

# Unfiltered Orange | Weekly eDiscovery News Update – February 13, 2013

Recognized nationally in [Forbes' Law and Technology Blog](#) as a leading source of trusted eDiscovery information, Orange Legal Technologies' [Unfiltered Orange](#) newsletter is published weekly to provide legal and technology professionals with current and relevant news and views related to the discipline of eDiscovery. With content ranging from legislation to lessons, from compliance to competitors and from social media to sanctions, [Unfiltered Orange](#) is your weekly best source for keeping up-to-date with all things eDiscovery.

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## eDiscovery Updates

### *Considerations*

- 4 Tips on Cost Effectively Responding to a Litigation Hold - <http://bit.ly/XwehU7> (William Eveland, Christopher Naveja)
- 5 Tips to Handle eDiscovery in a Crisis - <http://bit.ly/X2FECn> (Jonathan Redgrave)
- Blind Reliance on Vendor for Discovery Results in Sanctions – eDiscovery Case Law – <http://bit.ly/WTKQeN> (Doug Austin)
- Call to Number Assigned to Business Is Self-Authenticating, But Not to Number Posted on Extinct Website - <http://bit.ly/WQN3ri> (Gregory Joseph)
- Coming to Terms with Defensible Disposal; Part 1 - <http://bit.ly/WTHwQG> (Bill Tolson)
- Court Awards Sanctions for eDiscovery Violations, Including Wrongful Certification Pursuant to Rule 26(g) – <http://bit.ly/XfsDrR> (K&L Gates)
- Clawback Order In Action – Rajala v. McGuire Woods, LLP - <http://bit.ly/X3kTpV> (@ITLexOrg)
- eDiscovery & Nursing Home Litigation: What You Need To Know – <http://bit.ly/XhKiPM> (Rochelle Nunez)
- eDiscovery in Cross-Border Litigation, Part VI - <http://bit.ly/WTgxEW> (Daniel Garrie)
- Electronically Stored Information in Litigation (PDF) <http://bit.ly/W30aEu> (Timothy Chorvat, Laura Pelanek)
- Georgetown Study Warns Law Firms That Major Change Is Afoot - <http://bit.ly/VTKvr0> (Sara Randazzo)
- Global Aerospace Case Highlights Need For Predictive Coding Education - <http://bit.ly/X2FTxh> (Karl Schieneman)
- In a Lurid Story of eDiscovery and Ham, Judge Tells Parties to Pay For Forensic Expert to Sort through Data – <http://bit.ly/XvVk05> (LexisNexis)
- In an Electronic World, Always Use the Paper Trail - <http://bit.ly/X3jHDd> (Stephen Bauer)
- In Broad Ruling, US Judge Sanctions Party for Relying on Vendor in Cross-Border Case – <http://bit.ly/VZvfZy> (Robert Hilson)
- Intelligent Review? Now We're Getting Somewhere! <http://bit.ly/Xakjtq> (Michelle Kovitch)
- International eDiscovery Standard Delayed - <http://bit.ly/Xuyaeh> (Evan Koblentz)
- Journey into the Borg Hive: Part Nine - <http://bit.ly/Xq7knC> (Ralph Losey)
- Judge Peck Does It Again! 2013 Proclaimed "Year of Information Governance" – <http://bit.ly/X2AcPE> (Dean Gonsowski)
- Litigation 101 for eDiscovery Tech Professionals: Settlement – <http://bit.ly/VVr68Z> (Jane Gennarelli)
- New York Takes Step Toward Expanding eDiscovery Conference Requirement – <http://bit.ly/X4FYAt> (Chris O'Brien)

