

Case Study— Litigation Services

Bingham McCutchen

Overview

Firm: Bingham McCutchen LLP

Location: 14 offices worldwide

Industry: Legal services

Customer Profile:

With more than 1,000 lawyers in 14 offices in the United States, Europe and Asia, Bingham McCutchen offers a broad range of market-leading practices focused on global financial services firms and Fortune 100™ companies.

Business Situation:

Bingham's litigation technology group is a longtime user of early case assessment (ECA) tools provided through an external hosting model. Noting a number of cost and productivity benefits from the use of these tools, Bingham team members believed they would save the firm and their clients significant expenses by bringing ECA software in-house.

Solution:

The litigation technology department professionals began examining several ECA products on the market, including software features and pricing models. During this time, Bingham was invited by LexisNexis to serve as a beta tester of a new product in development at the company called LexisNexis® Early Data Analyzer. The team members were impressed with the speed, functionality and ease of use of the product. The product showed significant promise in reducing the volumes of data that require more costly review. Following the beta test period, they decided to select LexisNexis Early Data Analyzer for their internal use.

Benefits:

- Substantial amount of data reduction, typically ranging from 80 to 90 percent depending on the nature of the case and the data
- Significant cost savings per case resulting from the data reduction
- Increased control over e-discovery workflow because the ECA work is done internally
- Documentation tracking the filtering performed, results achieved, file listings and more

Product Summary:

Litigation Services

- LexisNexis Early Data Analyzer
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Bingham McCutchen Reduces E-Discovery Data by As Much As 90% with Use of LexisNexis® Early Data Analyzer.

Offering a broad range of market-leading practices focused on global and Fortune 100 companies, Bingham is known for its bet-the-company litigation, financial services, securities and corporate legal talent.

Bingham's strength has been recognized by a total of nearly 300 individual mentions in *Chambers USA*, *Chambers UK*, *Chambers Asia*, *Chambers Global*, *Legal 500* and *Best Lawyers*, among others.

Situation

"We started using early case assessment (ECA) tools several years ago through hosted models in which we contracted with outside vendors to filter files, under our direction, through ECA tools such as Clearwell®," said Peggy Stulberg, Bingham's director of litigation technology. "Based on our experience, we were very aware of the value of ECA tools and began to talk about how we might be able to better leverage the investments we and our clients were making in the hosted model."

Stulberg's team conducted internal analysis to assess whether there would be greater cost-efficiencies to be gained if they could bring ECA software in-house. Their analysis concluded that the litigation technology department could potentially save the firm and its clients a significant amount of money by internalizing an ECA tool.

"We handle as much e-discovery processing as possible within our department using industry-standard tools such as LAW PreDiscovery™, and then engage vendors to absorb the excess," explained Stulberg. "So the strategy of building an internal arsenal of software tools in order to achieve greater efficiencies for e-discovery workflow was one we already embraced."

Solution

Already familiar with some of the leading ECA software products on the market, Stulberg's team began to examine features and benefits, as well as respective pricing models.

"During this time, we were approached by LexisNexis and invited to serve as 'beta testers' of a new ECA product they were developing," recalled Nicole

“We were impressed with how fast Early Data Analyzer could go through a batch of files and cull them down. The speed was remarkable, hitting as much as 20 GB per hour during loads. We were also very impressed with the user interface of the product, which is so easy to understand that a user can be up and running in just a matter of minutes.”

—Oliver Silva, team lead,
Litigation Technology Department
Bingham McCutchen LLP

Panos, Bingham’s senior manager of litigation technology. “We jumped on this opportunity and began to put the product through the paces.”

The product to which Panos refers is called LexisNexis® Early Data Analyzer. LexisNexis Early Data Analyzer is an innovation in electronic discovery software that enables litigation professionals to more efficiently conduct early data assessment and significantly streamline processing of electronic documents. The tool was specifically developed for the beginning phase in the e-discovery process. It enables litigation teams to quickly capture an entire document set, assess the contents, and then eliminate irrelevant, duplicate and non-responsive documents prior to the more costly and time-consuming review and processing phases of e-discovery.

According to LexisNexis, the Early Data Analyzer software works right where the original data resides—on a network or external drive—and allows for defensible data reduction. It does so by filtering content to help litigation professionals select the most relevant documents for their data sets. Since LexisNexis Early Data Analyzer filters, indexes, searches, culls and pre-processes data in its source location, users benefit from impressively fast processing speeds.

“We were impressed with how fast Early Data Analyzer could go through a batch of files and cull them down,” said Oliver Silva, a team lead for Bingham’s Litigation Technology Department and the point person assigned for the beta test. “The speed was remarkable, hitting as much as 20 GB per hour during loads. We were also very impressed with the user interface of the product, which is so easy to understand that a user can be up and running in just a matter of minutes.”

After a successful beta test, Bingham decided to select LexisNexis Early Data Analyzer as the firm’s first internal ECA software tool.

“We were already major users of other LexisNexis software tools, such as LAW PreDiscovery™ and the CaseMap® suite of products,” said Panos. “So we had an existing comfort level with LexisNexis as the litigation software provider of these products.”

“We’ve been seeing a high volume of data reduction from the software, sometimes in the range of 80 to 90 percent on our initial data loads depending on the nature of the data collected. This product flat out works.”

—Oliver Silva, team lead,
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Benefits

Bingham has achieved a number of productivity enhancements since adopting LexisNexis Early Data Analyzer, with the following four benefits being the most important to the firm’s litigation technology department:

- **Data Reduction**

“Early Data Analyzer gives us the ability to filter and de-duplicate data across multiple data stores, which enables us to significantly reduce the number of files that need to subsequently be processed and reviewed,” said Silva. “We’ve been seeing a high volume of data reduction from the software, sometimes in the range of 80 to 90 percent on our initial data loads depending on the nature of the data collected. This product flat out works.”

- **Cost Savings**

By managing document production sets more effectively, LexisNexis Early Data Analyzer helps Bingham avoid costly and time-consuming review of irrelevant documents. The software eliminates non-responsive files before importing the data set to processing tools, which allows Bingham to achieve potentially substantial cost savings per case, enabling both the firm and its clients to reap financial benefits.

- **Control**

“Another great benefit of LexisNexis Early Data Analyzer is that the product is right here in our control inside the firm,” said Panos. “We maintain custodial oversight of our data loads, can document exactly what was done to every batch of files, and can recreate our precise methods that led to a specific result we obtained.”

- **Defensible**

According to Stulberg, by using LexisNexis Early Data Analyzer in-house, defensible data reduction is achieved for data sets run through the product. The tool allows users to generate reports based on filtering options and search results, providing the documentation necessary to support the data reduction methodology used.

“LexisNexis Early Data Analyzer filled a crucial need we had for an ECA software tool and did so with minimal up-front costs or organizational adaptation required,” said Stulberg. “The results have definitely met our expectations and we look forward to continuing to work with LexisNexis on future versions and enhancements of the software.”

About LexisNexis

LexisNexis® (www.lexisnexis.com) is a leading global provider of content-enabled workflow solutions designed specifically for professionals in the legal, risk management, corporate, government, law enforcement, accounting, and academic markets. LexisNexis originally pioneered online information with its Lexis® and Nexis® services. A member of Reed Elsevier [NYSE: ENL; NYSE: RUK] (www.reedelsevier.com), LexisNexis serves customers in more than 100 countries with 15,000 employees worldwide.

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