Proportionality and e-Discovery: The New Tools of the Trade

Wednesday, August 29, 2018
12:00 - 1:00 p.m. CDT

Dear IADC Member:

Please join us for a complimentary Webinar (Web-based seminar produced through Adobe Connect) sponsored by the IADC Drug, Device and Biotechnology Committee on Wednesday, August 29, 2018 for (1) hour beginning at:

10:00 AM PDT / 11:00 AM MDT / 12:00 PM Noon CDT / 1:00 PM EDT

HOW TO REGISTER:

ONLINE REGISTRATION! Although there is no fee to attend, you must register so that the IADC can plan accordingly for the number of interested participants. Click here to register online. You must be logged in with your IADC username and password in order to register. If you are registering multiple participants from the same firm, please register each participant individually.

We hope that you will join us for this exciting and informative program. If you have any questions, please contact **Melisa Maisel Vanis, Assistant Director of Meetings and Professional Development**, at mmaisel@iadclaw.org or by telephone at 312.368.1494.

THE PRESENTATION:

Proportionality and e-Discovery: The New Tools of the Trade

In December 2015, FRCP 26(b)(1) was amended to require that discovery be "proportional to the needs of the case." Since the amendment, litigants have benefited from and struggled with the rule, new tools are emerging, and courts have taken varied approaches to implementation. In light of these developments, we believe addressing the following topics would be very beneficial: (1) changes to the rule; (2) emerging trends and e-discovery implications; (3) court rulings – what works, what does not, sanction-worthy conduct, and variations by jurisdiction; (4) cost shifting and cost-sharing alternatives; and (5) practice tips and practical applications.

THE PRESENTERS:

Jessica L. Brennan (jessica.brennan@dbr.com)
Drinker Biddle & Reath LLP, Florham Park, NJ

Jessica Brennan is a Senior Associate in the Products Liability & Mass Tort department at Drinker Biddle & Reath LLP and is a member of the firm's Women's Leadership Committee. She represents foreign and domestic manufacturers of pharmaceuticals, medical devices, and consumer products in individual cases, multidistrict litigation, and state coordinated proceedings. She is a member of DRI's Drug and Medical Device, Young Lawyers, and Women in the Law Committees. She is a Barrister in the William J. Brennan, Jr. - Arthur Vanderbilt Inn of Court. Jessica is a graduate of Seton Hall University School of Law, and obtained her undergraduate degree from the University of Delaware. She holds a Professional Certification in Pharmaceutical and Medical Device Law and Compliance from Seton Hall Law.

Kate Polera (kate.polera@ey.com)
EY, New York, NY

Kate Polera is a Senior Manager in Forensic & Integrity Services at Ernst & Young, and a leader of the e-Discovery consulting practice for the Life Sciences sector. Kate advises clients domestically and abroad on technical and strategic issues involving e-Discovery in connection with litigation, government investigations, internal compliance monitoring, and information governance. Previously, Kate was an associate in the Philadelphia office of Morgan, Lewis & Bockius, LLP where she acted as discovery counsel with a focus on Life Sciences clients. In her practice she counseled clients on defensible discovery strategies and implementing proportional discovery plans for internal and regulatory investigations and litigation arising under the False Claims Act; the Medicare Anti-Kickback statute; the Federal Food, Drug, and Cosmetic Act; the Controlled Substances Act; and various federal and state civil and criminal fraud statutes. Kate received her J.D., with honors, from Rutgers University School of Law, and holds a M.M. from the Pennsylvania State University and B.M., with honors, from the University of Colorado.

Michael C. Zogby (michael.zogby@dbr.com)
Drinker Biddle & Reath LLP, Florham Park, NJ

Michael Zogby is co-chair of the Products Liability & Mass Tort department at Drinker Biddle & Reath LLP. He is also co-chair of the firm's Pharma and Life Sciences Industry Group. His products liability trial practice includes the defense of major pharmaceutical and medical device companies in products liability, negligence, failure to warn, strict liability design and manufacturing defect, and wrongful death actions that involve prescription medications and orthopedic implants before state and federal courts and in mass tort, class action, and multidistrict proceedings. Mike's commercial litigation trial and appellate experience includes representing pharmaceutical companies in patent infringement, Robinson-Patman Act, false marking, intellectual property, and antitrust actions, as well as defending large law and accounting firms in professional liability actions, defending hospitals and health care organizations in tortious interference, unfair competition, civil conspiracy, and ERISA matters, and representing a variety of other corporate clients in commercial, employment, insurance coverage and real estate litigation matters. Mike received his J.D. from the William & Mary School of Law, where he was editor-in-chief of the William and Mary Environmental Law and Policy Review.

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