- Predictive Coding and eDiscovery Providers: A 120-Second Survey - <http://bit.ly/Xmuk73> (@ComplexD)
- Q & A With the Men Who Made the EDRM Mold: Tom Gelbmann and George Socha - <http://bit.ly/X3idsn> (Philip Favro)
- Service of Process by Facebook? Not Just Yet! <http://bit.ly/X7w0yd> (Joseph Rosenbaum)
- Standards for Exclusion of Untimely Expert Report under Rule 37(c)(1) - <http://bit.ly/X4BXfp> (Gregory Joseph)
- Stored Communications Act Limits Production of Google Emails - <http://bit.ly/XuKbjU> (Doug Austin)
- Survey of GC and CIOs Predicts a Major Role for Predictive Technology - <http://buff.ly/Yd5yTQ> (Bob Ambrogi)
- Technology Assisted Review: A Spectrum of Choices - <http://bit.ly/XqkpgE> (Cat Casey)
- Technology-Assisted Review: What We Learned: Legal Tech NY 2013 - <http://bit.ly/Xsealc> (Richard Stout)
- The 20 Stages of Litigation - <http://bit.ly/14FFDcP> (Kelli Clark)
- The Interdependence of Data Governance and eDiscovery - <http://bit.ly/VWl9sB> (Jeff Fehrman)
- Understanding and Authenticating Evidence from Social Networking Sites (PDF) <http://bit.ly/Wz5aT6> (Heather Griffith)
- Washington State Senate Proposes Ban on Mandatory Disclosure of Employee Social Networking Passwords - <http://bit.ly/WQQGgV> (Scott Schaefer)
- Who Owns Your Twitter Account? <http://bit.ly/X7vPD5> (Arianna Gleckel)
- Will eDiscovery Swallow The Judicial System? <http://bit.ly/Xq52om> (William Ruskin)
- Zubulake Revisited: Shifting Standards in eDiscovery - <http://bit.ly/X2QtEv> (Michelle Lange)

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**“We’ve decided to do our own pointing,  
but outsource the clicking.”**

## Risk

- 10 Steps To Take When Hiring From A Competitor : Trade Secrets and Noncompete Blog – <http://buff.ly/WP0VCu> (Peter Steinmeyer)
- Applying Risk Tools to a Strategic Technology Plan – <http://bit.ly/XqqTMx> (Rebecca Thorkildsen)
- Broker-Dealers Really Need to Handle Confidential Information Better. . . Or Else – <http://bit.ly/X5uiNO> (Ernest Badway)
- Data Security Breaches Mainly Involve Outsourced IT Service Providers, According To Trustwave Report – <http://bit.ly/XzBZim> (Pinsent Masons)
- Expected Developments in Securities Laws in 2013 - <http://buff.ly/VUqElf> (Katayun Jaffari, Andy McCarthy)
- EU: Commission Adopts New AML Proposals on Group-Wide Data Sharing – <http://bit.ly/WTc5WW> (Data Guidance)
- EU DPAs May Be Overruled by Commission Under New Regime - <http://bit.ly/XsiEzG> (Hogan Lovells)
- EU's New Cybersecurity Directive Orders States To Set Up Emergency Response Teams – <http://tcrn.ch/WQDuJ1> (Ingrid Lunden)
- European Court of Human Rights Decision on Copyright and Freedom of Expression – <http://bit.ly/XseqrH> (Simon Fodden)
- Florida Issues New Rules For Lawyer Websites - <http://bit.ly/WQNCuP> (@ITLexOrg)
- Hewlett-Packard and the Art of Finance - <http://bit.ly/W3qhLs> (Karen Berman, Joe Knight)
- Labor: Should You Use Social Media To Screen Job Applicants? <http://bit.ly/X2PRyt> (Tina Maiolo)
- Online Relationships – Catfish On The Table – Social Media Employment Blog – <http://bit.ly/WTHKau> (Michael Schmidt)
- Quadrophobia and Four Compliance Issues - <http://buff.ly/XuvRbg> (Thomas Fox)
- SEC Not Backing Down in Fight Against Chinese Auditors - <http://bit.ly/VUoo3H> (Terence Healy, John Tan, Jennifer Achilles)
- Sen. Rockefeller Hears CEO Support for Cybersecurity Legislation - <http://bit.ly/YcgKQx> - (Catherine Dunn)
- Study Shows Employees Steal Corporate Data and Don't Believe It's Wrong – <http://mwne.ws/WP134L> (Marketwire)
- UK Court Rules Criminal Records Checks System Breaches Human Rights - <http://bit.ly/14FF7LQ> (Hunton & Williams)
- U.K. Regulator Is Looking Into Autonomy's Pre-HP Books – <http://dthin.gs/X4zUYx> (Arik Hesseldahl)
- Upjohn Warnings: The More Things Change the More They Stay the Same - <http://bit.ly/XuB2rx> (James McGrath)
- We Are Spending Too Much Time Surfing Web For Personal Reasons at Work. What To Do About Cyberloafers? <http://bit.ly/WTHZ5s> (Brian Hall)
- What Does 2013 Have In Store for Government Contractors and Their Lawyers? <http://buff.ly/XuMtPT> (Louis Victorino, Jonathan Aronie)

