

ComplexDiscovery | Weekly eDiscovery Top Story Digest

January 22, 2014



Compiled by [@ComplexD](#) 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.

An information source for eDiscovery and information management professionals since 2010, the *eDiscovery Top Story Digest* is published weekly on the [ComplexDiscovery](#) blog and is also available via [email subscription](#).

Weekly eDiscovery Top Story Digest Update



eDiscovery Now for Legal Professionals

Providing legal professionals with a weekly overview of the latest developments, opinions and news in the field of eDiscovery.

- 9th Circuit Court of Appeals Rules Bloggers Have First Amendment Protection - <http://bit.ly/1cQsdwe> (Bradley Shear)
- 2013 eDiscovery Year in Review – Part 3 - <http://bit.ly/1jnAKwr> (Doug Austin)
- 2013 eDiscovery Year in Review – Part 4 - <http://bit.ly/1dQP6nR> (Doug Austin)
- 2013 Year-End eDiscovery and Information Law Update - <http://bit.ly/LiOo8m> (Gareth Evans, Jennifer Rearden)
- As PredictiveCoding Goes Mainstream, Practitioners Grapple with When and How to Use It - <http://bit.ly/1dqulZy> (ACEDS Staff)
- Discovery Deconstructed – Product Liability Advocate - <http://bit.ly/1hCYGex> (Phil Quaranta)
- Do You Have to Share and Share Alike With Technology-Assisted Review? <http://xerox.bz/1cAR7Qg> (Stuart LaRosa)
- Document Review? In the Blink of an Eye – <http://bit.ly/1fXmLzu> (Anne Trafton)
- eDiscovery Turns 25: Why Are Lawyers Still Ignoring It? - <http://bit.ly/1fzh3DI> (Jason Krause)

- ‘Emotive Tone Ontologies’ Advance eDiscovery by Identifying Emotional State of Writers - <http://bit.ly/1dgL1rJ> (Penelope Sibun)
- Federal Court Holds That Web-Based Emails Are Covered By SCA - <http://bit.ly/1cQsCi6> (Kristin Bergman)
- Georgia Moves Closer to Regulating eDiscovery - <http://bit.ly/1hIKaSs> (Kathleen Joyner)
- Hosting ESI is Not “Making Copies” for Cost Recovery - <http://bit.ly/LvGEjF> (Josh Gilliland)
- Is There Real Recovery For Costs Associated With E-Discovery? It Depends – <http://bit.ly/1jvYbna> (Lynelle Maginley-Liddie)
- Leveraging Early Case Assessment For Food Industry Litigation – <http://bit.ly/1dci8Nx> (Ronald Levine, Canaan Himmelbaum, Michael Glick)
- Newspaper Articles as Hearsay – Website Evidence: Hearsay and Authentication – <http://bit.ly/1fR3P5e> (Joseph Hage Aaronson)
- No Adverse Inference for Damage to Only Copy of Disk Absent Evidence of Materiality; Sanctions Imposed – <http://bit.ly/1hCXNmi> (K&L Gates)
- Query the Quintessential Quintet – Ball in your Court - <http://bit.ly/1cN9txr> (Craig Ball)
- Technology: Using Contract Terms to Manage eDiscovery Costs and Burdens - <http://bit.ly/LNsgn4> (Jay Brudz, Amy Marcos)
- Scientific Proof of Law’s Overreliance On Reason: The “Reasonable Man” is Dead, Long Live the Whole Man - <http://bit.ly/1fR2U4P> (Ralph Losey)
- The Second Opinion: Examination on Discovery of Computers – No Fishing Allowed - <http://bit.ly/1hCYPi8> (Martin Boodman)
- Understanding Statistical Sampling, Statistics in eDiscovery – <http://bit.ly/1fXpGlo> (Maureen O’Neill)
- Vendor Voice: BYOD Is the No. 1 eDiscovery Challenge for 2014 - <http://bit.ly/1dqll6x> (Erik Hammerquist)
- What You Need to Know About eDiscovery in 2014 – <http://bit.ly/1fXozlx> (Sherry Karabin)



Actionable Intelligence for In-House Counsel

Providing in-house counsel with a weekly overview of significant legal and technology-related stories centered around the corporate risk topics of compliance, information governance, privacy and security.

