

Unfiltered Orange | Weekly eDiscovery News Update – February 6, 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

- 10 Top eDiscovery Developments and Trends in 2012 – <http://bit.ly/1rcXRk> (Jay Yurkiw)
- 502(d) Order Provides Right To Claw Back “No Matter What The Circumstances” That Resulted In Production – <http://bit.ly/1sZ3yb> (K&L Gates)
- Delaware Court of Chancery Announces Rule Amendments and New “Must Read” eDiscovery Guidelines – <http://bit.ly/WKpDnj> (Christopher Viceconte)
- Determining Document Control in Third-Party Legal Holds Is Complex – <http://bit.ly/VPDuaK> (Christopher Boehning, Daniel Toal)
- Discovered Emails Suggest Possible Antitrust Violations By Tech Giants – <http://bit.ly/1t6Fk1> (Karina Saranovic)
- Does the Stored Communications Act Protect an Email’s Subject Line From Disclosure? <http://bit.ly/WHFYJk> (Evan Brown)
- Don’t Forget About the Trial Counsel During Early Case Assessment – <http://bit.ly/WSZdQ9> (Matthew Prewitt)
- eDSG Poll of GCs and CIOs on Predictive Technology Use – <http://bit.ly/VPZhPr> (Charles Skamser)
- Gartner Finds Corporate IT in ‘Crisis’ Mode <http://bit.ly/VTJXBj> (Evan Koblenz)
- Journey into the Borg Hive: Parts Seven – <http://bit.ly/WHwjT4> – and Eight – <http://bit.ly/WT0iaz> (Ralph Losey)
- Keywords, Done Right, Do Well – <http://bit.ly/WKzgCE> (Karen Baumer)
- Learning to “Like” Social Media Discovery – <http://bit.ly/YyXr9R> (Jen Wrightman)
- Litigation 101 for eDiscovery Tech Professionals: Document Review – <http://bit.ly/WHsSeX> (Doug Austin)
- Managing The Risks & Costs Of Electronic Data: “Defensible Deletion” – <http://bit.ly/11IjIOS> (Anthony Diana, Therese Craparo)
- New Years Resolutions—Statutory Changes to the Discovery Act – <http://bit.ly/WNiWAV> (Katherine Gallo)
- NY State Courts Look to Adopt Rules Requiring Parties to Discuss eDiscovery at the Outset of Litigation – <http://bit.ly/1InxRkp> (Paul Saso)
- Q&A with Allison Walton of Symantec and Laura Zubulake – <http://bit.ly/WKsFrR> (Allison Walton, Laura Zubulake)
- Predictive Ranking: Technology Assisted Review Designed for the Real World – <http://bit.ly/WYEsR9> (Jeremy Pickens)
- “Sanctions —Failure to File Reply Brief as Evidence of Frivolousness” – <http://bit.ly/WT1LxP> (Gregory Joseph)
- Software Glitch Does Not Waive Privilege | eLessons Learned – <http://bit.ly/WTVxxD> (James Damiano)
- The New Axiom of Computer-Assisted Review (PDF) <http://bit.ly/14CluDi> (Jay Lieb)

- Texas Court To Sanitation Company: Show Me The Metadata! <http://bit.ly/URP4mw> (@ITLexOrg)
- The End of an Era: Law Firms, eDiscovery, Susskind, the Year 1599, Dinosaurs, and a Yellow Scooter – <http://bit.ly/14Duv03> (Chris Dale)
- Waste Management Wants to Throw Away the Metadata – eDiscovery Case Law – <http://bit.ly/WNhTkD>(Doug Austin)
- What You Don't Know About Your Discovery Vendor Can Get You Sanctioned – <http://bit.ly/YIRlhH> (Carey Busen)

Levity

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“We’re implementing new security standards in the office, so don’t forget to use the ecret-say ode-cay!”

