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## **PROGRAM ANNOUNCEMENT**

*The Advocacy Institute in Conjunction with National Attorneys General Training and Research Institute (NAGTRI) Is Pleased to Present*

### **NAGTRI MOBILE ADVANCED E-DISCOVERY**

**January 24, 2018**

**8:30 a.m. to 4:00 p.m.**

**R.J. Hughes Justice Complex  
4th Floor Conference Room A  
Trenton, New Jersey**

#### *Program Summary*

This course will address more advanced issues in eDiscovery, and will focus on proportionality and cost-shifting, discovery of social media, preparing for the meet and confer with opposing counsel, and advising clients on retention policies and litigation holds. It will include an analysis of current important court decisions as well as a session on ethical issues in eDiscovery. The course is designed for civil litigation attorneys dealing with discovery issues.

#### *Who Should Attend?*

*This program is open to DAsG and AAsG within the Department of Law and Public Safety, only. If you are not a DAG or AAG within the Department of Law and Public Safety, please do not attempt to register.*

#### *Who Is the Faculty?*

**Diane E. Barry, Esq.** is a Deputy General Counsel for the Massachusetts Department of Public Health (MA DPH). Currently, she serves MA DPH as the Program Counsel for the Drug Control Program. She also provides legal advice and technical expertise to DPH regarding responses to third party subpoenas, public records requests, and secretariat level procurement for tools serving those functions. Prior to joining MA DPH, Diane worked as a litigator and eDiscovery Counsel for 26 years, including serving for four years as the first eDiscovery Attorney for the Massachusetts Office of the Attorney General (MA AGO). At the MA AGO Diane led and directed the work of the AGO's eDiscovery team and managed the litigation support function. Over the course of her career, Diane has worked across most of the EDRM, assisting affirmative, defense and investigatory teams. She has experience with all sizes of matters, from small litigation matters through to multistate, MDL and

class action suits. She has also worked across a multitude of subject matters, including white collar crime, antitrust, securities fraud, consumer fraud, eminent domain and employment matters. Diane also has significant experience in selecting and employing case appropriate technology tools, including TAR and predictive coding tools. Prior to entering government service in 2012, Diane worked on several cases important to the formation of eDiscovery law, particularly in the areas of TAR and predictive coding. As two examples, Diane served as the Plaintiffs Group eDiscovery Expert in each of *Toyota Unintended Acceleration MDL* (Central District of California); *In Re Kleen Products*, (Northern District of Illinois). Diane is a Practice Guide Consultant for Mathew Bender's *California Ediscovery & Evidence*, and is the Chapter Author for 6 of the guide chapters. 2013 - 2014, Diane taught *eDiscovery Law & Practice* at the Boston University School of Law. Diane is an active member of Sedona Work Group 1, and served as the Chapter Director for the Boston Chapter of Women in eDiscovery from 2014-2016.

**Cynthia Courtney** has over ten years of e-discovery experience, obtained in-house counsel managing litigation, as e-discovery counsel to a major law firm, as a vice president at an e-discovery service provider and at the Connecticut Attorney General's office. At CIGNA, Cindy managed healthcare litigation for nearly 20 years, concentrating on complex commercial and class action litigation, e-discovery and record retention. At Day Pitney, she provided e-discovery advice and support on existing matters to all litigators in her firm in many practice areas including tort and personal injury defense, insurance and reinsurance, False Claims Act, employment, and intellectual property. At D4, Cindy provided subject matter support to the sales team and consulted with clients on e-discovery readiness. In her present position as e-discovery counsel at the Connecticut Attorney General's office, Cindy supports all departments in this 300+ lawyer agency. In addition to individual case support and vendor selection and oversight, a primary objective is to create uniform practices for e-discovery across all Connecticut agencies, necessitating close cooperation with agency IT and legal staff. Cindy has written widely and presented at major e-discovery conferences.

**Paula McManus** is an Assistant Attorney General and the eDiscovery Attorney for Massachusetts Attorney General Maura Healey's Office. In that role, she focuses on ESI discovery under state and federal rules of civil procedure, working with affirmative litigation teams investigating or filing suit on behalf of the Commonwealth, and in civil defense matters where the office represents agency clients. She also manages the eDiscovery and Litigation Support functions at the AGO. Prior to the joining Attorney General's Office, Ms. McManus worked at a law firm in Boston as well as a litigator in-house at a large financial services firm. She is a graduate of Columbia Law School.

### ***CLE Credit***

**NJ CLE Credit:** This program had been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for 6.0 hours of total CLE credit. Of these, 1.0 qualifies as hours of credit for ethics/professionalism.

**NY CLE Credit:** 5.0 substantive credits and 1.0 ethics credit (pursuant to the approved jurisdiction policy).

**PA CLE Credit:** 5.0 substantive credits (\$7.50 mandatory registration fee required).

## *How Do I Register?*

### **State Employees**

Most State employees are able to register for this course by going to <http://reg2.dcj.lps.state.nj.us/lpcreg/login.aspx?portalid=2> and creating an AGAI Course Registration account. To do so, your computer **must** be attached to the government's Garden State Network. Upon opening the AGAI Course Registration System home page, you will see the Create Account link in the Login Box. Click on it and create your account, which will include you selecting a user name and password. Once you create your account, you can access the AGAI Course Registration System at <http://reg2.dcj.lps.state.nj.us/lpcreg/login.aspx?portalid=2> to register for future courses or to manage your account. Please retain your user name and password for your records.

### **Non-State Employees or State Employees not Connected to the Garden State Network**

If you are not a State employee, or are otherwise unable to access the AGAI Course Registration System through the Garden State Network, kindly email the Advocacy Institute at: [AdvocacyInstitute@lps.state.nj.us](mailto:AdvocacyInstitute@lps.state.nj.us) for an authorization code to allow you access to the AGAI Course Registration System through the My New Jersey portal. **Setting up your account through the portal is a two-step process, the details of which are set forth in the next two paragraphs.**

Once you receive the portal authorization code you will be prompted to go to the My New Jersey portal at <http://www.state.nj.us/> and create a portal account. Once your portal account is created you are prompted to enter your authorization code. This is Step 1 of the process, which you need only do once.

**If you have already been issued an authorization code in the past you do not need to request another one.** You can log into your account on the Garden State Network at <http://www.state.nj.us> and under the heading NJ L&PS Applications you will see the Attorney General's Advocacy Institute's Registration System. Click on that and log into your account on our system.

Upon setting up your portal account, you need to set up your AGAI Course Registration System account. This is Step 2. To do so, log on to the My New Jersey Portal <http://www.state.nj.us/>. Upon opening the AGAI Course Registration System home page, you will see the Create Account link in the Login Box. Click on it and create your account, which will include you selecting a new user name and password. Once you create your account, you can access the AGAI Course Registration System at <http://reg2.dcj.lps.state.nj.us/lpcreg/login.aspx?portalid=2> to register for future courses or to manage your account. Please retain your user name and password for your records.