HPE Legal Department

Corporate legal departments must be able to respond quickly to information requests and investigations. They must also control costs. To these ends, in 2013, Hewlett Packard Enterprise (HPE) deployed what is now Micro Focus® eDiscovery as its principle e-discovery solution. Shortly after, the legal team included predictive coding workflows in its discovery review process. The resulting solution enabled the HPE legal department to dramatically reduce its request response times and its costs.

Overview
As the industry’s deepest technology-assisted review solution, eDiscovery combines years of technical expertise in processing and filtering, with advanced data categorization. The HPE legal organization benefitted from eDiscovery’s review and analytics tools, which enabled it to quickly and cost effectively identify data that has the highest probability of being responsive. As a pioneering solution in technology assisted review, eDiscovery offers customers a variety of review alternatives, along with unique capabilities available within a single platform that allows users to match the right workflow to each matter.

Challenge
As the following examples illustrate, legal events such as pre-litigation reviews, subpoena responses, and priority reviews involve finding relevant information in hundreds of thousands, or even millions of documents. HPE’s legal team needed to not only produce relevant documents, but also to produce them quickly.

Solution
PUTTING EDISCOVERY’S PREDICTIVE CODING TO WORK
Following the successes of its first five projects using eDiscovery’s predictive coding capabilities, the HPE legal team made a commitment to include eDiscovery predictive coding workflows in all appropriate matters. Following are five sample summaries of how the HPE legal team put eDiscovery to work on its predictive coding projects.

Example 1
Case: A pre-litigation review was required under a tight timeline aimed at fact development and identifying relevant documents for mediation efforts.
Solution: The HPE legal team used a small set of seed documents to categorize documents. Multiple iterations were used to refine results, which were confirmed via sampling and review.
Results: The sampling and review confirmed accuracy levels above 95 percent. In addition, 574,000 document determinations were used to eliminate linear review, saving approximately 12,000 review hours and resulting in over $400,000 savings on review costs.

Example 2
Case: A multi-defendant IP litigation with two defendants required sharing of the eDiscovery platform and document set.
Solution: Broad search terms were used to narrow a starting corpus of 8.4 million documents. One defendant used a small set of seed documents to categorize the documents. Multiple iterations were used to refine results, which were confirmed via sampling and review. HPE’s legal department was able to leverage the documents reviewed by the other defendant, plus an additional sample set as its seed population. All identified responsive non-privileged documents were produced immediately. In addition, a post-production review was conducted to assist with fact development.

Results: The HPE review workflow enabled the production of about 25,000 documents in approximately two weeks. The other defendant avoided having to manually review about 475,000 docs. Sampling demonstrated accuracy levels of 97 percent. The HPE legal team saved $500,000 on review costs. Also, the process provided senior attorneys with quick access to key documents, increasing strategic advantage and reducing legal fees.

Example 3
Case: A subpoena response was required under tight timelines.

Workflow: Following the start of manual review on about 200,000 documents, eDiscovery’s predictive coding capability was run in the background and used for prioritization later in the review.

Results: Documents with high relevancy scores were prioritized and pushed into the review queue via eDiscovery’s automated work pools. As a supplement to the manual review process, this prioritization significantly accelerated the review and enhanced the accuracy of relevancy decisions by increasing the percentage of relevant documents early in the review process. The result was a substantial reduction of review time and cost.

Example 4
Case: A litigation with approximately 350,000 documents processed for review.

Workflow: Search terms were used for high-level culling, leaving about 220,000 documents for review. The first two predictive coding iterations had high confirmation rates for responsive documents. Because outside counsel wanted to review all responsive documents before production, predictive coding was used to prioritize the highest confidence documents for review. This prioritization workflow put counsel in a position to provide substantial productions of responsive documents ahead of tight deadlines.

Results: The first 50,000 documents categorized as responsive achieved a 96 percent accuracy rate. The project resulted in cost savings of $300,000 on review costs.

Example 5
Case: Priority review with 1.3 million documents culled by search terms, leaving approximately 100,000 documents to be reviewed on tight deadline.

Workflow: Prioritization was performed using a small set of seed documents to categorize unreviewed documents. Documents with high confidence indicators were prioritized for review.

Results: The prioritization workflow allowed counsel to identify over one million pages of responsive material for production in the first three weeks of the review. Of those responsive documents, 70 percent were identified in the first two predictive coding iterations.

Results
HOW HPE’S LEGAL DEPARTMENT SAVES TIME AND MONEY
HPE’s legal department leverages the Micro Focus eDiscovery platform to mitigate risks and reduce costs associated with analysis, review, and production of electronically stored information (ESI) in litigation and in investigations globally. With eDiscovery, the HPE legal team can:

- Respond quickly: Rapidly cull, analyze, and assess information across a broad range of file types and repositories
- Lower total cost: Leverage advanced technology-assisted review techniques, including early case assessment (ECA), review, and production within one suite for optimal savings
- Minimize risk: Limit handoffs between vendors and technologies with a single, secure, end-to-end solution set to protect against accidental spoilage and security breaches

A COMPLETE SOLUTION FOR THE LEGAL DEPARTMENT
eDiscovery provides HPE’s legal department with a complete solution for responding to legal matters and investigations. The solution encompasses a wide range of functionality built into a single application, including data processing, early case assessment (ECA), clustering and heat mapping, visual analytics, and technology-assisted review.

In addition, eDiscovery includes the security and scalability available through the Micro Focus Cloud infrastructure, as well as the expertise of trained eDiscovery delivery services and project management staff.

eDiscovery is powered by Micro Focus IDOL, which enables legal teams to expedite the eDiscovery process by forming a conceptual understanding of enterprise content, independent of language or data format, and including file types such as audio.

To create a solution that helps organizations save time and money, Micro Focus invested significant effort into streamlining manual processes such as data extraction, processing, staging, review, and production. These phases
of electronic discovery provide significant opportunities for efficiency gains. For the HPE legal department, these stages of the process in particular were the most challenging when responding to time-sensitive requests.

The eDiscovery Services Group of experts serves as an extension of the HPE litigation team by providing support, consultation, and best practices advice to streamline eDiscovery operational processes for time and cost savings.

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