Risk

- 5 Questions Companies Must Ask During FCPA Due Diligence – <http://bit.ly/WDFZ0M> (Alexandra Wrage)
- Broker-Dealers Really Need To Know Their Clients Better - <http://bit.ly/VS7HpH> (Ernest Badway)
- Calling General Counsel to the Front Lines of Cybersecurity – <http://bit.ly/VPyi6w> (Sue Reisinger)
- Citing ‘Undue Risk’ from Social Media Use, FFIEC Issues Guidance – <http://bit.ly/VRzTZG> (ACFCS)
- Consumer Data Protection Laws, an Ocean Apart - <http://nyti.ms/WSVn9Q> (Natasha Singer)
- Cyber Vulnerability Remains 5 Years After Discovery - <http://bit.ly/1ImuUh> (Peter Vogel)
- Data Security for Lawyers Traveling to China – <http://bit.ly/WDGdF9> (Alan Cohen)
- DOL Announces New, Searchable Registry of LCA and PERM Applications for Review – <http://bit.ly/VMOaGU> (Maggie Murphy)
- FCPA Enforcement Stats Are Over-Hyped for Compliance Assessments – <http://bit.ly/WM06dw> (Ryan McConnell)
- FTC: More Mobile Apps Privacy Disclosures Required - <http://bit.ly/WLLbje> (Bradley Shear)
- FTC Updates To Online Privacy Acts, COPPA And VPPA - <http://bit.ly/11kszpB> (Gina Iardi)
- Management Employees Critical of Company Investigations Are Not Protected by Title VII – <http://buff.ly/VT03cR> (Tara Aschenbrand)
- Pairing Change Management Theory with Anti-Corruption – Part 2 – <http://bit.ly/VPswSH> (David Fitzsimmons)
- Regulatory: U.S. Travel Act joins FCPA on the Compliance Main Stage – <http://bit.ly/11u9e5r> (Markus Funk, Michael Sink)
- Ride The Lightning: FBI Again Warns Law Firms About the Threat From Hackers – <http://bit.ly/11JOyqk> (Sharon Nelson)
- Secrets at Risk, Glaxo says it Faces Ransom Demands from Failing Vendor – <http://bit.ly/WDBiEi> (Robert Hilson)
- Survey Results: Ethics and Compliance Leads Among Pressing Issues for Chief Legal Officers – <http://bit.ly/WHq8ye> (CCI)
- The Problem – And Solution—Regarding Foreign Outside Counsel Fees - <http://bit.ly/WLXNay> (Zachary Creger)
- Thirty Percent of GC Say Corporations Are Not Prepared to Defend Against Cyber Attacks, Survey Reveals - <http://yhoo.it/WHrKrK> (PR Newswire)
- Watch What You Tweet: Proposed Social Media Guidance for Financial Institutions – <http://bit.ly/WKrx7r> (Nathan Taylor, Julie O’Neill, Andrew Smith)

Resources

- 2012 Top General Counsel Compensation Report - <http://hvrld.me/WKtSPT> (@HarvardCorpGov)
- January Edition of Notable Cases and Events in eDiscovery - <http://bit.ly/WJu0iG> (Sidley Austin)
- One Complete Year of Technology-Assisted Review Related Stories - <http://bit.ly/IiTGtb> (@OrangeLT)
- Senator Releases Report on Corporate Responses to Cybersecurity Queries – <http://bit.ly/WHFFyf> (Harriet Pearson)
- Socially Aware Looks Back: The Social Media Law Year in Review - <http://bit.ly/WKti4I> (John Delaney, Jess Soslow)
- UN Technology and Innovation Report 2012 (PDF) <http://bit.ly/XNxxgWd> (UNCTAD)
- United States Courts – Access to Court Opinions Expands - <http://bit.ly/WLY6C0> (Sabrina Pacifici)
- Actionable Intelligence: Weekly “Quick 10” Corporate Risk Review Stories – 2.1.13 – <http://buff.ly/11tZMz0> (@ActionableINT)

Senses

- Corporations’ Control in eDiscovery Process Shaping Marketplace - <http://bit.ly/WTRe5j> (@OrangeLT)
- Craig Ball on Native Data – <http://bit.ly/11t8FJa> (Monica Bay)
- Information Governance Will Replace Predictive Coding As Biggest Trend in eDiscovery - Judge Peck - <http://bit.ly/WKOrh> (LXBN)
- Monica Bay on Legal Tech Trends – <http://bit.ly/WO9z43> (Aric Press)

