

Unfiltered Orange |

Weekly eDiscovery News Update – February 20, 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

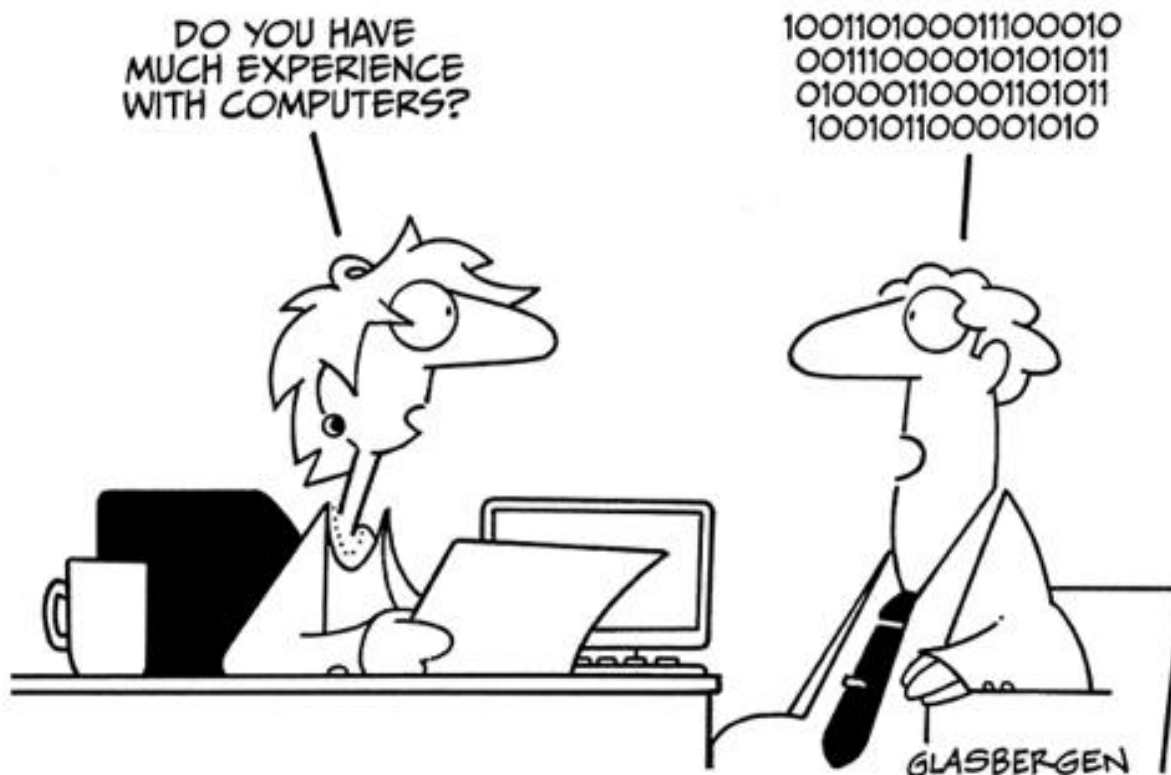
Considerations

- Adventures In Email Threading - <http://bit.ly/XIW5qo> (Brian Kapatkin)
- Authentication of GPS and Google Earth Evidence — No Expert Required - <http://bit.ly/XWG7Iz> (Gregory Joseph)
- Avoiding Waiver of Attorney-Client Privilege: Why it's Necessary to Take Precautions in Responding to Government Subpoenas and Discovery Requests - <http://bit.ly/XZrchF> (Jennifer Farer)
- Burdens of Proof: Cryptographic Culture & Evidence Law in the Age of Electronic Documents - <http://bit.ly/XmkT4t> (Ben Rothke)
- Charter Right to Search Google™? <http://bit.ly/Y1SRyz> (Martin Kratz)
- Criminal, Civil Discovery Clash in PayPal Hacking Case - <http://bit.ly/X7sUKB> (Vanessa Blum)
- Don't Pass The eDiscovery Buck To The Vendor - <http://bit.ly/Xe243A> (Adam Losey)
- eDisclosure and the Jackson Review - <http://bit.ly/XjU2pH> (Chris Callan)
- Facebook Posts and Twitter Invites Don't Violate Non-Solicitation Clause - <http://bit.ly/XlZr4x> (Venkat Balasubramani)
- Florida Legal Ethics Opinion Clears Way for Cloud Computing - <http://bit.ly/VUmTPl> (Bob Ambrogi)
- Focusing on Substance over Mathematics in a Predictive Coding Workflow - <http://bit.ly/XdKkoS> (Erik Post, Jim Vint)
- Hasten Slowly | Millnet - <http://bit.ly/12kfdPA> (Charles Holloway)
- Hyperlinking Should Not Infringe Copyright, Say Academics - <http://bit.ly/Xmf7ji> (Pinsent Masons)
- Ineffective eDiscovery Raises the Cost of Healthcare - <http://bit.ly/Y3Cu4u> (Bill Tolson)
- Internet Platforms Can Assume Role of Publisher and Become Liable for Defamation, Rules Court - <http://bit.ly/XjTyis> (Pinsent Masons)
- Is It Safe to Delete Your Groupon E-mails? <http://bit.ly/XXYei9> (Amanda Miceli)
- Job Market Heating Up for eDiscovery Technologists, Managers, and Attorneys - <http://bit.ly/Xk1AZR> (David Cohen)
- Just When You Thought AOL Was Irrelevant – Good to Know those Emails from 1999 Won't be Getting Out - <http://bit.ly/XK7BBS> (Chrissy Caputo)
