Unfiltered Orange |
Weekly eDiscovery News Update – July 11, 2012

Highlighted in Forbes' Law & Technology Blog as one of [Eight Great Law & Technology Resources](#), Orange Legal Technologies' *Unfiltered Orange* Weekly eDiscovery News Update provides readers with a trusted compilation of key public domain eDiscovery news, views and events.

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eDiscovery News
Content and Considerations

- A Bit About Deduplication | Ball In Your Court - http://bit.ly/LygarL (Craig Ball)
- A Civ Pro Review of Jurisdiction - http://bit.ly/P7Tjcv (Josh Gilliland)
- Are Employers Still in Denial About eDiscovery Readiness? Survey Says …. http://bit.ly/NaPoVd (Jason Shinn)
- Assumptions of Spoliation Do Not Prove Spoliation - http://bit.ly/N91eiv (Mike Hamilton)
- Circumstantial Authentication of Email Evidence – http://bit.ly/N9thyh (Gregory Joseph)
- Civil Procedure: Taxation of Fees for Electronic Discovery - http://bit.ly/PpADFa (Gale Burns)
- Class Certification Granted in 'Da Silva Moore' - http://bit.ly/PrWWu1 (Mark Hamblett)
- Court Orders Production of Five Years of Content from Facebook, MySpace for Opposing Counsel's Review - http://bit.ly/NbnIQ1 (K&L Gates)
- Court Rules Criminal Defendant's Twitter Records, Including Tweets, Subject to Production - http://bit.ly/LxSeFc (K&L Gates)
- D.C. Bar Calls Out eDiscovery Vendors in the District - http://bit.ly/OrXNER (Sean Doherty)
- Da Silva Moore: Plaintiffs Object to Denial of Motion for Recusal or Disqualification – http://bit.ly/PHFt0P (K&L Gates)
- Data Deluge: The Problem Is, You Can't Keep Everything – http://onforb.es/LC4Hrt (Dan Roffman)
- Day Two of a Predictive Coding Narrative: More Than A Random Stroll Down Memory Lane - http://bit.ly/RJV7Gi (Ralph Losey)
- Debra Logan: Why Information Governance Fails And How To Make It Succeed – http://bit.ly/LxSxQ8 (Chris Dale)
- Discovering A Way To Cut Legal Data Costs – http://bit.ly/OuiwIn (Ken Tarbous)
- eDiscovery Best Practices: You May Need to Collect from Custodians Who Aren't There - http://bit.ly/PFtOzz (Doug Austin)
- Expanding TAR to become Predictive Discovery - http://bit.ly/RNYT1r (Greg Buckles)
- Florida Adopts First-ever eDiscovery Rules for State Courts, To Take Effect September 1 - http://bit.ly/RrDavP (Robert Hilson)
- Google Seeks $4,030,669 in eDiscovery and Other Costs from Oracle – http://bit.ly/NdSZp9 (John Horan)
- Imposing Inherent Power Sanctions without Order to Show Cause Violates Due Process - http://bit.ly/RJWsNl (Gregory Joseph)
- How One Judge Sees eDiscovery - http://bit.ly/M1V0qI (Whitney Grace)
- Looking for Mr. Right – Revisited - http://bit.ly/PpgBLc (George Parapadakis)
- Mass. Joins Other States in Ruling that Cloud Computing is Ethical for Lawyers – http://bit.ly/M1U5qa (Bob Ambrogi)

