

Unfiltered Orange | Weekly eDiscovery News Update – November 16, 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.

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eDiscovery News

Content and Considerations

- 674 Published Cases Involving Social Media Evidence - <http://bit.ly/sWRu5i> (John Patzakis)
- Agatha, Hercule, Mummy and Me - <http://bit.ly/uJAciQ> (Craig Ball)
- A Good Decision Brings Out the Bullies - <http://bit.ly/uS2hMj> (Craig Ball)
- Are You Operating A Legal Cloud? <http://bit.ly/svDVao> (John Roberts)
- Authentication of Social Media Evidence - <http://bit.ly/uPMcnh> (Richard Raysman, Peter Brown)
- Best Practices for Social and Mobile Media as Privacy Laws Evolve - <http://bit.ly/tKoc3F> (David White)
- California Federal Court Grants Motion to Adopt Version of Model Order on E-Discovery in Patent Cases Promulgated by Federal Circuit - <http://bit.ly/vYEDU4> (K&L Gates)
- Canadian Supreme Court OK's Hyperlinking to Defamation - <http://bit.ly/ucEurq> (Eric Johnson)
- Case Highlights Potential Benefits of ESI Production Cooperation - <http://bit.ly/tMuRWg> (Leonard Deutchman)
- Contract Coders: e-Discovery's "Wasting Asset"? <http://bit.ly/vrY5KX> (Lawrence Chapin)
- Defining 'Search' in 'U.S. v. Jones' <http://bit.ly/vGPZ7p> (Joshua Engel)
- Document Preservation: Spoliation and the "Ultimate Sanction" - <http://bit.ly/vJFPia> (Diana Lin)
- (e)Discovering OCR - <http://bit.ly/uFj48o> (Joe Budelli)
- E-Discovery Pricing Strikes Back - <http://bit.ly/slmkC2> (Evan Koblentz)
- Effective Use of Rule 502(d) in eDiscovery Cases - <http://bit.ly/vgxl7> (Thomas Gricks)
- Facebook Spoliation Costs Lawyer \$522,000; Ends His Legal Career - <http://bit.ly/rR9vVM> (John Patzakis)
- Failing to Show Undue Burden in Cost Shifting for Native File Production - <http://bit.ly/vp3SRq> (Josh Gilliland)
- Getting Rid of Data: Why it's So Hard - <http://bit.ly/u1kmzl> (Harry Pugh)
- Grewal Spreads Federal Circuit's E-Discovery Gospel: Less Is More - <http://bit.ly/tm3xBZ> (Ginny LaRoe)
- ISP Access to Email Content Not an Invasion of Privacy - <http://bit.ly/rTY1hM> (Jonathan Bick)
- Judge Orders Divorcing Couple to Divulge Social Media Passwords – Really? <http://bit.ly/taoOvt> (Sharon Nelson)
- Judge Rules Feds Can Have WikiLeaks Associates' Twitter Data - <http://bit.ly/vDDWLR> (Kevin Poulsen)
- KPMG Case Fuels Preservation Debate - <http://bit.ly/slCpdV> (Evan Koblentz)
- KPMG Judge Kicks the Sisyphian Stone of Proportionality Back Down the Hill - <http://bit.ly/tTy1Tv> (Chris Dale)
- Lawyer And Client Must Pay Big Sum For Rigging Facebook, But Juror Says It Didn't Matter - <http://bit.ly/rW9uHe> (Robert Hilson)

- Pennsylvania Court Stakes Out New Areas of Accepted E-Discovery Cost - <http://bit.ly/une7zJ> (Peter Vaira)
- Privacy Suit Settlements Spur Scrutiny - <http://bit.ly/sqeHcl> (Amy Miller)
- Production of Social Media: Privacy and Targeted Production Requests - <http://bit.ly/s1qyeF> (Mike Hamilton)
- Right Sourcing eDiscovery - <http://bit.ly/tt34ax> (Orange Legal Technologies)
- Supreme Court Deciding Whether to Occupy 1984 – Is Your Privacy at Stake in US v. Jones? <http://bit.ly/rBStaw> (Frank Gonnello)
- The Business Case for Information Governance - <http://bit.ly/rzfCOW> (Monica Bay)
- The “Dos” and “Don’ts” of Litigation Hold Notices: Deconstructing the Effective Litigation Hold Notice - <http://bit.ly/rtwlXW> (Gibbons)
- The Georgetown Law CLE 8th Annual Advanced eDiscovery Institute - <http://bit.ly/vt5zuG> (The PosseList)
- The Social Age of Evidence Collection - <http://bit.ly/sDH8Du> (George Martin)
- Time to Get Physical (Hard Drives) <http://bit.ly/spcazJ> (Michael Tucker)
- Uncovering Hidden Budget to Manage Long-Term Legacy Data Liability - <http://bit.ly/srcFTV> (Dennis Kiker, Jim McGann)
- Using Lean Six Sigma and Predictive Coding to Confront Data Volume - <http://bit.ly/tBQ4GV> (Stephanie Blair, Tara Lawler)
- U.S. Privacy Law Protects Non-U.S. Citizens - <http://bit.ly/vkPXF> (Gibbons)
- Watchdog (SEC) v. Watchdog (FINRA): Destruction, Doctoring and Deflection - <http://bit.ly/uK007> (Allison Walton)
- Will Predictive Coding Spell Trouble for Doc Review Attorneys? <http://bit.ly/ty3a4a> (Kate Battle)

