

# ComplexDiscovery | Weekly eDiscovery Top Story Digest

## September 18, 2013



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.**

- \$1,000,000 Demand But Can't Afford An eDiscovery Vendor - <http://bit.ly/1evXP0S> (@ITLexOrg)
- A Digest Of People Getting Into Trouble For Dumb Things They Posted Online | IT-Lex - <http://bit.ly/1ec7uZm> (Rachel Paxton-Gillilan)
- A Proposed Change to the Federal Rules of Civil Procedure: Addressing Spoliation of Evidence - <http://bit.ly/1g1sleB> (Thomas Doyle)
- Attempts to Find an Inexpensive Provider Certainly Do Not Constitute Due Diligence - <http://bit.ly/1gaY2Sx> (James Keuning)
- Call To Clients To Share Data Illustrating Consequences Of eDiscovery Costs - <http://bit.ly/13PPnmf> (Wendy Curtis, Jeffrey McKenna, Patricia Alberts)
- Court Awards Sanctions, But Declines to Order Defendants to Retain an eDiscovery Vendor – Yet - <http://bit.ly/17Gsz99> (Doug Austin)
- Court Rules that Google Should NOT Have Collected Wifi Data - <http://bit.ly/19ROxWN> (Peter Vogel)
- Cyber Risk Management for Lawyers | @LegalTalk Network - <http://bit.ly/165ku0D> (@SharonNelsonEsq)
- Discovery Sanctions – Default Judgment – Standards – Fugitive Disentitlement Doctrine vs. Rule 37 - <http://bit.ly/1elfGXd> (Joseph Hage Aaronson LLC)
- eDiscovery Case Study: The Zubulake Case, Depositions and Document Production – <http://bit.ly/15C55m0> (Jane Gennarelli)
- eDiscovery: Is BYOD a B-A-D idea? <http://bit.ly/14dP1pP> (Elle Pyle, Jessica Smith)
- Google's Quest to End Language Barrier and Possible Effect on Non-English eDiscovery Document Reviews - <http://bit.ly/17GkMIl> (Greg Buffithis)
- Here's How One Cincinnati Firm is Taking on the Most Expensive Part of Litigation - <http://bit.ly/1ec0tb8> (Andy Brownfield)

- High eDiscovery Cost Evokes Party's 'Too Expensive' Protest, But No Judicial Relief - <http://bit.ly/17uihsJ> (@ACEDSonline)
- Judge Clarifies ESI Preservation Duty and Spoliation Consequences - <http://bit.ly/14e3eTB> (Stephen Kramarsky)
- Mass Surveillance: A Turning Point in Internet History - <http://bit.ly/14bqKAD> (Jean-Jacques Subrenat)
- Measurement in eDiscovery – A Technical White Paper (PDF) <http://bit.ly/14jGePE> (Herb Roitblat)
- Mitigating Network Interruptions During eDiscovery Collections - <http://bit.ly/1f2JZ3I> (Andrew Bartholomew)
- Need to Make Key Discovery Decisions? Build a Tree – eDiscovery Best Practices - <http://bit.ly/1eUtzdT> (Doug Austin)
- No Costs for Hosting eDiscovery for Review | @BowTieLaw - <http://bit.ly/15ZNhnj> (Josh Gilliland)
- Predictive Coding One-Question Provider Implementation Survey - <http://bit.ly/17GKCMD> (@ComplexD)
- Relevancy Ranking in Predictive Coding - See Comment Section Consideration From Industry Expert - <http://bit.ly/1eL3oil> (Herb Roitblat)
- The “All-to-Often Ignored E-Discovery Principle”: Proportionality - <http://bit.ly/149wOJK> (Mike Hamilton)
- The Nuts And Bolts Of Social Media Discovery | Zelle Hofmann Voelbel & Mason LLP – @JDSupra - <http://bit.ly/18v1liW> (Eric Mandel)
- Why Are Clients Buying Less But Paying More? ALM's Editor-in-Chief May Have The Answer (Video) - <http://bit.ly/1eL2sSm> (Lee Pacchia)
- Work E-Mails Carry No Expectation Of Privacy In Shakespearean Case - <http://bit.ly/1f2JBCv> (@ITLexOrg)



