

Industry

- Technology

Solutions

- OpenText™ Discovery
- OpenText™ Insight

Results



Offers hard cost-savings and efficiency gains with each new repetitive litigation



Pre-categorizes documents for assignment to current and future cases without re-review



Reduces ramp-up time to respond to requests with five-fold return on investment to date

Global corporation bolsters defense

Technology leader speeds ramp-up time and reduces litigation risk with OpenText Insight

“With each new case, the global technology company realizes greater efficiencies, cost savings and risk reduction.”



Most companies spend significant time and budget “reinventing the wheel” in repetitive litigation. That is, they or their outside counsel collect documents and data from custodial and noncustodial data sources, then send the documents to multiple vendors or law firms for processing, categorization, review and production. When the matter is complete, the data and work product is dispositioned. All investments made by the company are lost each time, even when each new matter involves many of the same documents that have been produced dozens, or even hundreds, of times in the past.

Not this company. OpenText™ Discovery helped the global technology leader develop an efficient process using a centralized repository for data reuse across cases. It implemented OpenText™ Insight to maintain approximately 300 million documents across more than 425 matters, with more than 800 million documents produced. The solution helps the company manage and quickly produce the subset of product specification data across 70 patent suits.

Streamlining process, mitigating risk

The goal was simple: provide a centralized environment to drive efficiency by enabling the immediate production of core technical documents for each new patent case, a “product packet.” OpenText Professional Services implemented a “review once, produce as many times as needed” approach to control costs and reduce risk using Insight as the foundational eDiscovery platform.

To provision a new matter, the company can simply pull documents—sometimes millions at once—from key custodian collections. As a document is copied to the new case, it retains all privilege and confidentiality coding. This provides immediate access to data for early case assessment and dramatically reduces ramp-up time to respond to litigation, regulatory and compliance requests.

The product packet database contains approximately 30,000 unique documents. Of those, close to 16,000 were reviewed by an external review vendor, while the remaining 14,000 were quickly pre-categorized by bulk update from one of the company’s paralegals. Once categorized, documents are uploaded to the document repository for assignment to current and future cases alongside hundreds of millions of other case-related documents.

With the repository in place, the legal team can simply search on key fields and/or use search terms related to the product specification documents, to assign those documents to a new matter. The documents are copied to the new case, retaining all coding decisions and are thus available for early case assessment and immediate production.

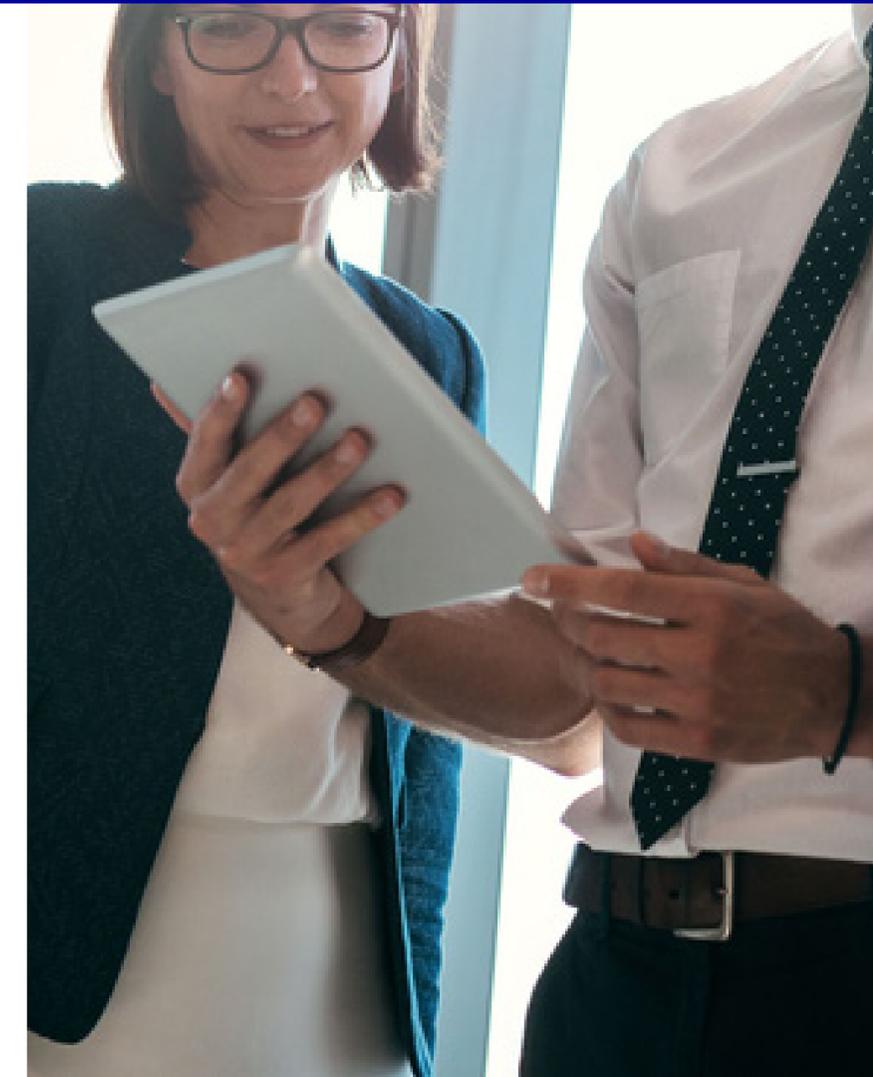
OpenText process and technology helps the company:

