Unfiltered Orange | Weekly eDiscovery News Update – May 9, 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 Critique of Delaware District Court's Revised Default eDiscovery Standard - bit.ly/JQOdMV (Christopher Spizzirri)
- Combatting Bias in Predictive Coding Adoption: In the Courts and in Practice - bit.ly/IrHdaH (Gerard Britton)
- Corroborating Circumstances For Text Authentication: Chats And Texts Authenticated By One Party - bit.ly/KNyIEq (Gregory Joseph)
- Court Grants Plaintiff's Motion to Compel Mirror-Imaging of Defendant's Computers - bit.ly/KuD1Tc (Doug Austin)
- Defendants in 'Da Silva Moore' Oppose Motion to Recuse Judge - bit.ly/INB7lI (Michael Roach)
- Does Predictive Coding Spell Doom for Entry-Level Associates? bit.ly/JVHOkM (Erica Birg)
- eDiscovery Data Subject To Export Control Laws - bit.ly/IVJiGq (Jayne Rothman)
- eDiscovery in SharePoint - bit.ly/Ipqe4U (Chris Riley)
- eDiscovery Resource – Michael Arkfeld - bit.ly/JVMeZ0 (Amy Bowser-Rollins)
- eDiscovery Trends: Deidre Paknad on CGOC Information Lifecycle Governance Leader Reference Guide - bit.ly/INPB54 (Doug Austin)
- Email Authentication Standards in New Hampshire (Applying Authentication Rule Identical to Fed. R. Evid. 901) - bit.ly/JLczYB (Gregory Joseph)
- Foreign Government Is Not a "Person" within 28 U.S.C. § 1782 from Whom Discovery May Be Compelled for Use in a Foreign or International Proceeding – bit.ly/INQhaD (Gregory Joseph)
- Four Lessons Counsel Can Learn About Da Silva Moore and Predictive Coding | Quarles & Brady - bit.ly/IDjI9s (Steven Hunter)
- Globalisation - bit.ly/IY3UkD (Charles Holloway)
- How to Establish a Defensible Deletion Policy – http://bit.ly/IPat8u (Jim McGann)
- Inside Straight: Why Are Elections Like eDiscovery? bit.ly/JbOBCH (Mark Herrmann)
- International Companies Be Wary of Privacy Laws Overseas That Prohibit Transfer of Personal Data into U.S – bit.ly/JfeaCL (Kenneth Kelly, Diana Gomprecht)
- It's Information Governance, Stupid - bit.ly/IppJI6 (Charles Holloway)
- Judge Carter's DaSilva Decision: Cleared for Takeoff? bit.ly/JLcgwL (Maureen O'Neil)
- Judge Orders Law Student To Hand Over Facebook Pics - bit.ly/IViyG4 (Heather Gardiner)
- Judge Rules Sheriff Could Fire Employees Over 'Likes' bit.ly/IYa3xh (Joe Stagnelli)
- Look Before You Leap! Avoiding Pitfalls When Moving eDiscovery to the Cloud – bit.ly/II2mMo (Philip Favro)
- Move Over Humans, 21st Century Document Review Has Arrived - bit.ly/IXZAlr (William Essig, Lawrence Del Rossi)