## Resources

- Inconsistent Responsiveness Determination in Document Review: Difference of Opinion or Human Error? (PDF) <http://bit.ly/12z9ntg> (Maura Grossman, Gordon Cormack)
- New FCPA Resource Guide – <http://bit.ly/VZb129> (Deloitte)
- The Privacy Legal Implications of Big Data: A Primer - <http://bit.ly/Xxz75w> (David Navetta)
- Top 5 eDiscovery Case Summaries – February 2013 – <http://bit.ly/XqAqTL> (Kroll Ontrack)
- Weekly “Quick 10” Corporate Risk Review Stories – 2.8.13 <http://bit.ly/W396IU> (@ActionableINT)

## Senses

- A Practicing eDiscovery Litigator's Perspective on LTNy 2013 – Baker Hostetler's Gil Keteltas - <http://bit.ly/W09FUQ> (LXBN)
- Demands of E-Discovery Technology Drives the Creation of New Software – <http://bit.ly/XxAv8k> (LXBN)
- eDiscovery Best Practices: A Staged Look At Process And Law - <http://bit.ly/W0cVQ0> (@OrangeLT)

- LPOs 'Weaponizing' Predictive Coding for Own Use, Says Expert Kevin Colangelo – <http://bit.ly/VZuXCd> (ACEDS)
- New Security Standards? (Cartoon) <http://bit.ly/VTZ260> (@OrangeLT)

### *Technologies*

- 5 Things to Secure Microsoft Exchange Right Now - <http://bit.ly/X5uDA1> (Jeff Orloff)
- 9 facts on the State of Social Media Worth Sharing with Your Law Firm - <http://bit.ly/XsjBrC> (Kevin O'Keefe)
- After Big Data - IT Leaders Ask – 'What's In It For Me?' <http://bit.ly/WQZKIW> (Fernando Lucini)
- DARPA Funds Python BigData Effort - <http://bit.ly/WQMqv0> (J. Nicholas Hoover)
- Hybrid Cloud Management Is Within Reach – <http://bit.ly/X3jsrA> (Jeffrey Kaplan)
- Information: The Third Pillar Of Business – <http://bit.ly/Xq5GSV> (Chuck Hollis)
- It's Now Illegal To Unlock Your Cellphone - <http://bit.ly/XuLPSI> (@ITLexOrg)
- Lights Out, Game On - <http://bit.ly/X4yRYS> (John Cleaves)
- Microsoft Attacks Google on Gmail Privacy – <http://nyti.ms/WQLwkV> (Nick Wingfield)
- Microsoft Surface Pro: 7 Questions To Ask - <http://bit.ly/X4F7Qd> (Michael Endler)
- Most Social Email Substitutes will Disappoint - <http://bit.ly/X2bQ8O> (John Mello)
- NIST Issues Final Draft of Security Controls for Comment – <http://bit.ly/X7v7Wt> (Richard Santalessa)
- Samsung vs. Apple: The Capital Spending Battlefield - <http://nyti.ms/XuClqt> (Brian Chen)