### *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.**

- 5 Tips for In-house Counsel When Acquiring a U.S. Multinational Company - <http://bit.ly/1evWK9c> (Santiago Cueto)
- 9 Key Steps in a Proactive Cybersecurity Review - <http://bit.ly/1ea9t0j> (Jason Weinstein)
- 12 Expense Reduction Strategies Your Firm Can Implement Now - <http://bit.ly/17Dbr45> (@LegalIT)
- 89 Percent of Audited IP Licensees Underpay Royalties - <http://bit.ly/1el7iXX> (Deborah Steward, Judy Byrd)
- Companies Expect More Litigation, Less Spending in 2014 - <http://bit.ly/15YFgIz> (Lisa Shuchman)
- Cybersecurity: 36 Questions Every Director Should Ask - <http://bit.ly/18f4S4z> (@SheppardMullin)
- Data Privacy in the Cloud – Emotional or Factual? <http://bit.ly/1eGclDq> (@ConceptSearch)
- Did You Murder Someone? Don't Tell Your Lawyer Over Email - <http://bit.ly/168yLTn> (@RussellBrandom)
- FBI Admits To Tor Server Takeover - <http://ubm.io/1eHumRz> (Mathew Schwartz)
- Global Regulators Adopt Final Margin Requirements for Uncleared Derivatives - <http://bit.ly/164sisL> (Guy Dempsey)
- Handling Unstructured Data: Problems and Opportunities - <http://bit.ly/1e5ht2J> (Nick Patience)
- HIPAA Marketing Rules Prompt First Amendment Challenge - <http://bit.ly/1ej7B5u> (Dianne Bourque, Theresa Carnegie)
- How an Outsider's Presence Affects the Attorney-Client Privilege | The In-House Advisor - <http://bit.ly/17HOAEy> (Shep Davidson)
- ICO Provides Further Guidance on Encryption | HL Chronicle of Data Protection - <http://bit.ly/1gsF6z0> (Mac MacMillan)
- Infobesity in the Healthcare: A Diet of Predictive Governance is Needed - <http://bit.ly/17EtlDu> (Bill Tolson)
- Legal Concepts every Social Media Marketer Should Know: Part III - <http://bit.ly/190bndQ> (Fernando Bohorquez)

- New Opinion Examines Terminated Employee's Access to Confidential Information - <http://bit.ly/18SpC4q> (Jeffrey Kosseff)
- Nine of the Top Ten FCPA Cases Involve Non-U.S. Companies. What's Up With That? <http://bit.ly/1eFw4TI> (Richard Cassin)
- Ninth Circuit Uses Anti-SLAPP Statute to Strike Appropriation of Likeness Claim | InfoLawGroup – <http://bit.ly/18v1Lpr> (Evan Brown)
- Obviousness in Medical Device Patent Litigation - <http://bit.ly/1eFp9de> (Jonathan Harris, Jason Murata)
- Organizations Face Hurdles Deploying Clouds - <http://bit.ly/1eWlyVP> (Dennis McCafferty)
- SEC to Focus on Private Fund Adviser Compliance Procedures in Rule 506(c) Offerings - <http://bit.ly/15ZRlnu> (Jay Baris)
- The NSA And Your Cloud Data: Navigating The Noise - <http://ubm.io/149u53e> (Elad Yoran)
- Recent Regulation FD Enforcement Action Provides Lessons for Closed-End Funds - <http://bit.ly/19RPmPt> (Kimberly Mann)
- When Users Can't Log into the Exchange Server - <http://bit.ly/190bF4I> (Jacob Rede)



