

Clearwell E-Discovery Solution for Meet and Confer

REAL-WORLD SCENARIO:

Let's assume you have a 200GB case which translates to several million documents. You'd love a "sneak peak" at the data prior to the meet and confer. The linear process of reading one message at a time is out of the question. What if you could take the data for the top 10 key custodians and, within hours through your web browser:

- Search millions of docs with 5 second response time to understand the most relevant keywords
- Read the top 10 or top 100 most-relevant documents for your case
- Find the smoking gun (or absence thereof)
- Walk email discussion threads to see who knew what and when
- Have the system suggest key topics in the conversations
- Identify peripheral players
- Open native documents with a single click
- Perform a reverse lookup on a document or attachment to see who else received it
- Leverage all of the above information to steer opposing counsel away from potentially damaging requests

"We have embraced E-Discovery 2.0 solutions like Clearwell which allow us to quickly analyze relevant data, leading to accurate case early assessments and more cost effective results."

SENIOR DIRECTOR, LITIGATION SUPPORT
CISCO SYSTEMS

The Challenge: Giving your clients a competitive advantage regarding e-discovery at the "meet and confer" conference.

The amendments to Rule 26(f) of the Federal Rules of Civil Procedure have profoundly affected parties' discussions in "meet and confer" sessions concerning e-discovery. In summary, new Rule 26(f) requires that 21 days before a Rule 16(b) scheduling conference, the parties are to meet and confer to discuss any issues relating to preserving discoverable information; to develop a proposed discovery plan; to discuss any issues related to the disclosure or discovery of electronically stored information (ESI); and to discuss any privilege issues.

Getting informed for "meet and confer" breaks down into two major areas:

1. Knowledge of the clients' data systems (list of potentially relevant evidence and their ability to preserve and collect the evidence from the different data repositories).
2. Ability to perform an Early Case Assessment (ECA) to develop a reasonable discovery plan that is advantageous to your client.

Most lawyers only focus on #1 with little or no attention paid to the much more important task of understanding what's in your client's data so you can guide the discovery plan to your advantage. The reason for this is simple. The amount of data is overwhelming and the processes and tools available are too slow, too expensive and inappropriate for ECA. What's needed is an e-discovery solution that enables rapid and accurate ECA.

The Solution: Clearwell E-Discovery Solution for Meet and Confer

Clearwell provides a next-generation, Google-like e-discovery solution (only customized for emails, attachments and documents) that performs ECA in hours, enabling you to understand your client's data in minutes and gain a significant advantage for your client during the meet and confer.

Clearwell's E-Discovery Solution for Early Case Assessment enables outside counsel to perform rapid and inexpensive Early Case Assessment of the case matter. Benefits include:

- Guide the scope of e-discovery during the "meet and confer" conference to your client's advantage
- Positively influence the outcome of the case
- Receive favorable ruling from the Judge for being prepared
- Place yourself in an advantageous position for future negotiations and reduce exposure for their clients.

To learn more or test Clearwell's E-Discovery Solution for Early Case Assessment on a real case, contact our Early Case Assessment team at eca@clearwellsystems.com, or call us at **877.727.9909**.



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www.clearwellsystems.com