

E-Discovery In Healthcare Litigation Information Management Strategies Under the New Federal Rules

A Live 90-Minute Interactive Teleconference Program

Tuesday, June 5, 2007

**1:00 p.m. Eastern Time / 12:00 p.m. Central Time /
11:00 a.m. Mountain Time/ 10:00 a.m. Pacific Time**

Sponsored by Health Law Week, Hospital Litigation Reporter and the
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The e-discovery federal rules amendments, effective just six months ago, forced companies and attorneys to implement systems and procedures to deal with the retention and destruction of electronic information potentially discoverable in pending and future litigation.

Knowing how to manage e-discovery challenges may, literally, make the difference between victory and defeat in litigation. To successfully handle the delicate demands of electronic discovery in healthcare operations and litigation, it is vitally important to develop highly effective information management strategies.

Listen and participate from your office telephone as our panel of healthcare law and litigation specialists reviews the new rules amendments, how they impact the electronic discovery of information involving healthcare clients and companies, and how attorneys can comply with the latest requirements.

- I. Electronically Stored Information (ESI)
 - A. Definition
 - B. ESI likely to be requested through discovery

- II. The Amended Federal Rules of Civil Procedure
 - A. Review of the amended rules
 - B. Health information impacted by the new rules
 - C. Impact of current case law

- III. Creating a plan to preserve and collect electronic information/evidence
 - C. Where electronic information resides at healthcare entities
 - A. Trigger: "Reasonable Anticipation"
 - B. Scope
 - C. Need to define legal health record
 - D. HIPAA
 - E. Litigation response planning
 - F. Destruction policies

continued

- IV. Creating an internal corporate response
 - A. E-Mail management
 - B. The role - if any - of E-mail archiving
 - C. Impact of IT budgets
 - D. Outsourcing options
 - E. Compliance focus/training

- V. Emerging Technologies
 - A. Voicemail/VOIP
 - B. Databases
 - C. Text and Instant Messages
 - D. Email and File Encryption

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