



Presentation to ACC Southern California

# Modern Data Challenges in Disputes and Investigations

Successfully navigating modern data challenges in disputes and investigations

# FTI Consulting | At a Glance

FTI Consulting is an independent global business advisory firm dedicated to helping organizations **manage change, mitigate risk and resolve disputes:** financial, legal, operational, political and regulatory, reputational and transactional.

Each practice is a leader in its specific field, staffed with experts recognized for their **depth of knowledge** and a track record of **making an impact**.

Collectively, FTI Consulting offers a comprehensive suite of services designed to assist clients across the business cycle – from proactive risk management to providing rapid responses to unexpected events and dynamic environments.

## Who We Are



**8,000+**

Employees  
Worldwide

Advisor to  
**99** of the world's  
top **100** law firms

**\$7.7B**

Market Cap<sup>1</sup>

**50**

Advisor to the world's  
top **50** bank holding  
companies



**31**

Countries

**82**

of Fortune Global 100  
corporations are clients

**50/100**

Advisor to **50** of  
the top **100** Private  
Equity  
International firms

**780+**

Senior Managing  
Directors

## What Makes Us Unique



### Definitive Expertise

Our professionals are experts with extensive practical experience applying that expertise to generate decisive impacts.



### A Culture that Delivers

Our culture and working style reflect a bias toward the tangible and a tenacity for meaningful solutions that make a difference.



### Comprehensive Services

Our practices, as stand-alone offerings and comprehensive solutions, address the range of interconnected issues our clients face.



### Industry Experience

Our industry groups are staffed with seasoned practitioners who possess years of hands-on management and operational experience across 16 industries.

(1) Number of total shares outstanding as of October 19, 2023, by the closing price per share on October 26, 2023.

# Digital Insights & Risk Management

| Corporate Stakeholders  | Chief Data Officer<br>Chief Information Security Officer  |  | Chief Privacy Officer   | Chief Information Officer                              | General Counsel<br>Chief Legal Operations Officer  |  | Chief Compliance Officer<br>Chief Risk Officer   | Chief Financial Officer<br>Chief Technology Officer |                   |                       |
|-------------------------|---|--|---|--|--|--|--|---|-------------------|-----------------------|
| Law Firm Practice Areas | Corporate Governance  | Privacy & Cyber  | M&A   | Restructuring  | Antitrust / Competition  | Investigations   | Litigation   | White Collar  | Risk & Compliance | Intellectual Property |
| Expertise               | <u>Data Governance</u>  | <u>Privacy &amp; Security</u>  | <u>Information Governance</u>   | <u>Legal Department</u>                                | <u>Disputes &amp; Investigations</u>   | <u>Risk &amp; Compliance</u>   | <u>Blockchain &amp; Digital Assets</u>   |   |                   |                       |
|                         | Data Mapping<br>Identity & Access Management<br>Data Lineage, Quality & Protection<br>A.I. Data Compliance & Ethics   | Privacy<br>Data Protection<br>Data Breach<br>Ad Tech<br>Third Party Risk Management<br>Data Leakage Prevention<br>DPO as a Service | Backup & Business Continuity<br>Records Management<br>Archiving & Retention<br>Data Remediation<br>Legal Hold & Preservation<br>Mergers & Acquisitions: Divestitures<br>Digital Forensics<br>M365 | Operations & Strategy<br>Legal Technology<br>Contracts | Discovery<br>Digital Forensics, Testimony & Collections<br>Managed Review<br>E-discovery Managed Services<br>Mergers & Acquisitions: Second Requests<br>Story Development & Research | Compliance Program<br>Compliance Technology<br>Compliance Monitoring<br>IP Protection: Monitoring & Remediation<br>Mergers & Acquisitions: Diligence | <b>Blockchain</b><br>Blockchain as a Service<br>Crypto, Digital Assets & NFTs<br>Metaverse |   |                   |                       |
| Solutions               | <p>Consulting * Strategic Project Management * Assessments &amp; Audits * Program Development * Policy &amp; Workflow * Change Management * Remediation * Technology Selection &amp; Implementation * Hosted Technology * Managed Services * Expert Witness Testimony</p> <p>Artificial Intelligence &amp; Machine Learning   Cloud &amp; Emerging Data</p> |  |   |  |  |  |  |   |                   |                       |