- N.D. California Court Declines to Follow Race Tires, Allows Taxation of eDiscovery Costs - bit.ly/IZoWhW (K&L Gates)
- Peck Wins By Submission; Parties Get Shot At Title Fight - bit.ly/Jfheio (eLessons Learned)
- Random Sample Calculations And My Prediction That 300,000 Lawyers Will Be Using Random Sampling By 2022 – bit.ly/IBIaZ5 (Ralph Losey)
- "Reasonableness" is Key When Assessing E-Discovery Efforts – bit.ly/IZp7d9 (Mike Hamilton)
- Reducing eDiscovery Costs and Risks through Data Reuse - bit.ly/J0hEeI (Andrew Bartholomew)
- Scattershot Innuendo and Muck – The Plaintiffs Respond To The Recusal Motion in Da Silva Moore - bit.ly/JBmlI9 (Chris Dale)
- Score One for Peck - bit.ly/JVL4N7 (Linda Sharp)
- Small Firms and Social Media eDiscovery - bit.ly/IKnNgN (Jason Krause)
- Social Media Case Law Update: Volume of Cases Accelerating - bit.ly/KKBPdL (John Patzakis)
- The Names and Faces of "Technology Assisted Review" bit.ly/HKRvOE (@ComplexD)
- The Real Winners In Technology-Assisted Review Are… bit.ly/JVSyQj (Barry Murphy)
- Three Drawbacks To Predictive Coding - bit.ly/JLcbco (Sandra Serkes)
- Three Things to Ask to Make Sure You're Getting Predictive Coding – bit.ly/INBInu (Howard Sklar)
- Transferring Electronic Evidence in File Containers - bit.ly/KKMghE (Arman Gungor)
- Tweets In Court & Social Media Archiving - bit.ly/Iythrq (Christienne Miller)
- Two Hits and No Strikes for Computer-Assisted Review - bit.ly/IHsVBz (Jon Resnick)
- Viable Alternative to Predictive Coding - bit.ly/IZeSGM (Jonathan Easton)

Reports and Resources

- Congressional Research Service – United States v. Jones: GPS Monitoring, Property, and Privacy - bit.ly/IprWmU (Sabrina Pacifici)
- EDRM Statistical Sampling Guide Now Available for Public Comment - bit.ly/KKj768 (EDRM)
- EMC Conducts Disaster Recovery Survey 2012 - bit.ly/J0wbam (Georgina Enzer)
- Just-In-Time Information through Mobile Connections | Pew Internet - bit.ly/IVhz8P (Lee Rainie, Susannah Fox)
- Learning to Rank from Relevance Feedback for eDiscovery (PDF) - bit.ly/IXxTMU (Peter Lubell-Doughtie, Katja Hofman)
- Technology-Assisted Predictive Modeling and Auto-Classification in Records Management (PDF)bit.ly/J0uFVK (Jason Baron, Dave Lewis)
- Review: 'Digital Forensics for Legal Professionals' Is Essential Reading - bit.ly/JwUKb7 (David Kearney)
- The Burden of eDiscovery: Global Perspective - bit.ly/IHDzIm (Katey Wood)
- The Rear View Mirror on Google+: Top 5 Stories From Last Week's Unfiltered Orange Newsletter - bit.ly/IHqxKU (@OrangeLT)
- Updated: Technology Assisted Review Backgrounder (Additional Stories For May 1-7, 2012) bit.ly/IiTGtb (@OrangeLT)

Sight and Sound

- Case in Point – "Nice Of The Judge To Send Lunch" bit.ly/HM288p (Tom Fishburne)
- Did You Know That 8% Of The Relative Cost Of Producing ESI Is Collection Related? bit.ly/K0bA4i (@OrangeLT)
- FINRA 10-06 on Social Media Archiving - bit.ly/JQTwMq (Page Freezer)
- Fulbright Forum: International eDiscovery - When Cyber Workspaces Collide with U.S. Litigation - bit.ly/INEPvv (Fulbright)
- InfoGraphic / The Risky Business of Social Media - bit.ly/JVKhfc (Mindseye TV)

