

Unfiltered Orange |

Weekly eDiscovery News Update – August 24, 2011

Compiled by Orange Legal Technologies (<http://www.orangelt.com>) 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 <http://www.twitter.com/OrangeLT>.



eDiscovery News

Content and Considerations

- 3 Scenarios That Require an eDiscovery Consultant - <http://tinyurl.com/3od26e5> (Matthew Prewitt)
- Are E-Discovery Sanctions More Fear Than Reality? <http://tinyurl.com/3onmom7> (Gina Passarella)
- Court Declines to Excuse Production where Party's Negligent Failure to Preserve Rendered Data "Less Accessible"- <http://tinyurl.com/42u3z5v> (K&L Gates)
- Deduplication Defense Dodges Sanctions – <http://tinyurl.com/3eglycw> (Ralph Losey)
- Defendants' "Completely Ineffective" Review Procedure and Failure to Rectify the Inadvertent Disclosure in a Timely Way Results in Finding of Waiver – <http://tinyurl.com/44y8pk5> (K&L Gates)
- Don't Lean on Me: Undue Burden and Cost Issues Complicates Non-Party Electronic Discovery - <http://tinyurl.com/3or6l75> (Crista Whitman)
- eDiscovery Can Maximize Social Media Rewards, Minimize Risks – <http://tinyurl.com/3pb2zyy> (Randy Cochran)
- E-Discovery Certification: Sham or the Logical Next Step? <http://tinyurl.com/3pp99xm> (Dennis Kiker)
- eDiscovery Leads Products Charge at ILTA Conference – <http://tinyurl.com/3cod98o> (Evan Koblentz)
- E-Discovery Sanctions, Evidence Preservation On Committee Agenda - <http://tinyurl.com/3n4e9rd> (John Council)
- FINRA Task Force to Tackle E-Discovery in Arbitration – <http://tinyurl.com/44pavjw> (Bob Ambrogi)
- HAL and Me: Working With the Imperfections of eDiscovery – <http://tinyurl.com/3k6w39k> (Robert Angle, Alison Grounds, Eric Graham)
- Hitting the "Unlike" Button on Expedited Discovery – <http://tinyurl.com/3c2lect> (Josh Gilliland)
- ILTA Revelation Pre-Game: eDiscovery Day of Reckoning – <http://tinyurl.com/3kq3f7j> (Katey Wood)
- In Largest-Ever Legal Technology Deal, HP Acquires Autonomy for \$10B - <http://tinyurl.com/3mbzqdw> (Evan Koblentz)
- Internet Service Providers Found Immune Over Posted Comments – <http://tinyurl.com/4xlj944> (Shari Claire Lewis)
- Justice Department In 'Full-Court Press' To Tackle eDiscovery – <http://tinyurl.com/4yrqmgf> (Channing Turner)
- More NLRB Guidance: When Must Employers Not Fire an Employee for an Offensive Facebook Post? <http://tinyurl.com/3z9svqa> (Philip Gordon)
- No Duty to Disclose That Office Equipment Retained Data — Putnam Bank v. Ikon Office Solutions - <http://tinyurl.com/3h7vw9q> (Eric Goldman)
- Privilege Waived? Federal Court Says Don't Blame Your Electronic Discovery Vendor - <http://tinyurl.com/3llszcm> (Ben Kerschberg)
- Remote E-Discovery Collection Tools Gather Steam – <http://tinyurl.com/3vs7hdx> (Sean Doherty)
- Ruling Raises the Bar to Access Long-Term Cell Phone Records – <http://tinyurl.com/3k5yjqi> (Joel Stashenko)
- The World Is Flat: Handling Foreign Language Documents in eDiscovery Projects - <http://tinyurl.com/4y2fp2z> (Daryl Shetterly)
- Will Spoliation Insurance Change How Judges Rule? <http://wp.me/ptf4j-8i> (Bill Tolson)

Reports and Resources

- American Council for Tech-Industry Advisory Council – Best Practices Study of Social Media (PDF) - <http://tinyurl.com/3nlqn7l>(ACT-IAC)
- Annual ILTA Tech Purchasing Survey Finds Increase in IT Budgets - <http://tinyurl.com/3ljy6fs> (Monica Bay)
- Facebook Offers Security Guide – <http://tinyurl.com/3fhuqv3>(Thomas Claburn)
- Guide to European Anti-Bribery Laws - <http://tinyurl.com/3j4w9z8> (Simon Fodden)
- IDC Industry Watch: HP's Bold Move to Acquire Autonomy (PDF) <http://bit.ly/pg1onx> (Vivian Tero, Susan Feldman, Melissa Webster)
- ILTA 2011 – Downloadable Conference Presentations – <http://tinyurl.com/3m3vzxm> (ILTA)
- National Labor Relations Board Releases Report on Social Media Cases – <http://tinyurl.com/3pvkugx> (NLRB)
- Report on Investment Adviser's Use of Social Media in Massachusetts - <http://tinyurl.com/3dv64hj> (Doug Cornelius)
- The EDRM Model Code of Conduct (MCoC) Now Available for Public Comment – <http://www.edrm.net/004> (EDRM)
- TRACE Report Offers Global Anti-Bribery Enforcement Stats – <http://tinyurl.com/3dbg846> (Sue Reisinger)
- Worth a Thousand Words: The Images of Copyright Law – <http://tinyurl.com/3h987ju> (Rebecca Tushnet)