Reports and Resources

- Cybersecurity Issues and Laws Effecting Private Sector Industries Discussed at 5th Annual Gibbons E-Discovery Conference - <http://bit.ly/uKOBCK> (Gibbons)
- Gartner Magic Quadrant for Web Content Management - <http://bit.ly/tk5BIx> (Mike MacComascaigh, Jim Murphy, Gavin Tay)
- IBM 2011 Tech Trends Report - <http://ibm.co/sQ047E> (IBM)
- Pew Internet Report: Teens, Kindness and Cruelty on Social Network Sites - <http://bit.ly/vchK5h> (Pew Research Center)
- Pew Research Center – How Mainstream Media Outlets Use Twitter - <http://bit.ly/uybBhI> (Tom Rosenstiel, Amy Mitchell)
- Regulations, Communication Patterns, and Intelligent Mobile Devices Drive Message/Social Media Archiving - <http://bit.ly/vAPtZO> (IDC)
- Sanctions For E-Discovery Violations: By The Numbers (PDF) <http://bit.ly/sDXLhx> (Dan Willoughby, Rose Jones, Gregory Antine)
- The Future of eDiscovery | Legal Talk Network - <http://bit.ly/viqKcb> (Sharon Nelson, John Simek, John Munro)

Technology and Tactics

- 3 Things to Consider When It Comes to Cloud Compliance - <http://bit.ly/vj45VV> (B&L Blog)
- 5 Steps to Creating a Company Data Map - <http://bit.ly/w4tFhW> (Deborah Galea)
- 6 Laws Every Blogger Needs to Obey so they Don’t Get Sued - <http://bit.ly/rVUAxl> (Neil Patel)
- A Start-Up Offers a New Way to Search the Web - <http://nyti.ms/rYuQDU> (Claire Cain Miller)
- Autonomy CEO’s Terrifying Prediction: The Rise of the Surveillance Society - <http://reut.rs/tr3DAr> (Reuters)
- Big Data, Metadata, and Information Governance; CMIS Enables Scale, Tagging and Predictive Analytics - <http://bit.ly/urMw9o> (Joshua Kunkle)
- Cloud Computing and the Truth About SLAs - <http://bit.ly/vnNi9h> (Bernard Golden)
- Data Recovery Needs To Change - <http://bit.ly/vVuRvb> (George Crump)
- D.C. Court Adopts New Rules on Using Electronic Devices - <http://bit.ly/ulgFI7> (Zoe Tillman)

- Encryption Security Lags In Healthcare? <http://bit.ly/rKGhJD> (Ericka Chickowski)
- Facebook Timeline Bumps Online Narcissism Up a Notch - <http://nyti.ms/uhmznV> (Nick Bilton)
- From Monopoly To Marketplace: Price Signals And Why They Should Matter To Enterprise IT - <http://bit.ly/uDtwDh> (Chuck Hollis)
- FTC Forcing Facebook to Change Its Ways - <http://bit.ly/ruXcTi> (Nicole Ferraro)
- iCloud: The Impact on Enterprise Information Management & eDiscovery - <http://bit.ly/spjOuA> (Cat Casey)
- Opportunity Highs Meet Security Lows in E&Y Survey - <http://bit.ly/sB8rr2> (Michelle Manafy)
- Reconceiving Lawyer Software for the New Normal - <http://bit.ly/sBnqC2> (Ron Friedmann)
- Securing Your Apple Devices - <http://bit.ly/vc7dsa> (Jack Newton)
- Security in the Cloud - <http://bit.ly/vbOCoB> (Kristi Essick)
- The Dangers of Data Portability - <http://bit.ly/sedT42> (David Gibson)
- Top U.K. Firms Post Rising Revenues for First Half of Financial Year - <http://bit.ly/vtXv69> (Friederike Heine, Suzi Ring)
- Web Standards Body Proposes Universal 'Do Not Track' System - <http://bit.ly/rYKrGI> (Pinsent Masons)
- What is Oracle Getting From Endeca? (Part 1) <http://bit.ly/sZfhml> (Jason Busch)
- What is Oracle Getting with Endeca in Terms of Procurement and Supplier Management? (Part 2) <http://bit.ly/vdP2da> (Jason Busch)
- Will Record Amounts for Wireless Patents Help Win Smartphone Wars? <http://bit.ly/vrCG3r> (Irene Plagianos)
- Why the iPhone Should be the BYOD of Choice for Administrators - <http://bit.ly/w0AdDM> (John Mello)