**Tim Anderson**  
Senior Managing Director, FTI Technology

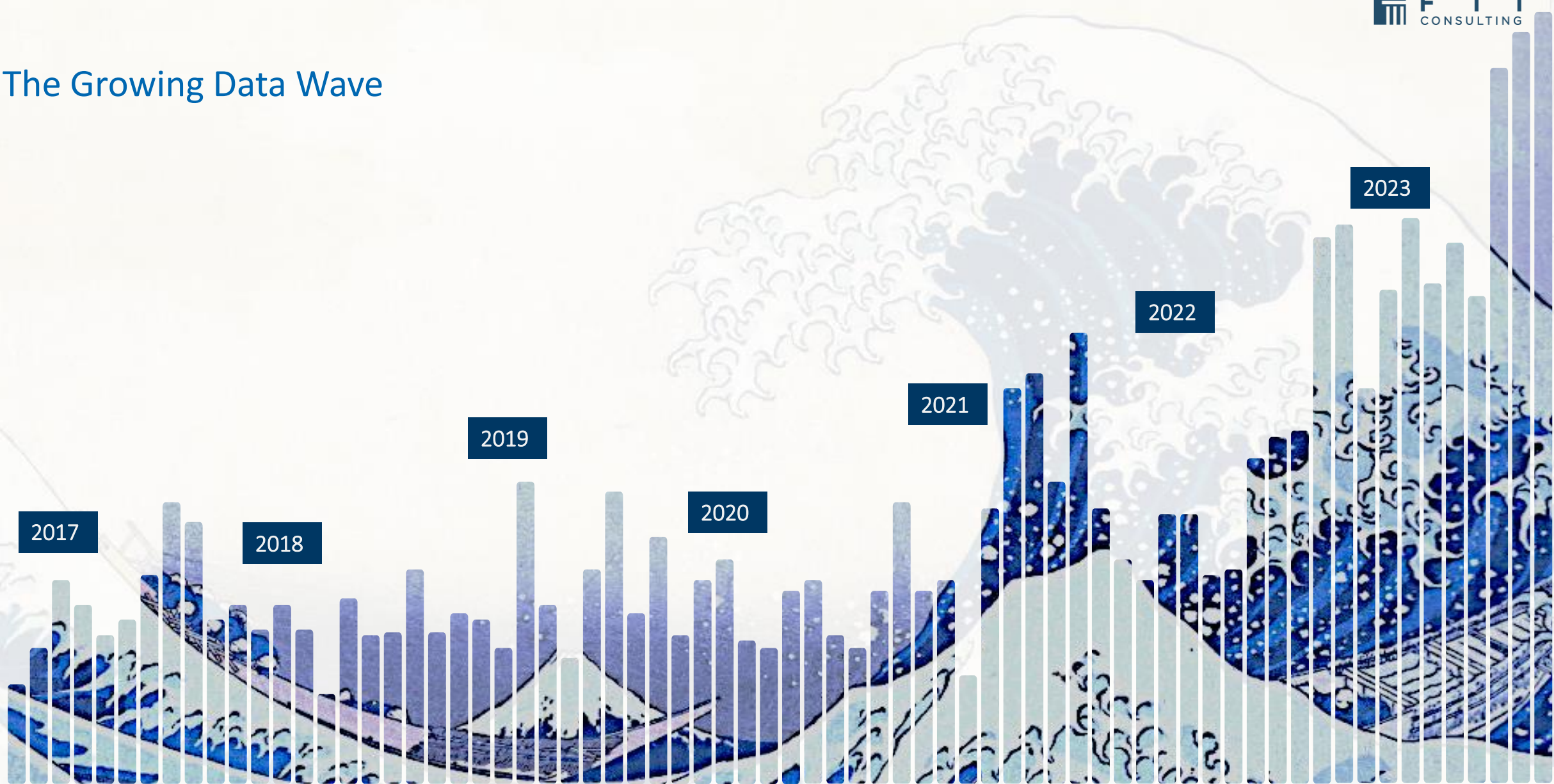


## Today's Key Takeaways

- 1. Data formats have fundamentally changed**
- 2. Legacy eDiscovery tools and workflows are not equipped for this change**
- 3. Rules of discovery haven't changed**
- 4. There is a better way**