### *Vendors*

- 10 Tips for LegalTech Vendors - <http://bit.ly/X7st35> (Adam Losey)
- 12 on 12: Favorite Moments at LegalTech New York – <http://buff.ly/XuyClv> (Monica Bay)
- A New Perspective | <http://bit.ly/XxzSvx> (Tim Leehealey)
- AccessData Group Unveils Business Social Network for its Global Channel – <http://buff.ly/WOaMbx> (Business Wire)
- Attivio Active Intelligence Engine 3.5 Adds Advanced Ontology Module and Event-Driven Visualization - <http://buff.ly/XvlXWQ> (Press Release)
- Axiom to Receive \$28 million in Funding - <http://bit.ly/Yd59AJ> (Ashley Post)
- Babs Deacon's 2013 LTNY Update - <http://bit.ly/VWq24Z> (eDiscovery Journal)
- Barracuda Issues Security Update, Apologizes To Customers - <http://buff.ly/WTiYaB> (Mathew Schartz)
- BlackBag Technologies Announces MacQuisition(TM) 2013.R1 Software Release - <http://bit.ly/X4zodj> (PR Web)
- Blog Posts on eDiscovery and eDisclosure - January 2013 - <http://bit.ly/Xq4f73> (Chris Dale)
- Brad Jenkins of CloudNine Discovery – eDiscovery Trends - <http://buff.ly/XuJgQm> (Doug Austin)
- British Regulators to Investigate Accounting at Autonomy – <http://nyti.ms/X2G7Ek> (Mark Scott)
- Celebrite Doubles Support for Mobile Forensic User Lock Bypass on Best-Selling Android Models - <http://buff.ly/W33sHV> (Business Wire)
- Company Overview and Offerings: An Information Brochure from Orange Legal Technologies – <http://buff.ly/X2ryAW> (@OrangeLT)
- Copyright Suit Dismissed Against Lexis, Westlaw - <http://bit.ly/XuOf3I> (Reuters Legal)
- Flat Rate eDiscovery Services featured by Zetta Discovery Group – <http://buff.ly/X4zIzo> (Press Release)
- FTI Consulting To Release Fourth Quarter 2012 Results and Host Conference Call – <http://buff.ly/W0hv0K> (Press Release)
- Guidance Software Gains Record-breaking Number of New EnCase Enterprise Customers in 2012 - <http://bit.ly/W31APj> (Business Wire)
- Guidance Software Reports 2012 Fourth Quarter and Full Year Financial Results – <http://bit.ly/WTii54> (Business Wire)
- IBM Completes Acquisition Of StoredIQ - <http://ibm.co/WRjp5d> (Press Release)
- Law Still Has to Be Practiced – More About Products at LegalTech New York 2013 – <http://buff.ly/XuL4ZE> (LexTek Report)