Technology and Tactics

- 5 Myths About the CMIS Standard - <http://tinyurl.com/3hq999k>(Stefan Waldhauser)
- Autonomy Acquisition: A Modest Start On Transforming HP – <http://tinyurl.com/3vzbzofn> (Doug Henschen)
- Corporate Governance Reforms and Cross-Border Acquisitions – <http://tinyurl.com/3syumu45> (Christopher Small)
- Defense Agency Plans Platform-As-A-Service Offering – <http://tinyurl.com/3lfck9d> (Nicolas Hoover)
- DOD Expanding Contractor Cybersecurity Program – <http://tinyurl.com/3f7159y> (Elizabeth Montalbano)
- Do You Really Know How to Delete Data? <http://tinyurl.com/3gbhwvf> (Stefan Hammond)
- Facebook Attorneys Play to the Gallery - <http://tinyurl.com/3bzpgh9> (Joe Stanganelli)
- German State Bans Facebook's "Like" - <http://tinyurl.com/3jeupmc> (Sarah Kessler)
- Google Backing Of DIY Legal Forms Will Force Lawyers To Lower Fees - <http://tinyurl.com/3bkmebc> (Deborah Jacobs)
- How to Troubleshoot Exchange RPC Performance Issues – <http://tinyurl.com/3uzdt8o> (Casper Manes)
- India's New Data Privacy Rules' Impact On Corporate Compliance – <http://tinyurl.com/3n4xwfg> (Data Bytes)
- Is SharePoint a Savior for Information Management? <http://tinyurl.com/3pmsmz7> (Laurence Hart)
- It's Facebook+ as Social Giant Adds Google+ Features – <http://tinyurl.com/3zmx26g> (Ryan Singel)
- Mastering Customer Data: The Next EA Opportunity – And Challenge - <http://tinyurl.com/42qh5ta> (Alex Cullen)
- Skype Buys GroupMe, a Mobile Messaging Start-Up – <http://tinyurl.com/3pmaeg3> (Jenn Wortham)
- Social Networking Policy: Who Should Craft It? <http://tinyurl.com/3k76r8m> (Debra Donston-Miller)
- Telework – The Crisp New Term for "Working from Home" – <http://tinyurl.com/3g7ttds> (Ellen Giblin)
- Understanding Email Encryption – Part 2 – <http://tinyurl.com/3pkbuwa> (Jeff Orloff)
- Using Technology to Drive Compliance - <http://tinyurl.com/426yrsp> (Tom Hinkel)
- What are GCs and Directors Thinking About Corporate Governance? <http://tinyurl.com/3suo9fg> (Catherine Dunn)

Twitter Hashtags of the Week

- [#eDiscovery](#)
- [#ILTA11](#)
- [#IEDC11](#)

