

1 One-day Conference
15 June 2010, London

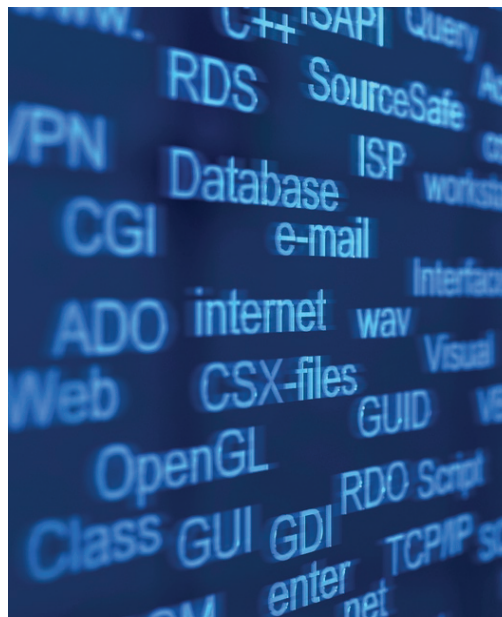
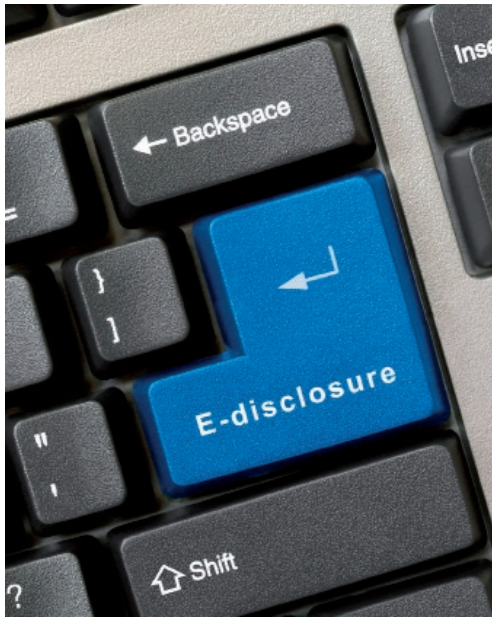
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Ark Group presents the 4th Annual

E-disclosure in practice

Using electronic data to maximise resources, save costs and win cases



Benefits of attending:

- Cut the costs of e-disclosure management without compromising best practice
- Harness technological advancement to manage e-disclosure
- Align your e-disclosure policy with your information security procedures
- Develop a strategy to cope with the rapid growth in data volumes, by implementing scalable systems
- Benchmark your e-disclosure practice against that of your peers
- Hear about recent judgements and decisions and how they will affect e-disclosure going forward
- Gain practical insight into assessing your opponent's disclosure processes
- Form strategic partnerships with suppliers and technology providers

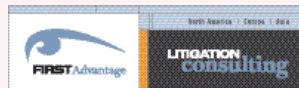
Expert contributions from:

- * Allen & Overy LLP
- * Herbert Smith
- * Irwin Mitchell
- * Laytons
- * Pinsent Masons LLP
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Why this event?

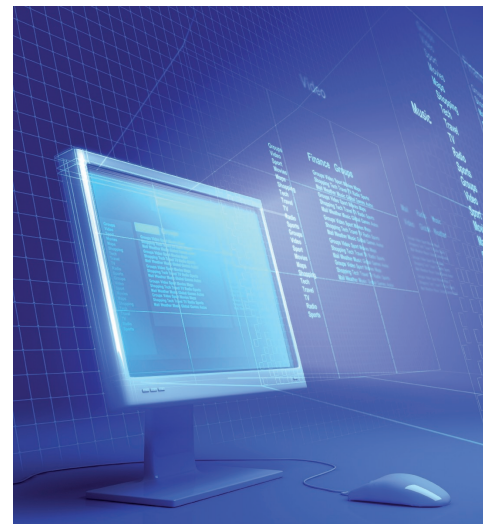
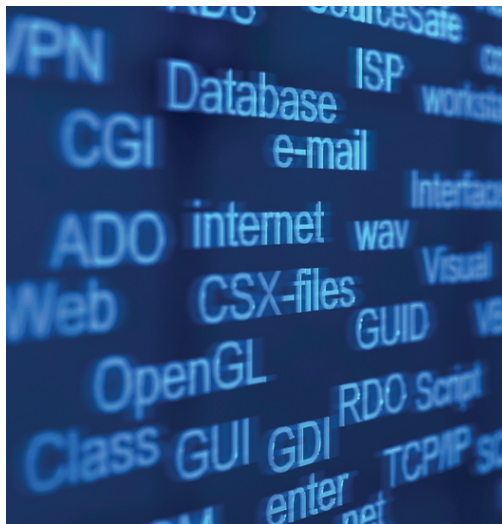
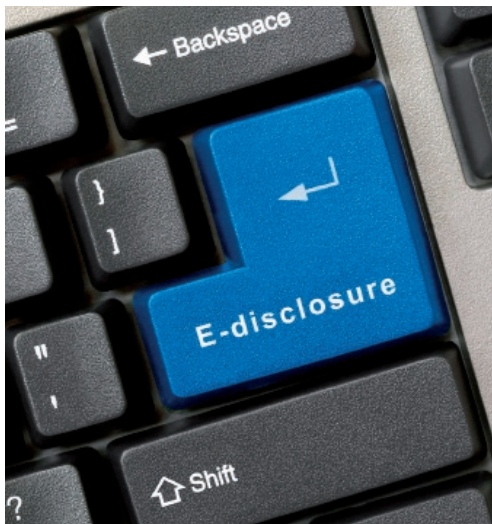
With the increasing dependency on technology for data storage and communication, electronic disclosure is becoming an increasingly pressing issue in litigation for law firms, as well as the public sector and corporate organisations.

