# Unfiltered Orange l Weekly eDiscovery News Update - March 16, 2011

Compiled by Orange Legal Technologies 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 @OrangeLT on Twitter.

**eDiscovery News**   *Content and Considerations*

- 2nd Circuit Rules Digitally 'Morphed' Sex Photos Are Child Pornography - http://tinyurl.com/4kjulom (Mark Hamblett)
- 9th Circuit Finds No Standard to Judge Infringement of Internet Adwords - http://tinyurl.com/4hd2vsd (Alison Frankel)
- A Standard for Undue Burden: Excruciating, But Highly Educational and Useful, Detail - http://tinyurl.com/4hamv8g (Josh Gilliland)
- Aggressive Transparency and Strategic Cooperation in Electronic Disclosure - http://tinyurl.com/4abc5bn (Chris Dale)
- Bank Of America E-Mail Leaks Are Here, How Much Will They Hurt? http://tinyurl.com/4lzojxm (Halah Touryalai)
- "Bring it Here? You're SOL," Says DOJ - http://tinyurl.com/6yhhzju (Christopher Dize)
- CEO Ruyak Partly Blames Contingency-Fees, eDiscovery Vendors, for Howrey's Fall - http://tinyurl.com/4hunqua (Ashby Jones)
- Certification Gives Veteran Litigator a Reliable Standard to Vet Talent - http://tinyurl.com/47kjbtz (David Quinones)
- Civil Contempt and Possible $500,000 Sanction for Withholding of ESI by Defendant - http://tinyurl.com/4ept6o6 (John Blumenshein)
- Court Rules Debt Agency Can't Contact Woman on Facebook - http://tinyurl.com/4c5lty4 (Tamara Lush)
- Delaware Ruling Would Require Massive Data Backups - http://tinyurl.com/4elhuk2 (Daniel Fisher)
- Destroy Data with a Keystroke, Sure...Why Not? http://tinyurl.com/4cckhvc (Trent Livingston)
- Discovery Spins Theft of Technology Claim From a Contract Dispute - http://tinyurl.com/4pjgfaj (Nate Raymond)
- eDiscovery Cost Shifting - http://tinyurl.com/4gdkphd (Pat McGrath)
- Group Says Body Scanners an 'Unreasonable Search' - http://tinyurl.com/4m6mnwv (Nedra Pickler)
- In Defense of Genger, Part II - http://tinyurl.com/4lslper (Christopher Spizzirri)
- In Search of Quality: Is It Time for eDiscovery Search Process Quality Standards? http://tinyurl.com/5ume6la (Jason Baron)
- Is it Illegal to Require Applicant to Disclose Password to "Friends-Only" Facebook Page? http://tinyurl.com/4rq2ark (Littler Mendelson)
- Is Precision and Recall Making a Comeback? http://tinyurl.com/4avwrhj (Stephen Arnold)
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Judge Scheindlin Rules That Metadata is Integral Part of ESI, Admonishes Counsel for Failing to Meet and Confer Concerning Form of ESI Production - http://tinyurl.com/4ul9xmm (Jennifer Hradil)

- Gavel to Gavel: Pitfalls of Monitoring Social Media - http://tinyurl.com/6j3o8uz (Byrona Maule)
- Government Appeals and Seeks a Stay of Judge Scheindlin's FOIA Order on Metadata in NDLON v. ICE - http://tinyurl.com/4odfzw2 (Ralph Losey)
- Mobile Devices Fair Game for Police Searches in California - http://tinyurl.com/4e35bta (Jeffrey Hayden)
- New Jersey Breach Brings Data Privacy Practices into Question - http://tinyurl.com/4asbo6p (Lora Bentley)
- New Rules: Social Media and Electronic Evidence - http://tinyurl.com/5uhd2po (Peter Vogel)
- Predictive Coding Explained - http://tinyurl.com/4os4at9 (Craig Carpenter)
- Putting ESI on the Map - http://tinyurl.com/47s52zc (Carrie Mallen)
- Resurrecting Deadbeats - http://tinyurl.com/2ec5kyu (Craig Ball)
- Risk, Processes, Proportionality and Objectives in Bribery and eDisclosure - http://tinyurl.com/4sbrc8z (Chris Dale)
- SEC Swept Up by Social Media (Part 2) - http://tinyurl.com/5rkz26u (Chad Bockius)
- Social Media Misbehavior by Jurors Afflicts Trial Process - http://tinyurl.com/46jnajr (Ken Strutin)
- The Top Six Trends in eDiscovery - http://bit.ly/fNQMA0 (Christine Taylor)
- Top N.J. Court Endorses Video Playback in Jury Trials - http://tinyurl.com/4qegj6n (David Gialanella)
- Twitter Defamation Lawsuit: NBA Referee Edition - http://tinyurl.com/4mm7rz8 (Bruce Carton)
- When Producing 2 Million Documents Just Isn't Enough - http://tinyurl.com/4f64zys (Danielle Alvarez)