- LDM Global Expands Capacity and Opens a New Data Center in Denver, Colorado – <http://buff.ly/WR3Ydl> (@LegalIT)
- LegalTech New York 2013 Wrap Up – A First Timer’s Perspective - <http://bit.ly/WQO6rd> (Drew Lewis)
- LTNY 2013 – The Aftermath According to Buckles – <http://buff.ly/14FOCuH> (Greg Buckles)
- NightOwl’s nVeloce Self-Collection Tool – <http://bit.ly/W30xil> (Sean Doherty)
- No-Cost Email Archiving Licenses Special Continued for Sonasoft Tenth Anniversary – <http://bit.ly/X7utZ4> (PR Web)
- FTI Consulting Builds Financial Services Governance, Risk and Regulatory Team in Europe – <http://on.mktw.net/XzlfXg> (PR Newswire)
- Nuxit to Host Techno Security and Forensic Investigations Conference in 2013 – <http://buff.ly/VWkVl2> (Business Wire)
- Quantum Discovery (QDiscovery) Expands National Presence with Acquisition of Preferred Imaging - <http://yhoo.it/WTd6OC> (PR Newswire)
- Recommend Revamps Legal Hold Strategy - <http://bit.ly/X7sFzh> (Evan Koblentz)
- Tech Circuit: LegalTech New York Edition, Take Two - <http://buff.ly/WO97CX> (Monica Bay)
- The LegalTech Band Rocks New York City - <http://buff.ly/X4EWEx> (John Tredennick)
- The World’s Top 10 Most Innovative Companies in Big Data - <http://bit.ly/X3jWy2> (Fast Company)
- Welcome to UBIC as New Sponsor of the eDisclosure Information Project – <http://buff.ly/X4CxK6> (Chris Dale)
- What’s New From LTNY - One Decision® Document Review Accelerator for eDiscovery – <http://buff.ly/YuB1qo> (@OrangeLT)
- What’s New From LegalTech New York - <http://buff.ly/VYkeaV> (Sean Doherty)
- Xerox Launches Viewpoint Certification Program - <http://bit.ly/X2FISs> (Marilyn Gladden)

## 2013 Events

### FEBRUARY

The Sedona Conference® – eDiscovery Cooperation Training  
 February 21-22, 2013  
 Phoenix, AZ  
[Click here for more information.](#)

ACEDS 2013 Annual Conference and Exhibition  
 February 28 – March 2, 2013  
 Hollywood, FL  
[Click here for more information.](#)

### MARCH

HIMSS Annual Conference & Exhibition  
 March 3-7, 2013  
 New Orleans, LA  
[Click here for more information.](#)

Legal IT Business Show 2013  
 March 5-6, 2013  
 London, United Kingdom  
[Click here for more information.](#)

Second Annual ASU-Arkfeld eDiscovery and Digital Evidence Conference  
 March 13-15, 2013  
 Tempe, AZ  
[Click here for more information.](#)

AIIM Conference  
March 20-22, 2013  
New Orleans, LA  
[Click here for more information.](#)

The Sedona Conference® Institute's 7th Annual E-Discovery Program: Living On E-Discovery's Cutting Edge  
March 21-22, 2013  
San Diego, CA  
[Click for more information.](#)

#### APRIL

ABA TECHSHOW  
April 4-6, 2013  
Chicago, IL  
[Click here for more information.](#)

Laguna Beach eDiscovery Retreat  
April 10-12, 2013  
Laguna Beach, CA  
[Click here for more information.](#)

2013 ALA Annual Conference and Exhibition  
April 14-17, 2013  
Washington, DC  
[Click here for more information.](#)

LawTech Futures  
April 30, 2013  
London, UK  
[Click here for more information.](#)

#### MAY

EDRM 2013-14 Kickoff Meeting  
May 7-9, 2013  
St. Paul, MN  
[Click here for more information.](#)

CEIC 2013  
May 19 – 22, 2013  
Orlando, FL  
[Click here for more information.](#)

LegalTech West Coast  
May 21-22, 2013  
Los Angeles, CA  
[Click here for more information.](#)

#### AUGUST

ILTA 2013 Annual Conference  
August 18-22, 2013  
Las Vegas, NV  
[Click here for more information.](#)

#### SEPTEMBER



Fifth Annual Intermountain eDiscovery Conference – 2013  
September 26, 2013  
Salt Lake City, UT  
[Click here for more information.](#)

## OCTOBER

LawTech Europe Congress 2013  
October 21 – 22, 2013  
Prague, Czech Republic  
[Click here for more information.](#)

ACC 2013 Annual Meeting  
October 27-30, 2013  
Los Angeles, CA  
[Click here for more information.](#)



### About Orange Legal Technologies

OrangeLT™ is a leading provider of electronic discovery litigation, audit, and investigation technology and services for law firms and corporations. Having served over 1,000 clients since inception and with over 250 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 technology and 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.

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