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Electronic Discovery to E Trial

Wednesday 4 March 2009

8.30am – 1.00pm

Landerer Moot Court, Faculty of Law, UNSW, Kensington Campus

Course cost includes tuition, materials and refreshments \$297

Total Price includes GST **Total \$**

Payment Options

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

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**CLE,
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Tel: (02) 9385 2267 or (02) 9385 2195

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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
CLE/CPD

Electronic Discovery to E Trial

**Places
limited to 30
people**

Wednesday 4 March 2009

8.30am – 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

Advice in any litigation relates to the most expeditious methods of resolving the dispute. In complex cases with large numbers of documents courts and parties have made use of "E Discovery", "Electronic Courts" or "E Courts".

This seminar is an introduction to the tools available to parties and courts for running such litigation. We will examine the process of planning an E Trial from the time a party realises the complexity of the material involved. This will be undertaken in the Faculty of Law at UNSW where the Landerer Moot Court has been set up with the technology and software required for such litigation.

Participants will be able to use the facilities and learn in the actual environment of an E Court.

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 to E Trial

Wednesday 4 March 2009

8.30am	Introduction from Chair: Professor Graham GREENLEAF , Faculty of Law UNSW, Director AUSTLII
8.45am	Topic 1: Overview and Challenges the Court Faces and Benefits to the Court
Speaker	Associate Justice MACREADY , Supreme Court of New South Wales <ul style="list-style-type: none">• Obstacles the Judiciary face• Costs and time effectiveness• Gap between the Practitioners, Bar and Judiciary
10.00am	Topic 2: Trends in Australian e Discovery Law
Speaker:	David McGRATH , Associate Manager Potter Farrelly & Associates <ul style="list-style-type: none">• Review of recent practice notes (NSW PN SC Eq 3 and FCA PN17)• case authorities in relation to:<ul style="list-style-type: none">– Use of technology– Pre-discovery meeting– Negotiation and drafting of Protocols– Scope issues– Process issues– Dispute Resolution– Proportionality
11.05am	Morning tea
11.20am	Topic 3: Practical Application – e Discovery
Speaker:	Beth PATTERSON , Director Legal Technology Allens Arthur Robinson <ul style="list-style-type: none">• What is e Discovery?• In practice – applying the practice notes• Negotiation and drafting of Protocols• Considerations – staffing, technology, time, costs
12.10pm	Topic 4: Demonstration of electronic tools for e-litigation and e-court processes
Speaker:	Elizabeth MILLER , Associate Director Potter Farrelly & Associates
1.00pm	Questions & 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.

David McGrath is the NSW/ACT manager at Potter Farrelly & Associates. He holds combined degrees in law and technology, and postgraduate qualifications in technology management, he has consulted to law firms, courts and major corporations on a range of technology matters including practice, document, client relationship, case, matter, litigation and transaction support and knowledge management systems. David has contributed to the development of electronic document exchange protocols.

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.

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