- Nevada PI Plaintiff Claiming $61 Million in Damages Forced to Turn Over Social Media Postings – http://bit.ly/NggPRk (Adam Losey)
- New Ethical Rules Affecting eDiscovery in the Works - http://bit.ly/PGxu48 (Al McNee)
- New Jersey District Judge Upholds Sanctions for Camden County's Grossly Negligent Litigation Hold Procedures - http://bit.ly/PpUG6s (Scott Etish)
- "One Ring to Rule Them All?" eDiscovery Search Methodology in Patent Litigation – http://bit.ly/N9mdln (Wendy Akbar)
- Posse Comitatus - http://bit.ly/N8qw0b (Charles Holloway
- Predictive Coding Gaining Popularity in Complex Litigation – Dinsmore & Shohl LLP – http://bit.ly/OtKyUe (Grahmn Morgan)
- Predictive Coding – Measurement Challenges - http://bit.ly/PCX2zb (Venkat Rangan)
- Social Media – How it is Affecting eDiscovery and Growing Every Day – http://bit.ly/Oqje9h (Jeffrey Parkhurst)
- Spoliation Sanction — Adverse Inference Requires Actual Suppression or Withholding of Evidence - http://bit.ly/N8t1Q7 (Gregory Joseph)
- "Stay" Really Means Do Not Conduct Discovery - http://bit.ly/M1UpFC (Josh Gilliland)
- Supreme Court of Florida Adopts Amendments to Civil Rules to Address e-Discovery - http://bit.ly/Ngg5vl (K&L Gates)
- Survey Shows Surge in eDiscovery Work at Law Firms and Corporations – http://bit.ly/PphaES (Monica Bay)
- Ten Tips for Managing Social Media in eDiscovery - http://bit.ly/OtoPiD (Kroll Ontrack)
- The Cloud and eDiscovery: A Complex Challenge - http://bit.ly/OtUMaH (Gary Audin)
- The ITC's Long, Weary Road to eDiscovery Reform - http://bit.ly/PpsxfZ (Mark Michels)
- The Regulators are Already Tuned In…Why Aren't You? | AudioDiscovery – http://bit.ly/PloGAk (Jeff Schlueter)
- Twitter Ordered to Produce Protestor's Tweets - http://bit.ly/RmasfR (Bradford Currier, Marc Martin) K&L Gates
- Twitter Will Give You Up to the Cops 75% of the Time - http://bit.ly/PqrEno (Andrew Lu)
- Types Of Metadata and How They Impact eDiscovery - http://bit.ly/PLCvZ3 (Doug Austin)
- What is the Turing Test for Computer-Assisted Review? http://bit.ly/RmAzmV (kCura)
- What's Trending in Legal Hold Management? http://bit.ly/PMdjBJ (Mikki Tomlinson)

Reports and Resources

- 12th Global Fraud Survey - http://bit.ly/OtkZpQ (Ernst & Young)
- ChatterBots Resources on the Internet – http://bit.ly/PCWwkx (Marcus Zillman)
- EU: Collecting & Processing Personal Data: What is Legal? http://bit.ly/N8rAB6 (European Commission)
- Financial Advisors' Use of Social Media Moves from Early Adoption to Mainstream (PDF) – http://bit.ly/Rv1YDs (FTI Consulting)
- IN RE: Amendments To Florida Rules of Civil Procedure – Electronic Discovery – http://bit.ly/RNttIj (Supreme Court of Florida)
- Measuring the Cost of Cybercrime (PDF) http://bit.ly/N8rtpf (11th Annual Workshop on the Economics of Information Security)
- Peck, Parties and Predictive Coding - Consolidated Key Document File Update (July 9, 2012) - http://bit.ly/xAztDv (@ComplexD)
- Privacy, Security and Trust in Cloud Computing (PDF) http://bit.ly/OpgARa (Siani Pearson)
- Reality Check – Governments Have Easy Access to Data on the Cloud - http://bit.ly/PjpjJr (Peter Vogel)
- The Rear View Mirror on Google+: 5 Top Stories From Last Week's Unfiltered Orange Newsletter – http://bit.ly/Os40AD (@OrangeLT)

Sight and Sound

- Case in Point for Monday, July 9th, "Custodians" - http://bit.ly/RNfX7I (Tom Fishburne)
- Charts: If You're Concerned About Privacy, Don't Use Your Cell Phone - http://bit.ly/NgfBWd (Derrick Harris)
- Mark Michels on Efforts to Rein In Rising eDiscovery Costs – Video Part 1 – http://bit.ly/N8sHAR (Monica Bay)
- Mark Michels on Efforts to Rein In Rising eDiscovery Costs – Video Part 2 – http://bit.ly/N8sEVQ (Monica Bay)
- Social Media and Family Law (Video) http://bit.ly/OtHN5e (Christian Badali)
- The Content Conundrum for Financial Firms (New Infographic) http://bit.ly/RuWUPk (Chad Bockius)