- N.D. Illinois Proposes New Local Patent Rules for Electronically Stored Information - <http://bit.ly/XbRLgc> (David Donoghue)
- Note to Litigants: When Costs Shift, TAR Costs May Shift with Them - <http://bit.ly/XEDVWN> (Jeff Kangas)
- "Objectively Baseless" Claims Lead To Heavy Sanctions - <http://bit.ly/XkOFGN> (David Magana)
- Over \$12 Million in Attorney Fees Awarded in Patent Case Involving Predictive Coding - <http://bit.ly/XdJTuM> (Matthew Nelson)

- Preservation and Proportionality on the Agenda for US Litigation – <http://bit.ly/139p9a7> (Chris Dale)
- Re-Tallying The Facebook Demand Laws : Social Media Employment Law Blog – <http://bit.ly/XAiz00> (Michael Schmidt)
- RICO Mail Fraud: Proving Reliance Remains Essential Where It Is Integral to Plaintiff's Theory of Causation – <http://bit.ly/XIUhxB> (Gregory Joseph)
- Quick and Dirty Guide to eDiscovery Project Management (Part 1) - <http://bit.ly/XjRSXl> (Eric Robinson)
- Sensitivity of Personal Data Should be Determined by Processing Purpose and Context, says ICO – <http://bit.ly/XdubQt> (Pinsent Masons)
- Technology Assisted Review is NOT New ... Just Improved – <http://bit.ly/XYulbX> (Kevin Leser)
- Thinking About Using Pictures Pulled From Twitter? Think Again, NY Court Warns – <http://bit.ly/Xf2qaf> (Alexander Lawrence, Jamie Kitano)
- The Civil Procedure (Amendment) Rules 2013 Relating to Disclosure and Case Management – <http://bit.ly/XAE0Qf> (Chris Dale)
- Train Accident Leads to eDiscovery Battle - <http://bit.ly/XaprLd> (Zack Needles)
- Twitter And AmEx Team Up: Legal Questions Abound - <http://bit.ly/XmexC9> (Eric Everson)
- Simple Justice: Washington State Leads The Way To Affordable Legal Services – <http://bit.ly/XglWms> (Scott Greenfield)
- US Judge says Clawback Pact Atones for All Discovery Sins, Attorney-Vendor Errors Included – <http://bit.ly/XbfiOB> (Robert Hilson)
- What You Don't Know Can Hurt You – <http://bit.ly/XbYall> (Drew Lewis)
- Will There Ever Be International Standards for eDiscovery? <http://bit.ly/XdnbTA> (Anna Biblowitz)

