

Unfiltered Orange |

Weekly eDiscovery News Update – February 15, 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.

To receive the weekly update, sign up at: <http://bit.ly/y6y0DW>.

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



eDiscovery News

Content and Considerations

- Agree or Else: Delaware Adopts Revised Default Standards for Discovery - bit.ly/wBkfdy (Gibbons)
- An On-the-Record Colloquy about Predictive Coding With Judge Peck - bit.ly/zcefh5 (Bob Ambrogi)
- All You Need is Metadata - bit.ly/xouxBb (Josh Gilliland)
- Can You Be Jailed for Forgetting Your Decryption Password? bit.ly/xXt59J (Sharon Nelson)
- Court Sanctions Plaintiff and Lawyer for Facebook Spoliation - bit.ly/wWKNz7 (Tom Crane)
- Cybersecurity Act Could Impact Law Firms, General Counsel – bit.ly/x3vWLz (Evan Koblentz)
- Developing a Comprehensive Information Management Plan to Facilitate eDiscovery (Part 1) bit.ly/A3MsDZ (Tim Bovy)
- Dish Loses Appeal of Sanctions for E-Mail Destruction - bloom.bg/y9HCOq (Chris Dolmetsch)
- District Court Holds Police May Not Search an Electronic Device Incident to an Arrest - bit.ly/xW4mGA (Bloomberg Law)
- East Texas Jury Invalidates Eolas' "Interactive Web" Patents - bit.ly/xPtBLO (John Horan)
- Elliott Greenleaf Sues Ex-Partner, Stevens & Lee Over Client Files - bit.ly/A9W0to (Gina Passarella)
- EU to Strengthen its Cybersecurity Watchdog - bit.ly/yhyn6f (Jennifer Baker)
- Failure to Preserve Footage and Non-Disclosure of Facebook Info Lead to Adverse Inferences – bit.ly/wLg0Zy (eLessons Learned)
- Hacking Cases Focus on Murdoch Memo - nyti.ms/w6gPiP (Sara Lyall, Ravi Somaiya)
- I Want an eDiscovery Lawyer for My eDiscovery Project - bit.ly/zY91Dg (Dennis Kiker)
- Impactful, Fast, Bold, Open, Values: Guidance of the "Hacker Way" bit.ly/AiA3Xa (Ralph Losey)
- Insurance Company Sues, Seeking Declaration of No Coverage in Data Security Matter | Hogan Lovells – bit.ly/znS3ri (Lynda Marshall)
- An Interview with The Honorable Andrew J. Peck – Part Two | eDiscovery Journal – bit.ly/yeUDvj (Mikki Tomlinson)
- Is Judge Peck the First to Require a Predictive Coding Protocol for Automated Doc Review? bit.ly/xfXdbf (Martha Neil)
- John K. Rabiej Leaves The Sedona Conference for Duke Law Center - bit.ly/xOirdg (Brendan McKenna)
- Keeping Your Outsourced Solution From Becoming A Problem - bit.ly/A61j6J (Joey Seeber, Shaun Yeh)
- Making The Most Of Delaware's New eDiscovery Rules: Tips 1-5 - bit.ly/zQXx9T (Daniel Garrie)
- More Legal Issues about Privacy (and GPS) - bit.ly/xb9Apl (Peter Vogel)
- NY State Court adopts Zubulake Standard: Reasonable Anticipation of Litigation Triggers Duty to Preserve – bit.ly/wXi746 (K&L Gates)

- On Appeal, KPMG Ordered to Continue Preservation of more than 2500 Hard Drives | eDiscovery Law – bit.ly/w81fZJ (K&L Gates)
- Pa. Firm Sues Ex-Partner for Allegedly Using Dropbox to Access Client Files - bit.ly/x2wlFt (Gina Passarella)
- Predictive Coding in Andrew J. Peck’s Court - bit.ly/wLHPAm (Michael Roach)
- Sedona Conference Issues International Principles On Discovery And Data Protection - bit.ly/AmMSng (Steven Bennett)
- Statistics for eDiscovery – <http://bit.ly/zAQKIY> (@OrangeLT)
- Technology on Trial: Predictive Coding - bit.ly/yi98hv (Sean Doherty)
- Technology: Spoliators and the Sanctions they Receive - bit.ly/ybjDws (Barry Shelton)
- The Art of Production – How to Minimize Risk When Replying To A Subpoena - bit.ly/yP0Tiu (Michael Dockterman, Ira Greenberg)
- The Case for Meaningful, Rule-Based Guidance on Pa. eDiscovery – bit.ly/zpjzke (Michael Hayes, Stephen Grossman)
- The Intersection of Social Media & Employment Law: The Good, the Bad, and the Confusing - bit.ly/xy7brq (Jason Shinn)
- The Risks of Taking Your Electronic Devices Abroad - bit.ly/weM1Kr (Katherine Helm, Joel Cohen)
- The Trouble With Keeping Legacy Data Around - bit.ly/yoei7Y (Anne Kershaw)
- There is No “Small Company” Excuse to the Duty to Preserve Emails or other ESI - bit.ly/wGYPqk (Esteben Herrera)
- Watchdog Expresses Data Protection Concerns Over EU Financial Services Reforms - bit.ly/zOTovU (Pinsent Masons)
- Will Facebook, Google, and the Government Wreck Our Markets? bit.ly/zfBOsG (Douglas Wood)
- Why eDiscovery Costs Too Much - bit.ly/AlwcAJ (Jason Krause)
- What Sun Tzu Can Teach Us About eDiscovery - bit.ly/y4RXps (Dave Walton)