### *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.**

- 4 Sale: Fixer Upper in Potemkin Village | Ball in your Court - <http://bit.ly/19Pt80q> (Craig Ball)
- 451 Research: OrcaTec Advances as a Predictive Coding Leader - <http://bit.ly/1a05DBT> (@451Research)
- 2013 IEEE International Conference on BigData - October 6-9, 2013 - <http://bit.ly/18eUw4R> (IEEE)
- 2018: The Year Axiom Becomes the World's Largest Legal Services Firm - <http://bit.ly/1eHd8E3> (Beaton Capital)
- A Valuation Framework for SaaS Companies – Scale Venture Partners - <http://bit.ly/17uhhow> (Andy Vitus)
- AccessData Announces Mobile Phone Examiner Plus (MPE+) Ready to Support iOS(R) 7 Devices - <http://on.mktw.net/19LUIFy> (Business Wire)
- Autonomy Founder Slams HP Concerns, Launches Fund - <http://bit.ly/18nORJD> (@CNBCWorld)
- Bloomberg BNA Releases ComplyAchieve, a New Solution to Manage EHS Citations - <http://prn.to/13PQ0fz> (PR Newswire)
- Bryan University Launches XERA for E-Discovery Project Management Courses – <http://bit.ly/19duLTs> (PR Web)
- CDS Named Number One eDiscovery Provider by 2013 NYLJ Survey - <http://bit.ly/164pxyx> (CDS Legal)
- CPA Global Takes a Lead in Helping Clients Protect and Develop their Brands Online as Domain Spaces Expand - <http://bit.ly/1eloP23>
- Discovia Hires Laura Fichet as Project Manager, Promotes Yordanos Teferi to Client Manager - <http://bit.ly/18sL4Lo> (PR Web)
- Digital Forensics Today Blog: AccessData Cage Match - <http://bit.ly/17v9dUm> (Victor Limongelli)
- DSI Teams Up with Counsel On Call for Predictive Plus - <http://bit.ly/1844W7f> (PR Web)
- Dykema Brings Relativity In-House - <http://on.mktw.net/1eKFs8x> (Press Release)
- Electronic Discovery Institute Finalizes Its October Leadership Summit Lineup - <http://bit.ly/18Uy4A7> (Robert Owen)
- EPIQ Systems Downgraded by Thomson Reuters/Verus to Hold (EPIQ) - <http://bit.ly/199Maha> (American Banking News)
- Evidence Exchange Adopts Equivio Zoom as eDiscovery Platform for Predictive Coding and Analytics - <http://on.mktw.net/13RqmXY> (PR Newswire)
- Guidance Software Part Owner Buys 75K Shares and 4 Insider Buys to Note - <http://bit.ly/180efFd> (Alex Capel)
- How to Staff and Build a Customized Litigation Support Department – Session with @TrustPointIntl Kevin Clark - <http://bit.ly/1eI0cmb> (@MastersConf)
- Huron Legal Q&A: Predictive Coding and Integrated Analytics - <http://bit.ly/166RJ3C> (Business Wire)

- Huw Owen – Vice President of Sales and Marketing Operations for Europe, Middle East and Africa for Symantec - <http://bit.ly/18slvKg> (Zawya)
- IDC Announces New Competitive Intelligence Research: Google Strategic Advisory Service - <http://bit.ly/17E9pkg> (Business Wire)
- Index Engines Sets New eDiscovery Standard for Performance and Collaboration - <http://bit.ly/1eEPUH> (PR Web)
- Innovate | IT-Lex – October 17-18, 2013 - <http://bit.ly/1e9X10B> (@ITLexOrg)
- LexisNexis® Acquires Enclarity - <http://bit.ly/1eEt0og> (Press Release)
- Lighthouse eDiscovery Launches Relativity-Based Redaction Solution - <http://yhoo.it/15RbYCy> (Business Wire)
- Litigation Funding Proves Risky - <http://bit.ly/16930tv> (Cathleen Flahardy)
- Nexidia Dialogue Search to Improve Searches of Vast Asset Library - <http://bit.ly/18nP9QZ> (Announcement)
- Predictive Coding CLE With Industry Expert Herb Roitblat of @OrcaTec - <http://bit.ly/1a311KE> (@TrustPointIntl)
- PureDiscovery Secures \$10 Million Investment Led by Medina Capital - <http://bit.ly/1eHG4td> (PR Newswire)
- Recomind Raises \$15M From SAP Ventures to Transform Unstructured Big Data Analytics - <http://bit.ly/1eobpT5> (@MarketWired)
- Release Dates Scheduled for Relativity 8.1 - <http://bit.ly/140IVZM> (@kCura)
- RVM Welcomes Sal Mancuso as our New Director of Client Services - <http://bit.ly/1eWGqw6> (RVM)
- Successful Predictive Coding In An Unfamiliar Linguistic Landscape - <http://bit.ly/1djSTYN> (Bret Burney)
- The BIA Blog — Adding Custodian Questionnaires to TotalDiscovery - <http://bit.ly/18So6PT> (Announcement)
- Thought Leaders in Big Data: Interview with Kon Leong, CEO of ZL Technologies – <http://bit.ly/19PgoXP> (Sramana Mitra)
- TrustPoint International Appoints Zelda Owens as Managing Director in the New York City Office - <http://bit.ly/1eCO2DT> (@TrustPointIntl)
- Western Digital Picks Up Virident for \$685 Million | @SiliconANGLE - <http://bit.ly/18PsUFx> (Maria Deutscher)
- What do Metadata in eDiscovery and Shake Shack Have in Common? Meh. <http://bit.ly/1ebYJhO> (Maureen O'Neil)
- Wick Hill appointed as Guidance Distributor | Legal IT Insider - <http://bit.ly/1eHkJm7> (Charles Christian)



