

## Unfiltered Orange | Weekly eDiscovery News Update - February 16, 2011

Compiled by [Orange Legal Technologies](#) from online public domain resources, *Unfiltered Orange* is a weekly newsletter designed to inform and educate legal professionals on key stories, developments, and announcements in the electronic discovery field. For up to the minute news updates, visit [@OrangeLT](#) on Twitter.



### eDiscovery News *Content and Considerations*

- Barry Bonds Trial May Test Tweeting Jurors - <http://tinyurl.com/63f32yq> (Ginny LaRoe)
- Court Finds Pictures Downloaded from MySpace Inadmissible - <http://tinyurl.com/4k3jtyc> (Suzanne Brock)
- Does Rule 26 of the FRCP Cover Websites? <http://tinyurl.com/49zc4ho> (Rakesh)
- eDiscovery and Inadvertent Disclosures, Subpoenas, and Rule 37(e) - <http://tinyurl.com/4upl3y4> (Kevin Burns)
- Facebook in the Legal System - <http://tinyurl.com/6xu8jru> (Nils Jensen)
- Federal Judge Says Unsearchable PDFs 'Not Sufficient Disclosure' - <http://tinyurl.com/4en6gy8> (Wendell Cochran)
- Hacked E-Mails Put Hunton Williams in Hot Seat - <http://tinyurl.com/5vgcmt5> (David Ingram)
- Healthcare Social Media Sites Neglect Privacy Protections - <http://tinyurl.com/4e9dp9e> (Nicole Lewis)
- How Do You Sample Electronically Stored Information (ESI) in eDiscovery? <http://tinyurl.com/4wafd5p> (Venkat Rangan)
- "Is Preserve In Place" A Risky Strategy? Insider-Trading Suspect Smashed Evidence - <http://on.wsj.com/hhYxr8> (Pulliam, Rothfeld, Strasburg)
- Metadata Maintained by the Agency as a Part of an Electronic Record is Presumptively Producing under FOIA, Unless the Agency Demonstrates that such Metadata is Not 'Readily Reproducible' - <http://tinyurl.com/4r8z8ov> (K&L Gates)
- N.Y. Courts Grapple With Discovery of Social Media Posts - <http://tinyurl.com/49u7fnx> (Shari Claire Lewis)
- Pension Committee: Looking Back at a Look Back - <http://tinyurl.com/4aago2m> (David Snow)
- Pension Committee Retrospective – Second in Guest Blog Series: Brady, Butterfield, and Grossman - <http://tinyurl.com/4egwwbb> (Ralph Losey)
- Redress Cyberbullying as an Intentional Infliction of Emotional Distress - <http://tinyurl.com/4ntlebz> (Andrew Kaufman, Betsy Baydala)
- Rules on Social Media can Lead to Lawsuits - <http://bit.ly/h7o0or> (Nick Bjork)
- Sanctions Up For eDiscovery - <http://tinyurl.com/47nljlp> (Christina Pazzanese)
- Some Things Are Not Worth Doing Twice - <http://tinyurl.com/5uoyogk> (Michael Paragano)
- Speed Limits in Document Review - <http://tinyurl.com/4kk6bbg> (Sean Doherty)
- Tables Turned on Foreign Discovery - Posner Finds No Abuse of 28

- USC §1782 in German Trade Secret Case Discovery - <http://ow.ly/3VXli> (PDF)
- Tagging Damages for Violating the CAN-SPAM Act on a Social Networking Site - <http://tinyurl.com/4vccuvw> (Josh Gilliland)
- Surviving eDiscovery With the Department of Justice's Antitrust Division - <http://tinyurl.com/5wkkqde> (Ben Kerschberg)
- UK: The Bribery Act 2010 - A Risk Management Issue - <http://tinyurl.com/6dcxnp9> (Adrian Wild)
- What's There to Hold On To? An Enlightened Approach to Data Preservation - <http://tinyurl.com/4n4xcdw> (Brad Harris, Craig Ball)
- Why Your Records Retention Policy Should Include Social Media - <http://tinyurl.com/4o5lq53> (Michael Riedyk)

### *Reports and Resources*

- How to Write Requests for Admissions - <http://tinyurl.com/4u4mlkj> (Katherine Gallo)
- IDC: Update on Marketscape Research for Early Case Assessment - <http://tinyurl.com/4mmlaqf> (Vivian Tero)
- IT Spending is on the Mend, Says ESG - <http://tinyurl.com/66jkqya> (Jenny Thomas)
- Meet and Confer eBook for eDiscovery Practitioners (eBook) - <http://tinyurl.com/4gvrnjw> (Orange Legal Technologies)
- Principles for Cybersecurity Policy - <http://tinyurl.com/6h3kjh6> (Paul Rosenweig)
- Study: Humanity Can Store 295 Exabytes of Data - <http://tinyurl.com/4zlxymm> (Stephen Shankland)
- The Matrixx of Materiality and Statistical Significance in Securities Fraud Cases - <http://tinyurl.com/4jqrweu> (Scott Hirst)