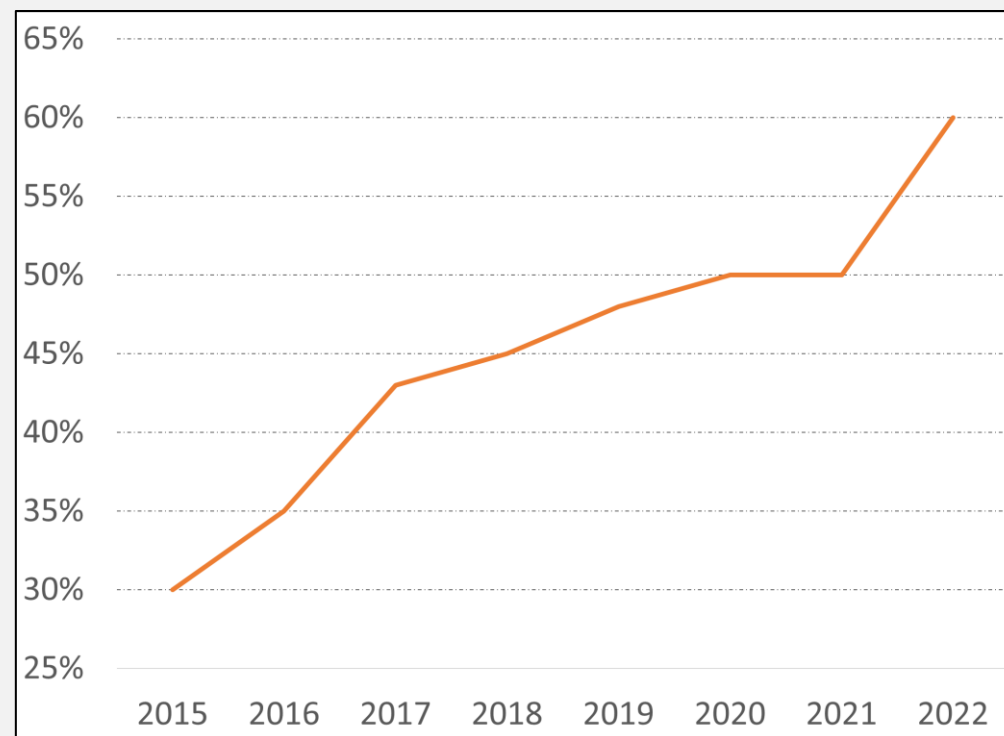
# The Growing Data Wave



# The Legacy Data Landscape: Static Physical Data



Share of Corporate Data Stored in the Cloud  
2015 - 2022









# Emerging Data Sources: The Problem

## Emerging Data Sources: The Fundamental Components of the Paradigm Shift

### Shared Access



Nuanced roles and real-time shared access adds complexity to custodian identification and data authentication while also increasing data volumes

### Chat Messaging



Integrated chat, channel, and short-form messaging increases volume and removes context

### Linked Content



New ways of sharing data via hyperlinks challenge the existing document attachment paradigm

### Versions



Access to multiple versions of files provides a previously difficult-to-access historical view of content



## The Problem – Impact on Existing Workflows

### Identification



Ease of adoption driving the **proliferation of new applications** making identification more challenging

### Preservation



Complex collaboration ecosystems **introduce gaps in retention and hold capabilities**

### Collection



Modern collaboration platforms provide **modern forms of integration** that don't support legacy methods of data collection

