

## Unfiltered Orange | Weekly eDiscovery News Update – December 1, 2010

Compiled by Orange Legal Technologies from online public domain resources, provided for your review/use is this week's update of key industry news, views, and events highlighting key electronic discovery related stories, developments, and announcements.

### eDiscovery News

*Context for Considering Discovery*

- 7th Circuit Focuses on More Test Cases, Surveys in Next Phase of eDiscovery Pilot Program - <http://tinyurl.com/22v8bef> (Isabel Arias)
- American Medical Association Adopts Policy on "Professionalism in the Use of Social Media" - <http://bit.ly/hDr5Id> (Colin J. Zick)
- Avoid Endless Paper Trails, Discovery Sanctions with Technology - <http://tinyurl.com/259se5k> (Lora Bentley)
- Canadian Courts Set High Bar for Privacy Damage Awards - <http://tinyurl.com/387nw55> (Michael Geist)
- Considering the Ethical Challenges in Electronic Discovery: An Overview (Presentation) - <http://tinyurl.com/23uqkmc> (Tom O'Connor)
- Data Extraction from a Physical Dump - <http://tinyurl.com/2efhvzz> (Bram Jooji)
- Defense Lawyers Ask Congress for FCPA Changes - <http://tinyurl.com/2fdtnp8> (David Ingram)
- District Court Declines to Order Incarceration for Defendant's Bad Faith Spoliation - <http://tinyurl.com/2g696ft> (K&L Gates)
- Email Archiving Migration for Novell GroupWise - <http://tinyurl.com/35zr626> (Arnaud Savoye de Puineuf)
- Examining a PDF's "Document Properties" - <http://tinyurl.com/2dh7xok> (Ernie Svenson)
- EU Launches Antitrust Probe into Google Search Tampering - <http://tinyurl.com/23pah3n> (Matt Brown)
- How to Keep ESI at Bay in E-Discovery - <http://tinyurl.com/2c3lw9> (Erik Sherman)
- IQPC Corporate Counsel Exchange - Conference Report and Interviews - <http://tinyurl.com/2c7axwk> (Greg Buftiths and Juan Di Luca)
- Is the Use of "Preserve in Place" a Gamble in Electronic Discovery? <http://tinyurl.com/2cdajxr> (Brian D'Agostino)
- Is Your Multifunction Printer Spilling Your Secrets? <http://tinyurl.com/27r2heu> (Sean Doherty)
- IT and eDiscovery Collections - <http://tinyurl.com/27yrk6k> (Christine Taylor)
- Magistrate Judge in NY Says Verbal Hold Notice May Be Ok and Questions the Value of Proportionality - <http://tinyurl.com/396bkao> (Ralph Losey)
- Massachusetts Publishes Database Detailing Pharma Payments to Health Providers - <http://tinyurl.com/27v5p2b> (Abi Gnanadesigan)
- No Privilege for Info Posted on Social Network Sites - <http://tinyurl.com/2u8dv2t> (Robert Brown)
- Now, Even Law Firms are Doing "LPO" - <http://tinyurl.com/3ystd8y> (Ron Friedman)
- NY Court Refuses to Relieve Burden of Law Firm to Delete Confidential Business Information - <http://tinyurl.com/25sfeu5> (Michael Arkfeld)
- Orbit One Ruling Challenges Montreal Pension - <http://tinyurl.com/2e69prx> (Monica Bay)
- Predictive Coding Software Helps Morgan Lewis Review Millions of Pages in 1 Month - <http://tinyurl.com/23s3ho6> (Debra Cassens Weiss)
- Privacy Class Actions Lag Behind the Online World - <http://tinyurl.com/2dsw2l> (Amy Miller)
- Reconsidering Online Defamation Damages - <http://tinyurl.com/25p37px> (Omar Ha-Redeey)
- Some Scratches of the Head Regarding Touted eDiscovery Costs by Big US Companies - <http://tinyurl.com/37vo23d> (Rees Morrison)
- Texas Bar Can Withhold Some Members' E-Mail Addresses - <http://tinyurl.com/2bc6fv6> (Mary Alice Robbins)
- The Case for General Counsels to Invest in R&D - <http://tinyurl.com/245gr3a> (Ron Friedmann)
- The Implicit Security and E-mail Warning in WikiLeaks Scandal - <http://tinyurl.com/2foo2b5> (Rob Enderle)
- The Legal Content Companies that Matter Most - <http://tinyurl.com/33m8tku> (Robert Ambrogio)
- Ubiquitous Databases - Why we tend to ignore databases and how they can help us find key evidence. <http://tinyurl.com/2fnrev3> (Craig Ball)
- Valuable Corporate Data Walking Out The Door With Departing Employees - <http://tinyurl.com/2573w8q> (Eric Sinrod)
- Will You Be Master of Your Domain Name? <http://tinyurl.com/2at9kb2> (Trevor Schmidt)
- What is the EDRM Project Management Framework? <http://tinyurl.com/2do23gy> (EDRM)
- When a Breach of Contract Is Evidence of Computer Fraud - <http://tinyurl.com/2ga5k2c> (Nick Ackerman)

