diane Pittman)
- MercuryIQ Builds Successful Business Model Around Nux Software bit.ly/tj1vd2 (Press Release)
- New York City's Pick to Preserve Social Media - bit.ly/uScFDN (Brendan McKenna)
- Nexidia Announces New GRID Architecture to Streamline Creation of Highly Scalable Media Search Apps - bit.ly/u729Po (Business Wire)
- Sfile Announces Breakthrough Pricing and Product Offering | End-to-End eDiscovery with Pricing Insurance - bit.ly/sGzKzS (PR Web)
- Silicon City: How Shifting Gears from Consulting to Software Paid Off for kCura - bit.ly/rvrSJJa (Steve Hendershot)
- Streamlining eDiscovery: Standalone Early Case Assessment – An IDC View - bit.ly/tKn2Pk (ComplexD)

eDiscovery Events

NOVEMBER / DECEMBER

The 8th Annual Advanced eDiscovery Institute
November 17-18, 2011
Arlington, VA

eDiscovery Readiness for Government
November 29 – December 01, 2011
Arlington, VA

Executive Counsel Institute
December 5-6, 2011
Los Angeles, CA

3rd Annual Controlling Legal Costs Conference
December 7-8, 2011
New York, NY

IQPC: 12th eDiscovery Conference
December 14-16, 2011
New York, NY

Virtual LegalTech
December 15, 2011
Online

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. OrangeLT™ offers a complete suite of electronic discovery services to include 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>.
- For additional information on Orange Legal Technologies, visit: <http://www.orangelt.com>.