### Processing/Review

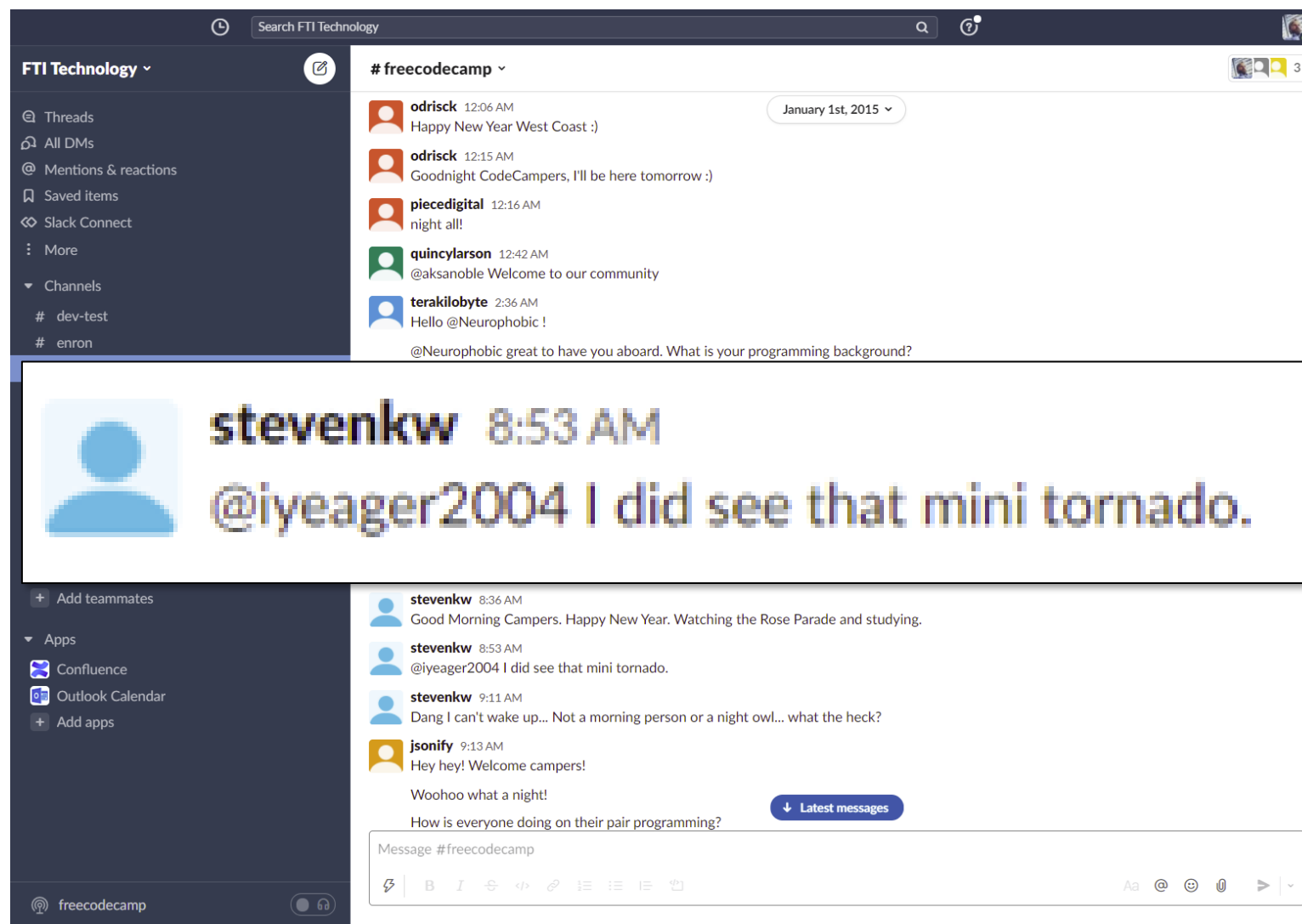


New **complex data formats** introduce processing and review challenges

Continuous deployment is **rapidly increasing the pace of change**, impacting existing workflows

Limited case law, **no standards**, and few best practices

# The Problem – Complex Formats and Short Form Messages



Search FTI Technology

**FTI Technology**

- Threads
- All DMs
- Mentions & reactions
- Saved items
- Slack Connect
- More
- Channels
  - # dev-test
  - # enron
- Add teammates
- Apps
  - Confluence
  - Outlook Calendar
  - Add apps

**# freecodecamp**

January 1st, 2015

**odrisck** 12:06 AM  
Happy New Year West Coast :)

**odrisck** 12:15 AM  
Goodnight CodeCampers, I'll be here tomorrow :)

**piecedigital** 12:16 AM  
night all!

**quincylarson** 12:42 AM  
@aksanoble Welcome to our community

**terakilobyte** 2:36 AM  
Hello @Neurophobic !

@Neurophobic great to have you aboard. What is your programming background?