- A Focus On DOJ FCPA Individual Prosecutions - <http://bit.ly/1fQW3IK> (Mike Koehler)
- California Privacy Law Not Violated By Lack Of Contact Info On Website – <http://bit.ly/1ddZUrI> (Amber Williams)
- Canada 2013 Year In Review - FCPA Professor - <http://bit.ly/L6vgSq> (Mike Koehler)
- Changes Ahead For Social Media In the Workplace - <http://bit.ly/1dqk9Wn> (Rebekah Mintzer)
- Cloud Providers May Not Be Ready For Big Data Onslaught, Users Fear - <http://onforb.es/1jdoQVF> (Joe McKendrick)

- Discovery Disregarded, Cases Lost, Legal Malpractice Case Started – <http://bit.ly/LAvLwV> (Andrew Bluestone)
- Disruptions: Looking for Relief From a Flood of Email - <http://nyti.ms/1fR4cNa> (Nick Bilton)
- Employers: What Your Job Postings Say Can Be Held Against You - <http://bit.ly/1jnzLMD> (Frank Steinberg)
- How Cybercriminals Attacked Target: Analysis - <http://bit.ly/LNtJtr> (Fahmida Rashid)
- Keeping FDA Up-to-Date on Your Drug Company’s Social Media Activity – Comment Opportunity - <http://bit.ly/1fR59VS> (Jillian Riley)
- NIST Cloud Computing Program - <http://1.usa.gov/1fIPWpQ> (NIST)
- Patent Law Treaty Sets Minimum Two Month Response Periods – PharmaPatents – <http://bit.ly/1dQN8ng> (Courtenay Brinckerhoff)
- Privacy and Ethics For Social Media In Investigations - <http://bit.ly/1dyaxtH> (William Michael, Laura Hammargren)
- Relaxation of NDRC Rules has Immediate Impact - China Law Insight - <http://bit.ly/1cQoIG1> (Xiong Jin, Paul Schroder, Ed Tudor)
- Restricting Share Transfers in LLC Operating Agreements - <http://bit.ly/1hIMjxl> (Corporate Counsel)
- Should a Non-Compete be Signed Before or After Employment Begins? Answer: It Depends - <http://bit.ly/1fQYfjn> (John Ellis, Thomas Davis)
- Sometimes a Lie Is Fraud, But Sometimes a Lie Is Just a Lie - <http://bit.ly/1jnAb5A> (Doug Batey)
- The ABCs of Canada’s Export Controls and Economic Sanctions Laws – Part 2 – Canada-U.S. Blog - <http://bit.ly/1dQNPnt> (Cyndee Cherniak)
- The Silver Lining Of The NSA Scandal - <http://bit.ly/1aviOwn> (Randy Warnock)
- When Fast Is Too Slow: Notification Compliance Following Target’s Data Breach - <http://bit.ly/1hCXBDC> (Luis Diaz, Caroline Oks)



Vendor Clips for eDiscovery Practitioners

Providing eDiscovery practitioners with a weekly overview of relevant legal technology news and announcements as shared by industry vendors and commentators.

- \$2M in Funding for Disco - <http://bit.ly/1d7z2JH> (Kiwi Camera)
- @OrcaTec Shares Tags With @kCura’s Relativity - <http://bit.ly/1dQacCF> (Sean Doherty)
- Automatic Fraud Triangle Analytics Made Possible with Text-Mining and Content Analytics - <http://bit.ly/1fWwSV4> (Johannes C. Scholtes)
- Autonomy/HP: Was the Cash Really in the Till? <http://bit.ly/1cu091i> (Stephen Bouvier)
- BIA to Exhibit at LegalTech 2014 - <http://bit.ly/1dDM8SC> (Press Release)
- C2C Automates Microsoft Outlook PST File Management and Elimination w/PST Enterprise Version 3.0 - <http://bit.ly/1ctYSrd> (Marketwired)
- Converged Infrastructure Solutions Foretell the Future of Data Centers - <http://bit.ly/LAw3Ec> (Tim Anderson)