### Compositions of Reports, Reviews, and Surveys

- 1 in 5 UK Workers Spend 32 days a Year Managing Email - <http://tinyurl.com/269uy4v> (Kirsten Scott/Maria Muller)
- Council of Europe Issues Recommendation on Protection of Individuals in Context of Profiling - <http://tinyurl.com/3xpv45f> (Hunton & Williams)
- E-Discovery & Legal Frameworks Governing Privacy & Data Protection in Europe (PDF) <http://tinyurl.com/2527dmw> (Lynskey, Robinson, Greenberg)
- Ethics 20/20 Commission Releases Draft Report on Outsourcing, Seeks Feedback - <http://ow.ly/1a7ZMG> (James Podgers)
- LDM Global 2010 eDiscovery Trends Survey Results - <http://tinyurl.com/2fft2kx> (Legal IT Professionals)
- The 2010 ABA Journal Blawg 100 - <http://tinyurl.com/276r86r> (ABA Journal)
- The ACC/TAL Survey: In-House, Outside Counsel 'on Different Planets' When It Comes to Fees - <http://tinyurl.com/2uzbwby> (Shannon Green)
- Update: Archiving Anyone? Top 25+ Enterprise Archiving Vendors - <http://tinyurl.com/2akcwf> (ComplexDiscovery)

### Content for Understanding Technology

- 3 Infographics About Cloud Computing - <http://tinyurl.com/3yyjm32> (Alex Williams)
- 9 Key Points to Negotiate in a SaaS Agreement - <http://tinyurl.com/2448ujw> (Derek Singleton)
- Block ActiveSync? Inconceivable! <http://tinyurl.com/27kn3o4> (Ed Fisher)
- Data Danger Lurking in Public Cloud Contracts - <http://tinyurl.com/2ed2875> (Tim Negriss)
- Does the Cloud Need Federal Regulation? <http://tinyurl.com/25ekh3m> (Michael Kramer)
- Google Docs Adds Drag-and-Drop Uploads - <http://tinyurl.com/239bab5> (Chelsi Nakano)
- Google Earth Pushes Boundaries Between Real and Virtual - <http://tinyurl.com/2g53ctg> (Nick Bilton)
- IFRS, XBRL Are Not Priorities for Finance Execs - <http://tinyurl.com/2btgj9> (Lora Bentley)
- iPad Printing - Ready For Prime Time? Or Not? <http://tinyurl.com/29hxxzk> (Edward Crowley)
- Magic Quadrant is not Exactly Spell-binding. Modular Arrays fail to pull Rabbit from



The **OneO® Discovery Platform** is an integrated, web-accessible, forensically sound electronic discovery platform that enables online analytics, processing, and review of data from the security of a hosted centralized repository.

To learn more about how OneO® can allow you to gain full control of the electronic discovery process, [click here](#).

### Q U I C K L I N K S

- Analytics
- Collections
- Processing
- Production
- Review
- Technology

### R E C E N T U P D A T E S

- Unfiltered Orange | Weekly eDiscovery News Update – December 1, 2010
- From Ethics to eDiscovery
- Unfiltered Orange | Weekly eDiscovery News Update – Thanksgiving Edition
- Unfiltered Orange | Weekly eDiscovery News Update – November 17, 2010
- OrangeLT™ Announces Ninth Consecutive Quarter of Revenue Growth
- Unfiltered Orange | Weekly eDiscovery News Update – November 10, 2010
- Considering Third Generation eDiscovery?
- The Recovery in E-Discovery
- An eDiscovery Update from Orange Legal Technologies
- Unfiltered Orange | Weekly eDiscovery News Update – November 3, 2010



**Unfiltered Orange Weekly** is a weekly news update providing legal professionals with quick reference to unfiltered electronic discovery news, views, and events.