Reports and Resources

- A Delicate Balance | Organizational Barriers to Evidence-Based Management - bit.ly/xnjiND8 (James Guszcza, Anthony Freda)
- A Methodology for Internal Web Ethics - bit.ly/wfROUP (Michalis Vafopoulos, Petros Stefaneas, Ioannis Anagnostopoulos, Kieron O’Hara)
- Deloitte Report: Tech Trends 2012 – Elevate IT for Digital Business - bit.ly/A6hbZX (Deloitte)
- eDiscovery Resources | From Twitter to Tools - bit.ly/tBqsyD (@OrangeLT)
- From Ontrack to Aptara: 10 Years of eDiscovery Acquisitions – bit.ly/y9FMKO (@ComplexD)
- Internet & Email Evidence (Part 1) | The Practical Litigator – bit.ly/zE53gP (Gregory Joseph)
- Survey Shows Government Agencies Bringing More eDiscovery In-house - bit.ly/wkUEDV (Press Release)
- The Public-Private Partnership for Data Production and the First Amendment - bit.ly/z0ZCyO (Shubha Ghosh)

Technology and Tactics

- 10 Steps to Minimize Cybercrime Exposure at Your Firm - bit.ly/A469UJ (Jeffrey Rabkin)
- Altaro Rolls Out Enhanced Backup For Hyper-V - bit.ly/yfkco8 (Deni Connor)
- As Clouds Proliferate, Some Words of Caution - bit.ly/xZdotJ (Maria Korolov)
- Data Security And The Imperative of Private Clouds - onforb.es/xxGqqy (Ben Kerschberg)
- Data-Storage Vets Unveil a Startup: Starboard Storage Systems - bit.ly/y9T09K (Greg Avery)
- Departmental Created Specialized Software: Two Reasons To Relinquish It - bit.ly/zFVDXL (Rees Morrison)
- Cloud Storage Infrastructures Raise Many Issues - bit.ly/wXwNGt (George Crump)
- FBI Warns Cloud Providers About Security Requirements - bit.ly/zL7m4C (Carole Ditosti)
- Florida’s Emails Move to the Cloud - bit.ly/wvvnwL (Jessica Mulholland)
- Get Ready for DMARC – A Review of SPF and DKIM - bit.ly/yJdC9Z (Jeff Orloff)
- Hard Drive Prices to Remain High Through 2014 - bit.ly/yCqxe2 (Lucas Mearian)
- Hitachi Unveils Nondisruptive Data Migration - bit.ly/yUbZn4 (Deni Connor)

- HP Hopes to Cut Data Center Costs with New Gen8 Servers – bit.ly/xpsdsf (Agam Shah)
- Is Server-Based Storage Tiering Right For You? bit.ly/zrDjH5 (George Crump)
- Flaw Found in an Online Encryption Method – nyti.ms/Ab7YRY (John Markoff)
- Knowledge Management: Problem or Resolution? bit.ly/AwiAyz (Teresa Pritchard Schoch)
- Making the Move to a Hosted Data Center - bit.ly/AaD3jt (Norman Houle)
- Malmail Fighters Get On Same Page With DMARC - bit.ly/y83vBf (John Mello)
- Meltwater and PRCA celebrate partial victory as NLA guns for Google News – bit.ly/x5ZCkq (Vikki Chowney)
- Mobile Social Network Caught Uploading Users' Address Books - bit.ly/ygzTq3 (Ian Paul)
- Scrubbing Metadata from Word 2011 for Mac - bit.ly/xQN8a6 (Beverly Michaelis)
- Start-Ups Seek to Help Users Put a Price on Their Personal Data - nyti.ms/wnhfLX (Joshua Brustein)
- The Explosion of Mobile Video - nyti.ms/xGjZMT (Quentin Hardy)
- The Social Media Ecosystem - bit.ly/xMIFvA (Catherine Sanders Reach)
- TigerText Investment To Tighten Up Messaging Security - bit.ly/y9bU8u (Nicole Lewis)