- Be more efficient by categorizing a core subset of relevant documents just once and produce as often as needed.
- Enable rapid response and assignment of those documents to a new matter for production, supporting a strategic advantage in litigation, especially when large sums are at stake.
- Ensure categorizing and tagging consistency for each document.
- Protect the inadvertent production of sensitive or privilege documents.

With each new repetitive litigation, the technology company becomes more efficient and saves more review costs. Initial metrics demonstrated the company:

- Achieved a five-fold return on investment. Each document reviewed once has been produced an average of 5.6 times.
- Produced 18,000 unique documents across 72 matters.

“The company achieved more than a five-fold return on investment. Each document reviewed once has been produced an average of 5.6 times.”



- Produced nearly 101,000 total documents with an average of 1,400 documents per matter.
- Uploaded close to 30,000 documents in the repository, nearly half of which were never reviewed but bulk updated by a paralegal at the company.
- Gathered cost savings in excess of \$300,000 (assuming a 33 percent richness collection).

In addition to efficient management of product packets, the technology company also worked with OpenText to:

- Develop core fact, deponent and privilege libraries to accelerate efficiencies and cost savings.
- Categorize and manage data sets similar in nature to the technical documents, including licensing agreements, employment policies and marketing research.
- Centralize and manage sensitive custodian documents that are produced over and over again.

Recognizing the value of a centralized repository

Hard cost savings: Document reuse is just a fraction of the value of centralizing discovery data into a single repository. In terms of cost savings, a centralized model eliminates the costs of reviewing the same document over and over again, the need to interview the same set of high-value, high-touch (“frequent flyer”) custodians and collect their documents, as well as duplicate processes, such as document ingestion, text extraction, conversion, OCR and processing. Once a document is stored in the core repository, it can be quickly provisioned to any number of matters as needed.

Greater efficiencies. While it can be difficult to quantify the cost of inefficiencies, centralization simultaneously eliminates the headache and extra costs of hosting data with multiple vendors and outside counsel, as well as the unnecessary costs associated with inconsistent coding and other practices across documents, cases and firms.

Risk reduction. Centralization also means less risk, with fewer coding mistakes across documents and matters, driven by consistent process and work-product from prior cases. It reduces the risk of inadvertent production of sensitive or privileged material. Centralization also helps keep data secure by allowing in-house teams to control access and limit the flow of sensitive information, eliminating the risk of maintaining sensitive data across disparate law firm and vendor databases.

Business intelligence for realtime decisions. Finally, only by aggregating data into a single repository and extracting information across cases can cross-matter reporting and meaningful metrics be possible. This includes matter status, collections, custodian summaries, outside counsel spend, expense versus budget and other key performance indicators.

OpenText continues to work with this client as well as other corporations to more effectively leverage data and document reuse opportunities for a more efficient and intelligent discovery process. In addition to product packets, clients will continue to reuse prior work-product to automate confidentiality and privilege tagging, ensure consistent redactions and speed the predictive technology engine. With each new case, Discovery customers realize greater efficiencies, cost savings and risk reduction.



About OpenText

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