**stevenkw** 8:53 AM  
@iyeager2004 I did see that mini tornado.







**stevenkw** 8:36 AM  
Good Morning Campers. Happy New Year. Watching the Rose Parade and studying.

**stevenkw** 8:53 AM  
@iyeager2004 I did see that mini tornado.

**stevenkw** 9:11 AM  
Dang I can't wake up... Not a morning person or a night owl... what the heck?

**jsonify** 9:13 AM  
Hey hey! Welcome campers!  
Woohoo what a night!  
How is everyone doing on their pair programming?

Message #freecodecamp

B I       Aa @ 😊 📎 ▶



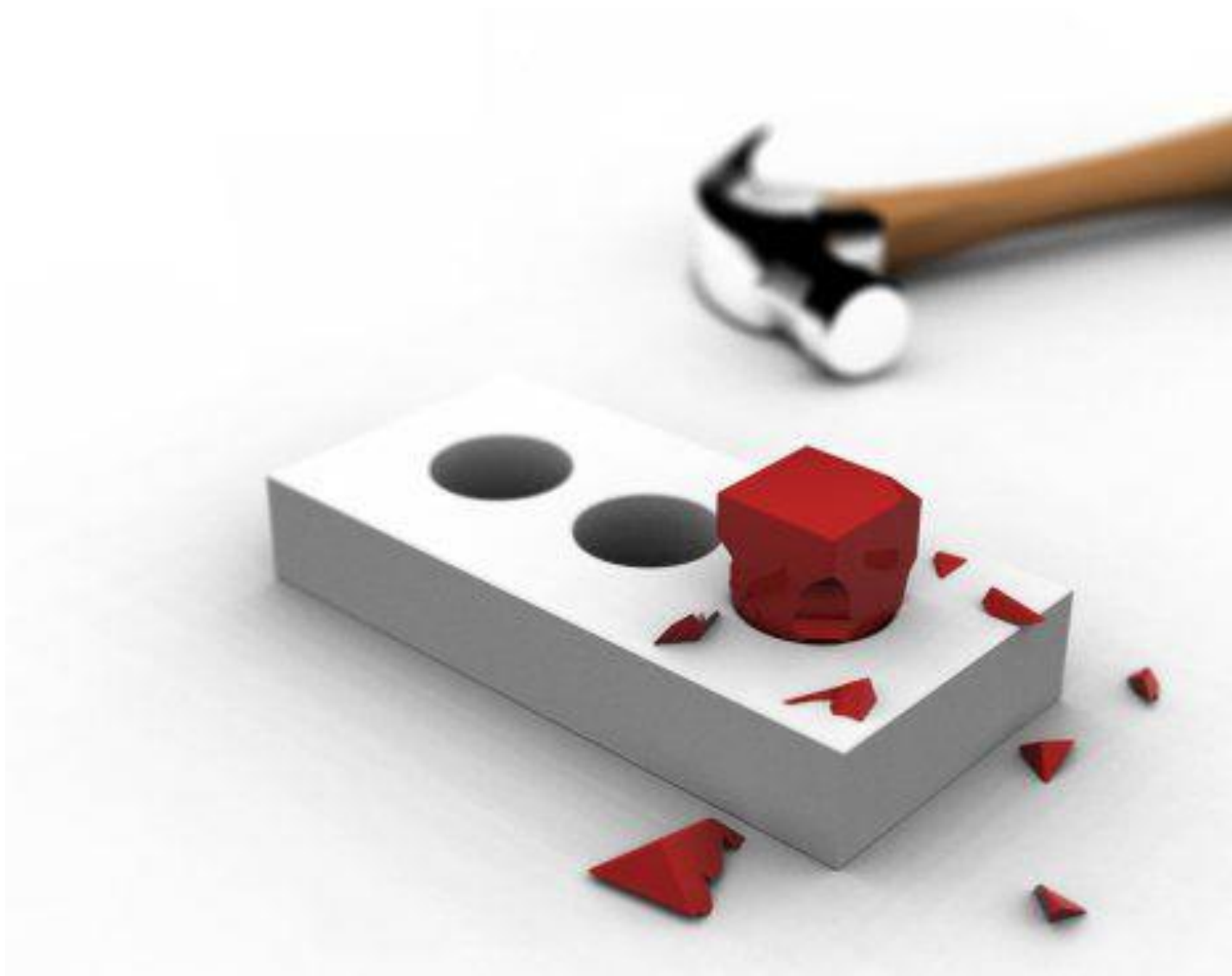
## The Problem – Complex Formats and Short Form Messages

```

1  {
2  {
3      "type": "message",
4      "text": "Happy New Year West Coast :)",
5      "user": "UGX4L4HRB",
6      "ts": "1420099570.000000"
7  },
8  {
9      "type": "message",
10     "text": "Goodnight CodeCampers, I'll be here tomorrow :)",
11     "user": "UGX4L4HRB",
12     "ts": "1420100152.000000"
13  },
14  {
15     "type": "message",
16     "text": "night all!",
17     "user": "UGY7QBTE2",
18     "ts": "1420100188.000000"
19  },
20  {
21     "type": "message",
22     "text": "@aksanoble Welcome to our community",
23     "user": "UGWQ5KDUJ",
24     "ts": "1420101773.000000"
25  },
26  {
27     "type": "message",
28     "text": "Hello @Neurophobic !",