*Reports and Resources*

- Canadian E-Discovery Case Law Digests (Common Law) - http://tinyurl.com/ych933j (Peg Duncan)
- IMAPS 2011 – The Sedona Canada Panel on Privacy and eDiscovery - http://tinyurl.com/4cpydqr (Alex Cameron, Dan Michaluk)
- ISACA Provides Steps to Mitigate Electronic Discovery Risks - http://tinyurl.com/662ofxn (Press Release)
- Knowledge Discovery Resources 2011 - An Internet MiniGuide Annotated Link Compilation - http://tinyurl.com/46sxnrk (Marcus Zillman)
- Social Networking Compliance: A Guide for IT Teams - http://tinyurl.com/4cfny3q (Paul Lozenlowski)
- The Digital Copyright Dilemma - http://tinyurl.com/4kum4sw (Peter K. Yu)
- The KM Imperative - New Report on UK Legal Knowledge Management - http://tinyurl.com/4hwp3ha (Ron Friedmann)
- Gardere Partner Peter Vogel Helps Establish American College of e-Neutrals - http://tinyurl.com/4btqyra (Press Release)
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UK Law Firm Risk Management Survey Report Highlights Legal
Industry Practices and Priorities - http://tinyurl.com/4fpmprm (Legal IT Professionals)
- With First Phase Complete, LEDES Oversight Committee
  Seeks Feedback - http://tinyurl.com/4sbe8nk (Jane Bennitt)

*Technology and Tactics*

- 6 Social Media Tips from a Smart Lawyer - http://tinyurl.com/4jmeeob (Shel Israel)
- Amazon's Case For Enterprise Cloud Computing (Slideshow) - http://tinyurl.com/4bxke9z (Werner Vogels)
- Cloud Computing Savings From Shutting Down - http://tinyurl.com/4g2syxp (Charles Babcock)
- Common Criteria "Reforms"—Sink or Swim? http://tinyurl.com/47evjp8 (Joshua Brickman)
- Departing Employees? Consider A Forensic Employer
  Protection Program - http://tinyurl.com/2c5nxf5 (Orange Legal Technologies)
- Don't Fall Victim to Twitter Tunnel Syndrome - http://tinyurl.com/4zbhjng (Zach Olsen)
- Five Things Your Email Policy Needs to Have - http://tinyurl.com/4ssd3dj (Jeff Orloff)
- Google Speeds Tweet Information - http://tinyurl.com/4d9qrm7 (Whitney Grace)
- Corporate Governance and Innovation - http://tinyurl.com/6akenud (Matthew O'Connor, Matthew Rafferty)
- Hide Sites To Find More Of What You Want - http://tinyurl.com/4cmpkm3 (Google)
- How to Reduce the Email Security Risks to your Business - http://tinyurl.com/4dzjxca (Paul Mah)
- Is Autocorrect Out To Get You? http://tinyurl.com/6jkb9fs (Abigail Bassett)
- LinkedIn's New News Service Doesn't Link to Legal News - http://tinyurl.com/6hxgmd2 (Bob Ambrogi)
- Moving Mailboxes to Exchange Server 2010 - http://tinyurl.com/4um57w8 (Mike Rede)
- New XML Standard for Super-Fast, Lightweight Applications
  Announced by W3C - http://tinyurl.com/4cnb3up (Marshall Kirkpatrick)
- Privacy Challenges in Marketing Practices European
  (Over)ruling of the Use of Personal Data? http://tinyurl.com/4hkpwkm (Felix Hofer)
- Social Media Data and the Cloud - The Omnipresent eDiscovery
  Challenge (Podcast) - http://tinyurl.com/4q4atpa (ACEDS)
- Solid-State Disk Behavior Underlying Digital Forensics - http://tinyurl.com/4mvbbfm (Robert Geselter)
- This Data Isn't Dull. It Improves Lives. http://tinyurl.com/4lw2h6q (Richard Thaler)
- Trend Setting - Top 10 Legal Process Outsourcing Trends for
  2011 - http://tinyurl.com/6fkmu87 (Gavin Birer)
- Twilio Powering Mobile Start-Ups at SXSW - http://tinyurl.com/6967egz (Jenna Wortham)
- Twitter Enables "Always Use HTTPS" Setting - http://tinyurl.com/4txqu8b (Alexia Tsotsis)
- Twitter Finalizes FTC Security Settlement - http://tinyurl.com/68w3w6l (Mathew Schwartz)
- 'Wayback' to the Collapse of Law Firms - http://tinyurl.com/4hpovng (Brendan McKenna)

**Vendor Views**  *Industry Landscape*

- Autonomy Named a Leader in Message Archiving Software by

Independent Research Firm - http://tinyurl.com/4gfukh6 (PR Newswire)

