Unfiltered Orange |
Weekly eDiscovery News Update – August 10, 2011

Compiled by Orange Legal Technologies (http://www.orangelt.com) 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 http://www.twitter.com/OrangeLT.

eDiscovery News
Content and Considerations

- A Legal Software Reality Check - http://tinyurl.com/44ha567 (Evan Koblentz)
- An EU Data Privacy Advisory Body Provides Guidance Regarding Consent to Process Personal Data - http://tinyurl.com/3cn7wlj (Gibson Dunn)
- Are Employers Still Confused When it Comes to E-Discovery Preservation? http://tinyurl.com/3kgj7vl (Jason Shinn)
- Blackhat Conference: Beware of a False Sense of Security – http://tinyurl.com/424xjk4 (Albert Barsocchini)
- California Governor Sends Message to Jurors: No Tweeting – http://t.co/P0k4HVE (Cheryl Miller)
- Certification: On the Fence – Part III – http://tinyurl.com/3qw9lbf (Rebecca James)
- Cloud Computing + Social Media = 2011 E-Discovery Trends – http://tinyurl.com/3hzew4l (KPMG)
- Did Bank of America Risk Customer Data Through Overseas Outsourcing? http://t.co/p6j7XCU (Zoe Tillman)
- Don't Confuse Oranges With Apples: eDiscovery on Macintosh Systems - http://t.co/vlL3I2U (Bobby Malhoutra)
- Facebook Says Has Damning Evidence in Ceglia Case – http://tinyurl.com/3ctmg3x (Dan Levine)
- Flock of Articles on Computer-Assisted Document Review – http://t.co/r6OGhLr (Chris Dale)
- E-Discovery Certification: Reader Response – http://tinyurl.com/3gvvo84 (Law Technology News)
- eDiscovery Standards: Does the Industry Need Them? http://tinyurl.com/3hxd4w8 (Jason Krause)
- Ethical Bounds of Using Evidence From Social Networks – http://t.co/ZB8JUiO (Christopher Boehning, Daniel Toal)
- FCPA Risks and the Middle East - http://tinyurl.com/3rfvunk (Michael Volkov)
- Firm Can Sue for Email Barrage, Sixth Circuit Holds – http://tinyurl.com/3rlb3xk (Barry Barnett)
- Gartner: Enterprises Must Revise Privacy Policies – http://tinyurl.com/3qe5e6h (Fahmida Rashid)
- Germany Rules Facebook Facial Recognition for Photos Illegal – http://tinyurl.com/3czw3gy (Tim Barribeau)
- HIPAA Auditor Involved in Own Data Breach – http://tinyurl.com/3mv7cfr (Dom Nicastro)
- How An Email and Its Proof Facebook Pictures Were Deleted Might Have Blown Up a $10.6M Verdict - http://t.co/FvefmtD (Zazzali-Hogan)
- Internal Google E-Mail Could Prove Key to Oracle Infringement Suit - http://tinyurl.com/3f8wuc9 (Nate Raymond)
- Lawyers Struggle to Get a Grasp on E-Discovery – http://tinyurl.com/3krnjnq (Gina Passarella)
- Michael Lackey Jr. on E-Discovery and the Rise of Social Media – http://t.co/Zx51qHk (Monica Bay)
- Optimal Document Decisioning - http://tinyurl.com/3u5962u (Herb Roitblat)
- Panelists: Judges Should Watch Who They 'Friend' on Social Media and What Friends Post About Them - http://tinyurl.com/3kr3ejv (Rachel Zahorsky)
- PCAOB Makes Little Progress on Overseas Inspections – http://tinyurl.com/3j8m22t (Tammy Whitehouse)
- Public Bodies Must Reply To FOI-Compliant Requests Made Through Twitter, ICO Says - http://tinyurl.com/3zy2w3q (Pinsent Masons)

- Recognizing Reality with Preserving Social Media ESI – http://tinyurl.com/3j84akl (Josh Gilliland)
- Retrieving ESI From Cloud-Based Applications (Podcast) http://tinyurl.com/3vokek5 (Karl Schieneman, Craig Ball)
- SDNY Judge Yanks Earlier eDiscovery Decision – http://tinyurl.com/3b2r9yw (The Associated Press)
- Social Media Has Benefits and Pitfalls for Courts, Panelists Say – http://tinyurl.com/3czvglg (Ira Pilchen)
- Solo and Small Firm Lawyers: Still Ramping Up on E-Discovery – http://tinyurl.com/3ov4qmv (Sharon Nelson)
- Star Trek Meets e-Discovery: Episode Four – Spock Learns to Like e-Motions - http://tinyurl.com/3ex9u5o (Ralph Losey)
- Timing is Still Everything: Motion for Spoliation Sanctions Denied as Untimely - http://tinyurl.com/3tn9bbv (K&L Gates)
- Twitter, Facebook, and the Peril of eDiscovery – http://tinyurl.com/3e56q8n (Alison Frankel)