Technology and Tactics

- Benefits of Paper Records and Pitfalls of Going Digital - bit.ly/JLcMuF (Christine Flynn)
- CIOs and Chief Legal Officers Need To Work Together - bit.ly/IAcOYb (Help Net Security)
- CISPA Moves Forward, But Still Just a Bill - bit.ly/IBJfjv (Fernando Pinguelo)
- CISPA is Not SOPA 2.0 - bit.ly/IZqwR4 (BLLAWG)
- Colleges & Schools That Force Students To Facebook Friend Them May Be Violating Stored Communications Act – bit.ly/IHAR5L (Bradley Shear)
- Cross-Server Searching May Be Baked Into New Office Suite - bit.ly/KNx4CS (John Mello)
- Delaware's Default Standard for Access to Source Code - bit.ly/J0hWT2 (BLLAWG)
- Due Diligence Review Of Corporate History And Legal Status - bit.ly/KNG8Yg (Jonathan Easton)
- Encyclopaedia Britannica GC on Knowledge Going Digital - bit.ly/JLcZ13 (Catherine Dunn)
- European Data Protection Commissioners Close Spring Conference with a Resolution - bit.ly/IZgH6r (Hunton & Williams)
- From First To First – Maryland Governor Signs New Social Media Law – bit.ly/IDknru (Michael Schmidt)
- Go Ahead, Make My Day: Some Thoughts On A Recent RFP - bit.ly/IZhAem (Rob Mattern)
- "Google Did Not Violate US Law When Collecting Wifi Data" - bit.ly/JwUpoM (Peter Vogel)
- Guidelines for Source-Code Discovery in Patent Infringement Cases - bit.ly/IYbr2Y (Andrea Gothing, Peter Routhier)
- Hostage Crisis in the Cloud: Can You Rescue Your Data Back? bit.ly/IDkEed (Stephanie Overby)
- How Long Should I Keep Records, and What Should I Keep? bit.ly/Jfeq4E (Tom Schober)
- IT and Legal Perspectives on Data Security - bit.ly/JxaydP (Stacy Jackson)
- IP: Examining the Risks Associated with Corporate Social Media Use – bit.ly/J0rEEK (Marcella Ballard, Deborah Feinblum)
- Keeping Secrets on Facebook - nyti.ms/JVKEq3 (Somini Sengupta)
- Lawyers and Social Media: What Could Possibly Go Wrong? bit.ly/JfabGe (Thomas Watson)
- Malicious Cyber Attacks Increased by 81 Percent in 2011 and Data Breaches Up - bit.ly/JVM3gd (Cynthia Larose)
- Maryland's Facebook Username and Password Law is a Win For Employers, Employees, and Job Applicants - bit.ly/IprgxZ (Bradley Shear)
- Microsoft Updates Exchange Server Deployment Assistant - bit.ly/J0ndd7 (John Mello)
- No, Encryption Is Not Enough to Protect Your Data - bit.ly/KuC4KH (Hendry Betts)
- Oracle Makes Case For Exalytics, Data Discovery - bit.ly/IpqVuZ (Cindy Howson)
- Past Lessons on Legal Project Management? — Slaw - bit.ly/JVNFH1 (Simon Lewis)
- Plugging the App Info Leak - bit.ly/JLcSmc (Richard Kellner, Anastasia Mazzella)
- Speech Through The Social Media "Like" Button - bit.ly/J0kG2C (Michael Schmidt)
- Taking E-Mail Vacations Can Reduce Stress, Study Says - nyti.ms/INNUVh (Nick Bilton)
- Tale Of The Tape: How IBM Ushered In The Age Of Digital Storage - bit.ly/IYqeL1 (Brian Truskowski)
- The Ethical Requirements To Be Cost-Effective and Efficient | Slaw - bit.ly/Ipr1Tq (Mitch Kowalski)
- The Verdict: Is Blogging or Tweeting About Research Papers Worth It? bit.ly/J75MKU (Melissa Terras)
- Twitter Stands Up For One Of Its Users - bit.ly/J0B3fK (Aden Fine)
- Two New Decisions On Two Old Fronts – Part 1 – bit.ly/JoBkoL and Part 2 - bit.ly/JwVgWw (Michael Schmidt)
- Understanding the Risks of BYOD and Exchange - bit.ly/IKnti7 (Nicolas Blank)
- Using Software to Get the GC and CFO On the Same Page – bit.ly/KND6U1 (Catherine Dunn)
- VMware Source Code Breach Highlights Need for Virtualization Security - bit.ly/JVKWNy (Russell Miller)
- When Taking Proprietary Information From Employers Isn't a Crime - bit.ly/JfcJEw (Wendy Schwartz, Jennifer Achilles)

