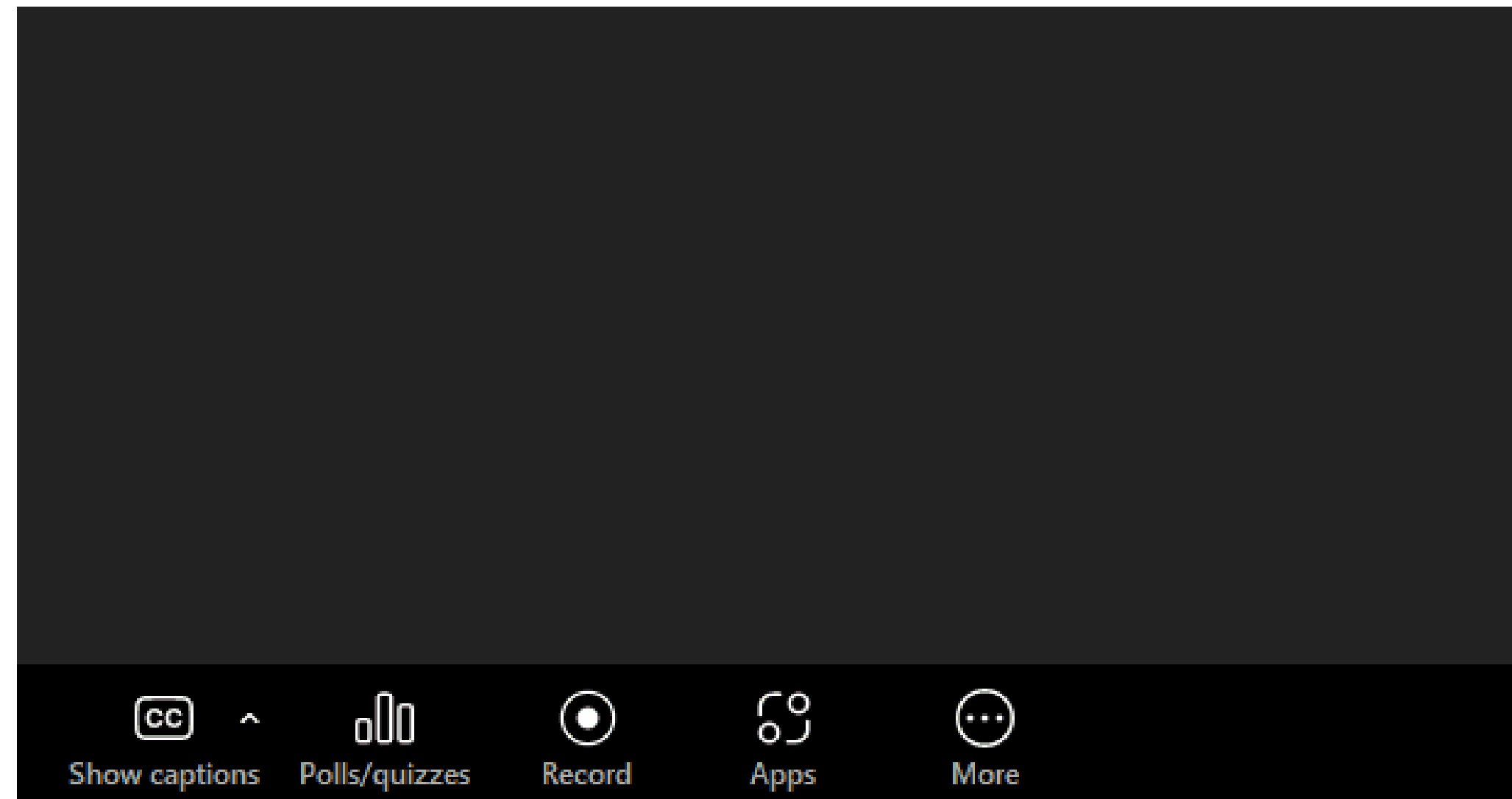


eDiscovery Day, Canada!