```

## The Problem












*Drips Holdings, LLC v. Teledrip LLC, No. 5:19-CV-02789 (N.D. Ohio Apr. 5, 2022)*

- “Defendants were on notice of litigation in August of 2019. It is not disputed that on October 28, 2019, **Defendants changed their Slack retention settings from indefinite to a seven-day retention period** and deleted all its Slack data up to that point.”
- “Defendants ‘knowingly spoliated the Slack data with the intent to deprive Drips from discovering its content.’”
- “a **mandatory adverse-inference instruction** is warranted.”

## Case Law: Hyperlinks, Linked Content, and the Quest for the Modern "Family"

### Courts have wrestled with many issues

|   |   |   |   |   |   |   |   |
|---|---|---|---|---|---|---|---|
|  |  |  |  |  |  |  |  |
| Relationship between the link and the target (if any)                             | Balancing burden and cost to ensure collection is proportional                    | Defining a document vs location   | Version control   | Limiting collection to relevant links   | Identifying internal or non-public vs external links                                | Resolving privilege waiver for unsecured links                                      | Access and control issues   |



#### What is a reasonably usable format for hyperlinked documents?

- In the absence of agreement, a party must produce the document in an ordinarily maintained or reasonably usable form (*FRCP Rule 34*)
- A hyperlink is a digital reference to a document or location stored in a secondary location or target
- A document "family" for production purposes is not defined by The Federal Rules



## In re Uber Techs., Inc. Passenger Sexual Assault Litig. 2024 WL 1772832 (N.D. Cal. 2024)

- In sum, the briefing and evidence, as well as related case law, have made clear that **cloud computing and document retention through Google Drive and Google Vault introduce a host of challenges to producing hyperlinked documents** from Google Drive and other sources.
- **“‘Attachment(s)’ shall be interpreted broadly** and includes, e.g., traditional email attachments and documents embedded in other documents (e.g., Excel files embedded in PowerPoint files) as well as modern attachments, pointers, internal or non-public documents linked, hyperlinked, stubbed or otherwise pointed to within or as part of other ESI (including but not limited to email, messages, comments or posts, or other documents). **This definition does not obligate Uber to produce the contemporaneous version of Google Drive documents referenced by URL or hyperlinks if no existing technology makes it feasible to do so.”**

*In re StubHub Refund Litig. 2023 WL 3092972 (N.D. Cal. 2023)*

“Let’s get back to basics: Litigants should figure out what they are able to do before they enter into an agreement to do something.”