Vendor Views
Industry Landscape

- AccessData® Releases New Solution, AD ECA – <http://tinyurl.com/3chzod6> (Business Wire)
- Aderant buys Compulaw and Client Profiles/CRM4Legal - <http://bit.ly/oHBQ3t> (Charles Christian)
- ALSP Endorses CEDS eDiscovery Certification, Abstains from Building Its Own - <http://tinyurl.com/3pbcqa6> (ACEDS)
- Another Color? Orange Legal Extends its Product Range – and its Color Palette - <http://tinyurl.com/3tu2fge> (Charles Christian)
- Applied Discovery Partners with Equivio to Offer Predictive Tagging Technology - <http://tinyurl.com/3ov4vkc> (PR Web)
- Accelerate On-Demand Continues Triple-Digit Growth – <http://tinyurl.com/4xuun93> (Marketwire)
- BlueStar Case Solutions Partners with Zapproved to Offer Legal Hold Pro - <http://tinyurl.com/42qk3ln> (PR Web)
- Burke Covers ILTA 2011 – Six Audio Interviews – <http://tinyurl.com/4y4fbze> (Legal IT Professionals)
- CaseCentral Announces General Availability of Release 5 Cloud-Based eDiscovery Software - <http://tinyurl.com/3vxjn5c> (Business Wire)
- Catalyst, StoredIQ Partner to Help Clients Better Manage E-Discovery - <http://tinyurl.com/42ybxxm> (Press Release)
- Clearwell Doubles Down on Review – <http://tinyurl.com/3jn76bo> (Chitrang Shah)
- CloudNine Discovery Ranks 3,919th on the Exclusive 2011 Inc. 5000 List - <http://tinyurl.com/3gtzxha> (PR Web)
- Datacert Partnering With IBM, Exterro For E-Discovery – <http://tinyurl.com/4ywa94y> (Evan Koblentz)
- eDiscovery Without the High Price Tag – <http://tinyurl.com/3ma7a45> (Legal Talk Network)
- Epiq Systems Offers Expanded eDiscovery Options – <http://tinyurl.com/3fuxekb> (Press Release)
- Excelerate Discovery Launches RPM Excelerated Review with Predictive Coding Technology - <http://prlog.org/11633589> (PR Log)
- Exterro Unveils Unified E-Discovery Suite for Law Firms – <http://tinyurl.com/3uw4g8w> (Press Release)
- Fios Announces Two New Data Ingestion Sites Providing Localized Service for East and West Coast – <http://tinyurl.com/3z46pdu>(Business Wire)
- HSNO Adds George I. Rudoy as Partner in Forensic Technology Practice - <http://tinyurl.com/3ur5ljq> (Marketwire)
- ILTA Vendor New Product Announcements – <http://tinyurl.com/3n9d5j5> (ILTA)
- Integreon Announces Enhanced Seek & Collect v2.0 E-discovery Appliances - <http://tinyurl.com/3nxh6pp> (Business Wire)
- Inventus Streamlines E-Discovery Processing With Equivio for Near-Duplicates and Email Threads - <http://tinyurl.com/42t94cy> (PR Newswire)
- Iris Data Services Makes 2011 Inc 500 List – <http://tinyurl.com/3p99966> (PR Web)
- Lateral Data Unveils Viewpoint™ Connectors for Importing Data – <http://tinyurl.com/3wswjml> (PR Newswire)
- LexisNexis Releases Early Data Analyzer to Streamline E-Discovery Document Processing - <http://tinyurl.com/3qmk5zv>(Business Wire)
- LexisNexis Selected by US Justice Department to Provide E-Discovery Processing and Imaging - <http://tinyurl.com/3kkzasw>(Business Wire)
- Nexidia Integrates Audio and Video Discovery Into Relativity – <http://tinyurl.com/44oq59r> (PR Newswire)
- OrcaTec Receives Patent on Near-Dupe Processing – <http://tinyurl.com/3cyzqhm> (PR Web)
- Orange Legal Technologies Introduces the PurpleBox™ Collection and Assessment Appliance for eDiscovery - <http://tinyurl.com/4yyzgo> (OrangeLT)
- PowerSearch Software Launches Version 3.0 – <http://tinyurl.com/3nnkf69> (Business Wire)
- SFL Data Expands RemoteCollect, SelfCollect Services to Ensure Defensible Collection - <http://tinyurl.com/44x36qz> (SFL Data)
- Thomson Reuters: Commonwealth Legal Exclusive Canadian Provider of Westlaw CaseLogistix - <http://tinyurl.com/3erzule> (Press Release)
- Why Is HP Buying Autonomy? <http://ow.ly/67CIz>. (Craig Carpenter)
- ZyLAB eDiscovery Software Simplifies Data Sampling with Enhanced Self-Service Tool - <http://tinyurl.com/3tyzwx> (Press Release)

eDiscovery Event Update



Intermountain eDiscovery Conference 2011 is a one-day legal technology conference designed to provide electronic discovery practitioners with information on the latest tools, techniques, and practices of eDiscovery. With practical educational sessions delivered by eDiscovery experts, the Intermountain eDiscovery Conference can help legal professionals more efficiently “manage the mountains of ESI” in their audit, investigation, and litigation activities.

Conference Quick Facts

- Date: September 22, 2011
- Time: 8:30AM MST- 3:00PM MST – Lunch Provided
- Location: Hilton Salt Lake City Center
- CLE: Up to 5 Hours Continuing Legal Education (Utah State Bar Association)
- Fee: \$50 (Materials/CLE/Lunch Inclusive)
- Registration: Online Pre-Registration Required (<http://tinyurl.com/3v3goyj>)
- Twitter Hashtag: [#IEDC11](#)

2011 Speakers Include:

- Ralph Losey – Partner, Jackson Lewis, LLP
- Sharon D. Nelson, Esq. – President, Sensei Enterprises
- John W. Simek – Vice President, Sensei Enterprises
- Ryan G. Baker – Partner, Baker Marquart, LLP
- Tanya N. Lewis – Associate, Richards Brandt Miller Nelson
- Brandon H. Pace – Legal Counsel, eBay
- Mark L. Smith – Of Counsel, Baker Marquart, LLP
- John Munro – CEDS, Vice President and Managing Director – Northwest, Orange Legal Technologies

2011 Topics Include:

- Firestorm! Social Media in Electronic Discovery
- The Challenges and the Latest Solutions to Electronic Discovery in 2011
- Cost Effective Electronic Discovery: Available Options, Affordable Offerings
- Electronic Discovery 301: Beyond the Basics
- Managing and Marketing Your Electronic Discovery Practice: Best Practices and Procedures
- From The E-Discovery Experts: Questions, Answers, and Explanations

For Information Visit: <http://tinyurl.com/3v3goyj>

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.

For Complete Events Calendar Visit: <http://www.orangelt.us/info/events/>.



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- To sign up for our weekly updates, visit: <http://tinyurl.com/258nzu5>.
- For additional information on Orange Legal Technologies, visit: <http://www.orangelt.com>.