A two-day online program focused on electronic discovery and legal technology in the Canadian context.

Activer les sous-titres en français

Pour visionner ce contenu avec des sous-titres en français, veuillez suivre les étapes de cet enregistrement :



The Sedona Conference®



Gretel Best
Gowling WLG
Steering Committee Chair,
Sedona Working Group 7
("Sedona Canada")



Kenneth J. Withers
Executive Director
The Sedona Conference

Land Acknowledgement

The Sedona Conference®

- Nonprofit, non-partisan research and educational institute dedicated to the advanced study of law and policy in the areas of antitrust, intellectual property, and complex litigation
- Transcending traditional continuing legal education to combine experience with dialogue, outside of the adversarial system, to contribute to the reasoned and just development of law and policy
- Supporting Working Groups to develop principles, guidelines, and best practices in targeted areas “ripe” for development

The Sedona Conference dialogue model



Debate: Assuming that there is a right answer and that you have it

Dialogue: Assuming that many people have pieces of the answer and that together they can craft a solution

Debate: Listening to find faults and make counter arguments

Dialogue: Listening to understand, find meaning, and agreement

Debate: Defend one's own views against those of others

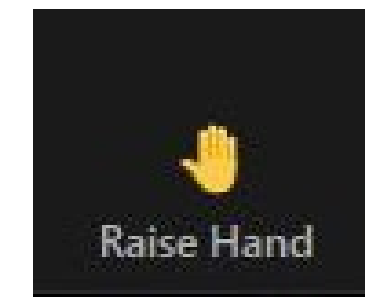
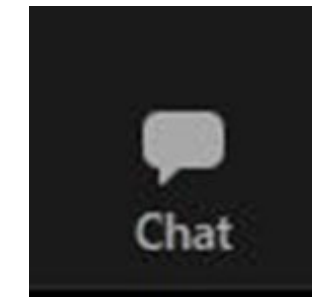
Dialogue: Admitting that others' thinking can improve on your own

Debate: Seeking a conclusion or vote that ratifies your position

Dialogue: Discovering new options, not seeking closure

“Virtual” dialogue

- This webinar is being recorded
- Keep the “Chat” window open and join the dialog by text
- Raise your hand (virtually, using the icon) if you would like to ask a question or make a comment verbally
- Keep your mic on mute unless called on



- This webinar has not been pre-accredited, but most jurisdictions will provide at least 1 hour of CPD credit for attendance
- CEDS recertification credit is also available

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- This presentation represents the personal views of the presenters and does not reflect the views of any court, firm, client, or sponsor
- This presentation is offered for informational and educational uses only

eDiscovery Foundations: A Primer on Electronic Discovery

Moderators:

- Gretel Best, *Gowling WLG*
- Jasmine Lam, *Deloitte LLP*

Dialogue Leaders:

- Stephanie Mills, *Cassels*
- Stephanie Williams, *ellwood Evidence Inc.*
- Edward Chau, *Deloitte LLP*
- Katie Irwin, *Lenczner Slaght LLP*
- Ann Halkett, *Alexander Holburn Beaudin + Lang LLP*
- Tatiana Lazdins, *Deloitte LLP*

