



1 CREDIT 1 HOUR LIVE FORMAT

Not knowing the forensic essentials can destroy valuable data, provide opposing counsel with a “smoking gun,” jeopardize your case – and put you at risk of being sanctioned.

Forensic Faux Pas in Electronically Stored Information (ESI) *An information technology perspective*

Preserving critical data

Today’s electronic data requires special care and handling to ensure that your case is forensically defensible. Not knowing the forensic essentials can destroy valuable data, provide opposing counsel with a “smoking gun,” and even jeopardize your case, as well as put you at risk of being sanctioned. On the other hand, knowing the essentials of forensics can also provide you with a “white knight” that can ultimately force a more beneficial settlement for your client. A forensic expert can be a valuable addition to your team. But when do you need one? And why?

What you’ll learn

The purpose of this presentation is to familiarize attorneys in law firms or corporate legal departments with the technology issues associated with the formatting, storage and movement of ESI on complex computer networks. This presentation also illustrates when a forensic examination is essential to your success. Attendees will learn the following:

- The information technology perspective of discovery and ESI.
- A perspective of the December 2006 Amendments to the Federal Rules of Civil Procedure (FRCP) through the lens of information technology.
- The definition of computer forensics and resources for understanding it more completely.
- The infinitely sized computer network and its impact on discovery.
- The danger and dormant liability in generationally stored media.
- Why e-mails are like cockroaches and how to deal with them.
- The “CSI Effect” on computer forensics and what to do about it.
- The many definitions of “data” and how each can be good or bad.
- Updated case law in the area of computer forensics.

All CLE courses are delivered in an educational, completely sales-free format.

Additional resources

Schedule a CLE today. To learn more about Merrill’s CLE courses and other knowledge resources, go to www.merrillcorp.com/knowledge or contact your Merrill sales representative.

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