- D4 Discovery Names Joseph Spinozzi to Head Court Reporting and Deposition Solutions Business Unit - <http://bit.ly/1cuQkJR> (Press Release)
- Deloitte Acquires ATD Legal Services - <http://bit.ly/1fQWjHC> (Marketwired)
- Dropbox Hacked or Maintenance Error? Internet, Information Technology & e-Discovery Blog - <http://bit.ly/1hm3xk4> (Peter Vogel)
- DTI Acquires Applied Discovery - <http://bit.ly/1as1U2C> (Sean Doherty)
- eDiscovery and the Oscars? NightOwl and the Only Female Oscar Nominee for Best Original Screenplay - <http://yhoo.it/1eRkdzG> (Piper Weiss)
- eDiscovery Leaders and Career Opportunities Highlighted by US Legal Publications - <http://bit.ly/1ctRH2c> (Chris Dale)
- eDiscovery Software Industry Faces Transition – Next Gen eDiscovery Law & Tech Blog - <http://bit.ly/1d57Lea> (John Patzakis)
- Elijah Ltd. Survey Finds Highest Level Of Customer Satisfaction - <http://bit.ly/1aowrOK> (PR Web)
- Elysium Digital Names Cristina Antalik Electronic Discovery Manager - <http://bit.ly/1hIOS2R> (Announcement)
- EMC to Announce Fourth-Quarter and Full-Year 2013 Financial Results on January 29 - <http://on.mktw.net/Lfvkbp> (PR Newswire)
- Equivio Unveils v3.5 of E-Discovery Platform Zoom for Predictive Coding and Analytics - <http://bit.ly/1dDKyQK> (Shamila Jankiraman)
- Fortinet CEO Seeking To Gain Attention From Palo Alto, FireEye - <http://bit.ly/1hd9Ne3> (Robert Westervelt)
- FTI Consulting Announces the Appointment of Nicholas C. Fanandakis and Steve Gunby to BOD - <http://on.wsj.com/1hIjzj> (Press Release)
- HP Sees Investor Demands for Answers on \$9 Billion Writedown - <http://buswk.co/1cu3gXb> (Karen Gullo, Aaron Ricadela)
- Judge Facciola and Jason Baron Top the Bill at UBIC’s Washington Seminar - <http://bit.ly/1jnx4La> (Chris Dale)
- Information Governance Expert Jeffrey Cornelius Joins Viewpointe - <http://bit.ly/1fXnXmm> (Business Wire)
- Inspired Review Brings a Novel Approach to Managed Review - <http://bit.ly/1d4Fif3> (PR Web)
- Integreon Expands Document Services Business Unit Sales Team - <http://bit.ly/1deMD5k> (@LegalIT)
- Leading Information Governance Firm Vigilant Systems Announces Strong Q4 Growth - <http://bit.ly/LNt9vU> (PR Web)
- Legal Hold from TrustPoint International - <http://bit.ly/LpCbyU> (@TrustPointIntl)
- Litigation Edge Expands eDiscovery Footprint Across Asia - <http://bit.ly/LJyLQ> (Press Release)
- Mindseye’s TunnelVision and TrustPointIntl for Complex FCPA Project Support - <http://bit.ly/1dxY09D> (@Mindseye_TV)
- Mitratech Acquires LT Online and Lawtrac - <http://bit.ly/1jvTtGa> (Katherine Montgomery)
- OpenText Buys GXS – MarketWatch - <http://on.mktw.net/1dgSsz7> (PR Newswire)
- OrcaTec Integration with kCura’s Relativity – A Snapshot Demonstration - <http://bit.ly/1hINkpl> (OrcaTec)

- Quick Start Guide to Mastering eDiscovery – Techno Gumbo - <http://bit.ly/LvLNbz> (@GulfLTC)
- Quick Start for 2014: 13 Years of eDiscovery - A Quick Merger, Acquisition and Investment Update - <http://bit.ly/1d9kcCs> (@ComplexD)
- Real-Time Predictive Coding Added in Clustify 4.0 - <http://bit.ly/1eaVpz1> (Press Release)
- Recommind Survey Shows Stats Related to InfoGovernance - <http://bit.ly/1eNopk4> (@BeyondSearch)
- Socialware Continues Enterprise Growth in 2013 - <http://bit.ly/LdwkN2> (Press Release)
- SpeakWrite Announces Innovative Suite of Transcription Services - <http://bit.ly/1dQM1UL> (PR Web)
- Tech Security Upstarts Enter Fray - <http://nyti.ms/Lkeb06> (Nicole Perloth)
- The Use of Predictive Technologies is More Accepted in Asia than in the US – <http://bit.ly/1hIPegc> (Jason Velasco)
- UBIC ADSs Upgraded to the NASDAQ Global Select Market Nasdaq - <http://bit.ly/1aos0nb> (Press Release)
- UbiStor Partners with SHI to offer SafeStor Enterprise Data Management in the SHI Cloud Marketplace - <http://bit.ly/1dRp8ga> (PR Newswire)



Industry Conferences, Events and Meetings

Providing industry professionals a non-all inclusive listing of key industry educational conferences, events and meetings.

2014

JANUARY

Information Governance, Electronic Discovery and Digital Evidence 2014

January 28-31, 2014

Tampa, FL

[Click here for more information.](#)

FEBRUARY

LegalTech New York, 2014

February 4-6, 2014

New York, NY

[Click here for more information.](#)

MARCH

LegalTech Asia Summit

March 3, 2014

Hong Kong

[Click here for more information.](#)

E-Discovery Conference for the Small and Medium Case

March 14, 2014

University of Florida, Levin College of Law

[Click here for more information.](#)

2nd Annual New Zealand eDiscovery Conference

March 14, 2014

Auckland, New Zealand

[Click here for more information.](#)

ABA TECHSHOW

March 27-29, 2014

Chicago, IL

[Click here for more information.](#)

APRIL

2nd Annual Consortium on Litigation, Information Law and E-Discovery

April 20, 2014

New York, Chicago, San Jose

[Click here for more information.](#)

MAY

The 14th Annual Super Conference (Inside Counsel)

May 12-14, 2014

Chicago, IL

[Click here for more information.](#)

FOSE

May 13-15, 2014

Washington, DC

[Click here for more information.](#)

Access Data User's Conference

May 13-16, 2014

Las Vegas, NV

[Click here for more information.](#)

AUGUST

ILTA 2014

August 25-28, 2014

Nashville, TN

[Click here for more information.](#)

OCTOBER

Relativity Fest

October 12-15, 2014

Chicago, IL

[Click here for more information.](#)

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