### *Industry Conferences, Events and Meetings*

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

#### **2013 EVENTS**

#### **SEPTEMBER**

E-Discovery for Corporate Market Conference  
 September 17 – 18, 2013  
 Houston, TX  
[Click here for more information.](#)

The Masters Conference  
 September 18-19, 2013  
 Washington, DC  
[Click here for more information.](#)

2013 Conference on Preservation Excellence  
September 18-19, 2013  
Portland, OR  
[Click here for more information.](#)

Hosting and Cloud Transformation Summit North America  
September 23 – 25, 2013  
Las Vegas, NV  
[Click here for more information.](#)

The Power of Computer-Assisted Review – CLE  
September 24, 2013  
New York, NY  
[Click here for more information.](#)

Fifth Annual Intermountain eDiscovery Conference – 2013  
September 26, 2013  
Salt Lake City, UT  
[Click here for more information.](#)

## OCTOBER

Relativity Fest  
October 6-8, 2013  
Chicago, IL  
[Click here for more information.](#)

Relevant  
October 6-8  
Nashville, TN  
[Click here for more information.](#)

Gartner Symposium/ITxpo  
October 6-10, 2013  
Orlando, FL  
[Click here for more information.](#)

EDRM 2013-2014 Midyear Meeting  
October 9-11, 2013  
Saint Paul, MN  
[Click here for more information.](#)

ACEDS 2013 Corporate E-Discovery Summit  
October 10-11, 2013  
San Francisco, CA  
[Click here for more information.](#)

7th Annual eDiscovery Summit – COALSIP  
October 11, 2013  
Denver, CO  
[Click here for more information.](#)

2013 EDI Leadership Summit  
October 15 – 17, 2013  
Santa Monica, CA  
[Click here for more information.](#)

Innovate  
October 17-18, 2013  
Orlando, FL  
[Click here for more information.](#)

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.](#)

ARMA Live 2013  
October 28-30, 2013  
Las Vegas, NV  
[Click here for more information.](#)

#### NOVEMBER

KMWorld 2013  
November 6-8, 2013  
Washington, DC  
[Click here for more information.](#)

2013 eDiscovery Leadership Conference  
November 15, 2013  
Hollywood, FL  
[Click here for more information.](#)

The Advanced eDiscovery Institute  
November 21-22, 2013  
Washington, DC  
[Click here for more information.](#)

#### DECEMBER

Governance, Risk & Compliance 2013  
December 4-5, 2013  
Orlando, FL  
[Click here for more information.](#)

E-Discovery for Corporate Market Conference  
December 11 – 12, 2013  
Los Angeles, CA  
[Click here for more information.](#)

#### **2014 Events**

#### FEBRUARY

LegalTech New York, 2014  
February 4-6, 2014  
New York, NY  
[Click here for more information.](#)

MARCH

ABA TECHSHOW

March 27-29, 2014

Chicago, IL

[Click here for more information.](#)

MAY

FOSE

May 13-15, 2014

Washington, DC

[Click here for more information.](#)

AUGUST

ILTA 2014

August 25-28, 2014

Nashville, TN

[Click here for more information.](#)

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