## Increasing Regulatory Scrutiny of Emerging Data Sources

Regulators worldwide are scrutinizing emerging data sources, including modern collaboration platforms and chat applications. The Department of Justice, the US Securities and Exchange Commission, the Federal Trade Commission, and the Commodity and Futures Trading Commission have introduced new regulations and guidance regarding the management of emerging data sources and imposed severe penalties on organizations that fail to comply.



### SEC Charges 11 Wall Street Firms with Widespread Recordkeeping Failures

Firms admit to wrongdoing and agree to pay penalties totaling \$289 million



### CFTC Orders 11 Financial Institutions to Pay Over \$710 Million for Recordkeeping and Supervision Failures for Widespread Use of Unapproved Communication Methods

Registered Swap Dealers and FCMs Admit Use of Texts, WhatsApp and Other Unapproved Methods to Conduct Business



## Increasing Regulatory Scrutiny of Emerging Data Sources



The Washington Post  
*Democracy Dies in Darkness*

# Federal regulators accuse Amazon executives of deleting messages

Amazon leaders' use of Signal app is becoming an issue in a landmark antitrust case; company says allegations are 'baseless'

By [Caroline O'Donovan](#) and [Will Oremus](#)  
April 26, 2024 at 2:37 p.m. EDT

January 26, 2024

## US regulatory agency posture on collaboration platforms and ephemeral messaging

“Companies and individuals have a legal responsibility to preserve documents when involved in government investigations or litigation in order to promote efficient and effective enforcement...this preservation responsibility applies to new methods of collaboration and information sharing tools, even including tools that allow for messages to disappear...”

**HENRY LIU**, *FTC BUREAU OF COMPETITION DIRECTOR*

The term “Messaging Application” refers to any electronic method that has ever been used by the Company and its employees to communicate with each other or entities outside the Company for any business purposes. “Messaging Application” includes platforms, whether for ephemeral or non-ephemeral messaging, for email, chats, instant messages, text messages, and other methods of group and individual communication (e.g., Microsoft Teams, Slack). “Messaging Application” may overlap with “Collaborative Work Environment.”

## US regulatory agency posture on linked content

**3. Attachment relationships.** You must ensure that attachment relationships are preserved and produced as described in detail in the *Standard Specifications* for all documents, particularly emails and hardcopy. If the Company uses any document management system, collaboration tool, cloud resource, or other technology that links or connects documents or information across electronic locations, applications, or platforms, be prepared to address how those linked or connected document or information (e.g., attachment, linked file, data, etc.) will be produced and how the Company will ensure the authenticity of the documents or information (i.e., how you will produce a document database record or report, or other information that is represented by a link in an email or other document, in a manner that maintains the relationship between the documents and accurately provides the information to which an employee of the Company has or had access). Graphic objects embedded in emails such as logos, letterheads, or backgrounds should remain as part of the email and not be extracted as separate attached documents. All embedded objects or inline images (e.g., Excel, Word documents, logos, and social media icons) should remain as part of the original document and not extracted as an attachment or a separate document.





# The Problem

What was easy is now hard.  
Legal teams are straining to meet  
the challenges introduced by  
these emerging data sources.



# Emerging Data Sources: A Way Forward

# FTI Technology Emerging Data Sources Team

FTI Technology formed the Emerging Data Sources Team in 2017 to tackle the shift to cloud-based computing. The team consists of experts in information governance, digital forensics, software development, and eDiscovery systems. It has developed programs, conducted investigations, and collected evidence in matters involving data from cloud collaboration platforms and applications.