Twitter Hashtags of the Week

- [#eDiscovery](#)
- [#eDisclosure](#)

Vendor Views

Industry Landscape

- 13th Consecutive Quarter of Electronic Discovery Growth for Orange Legal Technologies - <http://bit.ly/tsmguU> (PR Web)
- AccessData Launches Online Litigation Support Training Portal - <http://bit.ly/srUFN3> (Press Release)
- Autonomy CEO Wins Prestigious Accolade at the UK IT Industry Awards 2011 - <http://prn.to/v3hy3Z> (PR Newswire)
- C2C and NCE Partner to Provide Integrated Email Data Management for Archiving, Retention and eDiscovery - <http://bit.ly/vQNRxz> (Press Release)
- Daegis Announces Top Five Predictions for Electronic Discovery in 2012 - <http://bit.ly/w1e9a0> (Business Wire)
- GFI® Software Introduces First Email Archiving Solution with Advanced Business Intelligence - <http://bit.ly/viKK9R> (Business Wire)
- HDS Offers Up a Three Tiered Virtualization Vision - <http://bit.ly/sOBIBo> (Jerome Wendt)
- Hubbard One Expands Law Firm Business Intelligence App - <http://bit.ly/rALJdx> (Evan Koblentz)
- Insight Enterprises' General Counsel Focuses on IT, Compliance - <http://bit.ly/uLQerJ> (Roger Adler)
- Integreon Opens Legal Document Review Center in Washington, D.C. - <http://bit.ly/rz2IGG> (Business Wire)
- Iris Data Services Opens Production Office in San Francisco - <http://yhoo.it/udJYys> (PR Web)
- Kroll Ontrack Survey Reveals Inverse Relationship between Data Loss Risk Perception and Reality - <http://bit.ly/sjLByQ> (Business Wire)
- Lee Whitfield Joins Digital Discovery as Director of Computer Forensics - <http://bit.ly/vYpMVn> (Business Wire)
- NetApp, Nexsan Debut New NAS Options - <http://bit.ly/t2EIgW> (Deni Connor)
- Nextpoint Announces Flickr Support in Cloud Preservation Product - <http://bit.ly/uW6amX> (LegalIT Professionals)

- Nunix Releases Version 3.6 in eDiscovery and Information Governance Software - <http://yhoo.it/vYGqjH> (PR Web)
- Quantum, Crossroads Systems Upgrade Storage Gear - <http://bit.ly/siweJw> (Deni Connor)
- OpenText Forms Business Process Solutions Group - <http://prn.to/vJY9y6> (PR Newswire)
- Raymond James Selects Actiance's Social Media Solution for Financial Advisors - <http://bit.ly/rv5pmg> (Marketwire)
- Sfile Announces Unprecedented Processing Speeds With HPC Predictor Engine Technology - <http://bit.ly/sBd09g> (PR Web)
- SFL Data Technical Analysts Recognized as Relativity Certified Administrators by kCura - <http://bit.ly/rFkSn6> (PR Web)
- Sky Analytics: Startup Analyzes Corporate Legal Spending - <http://bit.ly/uPPXkj> (Evan Koblentz)
- Sonian Announces General Availability of Sonian File Archiving Service - <http://bit.ly/vonKWe> (Marketwire)
- Steve Robles Joins Calforensics as Computer Forensics Examiner - <http://bit.ly/s75afB> (Press Release)
- Symantec: Using Technology to Meet the Archiving and eDiscovery Challenges of Social Media - <http://bit.ly/tSJFif> (Phil Favro)
- Xerox OmniX eDiscovery Adds Legal Hold - <http://bit.ly/ti2tv8> (Evan Koblentz)
- ZL Delivers Direct Legacy Archive Migration from Symantec Enterprise Vault Into Unified Archive 7.0.4 - <http://bit.ly/twjLYh> (Press Release)

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>.