This past year has seen the publication of Lord Justice Jackson's litigation cost review, as well as cases, most notably *Digicel vs. Cable & Wireless*, and *Earles vs Barclays* which will be sure to have an impact on law firms around the world and their approaches to litigation. These events will provide a guideline for law firms to follow and deliver a service consistent with their clients' needs, despite increasing volumes of data and restricted resources in the economic downturn.

As well as improving internal processes of records management and email archiving, having to provide evidentiary material for litigation, regulatory or internal investigations, sometimes across international jurisdictions provides additional challenges in compliance for internal and external legal teams and IT departments.

Following on from the success of our 2009 conference, Ark Group is happy to present our **4th annual E-disclosure** conference, a one-day event covering the most important updates and developments in the e-disclosure world including:

- * An overview of the changing legal profession and the new practice direction
- * In-depth reviews of the Lord Justice Jackson's litigation cost review and how it affects you on a day-to-day basis
- * The rise in e-disclosure technology and how you can harness this information to your advantage
- * The benefits of e-disclosure in non-london law firms and their power and potential to strengthen their position in the e-disclosure field



Tuesday, 15 June 2010

09:15 Registration and refreshments

09:45 **CHAIRMAN'S OPENING REMARKS**

Chris Dale, E-disclosure Information Project

KEYNOTE ADDRESS

09:55 **Setting the scene: An overview of the changing legal profession**

- » What are the most important points of Lord Justice Jackson's litigation review?
- » What implications will this carry for litigating lawyers and their clients?
- » What are the wider expected impacts on law firm regulation in general?
- » How can smaller firms compete with larger ones to retain clients and use local courts outside London?

Chris Dale, E-disclosure Information Project

10:35 **Covering the new practice direction**

- » How do you deal with it?
- » How do you prepare for compliance?
- » What might be reasonable to expect?

Richard Harrison, Partner, Laytons

11:05 Morning coffee break

CASE STUDY

11:40 **ESI – THE NEW WMD?**

- » How the Courts are embracing Electronically Stored Information
- » How parties remain reluctant to engage – Goodale v Ministry of Justice [2009]
- » The hunt for ESI
- » What can go wrong if ESI is not found

Jeremy Marshall, Head of Commercial Litigation, Irwin Mitchell

12:20 **How to manage E-disclosure in an international dispute**

- » Planning the e-disclosure exercise
- » Pitfalls to avoid
- » Culture and language issues
- » Managing Costs

Rob Brown, Vice President Eurasia Operations, First Advantage Litigation Consulting

13:05 Networking lunch break

CASE STUDY

14:05 **GOODALE - SENIOR MASTER WHITAKER - THE NEED FOR ACTIVE CASE MANAGEMENT AND A STRUCTURED APPROACH TO E-DISCLOSURE - INTRODUCING THE "ESI QUESTIONNAIRE"**

- » Avoid incurring penalties and wasting billable and court hours by ensuring that documents are disclosed
- » Ensure that your clients are aware of – and carry out – their duty to retain documents and files
- » Use lessons taken from previous cases to fundamentally improve your e-disclosure approaches

Vince Neicho, Litigation Support Specialist, Allen & Overy LLP

14:45 Afternoon Coffee Break

15:20 **Practical insight into assessing your opponent's disclosure processes**

- » Understanding and scrutinising your opponent's e-disclosure processes
- » Highlighting gaps in the documents that have been provided, problems and common mistakes
- » What disagreements commonly arise between the parties as to the scope of their disclosure obligations?
- » Forensic analysis of the metadata in your opponent's documentation

Andrew Moir, Senior Associate, Herbert Smith

16:00 **Earles vs Barclays bank a client's guide to avoiding adverse inferences, wasted time and costs and damage to reputation**

- » How wide is the duty to preserve documents against the risk of future litigation?
- » Litigation threatens: what are the first steps to take to preserve potentially disclosable documents
- » The duties of co-operation to produce proportionate disclosure on both sides

Chris Dale, E-disclosure Information Project,

Judge Simon Brown, Specialist Mercantile Judge, Birmingham Civil Justice Centre

Vince Neicho, Litigation Support Specialist, Allen & Overy LLP

16:50 Chairman's closing remarks

17:00 End of conference

E-disclosure in practice

Using electronic data to maximise resources, save costs and win cases

One-day Conference
15 June 2010, London

Booking ref: **1133-10**

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