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Risk

- 10 Questions You Should Ask About Risk Management - <http://bit.ly/XjRNmi> (Jim Deloach)
- Ain't No Sunshine: Introducing "The Federal Communications Commission Collaboration Act of 2013" <http://bit.ly/Y1QOKT> (Kevin Goldberg)
- Constant Self-Examination is Critical to Compliance - <http://bit.ly/XdnHB8> (Dan Zitting)
- Court Finds Crime Insurance Covers Data Losses - <http://bit.ly/XoOiv2> (Bruce Raymond)
- Data Protection in the Kingdom of Saudi Arabia: A Primer | Al-Mirsal - <http://bit.ly/XjTbW9> (Omar Elsayed)
- Deloitte Tech Trends Poll: You've Been Hacked, Now What? <http://bit.ly/Y1OyDa> (Deloitte)
- Deposition Prep That Lead To One Of The Most Notable FCPA Cases - <http://bit.ly/Y1M8Vd> (Mike Koehler)
- Directors and Information Technology Oversight - <http://hvr.d.me/XIS0Tb> (Mary Ann Cloyd)
- Federal Court Certifies 60K-Member Class in Wireless Spam TCPA Litigation against Insurance Company - <http://bit.ly/Xds3rU> (Michelle Kisloff)
- If You're Collecting Our Data, You Ought to Protect It - <http://nyti.ms/XWGuDS> (Natasha Singer)
- Inventors and Patent Attorneys: Beware the Ides of March - <http://bit.ly/15paOKK> (Lisa Schuchman)
- Lessons From U.S. V. Kinnucan | Criminal Defense Lawyers - <http://bit.ly/XkuSat> (Daniel Purdom)
- New Guideline on Personal Information Protection Becomes Effective in China - <http://bit.ly/Xdpea4> (David Saltzman)
- Takes One to Know One: Lawyers Catching Crooked Lawyers - <http://bit.ly/XaoEdc> (James McGrath)
- The Impact of Cloud Computing on FDA's Regulation of Medical Products - <http://bit.ly/XIWZ6u> (Seth Mailhot)
- The Need to Know About Executive Orders: Much Ado About ... Cybersecurity - <http://bit.ly/Xme7ff> (Leland Beck)
- The New HIPAA Omnibus Rule & Your Liability — A Detailed Review - <http://bit.ly/12EloxW> (Mintz Levin)
- To Tweet Or Not To Tweet: FFIEC Issues Proposed Guidance On Social Media - <http://bit.ly/XdpCpi> (Christopher Connell, Nicholas Deenis, Laura Souchick)
- SEC Enforcement in the Second Term of the Obama Administration - <http://hvr.d.me/Xdqw55> (Colleen Mahoney, Erich Schwartz)
- Weekly "Quick 10" Corporate Risk Review Stories - 2.15.13 - <http://bit.ly/XdxNls> (@ActionableINT)
- You May Get Lucky By Not Discussing Merger Talks - Securities Compliance Sentinel - <http://bit.ly/Y1TisI> (Ernest Badway)

Resources

- Risks of Friendships on Social Networks (PDF) <http://bit.ly/Xk5mlX> (Cuneyt Akcora, Barbara Carminati, Elena Ferrari)
- Technology Assisted Review Backgrounder Update - <http://bit.ly/liTGtb> (@OrangeLT)
- The Demographics of Social Media Users — 2012 - Pew Research - <http://bit.ly/15rMgkp> (Maeve Duggan, Joanna Brenner)
- The Story of the Foreign Corrupt Practices Act - SSRN (PDF) <http://bit.ly/XjQaVG> (Mike Kohler)
- The Risky Business of Social Media - <http://bit.ly/XmckXx> (Patricia Salkin, Julie Tappendorf)

Senses

- Adam Losey on Young Lawyers and EDD - <http://bit.ly/Xf2gQ6> (Monica Bay)
- Judge Andrew Peck on Predictive Coding - <http://bit.ly/Y6PZAt> (Monica Bay)
- Podcast: Predictive Coding: Grossman-Cormack Glossary of Technology-Assisted Review - <http://bit.ly/XgzD57> (Karl Schieneman)
- Unfiltered Orange - Cartoons: Outsourcing Review? <http://bit.ly/X7Gq0K> (@OrangeLT)

Technologies

- 3 Ways To Protect Cache Writes - <http://bit.ly/XEFtjD> (George Crump)
- 77% of Law Firms' Target Audience Using Social Networking - <http://bit.ly/XSim57> (Kevin O'Keefe)
- Capacity-based Versus Socket-based Backup Software Licensing - Determining Which is Best for Your Organization - <http://bit.ly/Y6Shj5> (Jerome Wendt)
- Critical Security Patches for Exchange Issued by Microsoft - <http://bit.ly/XITKMD> (John Mello)
- Distance Learning in Legal Education: Delivery Models, Regulatory Issues, and Recommended Practices - <http://bit.ly/Xdq0UI> (beSpecific)
- Five Killer Techniques for Data Mining - <http://bit.ly/YBQCie> (Scott Raspa)
- Opera's WebKit Move Isolates Mozilla - <http://bit.ly/Y6Tjfl> (Thomas Claburn)
- In Tech, Does I.T. or Marketing Rule? - <http://nyti.ms/XEzzXF> (Quentin Hardy)
- Tech Predictions for 2013: It's All About Mobile - <http://nyti.ms/XWZxxZ> (Claire Cain Miller)
- The Public's Concern and ICANN's Request Regarding Closed Generic Domains - <http://bit.ly/XjT1hp> (Heather Nolan)
- Tips to Choosing the Right Backup Appliance for Your Size Organization - <http://bit.ly/X7uITW> (Jerome Wendt)
- Why CIOs Must Care About New API Management Platforms. Hint, It's About Mobile Apps. - <http://bit.ly/Xdom5l> (Ted Schadler)

