



Friday, November 20, 2020
12:00 p.m. - 1:00 p.m.

Location: This livestream webinar will be available through Zoom. You will receive a link to the event content via email before the event starts.

Cost: \$40 for HSBA Members
 \$50 for Non-HSBA Members
 LIVE Webcast Only

Credit: This seminar qualifies for 1 CLE Credit

Contact: HSBA CLE Department
 at 808-537-1868
 or CLE@hsba.org

Presented by:



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On October 8, 2020, the Hawaii Supreme Court provided eDiscovery Guidelines, recommending that parties resolve ESI disputes without Court Intervention.

On January 16, 2020, the US District Court Hawaii, provided eDiscovery Rule 26 (f) Checklists: "These are court approved and counsel should consult them at the beginning of every case involving e-discovery. All counsel are expected to review the Guidelines."

ABA Model Rule 1.1: An attorney cannot competently represent a client in these proceedings without having a fundamental understanding of the relevant technologies when undertaking electronic discovery. Failure to do so could result in ethical violations, malpractice claims and judicial sanctions:

Millions in sanctions wouldn't be proportional in a case worth only \$20,000, right? Wrong. In *Klipsch Group, Inc. v. ePRO E-Commerce Ltd.*, Nos. 16-3637-cv, 16-3726-cv (2d Cir. Jan. 25, 2018), the Second Circuit upheld a \$2.7 million sanction against ePRO for its repeated and willful discovery misconduct

We will address defensible processes in identifying, preserving and collecting ESI and demonstrate the efficiencies of eDiscovery Review Software

Complete and mail this form to Hawaii State Bar Association, 1100 Alakea Street, Suite 1000, Honolulu HI 96813 OR fax (808) 521-7936 OR email CLE@hsba.org

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