To check out the latest weekly update, [click here](#).

### S O C I A L M E D I A

- Facebook
- Newsletter
- RSS
- Twitter

- Hat. <http://tinyurl.com/24mnjys> (Chris Mellor)
- NASA Rated Tops In Social Media Savvy – <http://tinyurl.com/36gd4bu> (Alison Diana)
- Scenario Planning + Managing Your Inevitable Social Media Crisis – <http://tinyurl.com/2fkc5B8> (David Armano)
- Standards for Project Management – ISO/TC 236 Project Committee – <http://tinyurl.com/2ehj3df> (International Organization for Standardization)
- The Next Decade: Solving the Big 3 IT Problems – <http://tinyurl.com/3xbjtx> (Russ Fellows)
- Three Guidelines For Implementing Master Data Management (MDM) - <http://tinyurl.com/2enolvw> (Sreedhar Kajeepeta)
- Troubleshooting Email Certificate Errors - <http://tinyurl.com/29pkrez> (Mike Rede)
- Web Privacy Policies Scrutinized in US & Canada -<http://tinyurl.com/2c4daag> (Tom Nolle)

#### Vendor Views

##### Industry Landscape

- Bloomberg LP Challenges LexisNexis, Westlaw – <http://tinyurl.com/2656wze> (NY Convergence)
- City Still Seeks Sweet Spot at Autonomy - <http://tinyurl.com/2earw3> (Mary Watkins)
- Fulbright Hires IP Lawyer As Co-Head of E-Discovery, Information Management Practice - <http://tinyurl.com/27k2jk> (Business Wire)
- GFI Software Releases GFI MailArchiver 2011 – <http://tinyurl.com/36j4es9> (Business Wire)
- Guidance Software Bolsters Security Presence by Signing Key Security Solution Providers - <http://tinyurl.com/238597h> (Business Wire)
- How to Become Litigation Ready - <http://tinyurl.com/2eqg4ar> (J.C. Scholtes)
- IPRO Tech Releases Early Case Assessment Tool, IPRO Allegro - <http://tinyurl.com/29r5opn> (Marketwire)
- LexisNexis CEO and Reed Elsevier Board Member Retires - <http://tinyurl.com/23hwt9> (Trading Markets)
- Navy Keeps IE Discovery on Board for Litigation Support – <http://tinyurl.com/2athuvs> (Heather Schultz)
- New Legal IT Software Supports Innovation at Thursfields LLP – <http://tinyurl.com/32vyf7o> (Legal IT Professionals)
- Mellanox To Acquire Voltaire For \$218 Million - <http://tinyurl.com/2bzq77c> (David Gardner)
- Merrill Corporation Expands Legal Document Review Facilities in New York City - <http://tinyurl.com/3xpum3w> (Business Wire)
- NYC eDiscovery Provider Picks Lateral Data's Viewpoint All-In-One Solution Based on Document Review – <http://tinyurl.com/2fak67n> (PR Newswire)
- Oce Ranked Leading Doc Process Outsourcing Provider Among the Global Top 50 Outsourcing Providers – <http://tinyurl.com/242j3w> (PR Newswire)
- Proofpoint Predicts Top 10 Privacy Issues for 2011 – <http://tinyurl.com/29rks8l> (Marketwire)
- Reed Elsevier Splitting LexisNexis Into Separate "Legal" and "Risk" Units - <http://tinyurl.com/27p54j5> (Greg Lambert)
- Reed Technology and Information Services Announces the Launch of Web Archiving Services - <http://tinyurl.com/2afwvwp> (David Darst)
- RenewData Hires Additional Sales Director in Northeast – <http://tinyurl.com/3yrkzug> (Business Wire)
- The Top 5 New Features in CommVault® Simpana® 9 - <http://tinyurl.com/23uzsw2> (Jerome Wendt)
- ZyLAB Recognized by EContent Magazine – <http://tinyurl.com/26favg3> (Business Wire)

#### eDiscovery Events

##### DECEMBER 2010

###### Gartner Data Center Conference

December 6-9, 2010

Las Vegas, NV

[Click here for more information.](#)

###### ALM – Virtual LegalTech

December 14, 2010

Online

[Click here for more information.](#)

##### JANUARY 2011

###### 6th Electronic Documents and Records Management (ARMA)

January 24-25, 2011

Ottawa, ON, CA

[Click here for more information.](#)

###### LegalTech New York


January 31 – February 2, 2011

New York, New York

[Click here for more information.](#)

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