Vendors

- Alpha Systems Releases Alpha ImageWorks®, Version 2.4 - <http://bit.ly/Y45M30> (PR Web)
- AXS-One Announces Trade-up Program for Mimosa NearPoint Customers - <http://bit.ly/XEB68b> (Business Wire)
- Concept Searching Partners with Discovery Machine - <http://bit.ly/XBxtzQ> (PR Web)
- Consilio Becomes the New Name for First Advantage Litigation Consulting - <http://mwne.ws/XBvX0E> (Marketwire)
- CPA Global Acquires First To File - <http://bit.ly/Y6J9uG> (Evan Koblenz)
- D4: Common eDiscovery "Vendor" Myths Refuted - <http://bit.ly/XGzc77> (Josh Headley)
- Daegis: eDiscovery Security in the Age of Unauthorized Access - <http://bit.ly/Xn31GL> (Chuck Pindell)
- Deloitte | Discovery Management Digest - <http://bit.ly/XJGGGj> (Deloitte)
- Don Philbin of Picture It Settled - eDiscovery Trends - <http://bit.ly/Xklzlc> (Doug Austin)
- eDJ's Predictive Coding Webinar Gets Great Response - <http://bit.ly/XFabcg> (Barry Murphy)
- eDiscovery Vendors Should Not Charge for Collecting and Preserving Data - <http://bit.ly/XGCzLd> (David Bohrer)
- Epiq Systems Launches AACER® 2.0 - <http://bit.ly/15teWcO> (Press Release)
- Fairchild Semiconductor Selects CloudLock to Secure Document Collaboration and Google Apps Add-On - <http://bit.ly/Y4ycdh> (Business Wire)
- Firmex Virtual Data Rooms Achieves Impressive Customer Satisfaction Results - <http://bit.ly/XEMQaP> (@LegalIT)
- Guidance Software Appoints New Sales Leader for EMEA and APAC Regions - <http://bit.ly/Xdrqys> (Business Wire)
- HP Autonomy, CloudSystem Financing: Calling All Partners - <http://bit.ly/15tf0OB> (@TheVARGuy)
- Huron Consulting Group Expands Huron Legal with eDiscovery and Forensics Experts - <http://bit.ly/XmHsGj> (Press Release)
- HuronLegal Q&A: Are eDiscovery Search Terms Still Viable? <http://bit.ly/XEFMLo> (Business Wire)
- Interview with Attorney and eDiscovery Expert Susan Nickle - <http://bit.ly/XnKxG8> (@eDiscoveryBeat)
- Managing eDiscovery Momentum - It Takes Time to Turn the Ship - <http://bit.ly/15sfjEi> (Greg Buckles)
- Measuring and Validating the Effectiveness of Relativity Assisted Review - <http://bit.ly/X7VrQk> (David Grossman)
- Mobile Phone Examiner Plus (MPE+) 5.2.1 Available Now | <http://bit.ly/XaOEVO> (Forensic Focus)
- New TransVault Migrator for EMC SourceOne Simplifies Email Archive Upgrades - <http://bit.ly/Xl1Xjz> (Press Release)

- OrangeLT™ is Different from Most eDiscovery Companies - <http://bit.ly/XkJFC3> (@OrangeLT)
- Predicting Discovery? Initial Results of 120-Second Provider Predictive Coding Survey - <http://bit.ly/XirAVh> (@ComplexD)
- Recommind / Bob Tennant – Advice for Making Machine Learning Work For Business – <http://onforb.es/15dMCe4> (Dan Woods)
- Ray Zwiefelhofer of World Software – eDiscovery Trends - <http://bit.ly/XaliKf> (Doug Austin)
- Tech Circuit: Pyrotechnics Edition - <http://bit.ly/15tldol> (Monica Bay)
- Tom Gelbmann of Gelbmann & Associates, LLC – eDiscovery Trends - <http://bit.ly/XdtBSF> (Doug Austin)
- ZLTechnologies Earns Top Visionary Placement in Gartner Magic Quadrant – <http://mwne.ws/XGiIMi> (Marketwire)
- ZyLAB and Noerr enter Strategic Partnership - <http://bit.ly/XEWOfc> (The Lawyer)

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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