EDRM and the eDiscovery Lifecycle



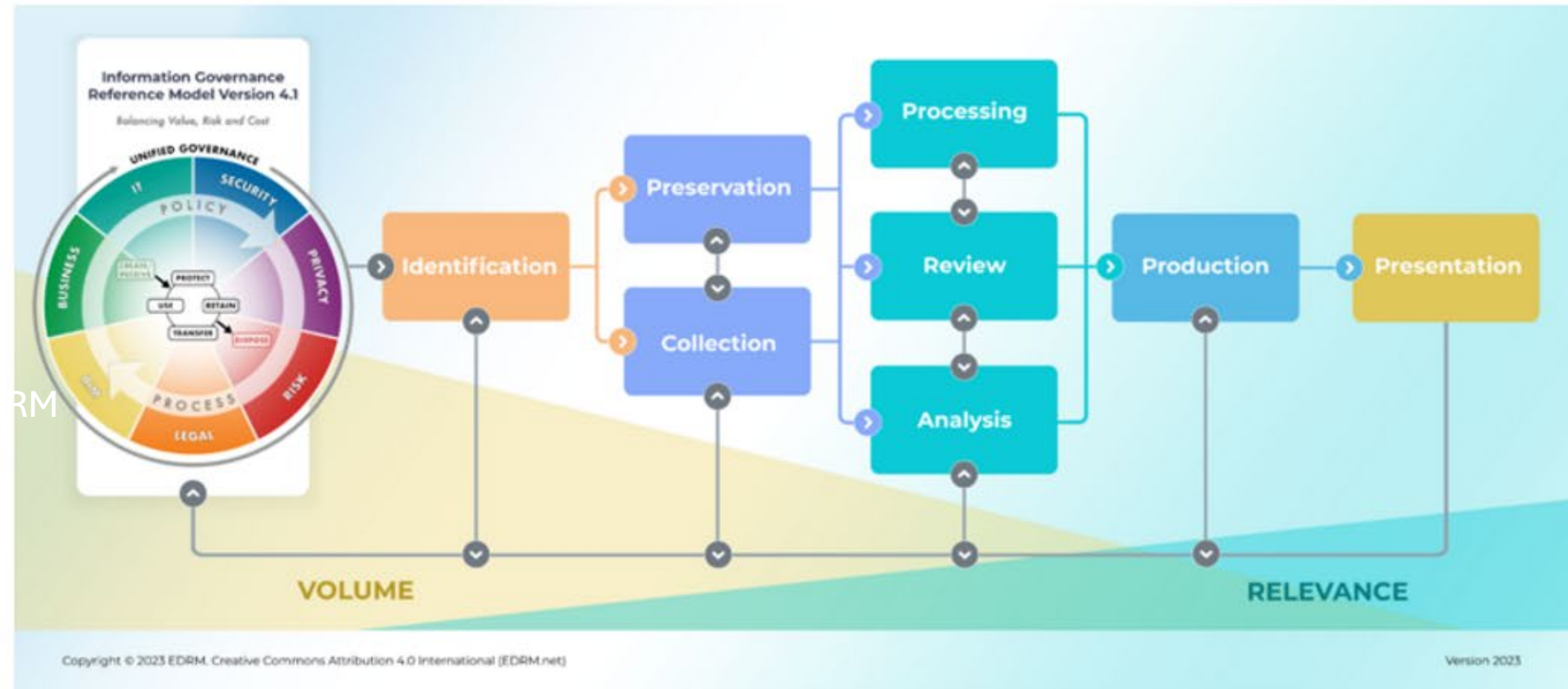
Stephanie Mills
Cassels



Stephanie Williams
ellwood Evidence

EDRM

- ESI identification
- Custodian identification
- Keyword & concept search
- A/V transcription
- AI-enhanced preservation
- Intelligent collection
- Predictive coding
- De-duplication
- NLP-based search



- Auto-generated doc sets
- Production reporting
- Data conversion
- Data analytics for trial prep
- Argument generation
- Graphics & visualizations

- Categorization
- Threading
- Conceptual analysis
- Privilege logging
- Data culling
- ECA
- Analytics
- Visualization
- Redaction
- Quality control
- Sentiment analysis
- Translation

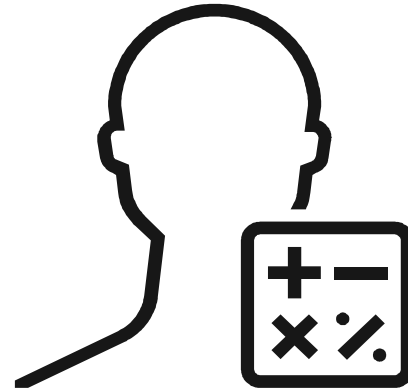
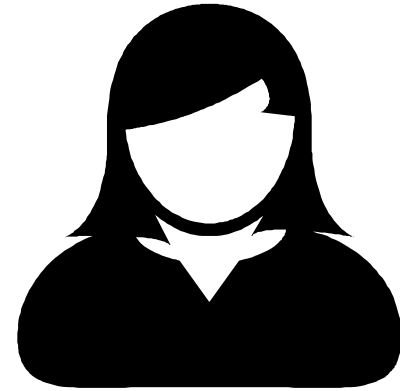
eDiscovery and Technology