Reports and Resources

- ALM's Legal Technology Satisfaction Survey – Executive Summary (PDF) http://bit.ly/rbU5xe (ALM)
- Electronic Data Extraction Network (EDEN) Training Courses – http://tinyurl.com/42h34pu (EDEN)
- Flash Cookies and Privacy II: Now with HTML5 and ETag Respawning - http://t.co/WXJCwBb (Ayenson, Wamback, Soltani, Good, Hoofnagle)
- Judge Grimm Authors Tutorial on Federal Rule of Evidence 502 – http://t.co/rqSKVhx (Daryn Rush)
- Introduction to Electronic Information Accessibility Standards (PDF) http://t.co/pMeXq4f (National Forum on Education Statistics)
- Pew Internet: Search and Email Still Top the List of Most Popular Online Activities - http://tinyurl.com/3hb4cuw (Kristen Purcell)
- "rev-elation": ILTA 2011 Educational Conference – Mobile Guide for iPad and iPhone - http://tinyurl.com/3cuwfj6 (iTunes)
- US-CERT Vulnerability Notes Database - http://tinyurl.com/5udre7 (U.S. Department of Homeland Security)

Technology and Tactics

- Adobe Acrobat Search Defect - http://tinyurl.com/3om4y9m (Michael Arkfeld)
- Amazon's New(ish) Social Network — Now Lifting Even More Info From Facebook, Twitter - http://tinyurl.com/454ddrj (TIm Carmody)
- Apple OS X Vulnerability: Advanced Persistent Attacks – http://tinyurl.com/4xdhosv (Mathew Schwartz)
- At a Hacker Conference, Plenty of Friendly Feds – http://tinyurl.com/4xx5owk (Somini Sengupta)
- Backing Up Documents in the Cloud - http://t.co/2fxc90A (John Edwards)
- Cloud Computing: 4 Tips for Regulatory Compliance – http://tinyurl.com/3qvwor6 (Jim Buchanan)
- Cloud Platforms are Adopting a Broader View – http://tinyurl.com/3hzfwh7 (Alex Handy)
- Directing Fibre Channel Storage Traffic over Ethernet – http://t.co/t1SRhbh (Chris Mellor)
- Do You Control Your E-Mail or Does It Control You? http://t.co/WAUZYSL (Adrian Dayton)
- Fake Firefox Update Email – Don't Click, or May Have Passwords Stolen - http://tinyurl.com/448l3kp (Graham Cluley)
- Hackers Break Into 70 Law Enforcement Websites – http://tinyurl.com/3gkd9cc (Charlie White)
- How Far Online Do Journalist Shield Laws Travel? http://tinyurl.com/3gq9e54 (Richard Raysman, Peter Brown)
- Inside iCloud: Apple's New Documents & DataCloud Service -http://tinyurl.com/3bk2zkb (Daniel Dilger)
- ISP-Operated Servers Altering Search Engine Results, Researchers Claim - http://t.co/1RUxhbx (Pinsent Masons)
- Overloading Telecoms Systems Not Illegal if Public Networks Used, says US Court - http://tinyurl.com/3oqfnvj (Pinsent Masons)
- Security and Privacy Standards for Cloud Services - http://t.co/Zt9Vmqs (Sean Doherty)
- Tape Backup Trumps Decentralization for SMBs – http://tinyurl.com/4x96bql (B&L Blog)
- The Perils of Social Media – Should You Quit the Internet? http://t.co/G50VJ4M (Omar Ha-Redeye)
- U.K. Police Seek BlackBerry Messages Following Riots – http://tinyurl.com/3la2zym (Mathew Schwartz)

- Understanding Email Encryption (Part 1) http://tinyurl.com/4xc67mq (Jeff Orloff)
- Upgrades Done Right: Vendors Should Learn From SaaS – http://t.co/duPPOtn (Fritz Nelson)
- Using Office 365 Plan P with your Company's Domain Name – http://tinyurl.com/3fl6j3z (Paul Mah)
- What Are Purpose Built Backup Appliances? http://tinyurl.com/3hccl3h (George Crump)
- When Data Disappears - http://t.co/iFtFSDj (Kari Kraus)
- Your Mission: Seek and Destroy all PSTs - http://t.co/7x1IkSK (Ed Fisher)