Technology and Tactics

- A Hard Rain's Gonna Fall on Cloud Services - http://bit.ly/PFCczb (Rick Cook)
- Big Data for the Poor - http://nyti.ms/N8trWS (Quentin Hardy)
- Calling for Canada to Shed Its Provincial, Outdated Approach to Legal Technology – http://bit.ly/OttIs9 (Luigi Benetton)
- Cautiously, Europe Embraces Government & Enterprise Cloud Computing - http://bit.ly/Nghfaf (Brian Karp)
- Cell Carriers See Uptick in Requests to Aid Surveillance - http://nyti.ms/RNqj7D (Eric Lichtblau)
- Congressional Use of Social Media Platforms Expands | The Daily Texan – http://bit.ly/PGeDGg (Bobby Blanchard)
- Cybercrime Disclosures Rare Despite New SEC Rule - http://bit.ly/OtrlW1 (Richard Lardner)
- EU Court OKs Resale of Downloaded, Licensed Software - http://bit.ly/Prpq7b (Associated Press)
- Hands-On With New Twitter Search - http://tnw.co/LDlTga (Drew Olanoff)
- HHS Posts Audit Protocol Online - http://bit.ly/N9tba2 (Hunton Williams)
- Monitoring Mailbox Moves - http://bit.ly/OtG2oH (Casper Manes)
- Privacy at Stake? 1.3 Million Inquiries in 2011 for Cell Subscriber Information - http://bit.ly/NghPEY (Peter Vogel)
- Protecting Data with WORM Drives - http://bit.ly/ROZMXq (Gregory Machler)
- Providers' Safe Harbor 'Self-Certification' Not Enough To Guarantee Data Protection-Compliance - http://bit.ly/N8tP7w (Pinsent Masons)
- Search Public Records on the Cheap - http://bit.ly/PpsBwa (Carole Levitt, Mark Rosch)
- Social Media Password Law Remains Idle in Illinois – Workplace Privacy Counsel – http://bit.ly/N7cwnA (Littler)
- Success in Value-Based Legal Billing - http://bit.ly/PprqwK (BLLAWG)
- Survey Says Email Account More Important Than Bank Account - http://bit.ly/PpL7V7 (John Mello)
- Tech Companies Leave Phone Calls Behind - http://nyti.ms/Olqy69 (Amy O'Leary)
- Ten Tips for Navigating Defamation Issues in Social Media - http://bit.ly/NghBxJ (Mary Gately, Victoria Bruno)
- Text Message "Opt-Out" Case Dismissed - http://bit.ly/PGEjT6 (Justine Gottshall)
- The Future of Legal Technology and Legal IT According to Randi Mayes, Executive Director of ILTA - http://bit.ly/RNyIYC (@LegalIT)
- The State of the Art in Records Management – Part One http://bit.ly/NdSFa3 (Mark Mandel)
- The Ups and Downs of Cloud Technology – http://bit.ly/RNlCuy (Catherine Lamsfuss)
- Twitter Releases List of Government Data Requests - http://bit.ly/OtgGuC (Sharon Gaudin)

Vendor Views
Industry Landscape

- 70 Days Out: Intermountain eDiscovery Conference 2012 – Salt Lake City, Utah - http://bit.ly/N9gdcf (@OrangeLT)
- 2012 EDRM Kickoff Meeting Generates New Projects - http://bit.ly/PmRE1F (William Hamilton)
- ACEDS announces IPRO as Affiliate Member - http://bit.ly/NbYNff (Press Release)