Katie Irwin
Lenczner Slaght LLP



Edward Chau
Deloitte



What type of team are you?

- In-House Discovery Team
- Service Provider/Vendor
- External Counsel
- None of the Above/Unsure

Different types of teams:

- **In-House Discovery Teams** – Manage eDiscovery matters internally within an organization. May work with external clients if the team sits within a law firm.
- **Service Provider/Vendor** – Collaborates with external counsel and in-house Discovery teams to manage eDiscovery matters for external organizations
- **External Counsel** – Provide legal strategy and oversight for litigation and investigations. Will liaise with service providers and/or in-house teams.

How many of the following technologies/tools have you used?



Technology uses in the EDRM:

- Information Governance – How to manage and organize the data before litigation to reduce risk and cost
- Identification and Collection – How to get the data
- Processing – How to prepare the data
- Analysis – How to narrow down the data
- Review – How to examine and categorize the data
- Production – How to deliver the data

Do you currently recover costs from clients for your eDiscovery charges?



- Yes
- No
- Sometimes/Partially
- Unsure

Understanding and Managing eDiscovery Costs



- What assumptions/information should you have when obtaining estimates?
- What are the costs to consider?
- How are costs allocated/recouped?

Career Paths in eDiscovery



Ann Halkett
Alexander Holburn



Tatiana Lazdins
Deloitte

What type of organization do you work for?



- Corporation
- Law Firm
- Service Provider
- Government
- Independent/Sole Practitioner
- Other (tell us in Chat)

Which role applies best to you?



- Case manager/project manager
- Technical Specialist/Analyst
- Program Leader (Director/Partner, etc.)
- Law Clerk/Paralegal
- Review Lawyer
- eDiscovery Lawyer
- Other (tell us in Chat)

What, if any, are reasons that you would like to change eDiscovery roles?



- Skills/career advancement
- Compensation/Benefits
- Remote Work Opportunities
- Culture
- Other (tell us in Chat)
- Not Applicable

Where have you received your training?



- N/A – I'm new to eDiscovery
- Professional Setting/On-the-job training
- Formal education (specialized eDiscovery courses)
- Certification programs (e.g. ACEDS, RelOne etc.)
- None - I'm winging it

