



Holme Roberts & Owen LLP  
Attorneys at Law

#### CHALLENGES

- Expedited e-discovery ordered and motion for preliminary injunction pending
- Find key evidence from tens of thousands of documents involving internal and external parties in few days
- Minimize cost and time of e-discovery and litigation for client

#### SOLUTION

- Clearwell E-Discovery Platform for rapid processing, accurate early case analysis, and comprehensive review

#### BENEFITS

- Processed tens of thousands of documents in two days
- Utilized advanced analytics to determine key facts and evidence on a greatly expedited basis
- Presented facts to opposing counsel and settled matter on favorable terms
- Analyzed data with 1 attorney and 1 paralegal versus several, saving significant costs for the client

*"With Clearwell, we were able to rapidly find the documents that really mattered in this case and resolve this case quickly. Had we not been able to do so, we would have spent an order of magnitude more time and money in a full-blown trial and litigation."*

Steven Perfrement, Esq.  
Partner, Litigation Practice Group

# HOLME ROBERTS & OWEN

Clearwell Systems Helps Holme Roberts & Owen, LLP, Meet Commitments for Expedited E-Discovery and Determine Case Strategy for Fortune 500 Client

#### OVERVIEW

Holme Roberts & Owen (HRO), LLP, is a 265-person global law firm with offices in Denver, London, Los Angeles, Munich, Phoenix, and San Francisco serving large enterprise clients in the U.S. and internationally. In a recent case for a Fortune 500 client, the firm was facing a time-critical case in which it was challenged to conduct rapid early case analysis of a false advertising lawsuit. With expedited discovery ordered and a motion for a preliminary injunction pending, the attorneys at HRO were given less than two weeks to gather and analyze the underlying documentation and determine case strategy. Leveraging the Clearwell E-Discovery Platform® to identify and analyze potentially relevant electronic evidence, HRO was able to quickly determine key facts, accurately evaluate the strengths and weaknesses of the case for its client, and resolve the matter on favorable terms in days.

#### CHALLENGES

Steven Perfrement, Esq., a partner in the Litigation Practice Group at HRO, and his team had a very short timeline to process and analyze case facts and determine the best case strategy for a client in a false advertising suit. They recognized that all parties involved in the case had a lot at stake, and that if the evidence could be quickly marshaled to support the client's positions, a strategy of quick resolution would be the best option for all involved. With a preliminary injunction hearing approaching, HRO's client was facing the prospect of going through a full-blown trial, but in a dramatically compressed time frame.

The case involved approximately thousands of documents of potentially responsive data across numerous

custodians, including internal communications on the client side and communications between the client and an outside research agency. Discovery materials produced by the other side would also have to be evaluated in the same time-frame. In a traditional, brute force, linear review environment, it would have taken several attorneys and paralegals weeks to complete e-discovery. Given the tight timeframe, HRO would not have been able to complete the processing and analysis of the data using traditional, document-by-document review processes. An advanced, analytical solution was the only viable option.

*"We were very impressed with the speed and ease of use of the Clearwell platform. The product was very intuitive and user-friendly, which saved us precious time on the case. Clearwell's advanced capabilities made it very easy to find the key facts needed to accurately evaluate the case and prepare for early settlement negotiations."*

Steven Perfrement, Partner, Litigation Practice Group

With Clearwell, Perfrement and his team were able to determine the key facts in a matter of days and identify and evaluate relevant documents. "We were facing a complicated case and had virtually no time to determine the facts. If we did not have access to an automated process using Clearwell, the case would have become excessively costly and time consuming, resulting in significantly increased risk. Once parties spend hundreds of thousands of dollars preparing for a preliminary injunction, it becomes very difficult to settle the matter regardless of the outcome of the hearing" Perfrement said.

#### SOLUTION

Using the Clearwell E-Discovery Platform, Perfrement and his team conducted a rapid analysis and review of the data. Clearwell processed the data successfully virtually overnight. Further, unlike other e-discovery products that require intensive training, Clearwell's platform was very intuitive and easy-to-use, allowing the HRO team to hit the ground running and start querying the data

immediately, after just a couple of hours of instruction. Clearwell's advanced search, filter, and cull-down capabilities made it easy for the small team to quickly determine the case facts and weed out irrelevant data.

"We were very impressed with the speed and ease of use of the Clearwell platform," Perfrement said. "The product was very intuitive and user-friendly, which saved us precious time on the case. Clearwell's advanced capabilities made it very easy to find the key facts needed to accurately evaluate the case and prepare for early settlement negotiations."

Requiring the time of only one associate and one paralegal versus the team of associates that would have normally been assigned for expedited e-discovery for a case this size, HRO searched the data set, focusing on specific keywords and communications across internal and external parties in the case. Within less than a week, HRO understood the key evidence in the case and was able to conclude the matter on favorable

terms. All claims and counterclaims were resolved on an expedited basis, saving both parties the cost of having to go through further costly and time-intensive hearings and litigation.

#### BUSINESS BENEFITS

A traditional approach for expedited e-discovery would have required more time to process the data, leaving less time for analysis. With Clearwell, HRO was able to quickly analyze and review case facts with a modest staff, resulting in significant cost savings for the client. Clearwell's speed of processing and powerful analysis capabilities enabled HRO to find the evidence needed to support its position during expedited discovery.

"With Clearwell, we were able to quickly find the documents that really mattered in this case," Perfrement said. "Had this case not been resolved quickly, our client would have been forced to spend several times what it did in defending its advertising and prosecuting claims against its opponent."

#### ABOUT CLEARWELL SYSTEMS

Clearwell Systems is transforming the way enterprises perform e-discovery in response to litigation, regulatory inquiries, and corporate investigations. By automating the processing, analysis, and review of all electronically stored information, Clearwell enables enterprises to accelerate early case assessments, lower processing costs, reduce review workload, and gain control of e-discovery. Clearwell was ranked a "Top 5" e-discovery software vendor for corporations in the 2007 Socha-Gelbmann Electronic Discovery Survey.

To learn how Clearwell can deliver value to your organization, contact an e-discovery expert at: [info@clearwellsystems.com](mailto:info@clearwellsystems.com), or call us at: 877.727.9909.



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