Sight and Sound

- DLA Piper's Browning Marean on E-Discovery Proportionality – bit.ly/xaRvwC (Monica Bay)
- Don Tapscott on the Digital Generation and 5 Themes in Tech, Biz and Law – bit.ly/zR2A6B (Colin O'Keefe, Dan Tapscott) @LXBN
- Littler Mendelson's Weiner, McGuire on BigLaw E-Discovery – bit.ly/yZhKoV (Monica Bay)
- Qualcomm Corporate Legal IT Manager Rajan Gupta on Leveraging Tech for Lawyers – bit.ly/wYsukQ (Colin O'Keefe, Rajan Gupta) @LXBN
- Smartphone Security – bit.ly/zxtFTK (Andrew Hoog, Sharon Nelson, John Simek)

Twitter Hashtags of the Week

- [#PredictiveCoding](#)
- [#eDiscovery](#)

Vendor Views

Industry Landscape

- AccessData CEO Thoughts on the Guidance/CaseCentral Merger - bit.ly/ydATZo (Tim LeeHealey)
- AlphaLit Announces Terabytes/Day Processing and Cloud-based ECA with the Integration of Nuix - bit.ly/wRn3yJ (PR Web)
- Applied Discovery Cuts Staff but Plans Big Hiring Spree - bit.ly/wLF4nT (John Cook)
- Aptara Announces Acquisition by iEnergizer Limited - bit.ly/A9HE7q (Press Release)
- Attendees' Notes: Falcon Discovery Recaps the 2012 LegalTech Conference in New York City – bit.ly/wmwiJM (PR Web)
- Autonomy Data Protection Wins Highly Coveted Award at Recent MSPWorld Conference and Expo – prn.to/xaeDYd (PR Newswire)
- Businesses Can Now Reduce the Complexity of Email Infrastructure with Email Archiving (Mimecast) – bit.ly/xTyyrM (PR Web)
- Clutch Group Addresses Predictive Coding at Legal Tech New York - bit.ly/AoVv82 (PR Web)
- Confidential Data at Risk Even with Policies in Place; Xerox and McAfee Team Up to Deliver Protection – bit.ly/zZIP0D (Press Release)
- Doar Experts Advise Plaintiffs in Hearing before Magistrate Judge Peck on the Use of Predictive Coding - bit.ly/wRWiDL (Business Wire)
- ElcomSoft Recovers iWork Passwords, Supports Apple Numbers, Pages, and Keynote Applications - bit.ly/zHYdx6 (PR Web)
- Elijah Announces Proprietary ESPi Predictive Coding Software Launch - bit.ly/xhd6Bl (PR Log)
- Guidance CEO Limongelli Outlines CaseCentral Integration Plan - bit.ly/wKpwmG (Evan Koblentz)
- Impressions from LegalTech New York 2012: Cloud, eDiscovery and Information Governance Dominate - bit.ly/yPaZ3A (Gary MacFadden)

- Integration The Target As Guidance Software Buys CaseCentral - bit.ly/w3yGz5 (Chris Dale)
- FAST Search Server 2010 Is AIS Network's New Offering for Hosted SharePoint Customers - bit.ly/xQKUky (PR Web)
- LegalTech New York 2012 – Three Evolutionary Trends - bit.ly/A1FS3p (George Socha, Tom Gelbmann)
- Legal Technology Veteran John Hokkanen Joins Catalyst - bit.ly/yuyKzT (Press Release)
- Navigant Joins Nexidia's Partner Program to Provide Audio Discovery - bit.ly/wy1Mgr (PR Newswire)
- Pitney Bowes Announces Fourth Quarter and Annual Results for 2011 - bit.ly/xckdGD (Press Release)
- TrustPoint and Catalyst Team Up to Provide eDiscovery Services - bit.ly/yghmRf (Press Release)
- UBIC North America, International eDiscovery Solutions Provider, Opens New York City Office – bit.ly/AsQpH2 (Press Release)

2012 eDiscovery Events

MARCH

IP Counsel Forum

March 7 – 8, 2012
San Jose, CA

AIIM 2012 Conference

March 20 – 22, 2012
San Francisco, CA

The Sedona Conference Institute's 6th Annual Program on Staying Ahead of the eDiscovery Curve

March 22 – 23, 2012
St. Louis, MO

ABA TECHSHOW 2012

March 29-31, 2012
Chicago, IL

APRIL

ACEDS 2012 Conference

April 2 – 4, 2012
Hollywood, FL

Hosting and Cloud Transformation Summit – Europe

April 2-3, 2012
London, UK

12th Annual Super Conference

April 23 – 24, 2012
Chicago, IL

MAY

2012 World Technology Law Conference & Annual Meeting

May 3 – 4, 2012
Washington, DC

INSIGHT 2012 Law Firm IT – Conference and Exposition

May 8 – 9, 2012

London, UK

EDRM 2012 – 2013 Kickoff Meeting

May 16 – 17, 2012

St. Paul, MN

CEIC 2012

May 21 – 24, 2012

Summerlin, NV

LegalTech West Coast 2012

May 22-23, 2012

Los Angeles, CA

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 (Planning)

Salt Lake City, UT

ACC Annual Meeting

September 30 – October 3, 2012

Orlando, FL

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>.