Twitter Hashtags of the Week

- **#eDiscovery**
- **#ILTA11**
- **#IEDC11**

Vendor Views
Industry Landscape

- C2C Announces Advanced eDiscovery Features in ArchiveOne – http://tinyurl.com/3v5w8u8 (Marketwire)
- Case Law Update and Trends - http://tinyurl.com/3qpb2vj (Kroll Ontrack)
- CDS Hires New Consultant to Expand Its D.C. eDiscovery Services - http://tinyurl.com/3hqm4mn (Marketwire)
- DocsCorp Extends Content Crawler Searching and Processing Capability - http://tinyurl.com/3kbdz93 (Legal IT Professionals)
- DocMoto makes Document Manager Awards 2011 Finals – http://t.co/20MGYPk (MacWorld)
- EMC DLm6000 Puts the Squeeze on Mainframe Tape – http://tinyurl.com/3tqg4lz (Jerome Wendt)
- FTI Consulting, Inc. Reports 2011 Second Quarter Results – http://tinyurl.com/3kusmgu (PRNewswire)
- Georgetown Partners with ACEDS to Deliver CEDS Certification and eDiscovery Training - http://tinyurl.com/4ytd6lb (Robert Hilson)
- GGO Opens New Digital WarRoom E-Discovery Operations Center in California - http://tinyurl.com/3bsqkgd (PR Web)
- Intermountain eDiscovery Conference 2011 - http://tinyurl.com/3v3goyj (Orange Legal Technologies)
- Inventus Posts Two Quarters of Record-Breaking Growth – http://tinyurl.com/3bwce76 (PR Newswire)
- Legal MSP Develops Closer Vendor Relations – http://tinyurl.com/3rcdl3u (John Moore)
- LexisNexis Spokesman: Company Remains Committed to Dayton – http://tinyurl.com/4y4zdxd (Thomas Gnau)
- Logik Launches Information Management Website DiscoveryBrain.com - http://tinyurl.com/3jmhx9f (PR Web)
- MessageSolution Introduces Archive Data Replication – http://tinyurl.com/3nkzk9o (PR Web)
- Mimecast Brings the Calm of the Cloud to E-Mail Management – http://tinyurl.com/3m5rca6 (Luke Corley)
- More On Self Collection: The PurpleBox™ – http://tinyurl.com/3rjyr6z (Orange Legal Technologies)
- Security and Compliance Leader Proofpoint Reports Record Q2 2011 Results - http://tinyurl.com/3geldsm (Marketwire)
- Security, Compliance and the Cloud: A Proofpoint Video Overview with CEO Gary Steele - http://tinyurl.com/3dzhgnj (Keith Crosley)
- SFL Data Launches SmartSetup Service for Cost-Effective e-Discovery - http://tinyurl.com/3tjgd4p (PR Web)
- Social Media Compliance Vendor Builds U.S. Channel – http://tinyurl.com/436q73s (John Moore)
- Strong eDiscovery Behind the Q2 Numbers at Epiq Systems – http://tinyurl.com/3zhaytv (Chris Dale)
- Technology Vendors: Good Companies, Bad Marketing? http://tinyurl.com/4xfjaar (Chuck Hollis)
- Thomas Eggar Taps Integreon for Library and Information Services - http://bit.ly/nVgQOr (Press Release)
- Washington, D.C. Becomes iCONECT's Corporate Headquarters – http://tinyurl.com/44grsx6 (Press Release)

eDiscovery Event Update

Intermountain eDiscovery Conference 2011 is a one-day legal technology conference designed to provide electronic discovery practitioners with information on the latest tools, techniques, and practices of eDiscovery. With practical educational sessions delivered by eDiscovery experts, the Intermountain eDiscovery Conference can help legal professionals more efficiently "manage the mountains of ESI" in their audit, investigation, and litigation activities.

Conference Quick Facts

- Date: September 22, 2011
- Time: 8:30AM MST- 3:00PM MST – Lunch Provided
- Location: Hilton Salt Lake City Center
- CLE: Up to 5 Hours Continuing Legal Education (Utah State Bar Association)
- Fee: $50 (Materials/CLE/Lunch Inclusive)
- Registration: Online Pre-Registration Required (http://tinyurl.com/3v3goyj)
- Twitter Hashtag: #IEDC11

2011 Speakers Include:

- Ralph Losey – Partner, Jackson Lewis, LLP
- Sharon D. Nelson, Esq. – President, Sensei Enterprises
- John W. Simek – Vice President, Sensei Enterprises
- Ryan G. Baker – Partner, Baker Marquart, LLP
- Tanya N. Lewis – Associate, Richards Brandt Miller Nelson
- Brandon H. Pace – Legal Counsel, eBay
- Mark L. Smith – Of Counsel, Baker Marquart, LLP
- John Munro – CEDS, Vice President and Managing Director – Northwest, Orange Legal Technologies

2011 Topics Include:

- Firestorm! Social Media in Electronic Discovery
- The Challenges and the Latest Solutions to Electronic Discovery in 2011
- Cost Effective Electronic Discovery: Available Options, Affordable Offerings
- Electronic Discovery 301: Beyond the Basics
- Managing and Marketing Your Electronic Discovery Practice: Best Practices and Procedures
- From The E-Discovery Experts: Questions, Answers, and Explanations

For Information Visit: http://tinyurl.com/3v3goyj

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.

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

- To sign up for our weekly updates, visit: http://tinyurl.com/258nzu5.
- For additional information on Orange Legal Technologies, visit: http://www.orangelt.com.