### *Technology and Tactics*

- 6 Types of Email Queues for Troubleshooting - <http://tinyurl.com/4k3e4ud> (Mike Rede)
- Are you ready for IPv6? <http://tinyurl.com/4a28py6> (Ed Fisher)
- Basic Search Set-up in "Out of the Box" SharePoint - <http://tinyurl.com/5w3et9s> (Lorette Weldon)
- Cloud Computing Standards - <http://tinyurl.com/4s367l3> (David Bilinsky)
- Don't Transform Social Network into the Next Inbox Nightmare - <http://tinyurl.com/4dokw6l> (Vinicius da Costa)
- Down To Business: The New Reality Of Tech Industry Consolidation - <http://tinyurl.com/4vtv5g4> (Rob Preston)
- Every Cloud Can Have a Silver Lining - <http://tinyurl.com/49ayts7> (Ed Fisher)
- Futurist Says 'Cyberdust' Is Accumulating - <http://tinyurl.com/65obslp> (Jeff Cole)
- How We Use Social Media During Emergencies [INFOGRAPHIC] - <http://tinyurl.com/4lkrnh8> (Jolie O'Dell)
- LinkedIn Comes of Age [Infographic] - <http://tinyurl.com/462eab9> (Catherine Murray)
- New Data: Financial Services Loves LinkedIn - <http://tinyurl.com/4n2228f> (Chad Bockius)
- NIST Issues Draft Guidelines on Security and Privacy in the Cloud - <http://tinyurl.com/4wj84nu> (Bob Ambrogi)
- Waiting for the World to Awaken to SAAS' Potential - <http://tinyurl.com/4e4uzzw> (Chris

Preimesberger)

- What You Should Know about Continuous Data Protection - <http://tinyurl.com/4k747b3> (Robert Gast)

## **Vendor Views** *Industry Landscape*

- 2011 eDiscovery Training - Vendor Provided Education Materials - <http://tinyurl.com/4jjtrbb> (e-Discovery Team)
- BlueStar Case Solutions Develops EDD Toolkit - <http://tinyurl.com/4luxr33> (Press Release)
- Bryan Gorczyk to Lead Digital Forensics and eDiscovery Practices for Renaissance Associates - <http://tinyurl.com/4qszub3> (Press Release)
- Clearwell Systems Raises the Bar on Excellence in eDiscovery Education - <http://tinyurl.com/4cq8w6> (Press Release)
- eDiscovery On The Move – OneO® Mobile Access (iPad) - <http://tinyurl.com/4e6w655> (Orange Legal Technologies)
- Exhibit A: Another iPad App for Trial Presentation - <http://tinyurl.com/499sk7r> (Ted Brooks)
- Guidance Software Reports Record Q4 2010 - <http://tinyurl.com/4rseahk> (Business Wire)
- HP Goes All-In With WebOS - <http://tinyurl.com/4mngqhbh> (Fritz Nelson)
- IntApp Builds Walls and Lines Clouds - <http://tinyurl.com/4tbvxxd> (Sean Doherty)
- Legal Service Providers Association - <http://tinyurl.com/49vqppw> (Jerry Correia, Greg Bayless)
- Legal Tech 2011 – Buckles eDJ Briefings Take 2 - <http://tinyurl.com/6dced4a> (Greg Buckles)
- Myriad Launches Text-Based Social Networking Service - <http://tinyurl.com/4p539rf> (Alison Diana)
- OpenText Opens Advanced Content Analytics Market - <http://tinyurl.com/4mjlmq6> (Whitney Grace)
- OpenText Positioned as a Leader in the 2010 Magic Quadrant for Enterprise Content Management - <http://tinyurl.com/4dq383f> (PR Newswire)

**eDiscovery Events** **MARCH** **Directions 2011 - IDC** March 9, 2011 Boston, MA [Click here for more information](#). **Directions 2011 - IDC** March 15, 2011 San Jose, CA [Click here for more information](#). **Virtual LegalTech** March 17, 2011 Online [Click here for more information](#). **5th Annual Sedona Conference Program on Staying Ahead of the E-Discovery Curve** March 17-18, 2011 San Diego, CA [Click here for more information](#). **ACED Annual E-Discovery Conference** March 23-25, 2011 Hollywood, FL [Click here for more information](#)

. For Complete Events Calendar Visit - [Click here](#).



**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.

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