- Blakemores Solicitors Advocates ArchiveOne® from C2C - http://tinyurl.com/4r7j9xa (Press Release)
- Clearwell Streamlines the Legal Hold Process with the New Clearwell Legal Hold Module - http://tinyurl.com/6kuwywj (Kurt Leafstrand)
- DocsCorp Launch Content Crawler to Capture 'Lost' Documents - http://tinyurl.com/4dawzs3 (Charles Christian)
- Document Solutions, Inc. (DSi) Becomes Charter Member of Legal Service Providers Association - http://tinyurl.com/45nzro7 (Press Release)
- FTI Consulting to Acquire Substantially All European Operations from LECG Corporation - http://tinyurl.com/49h4uqz (Press Release)
- GGO Expands Leadership Team with appointment of Megan Miller, VP Marketing - http://tinyurl.com/4akdf3b (Press Release)
- Informative Graphics putting strong focus on SharePoint Development, Expertise and Leadership - http://tinyurl.com/4ba8gfc (Press Release)
- Intelligent Support for VM Backup is First Order of Business for Symantec NetBackup 7.1 - http://tinyurl.com/45bm4l9 (Jerome Wendt)
- Iron Mountain Hit by Hedge Fund Attack - http://tinyurl.com/4w3wmgv (Chris Mellor)
- Iron Mountain Recognized as a Strong Performer in Message Archiving Software by Forrester - http://tinyurl.com/4mtlfju (Business Wire)
- Lateral Data's Viewpoint(TM) e-Discovery Platform Offers Benefits Beyond Number to 42 LLC - http://tinyurl.com/489zt8x (PR Newswire)
- Legal Service Providers Association Opens Registration for eDiscovery Sales Consulting Training Courses - http://tinyurl.com/47te8kq (Press Release)
- OpenText buys UK Firm to Accelerate Mobile Development - http://tinyurl.com/4jbn69c (Rose Simone)
- Millnet Becomes Relativity Premium Hosting Partner - http://tinyurl.com/4998527 (Press Release)
- Mobile eDiscovery - http://tinyurl.com/4e6w655 (Orange Legal Technologies)
- March 2011 Organization of Legal Professionals Update - http://tinyurl.com/458g2x9 (Chere Estrin)
- Recommind Launches Predictivecoding.Com - http://goo.gl/yeHZH (Press Release)
- Sanction 3 Trial Presentation Software Review - http://tinyurl.com/4ekcrr4 Sneak Preview (Ted Brooks)
- Scarab Consulting Fortifies Executive Management Team with eDiscovery Industry Veterans - http://tinyurl.com/6htz4ao (PR Newswire)
- TCDI expands Greensboro HQ - http://tinyurl.com/4mko93q (Press Release)
- TERIS Hires Victor Suen as Senior Forensic Consultant for its Growing Silicon Valley Office - http://tinyurl.com/4j8po5n (PR Web)
- Terry Dickinson Joins 7Safe - http://tinyurl.com/499owty (Press Announcement)
- The Dolan Company Files 2010 Annual Report on Form 10-K (Parent Company of DiscoverReady) http://tinyurl.com/4vq5z3l (Business Wire)
- Unify Reports Fiscal 2011 Third Quarter Financial Results - http://tinyurl.com/4dzb84z (Press Release)
- ZyLAB Offers Risk Assessment Tools for Organizations

Preparing for the Impending UK Bribery Act - http://tinyurl.com/4f6lqv5 (Press Release)

**eDiscovery Events March Virtual LegalTech** March 17, 2011 Online Click here for more information. **5th Annual Sedona Conference Program on Staying Ahead of the E-Discovery Curve** March 17-18, 2011 San Diego, CA Click here for more information. **ACED Annual E-Discovery Conference** March 23-25, 2011 Hollywood, FL Click here for more information. **April ILTA - INSIGHT 2011** April 5, 2011 London, UK Click here for more information. **13th Annual Sedona Conference on Complex Litigation - The Future of Civil Litigation 2** April 7-8, 2011 Del Mar, CA Click here for more information. **ABA TECHSHOW** April 11 - 12, 2011 Chicago, IL Click here for more information. **The Computer Forensics Show** April 19-20, 2011 New York, NY Click here for more information. **May DoDIIS Worldwide Conference** May 1-5, 2011 Phoenix, AZ Click here for more information. **2011 World Technology Law Conference & Annual Meeting** May 12-13, 2011 San Francisco, CA Click here for more information. **CEIC 2011 Computer Investigations Conference** May 15-18, 2011 Orlando, FL Click here for more information. **LegalTech West** May 17-18, 2011 Los Angeles, CA Click here for more information **11th Annual Inside Counsel Super Conference** May 23-24, 2011 Chicago, IL Click here for more information . **ACC Europe - Annual Conference** May 29-31, 2011 Berlin, Germany Click here for more information. For Complete Events Calendar Visit - Click here.



**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.

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