- Patrick Oot Previews Day Two of LegalTech - <http://bit.ly/11aaXIU> (Monica Bay)
- Predictive Coding ROI Outpaces Other Processes Even As Technology Costs Rise – Wilmer Hale’s Steven Berrent – <http://bit.ly/WO8iKg> (LXBN)
- Proportionality: Why Considering Value of Case Is Important in Discovery – Judge Baylson – <http://bit.ly/11t7c5v> (LXBN)
- Reports from LegalTech New York 2013 with Christy Burke - <http://bit.ly/XdcGyx> (@LegalIT)
- Social Media and the Law – Three Nuggets and One Blawger’s Tale - <http://bit.ly/UJSpE0> (Dan Michaluk)
- “The Cloud” No Longer a Hot Topic Because it’s Common Knowledge at this Point – MyCase’s Nicole Black - <http://bit.ly/11llm2N> (LXBN)
- Unfiltered Orange – Cartoons: Ever Forgotten Your Password? <http://buff.ly/UKmovy> (@OrangeLT)

Technologies

- A Guide to Spying on Cisco Phone Calls - <http://nyti.ms/V55XfZ> (Nicole Perloth)
- ActiveSync Policies vs. MDM - <http://bit.ly/11Jz3Pe> (Casper Manes)
- Are Big Companies Ready For Cloud ERP? <http://bit.ly/WM1sow> (Chris Murphy)
- Bill Gates Touts Analytics To Solve Global Problems - <http://bit.ly/11sRLKF> (Michael Endler)
- Compliance Overhaul a NON-Start - <http://bit.ly/11sR04l> (Garth Bruen)
- Facebook to Tell Users They Are Being Tracked – <http://nyti.ms/VPuwua> (Somini Sengupta)
- Google+ for Businesses - <http://bit.ly/V58PcE> (Larry Bodine)
- KPMG Survey Points to Cloud Adoption Complications - <http://bit.ly/VTN8sU> (Seth Feinberg)
- Law Firms Should Drink Java With Caution - <http://bit.ly/VPCO5c> (Marcus Bluestein, Nina Lukina)
- Maslow’s Hammer Meets the Software Defined Data Center – <http://bit.ly/11sRdo8> (Juha Holkkola)
- Oracle MySQL Upgrade Challenges NoSQL Onslaught – <http://bit.ly/V56Oxn> (Doug Henschen)
- Reducing the Risks of BYOD with DNS-Based Security Intelligence; Part 2: Taking Control – <http://bit.ly/11ku1sf> (Pat Barnes)
- Scanning Microsoft Outlook Exposes Cardholder Data on 80% of Merchants – <http://bit.ly/WHtvp2> (Billy Austin)
- Stop Hying Big Data and Start Paying Attention to ‘Long Data’ | Wired Opinion – <http://bit.ly/WMbXIB> (Samuel Abesman)
- The Origins of ‘ Big Data ’ : An Etymological Detective Story – <http://nyti.ms/WHtEIT> (Steve Lohr)
- Twitter Hacked: Data for 250,000 Users May Be Stolen – <http://nyti.ms/WSVr9l> (Nicole Perloth)
- Twitter Pursues Two-Factor Authentication After Password Breach - <http://bit.ly/VPwdaY> (Mathew Schwartz)
- VMware Vs. Microsoft: The Next Chapter - <http://bit.ly/WM1kFJ> (Charles Babcock)

Vendors

- A Look at Corporations’ Control in eDiscovery - <http://bit.ly/WTRe5j> (@OrangeLT)
- A View From the Bench: Judges on eDiscovery at LegalTech Day Two - <http://bit.ly/WAZpn7> (Evan Koblentz)
- Barry Murphy’s LegalTech 2013 Wrap Up - <http://bit.ly/11JyCEm> (@eDiscJournal)
- Big Data Startup Attivio Takes On Big Rivals - <http://buff.ly/VO7m7r> (Saurabh Bhasin)
- Canon Wins Litigation Support and Document Process Management Outsourcing Contracts – <http://bit.ly/11t2d4Q> (Business Wire)
- Catalyst Releases OnRamp 2013 Client to Help Integrate Data Loading to Secure Cloud - <http://buff.ly/11nMrYZ> (Marketwire)
- CommVault Announces Third Quarter Fiscal 2013 Financial Results - <http://bit.ly/Wyk8rz> (Press Release)
- D4 Discovery and Special Counsel Announce Strategic Partnership – <http://buff.ly/WTzK7j> (PR Web)
- Dell goes Private for \$24 Billion | ZDNet - <http://zd.net/VQbYKe> (Zack Whittaker)
- D.O.E. Technologies and doeLegal Will Pay \$130K to Settle EEOC Disability Discrimination Lawsuit - <http://buff.ly/VMJfG7> (U.S. EEOC)
- doeLEGAL Equips Konica Minolta with Collaborative Legal Spend Solution – ASCENT™ – <http://buff.ly/11t2Vix> (PR Web)
- eTERA Consulting Announces Document Review Management Tool Intelligent One 2.0 – <http://bit.ly/11t0bBV> (PR Web)

