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Post-Dec. 2006 Rules Changes: Selected Search & Retrieval References

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A. Case Citations

Ameriwood Industries, Inc. v. Liberman, 2007 WL 685623 (E.D. Mo.) (court orders expert report with number of “hits” based on negotiated search terms, with expectation that parties will continue to meet and confer to refine search based on false positives)


Qualcomm Inc. v. Broadcom Corp., 2007 WL 2296441, at *33 (S.D. Cal.) (sanctions opinion involving underlying failure to disclose 200,000 emails prior to trial, where court found “incredible that Qualcomm never conducted such an obvious search” using certain keywords).

Williams v. Taser Intern, Inc., 2007 WL 1630875 (N.D. Ga.) (court adjudicates search protocol with keywords plus use of simple Boolean operators)

B. Law Reviews, Commentaries, and Misc. Publications

Jason R. Baron, The TREC Legal Track: Origins and Reflections on the First Year, 8 Sedona Conference Journal (2007) (available on WESTLAW and LEXIS)


David Fishel, Defending the Accuracy of Phonetic Audio Search in Civil Discovery, (Nexidia), available at http://www.umiacs.umd.edu/~oard/desi-ws/ (DESI Workshop listed below)

Jeffrey Gross, Comparing the Utility of Keyword and Concept Searches, Digital Discovery & E-Evidence, Vol. 7, No. 9, (Sept. 1, 2007) (available online)