- Achieving Efficiency in eDiscovery: Argyle's Interview with John Tredennick – http://bit.ly/PFVnZt (Bob Ambrogi)
- Altlaw Implements Nuix eDiscovery Platform - http://bit.ly/N8qntN (Press Release)
- Back to Basics - http://bit.ly/RtPgEY (Michelle Kovitch)
- Ballard Spahr LLP Installs Relativity Firm-Wide - http://on.mktw.net/NgfIRD (MarketWatch)
- BlackBag Technologies Announces BlackLight™ 2012 R2 Mac OS X, iPhone, and iPad Forensics Software Release – http://bit.ly/NgnZ81 (PR Web)
- Cogility Awarded Contract to Develop "Legal Analytics and Intelligence" Case Management Software - http://bit.ly/Otw7Q7 (Business Wire)
- Content Analyst – E-Discovery Standards Are On the Way - http://bit.ly/RrMEHu (Whitney Grace)
- Counsel On Call raises $4.2 Million to Grow – http://bit.ly/NfaXHL (Annie Johnson)
- Cryoserver and TDM Group Bring Forensic Email Archiving to IT Outsourcing – http://bit.ly/PFuqFe (Press Release)
- DTI Adds Currey to National Sales Team - http://bit.ly/OrYwGj (Monica Bay)
- e-Logic Group Tranforms and Takes Real Estate Securitization Audit and Forensic Audit Analysis - http://bit.ly/RNnqn7 (PR Web)
- Epiq Systems Second Quarter 2012 Earnings Results to be Announced July 31 - http://yhoo.it/NgnJpq (Yahoo! Finance)
- FTI Consulting, Inc. Announces Special Charge for Actions Taken in the Second Quarter of 2012 - http://prn.to/Ps0Hj6 (PR Newswire)
- FTI Cuts 3% of Workforce, but Comms Layoffs 'Minimal' - http://bit.ly/OlpOxN (PRWeek)
- Hyland Software Introduces OnBase 12 - http://on.mktw.net/OupLjl (PR Newswire)
- Informative Graphics Announces Newest Version of Brava! 7.1 - http://bit.ly/Ngj0Et (Press Release)
- Keeping Up with Developments at Guidance Software - http://bit.ly/N9mC7d (Chris Dale)
- Kroll Overhauls Management - http://bit.ly/RNn7bV (Jennifer Shockley)
- LBM Invests In Nexidia Interaction Analytics - http://bit.ly/OpumDq (Press Release)
- Lateral Data Joins the Xerox Family | Xerox eDiscovery Talk - http://bit.ly/OuujWV (Randy Burrows)
- M. Scott Peeler Joins Stroz Friedberg - http://mwne.ws/OtEw5T (Marketwire)
- MD5 Announces Addition of iCONECT's Intuitive XERA Review Platform http://bit.ly/PLfa9U (PR Web)
- Océ Business Services Ranked One of World's Best 100 Outsourcing Companies for Sixth Straight Year - http://bit.ly/RNuDnl (Press Release)
- OpenText to Report Fourth Quarter and Fiscal Year-End 2012 Financial Results - http://on.mktw.net/RrXgGy (PR Newswire)
- Revera's New Data Centre in Wellington Utilises CommVault's Cloud-Optimised Simpana Software - http://bit.ly/N8s1LP (Press Release)
- SHMcloud™ Beta – Now Available - http://bit.ly/PG1Rrv (Web Announcement)
- SRR Partners with kCura as a Relativity Premium Hosting Partner – http://bit.ly/RNXWpV (Press Release)
- Why Do We Need Forensic Email Archiving? http://bit.ly/Otq0Pc (IT News Africa)
- Xerox Acquires Viewpoint for an On-Prem Option – Taneja Group -http://bit.ly/N8thyK (Christine Taylor)

2012 eDiscovery Events

JULY

Carmel Valley eDiscovery Retreat
July 22 – 24, 2012
Carmel, CA

AUGUST

ILTA Annual Conference 2012
August 26 – 30, 2012
Washington, DC

SEPTEMBER

Intermountain eDiscovery Conference 2012
September 13, 2012
Salt Lake City, UT

ACC Annual Meeting
September 30 – October 3, 2012
Orlando, FL

OCTOBER

EDI Leadership Summit 2012
October 17 – 19, 2012
Fort Lauderdale, FL

NOVEMBER

LawTech Europe Congress
November 12, 2012
Prague, Czech Republic

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

About Orange Legal Technologies

OrangeLT™ is a leading provider of electronic discovery litigation, audit, and investigation services for law firms and corporations. Having served over 500 clients since inception and with over 100 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 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.

- To sign up for our weekly updates, visit: http://tinyurl.com/258nzu5.
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