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Electronic Discovery and Digital Document Management

Thursday 23 July 2009

8.45am – 1.00pm

Landerer Moot Court, Faculty of Law, UNSW Kensington Campus

Course cost includes tuition, materials and refreshments **\$352**

I cannot attend but please provide the papers **\$165**

Total Price includes GST **Total \$**

Payment Options

I enclose a cheque **payable to "CLE, UNSW"**,

or Payment by credit card Mastercard Visa

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**Please return this registration form
with your payment to:**

**CLE,
Faculty of Law,
UNSW, Sydney
NSW 2052.**

Tel: (02) 9385 2267 or (02) 9385 2195

Fax: (02) 9385 1155 or (02) 9385 1778

Email: cle@unsw.edu.au

Website: www.cle.unsw.edu.au

Programme Variation: The Director of CLE retains the right to vary the programme to deal with unforeseen circumstances. This includes cancelling or re-scheduling a programme and changing speakers or content if occasion obliges us to do so.

Cancellation Policy: Cancellations will be accepted up to two weeks prior to the commencement of the course. Withdrawal after this time and before the commencement of the course will result in a cancellation charge of \$100. Cancellations after the commencement of the course will not be eligible for a refund.

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THE UNIVERSITY OF
NEW SOUTH WALES

FACULTY OF LAW
CONTINUING LEGAL EDUCATION

Electronic Discovery and Digital Document Management

**Places
limited to 30
people**

Thursday 23 July 2009

8.45am – 1.00pm

Landerer Moot Court,
Faculty of Law, UNSW
Kensington Campus

www.cle.unsw.edu.au

Audience

- Commercial Litigation Specialists
- Barristers
- Solicitors in general practice
- In House Corporate Lawyers
- Crown Solicitors and other Public sector Lawyers
- Plaintiff and Defendant PI and Workers Compensation Litigation Solicitors
- Corporate Counsel & Company Secretaries

Objective

Electronic discovery is now mandatory for most large-scale litigation at state and federal level. It is thus critical that practitioners understand how electronic documents are stored, accessed and how long they are retained for. We will examine the software requirements of Courts as well as products available to practitioners to assist in digital document management. Strategies to deal with complex issues such as cross-border discovery will also be explored.

This seminar will be undertaken in the Faculty of Law at UNSW where the Landrer Moot Court has been set up with the technology and software required in a litigation. Participants will be able to use the facilities and learn about the actual environment of an E Court and the software employed within it.

CLE/CPD Points: Four (4)

About CLE/CPD

The CLE/CPD programme is an important link between the Law School at UNSW and the professional community. The programme consists of a series of quality short courses assisting lawyers, accountants, financial planners, executives and other professionals whose work demands up-to-date knowledge of, and skills in, the relevant areas.

Electronic Discovery and Digital Document Management

Thursday 23 July 2009

8:45am Introduction and Welcome

Chair: **Elizabeth MILLER**, Associate Director, Potter Farrelly & Associates

8.55am

Topic 1: Overview and Challenges the Court Faces and Benefits to the Court

Speaker: **Associate Justice MACREADY**, Supreme Court of New South Wales

- Obstacles the Judiciary face
- Costs and time effectiveness
- Gap between the Practitioners, Bar and Judiciary

9.45am

Topic 2: E Discovery

Speaker: **Beth PATTERSON**, Director Legal Technology, Allens Arthur Robinson

- What is e Discovery?
- In practice – applying the practice notes
- Negotiation and drafting of Protocols
- Considerations – staffing, technology, time, costs

10.40am Morning Tea

11.00am

Topic 3: Management and assessment of Data from foreign jurisdictions

Speaker: **Michelle MAHONEY**, Director of Applied Legal Technology, Mallesons Stephen Jaques

- Assessing origins of documents
- Cross border discovery
- Modern day social networking sites
- Identifying Software and service providers
- Who owns the data?

11.55am

Topic 4: Managing Data

Speaker: **Craig MACAULAY**, Executive Director, Forensic Technology & Discovery Services Fraud Investigation & Dispute Services, Ernst & Young

- Types of data
- Protocols
- Forensic issues

1.00pm Discussion and Close

Speaker Profiles

Associate Justice Macready was a Master of the Supreme Court and now as an Associate Justice of the Supreme Court has been a member of numerous committees particularly concerning the courts computerisation. He is a member of the CourtLink governance committee, the Judges committee overseeing implementation of CourtLink and is the Chairman of the Caselaw Governance committee.

Beth Patterson is the Applied Legal Technology Director at Allens Arthur Robinson (Allens). She represented Allens on numerous key Australian and International legal technology committees including the NSW Legal Technology Reference Group and the Victorian Supreme Court eDiscovery Committee. She has played an integral role in the development of many Court Practice Notes including the first Court Practice Note in Australia.

Craig Macaulay is the Executive Director of Forensic Technology & Discovery Services at Ernst & Young.

Michelle Mahoney is Director of Applied Legal Technology, Mallesons Stephen Jaques

Elizabeth Miller is an Associate Director – eCourts at Potter Farrelly & Associates. She is managing the business process re-engineering and design of the Case and Court Management solutions at the International Criminal Court in The Hague. She has managed the design of the electronic courtroom and associated technologies on behalf of the Courts and the parties, assisting with the design and management for the distribution of evidence via both hosted case management.

For more information visit our website:
www.cle.unsw.edu.au