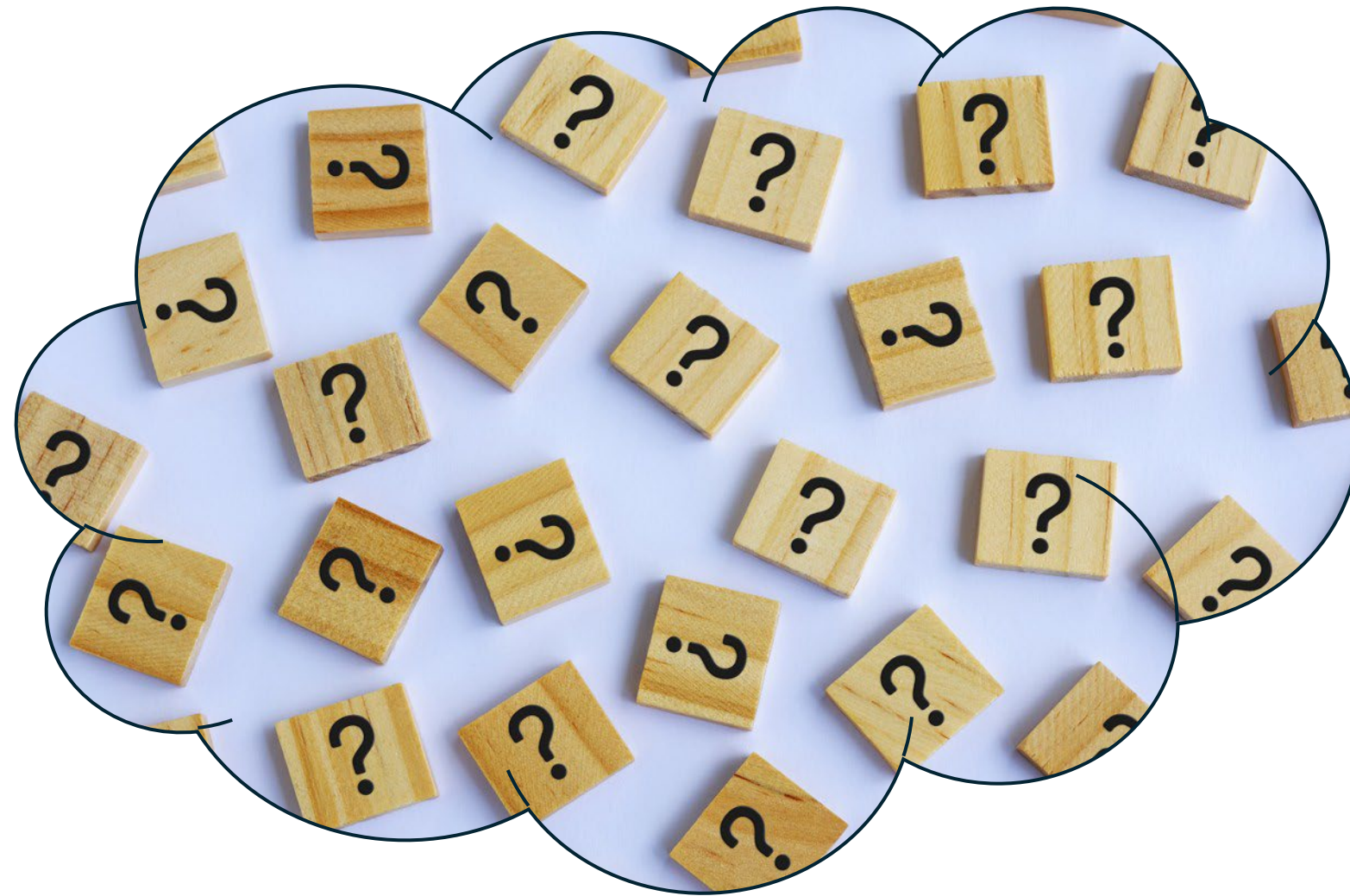
Which resources are you familiar with?



- Sedona Conference
- ILTA
- Digital-evidence.ca
- ACEDS mentorship
- EDRM
- Other (tell us in Chat)

- [Sedona Conference and Sedona Working Group 7 \(Sedona Canada\)](#)
- [Association of Certified eDiscovery Specialists \(“ACEDS”\)](#)
- [International Legal Technology Association \(“ILTA”\)](#)
- [Canadian Bar Association \(“CBA”\)](#)
- [Ontario Digital Evidence & eDiscovery Working Group \(“DEED”\)](#)
- [eDiscovery Reference Model \(“EDRM”\)](#)
- Provincial Bar and Paralegal Associations
- Software and vendor resources
- Legal publications and commentary

Questions?



Thank you for attending!



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- The Sedona Conference, *The Sedona Canada Principles Addressing Electronic Discovery*, Third Edition
- Conférence de Sedona, *Les Principes de Sedona Canada concernant l'administration de la preuve électronique*, troisième édition
- The Sedona Conference Working Group 7 Education Committee, *Open Forum Education Report*
- Conférence de Sedona Groupe de travail 7 Commission de l'éducation, *Rapport du forum ouvert*

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 - Artificial Intelligence and the Law
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