- AccessData Planning E-Discovery Apps Integration - bit.ly/Jf91uy (Evan Koblentz)
- AccessData's Revamped Summation Product Line Striking Right Chord with Legal Clients - bit.ly/J0gPCO (Business Wire)
- Bracewell & Giuliani Selects Recommind For Enterprise Email Management - bit.ly/IYfmNp (Press Release)
- CommVault Announces Fourth Quarter and Fiscal 2012 Financial Results – bit.ly/IY8PSR (Press Release)
- Concept Searching's Smart Content Framework™ Significantly Improves Search and Taxonomy Management – bit.ly/IHr3c1 (PR Web)
- D4 Appoints Joseph Reges as VP Sales, Western Region - bit.ly/IYY7LN (PR Web)
- Digital Strata Selects InControl™ by Reveal Data Corporation as its Litigation Support Platform - bit.ly/IXyGxo (PR Web)
- Email2 Secure API Compliments Archiving and Content Management Compliance for Regulated Industries – bit.ly/IprOne (PR Web)
- First Look: Intermountain eDiscovery Conference – 9.13.2012 - bit.ly/JQJScz (@OrangeLT)
- FTI Consulting, Inc. Reports 2012 First Quarter Results - prn.to/JfdAoL (PR Newswire)
- Guidance Software Reports Q1 2012 Financial Results - on.mktw.net/IZfYkK (Business Wire)
- Iron Mountain Acquires Information Storage Companies - on.mktw.net/J0qvgw (Business Wire)
- Leading Cloud Solutions Provider Releases Archiving Application for Salesforce Chatter - on.mktw.net/JjN7XN (PR Newswire)
- Litigation Solution Inc. is Now Peritia Data Discovery - bit.ly/JVJlrj (PR Web)
- Metalogix Announces Release of Content Manager for SharePoint - on.mktw.net/IYp7ef (Marketwire)
- Mimecast Extends Mobile Services to Windows Phone and Android - bit.ly/IZhXFL (Press Release)
- Navigant Enhances Anti-Money Laundering Compliance and Investigations Offering - on.mktw.net/J0igkE (Business Wire)
- New Ontario Social Media Reference Check Guidelines - bit.ly/II2WtH (Lisa Stam)
- Pitney Bowes Announces First Quarter Results for 2012 - bit.ly/IY5i6N (Press Release)
- SFL Data Offers a Spectrum of Technology Assisted Review Solutions – - http://bit.ly/KKMWna (SFL Data)
- Sonasoft Sets to be the Leader in Price for Email Archiving Solutions - bit.ly/IXAhDg (PR Web)
- Statistics for eDiscovery - 12 Considerations - bit.ly/y4DCOK (@OrangeLT)
- Symantec: Organizations Under Siege: The Importance of Proactive Governance (PDF) bit.ly/IYoC3Z (Philip Favro)
- Symantec Modernizes Data Protection With Integrated Backup and Deduplication Appliances - mwne.ws/IYpEgu (Marketwire)
- Symantec Reports Fourth Quarter and Fiscal Year 2012 Results - bit.ly/JVMPdd (Press Release)
- The Dolan Company Reports First Quarter 2012 Results - on.mktw.net/IVgBJD (Business Wire)
- The eDiscovery Arms Race II - bit.ly/Hq2UEG (Trey Tramonte)
- Two Catalyst Researchers Coauthor Book on Next-Generation Search - bit.ly/IKo6by (Bob Ambrogi)
- Womble Carlyle Sandridge & Rice, LLP Installs Relativity Firm-Wide - on.mktw.net/IXZ9rn (GlobeNewswire)
- ZyLAB Helps Prosecutors Secure the Historic Guilty Verdict in "Blood Diamonds" Case - bit.ly/J76hok (Press Release)

2012 eDiscovery Events

MAY

INSIGHT 2012 Law Firm IT – Conference and Exposition
May 8 – 9, 2012
London, UK

EDRM 2012 – 2013 Kickoff Meeting
May 16 – 17, 2012
St. Paul, MN

CEIC 2012
May 21 – 24, 2012
Summerlin, NV

LegalTech West Coast 2012
May 22-23, 2012
Los Angeles, CA

eDiscovery and Digital Evidence Conference
May 23 – 25, 2012
Tempe, AZ

JUNE

ILO Global Counsel Congress
June 14, 2012
New York, NY

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.

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