- Harold G Walker Solicitors Chooses IRIS Legal Hosted Solution - <http://buff.ly/X9PD9M> (@LegalIT)
- How Corporations Are Using Technology to Manage Costs of Discovery – Daegis’ Don Ryan – <http://buff.ly/WKtKQp> (LXBN)
- How Recommind Grew to \$70M in Big Data Revenue - <http://bit.ly/WSWuq0> (The Big Data Landscape)
- Hyland Software Announces its 5,000 Financial Services Customer, 3Rivers Federal Credit Union – <http://buff.ly/VPFNun> (PR Newswire)
- I Attended LegalTech And What I Got Was This Review (And A Monkey Slingshot) – Canadian Lawyer Magazine - <http://buff.ly/VPvs1E> (Dera Nevin)
- IDM Helps Clients Capture Comprehensive Web Content with Smarsh Web Archiving – <http://bit.ly/11t1vES> (PR Web)
- Information Governance Quickly Coming to the Forefront for Corporations – Recommind’s Nick Patience - <http://bit.ly/WT3anU> (LXBN)
- Iron Mountain to Help Law Firms Reduce Records Storage Costs - <http://bit.ly/WHI63O> (Sean Doherty)
- Lawyers Being Replaced by Machines? New Video from SFL Data Explains Technology-Assisted Review - <http://buff.ly/11ksjXP> (PR Web)
- LDiscovery Launches End to End eDiscovery SaaS Solution - <http://prn.to/XIg9VM> (PR Newswire)
- LegalTech 2013: A Look in the Rear-View Mirror - <http://buff.ly/VMF25f> (Michele Lange)
- LegalTech Day One: Relativity 8, Statistical Sampling, Law Firm Security - <http://bit.ly/UCbUON> (Evan Koblentz)
- LegalTech Day Three: FBI Security Expert Urges Law Firm Caution - <http://bit.ly/UIPiwa> (Evan Koblentz)
- Metalogix Releases New Version of Market-Leading Email Archiver – <http://bit.ly/WHCg2f> (PR Web)
- LegalTech Report: Picture It Settled - <http://buff.ly/11ifo23> (Bob Ambrogi)
- MessageSolution Showcases Information Archiving and eDiscovery Solutions at Parallels Summit 2013 - <http://buff.ly/VPzJlv> (PR Web)
- More News and Notes From LegalTech New York - <http://bit.ly/VDIK4y> (Evan Koblentz)
- Navigant to Release Cloud-Based eDiscovery Legal Resource | Business Insurance – <http://bit.ly/11t3Rn1> (Anna Gaynor)
- OpenText Appoints Kevin Cochrane as Chief Marketing Officer – <http://buff.ly/VQvW7t> (@LegalIT)
- Oracle to Buy Acme Packet for \$2.1 Billion - <http://nyti.ms/VMFz7f> (Michael De La Merced)
- Quick Hits – Oracle Endeca Information Discovery 2.4 Released – Bird’s Eye View – <http://buff.ly/VPGaoJ> (@BranchBird)
- Recommind Wins Document-Search Deal With SEC in Next Step to IPO – Businessweek – <http://buswk.co/11kuj26> (Ari Levi)
- Social Media Discovery Hotter Than Predictive Coding? <http://buff.ly/WMyKUL> (John Patzakis)
- Talent. Technology. Total Managed Review. Managed Review Process Overview – <http://bit.ly/WLT3S7> (@OrangeLT)
- TeamConnect CompuLaw Integration Saves Time and Mitigates Risk for Corporate Counsel – <http://buff.ly/WB7DLL> (Press Release)
- Technology Assisted Review Evolves – VP RenewData Joe Garber Discusses New Approaches - <http://bit.ly/WSU011> (LXBN)
- The Dangers of Infobesity at LegalTech | eDiscovery101 - <http://bit.ly/11JNzq4> (Bill Tolson)
- Time to Catch Up? eDiscovery Related Vendor Announcements - <http://bit.ly/P2xdEi> (@VendorClips)
- Veteran Technology and E-Discovery Entrepreneur Matthew Work Joins Catalyst Board – <http://bit.ly/VR6ILK> (@LegalIT)

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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