## Advisory

Data, Information Governance,  
Compliance, and Surveillance Program  
Development

Digital Forensics and Emerging Data  
Testimony

Litigation Readiness Programs

Microsoft 365



## Solutions

FTI Technology Connect

FTI Universal Message Processing

Link Analyzer

Version Identification and Collection

Emerging Data Enrichment

Custom Solution Development





# Messaging

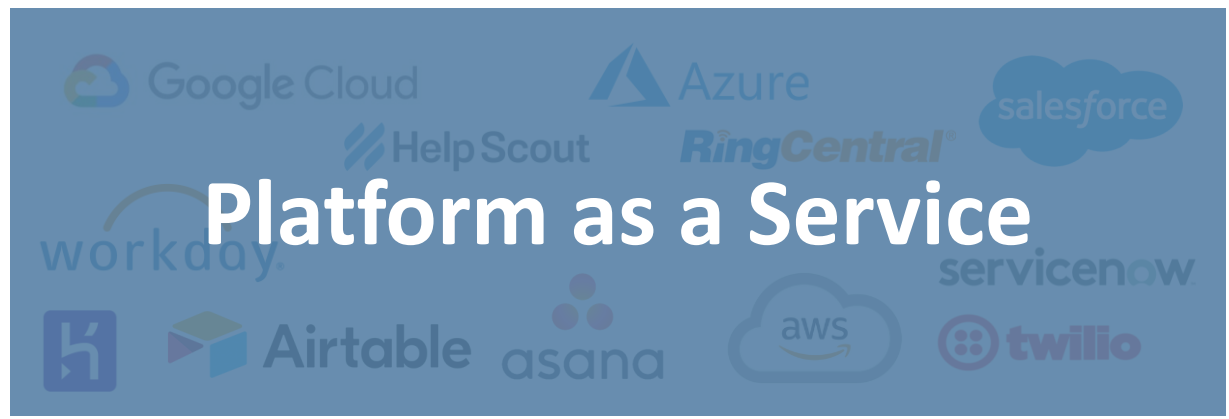


# Productivity Suite

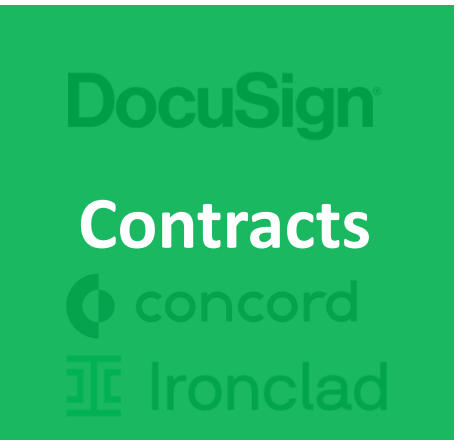
# File & Object Storage



# Platform as a Service



# DocuSign Contracts



# Project Mgmt



# GitHub Source Code



# Jira Issue Tracking

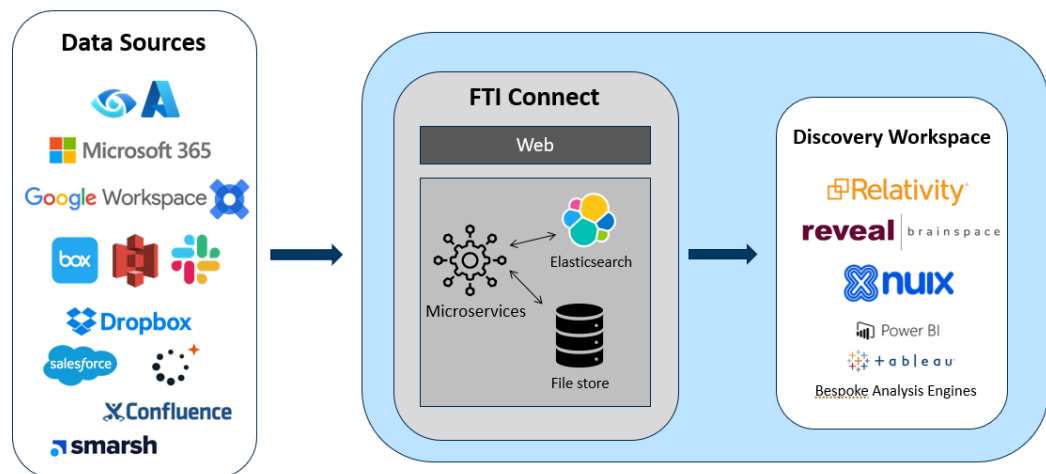


# Social Media

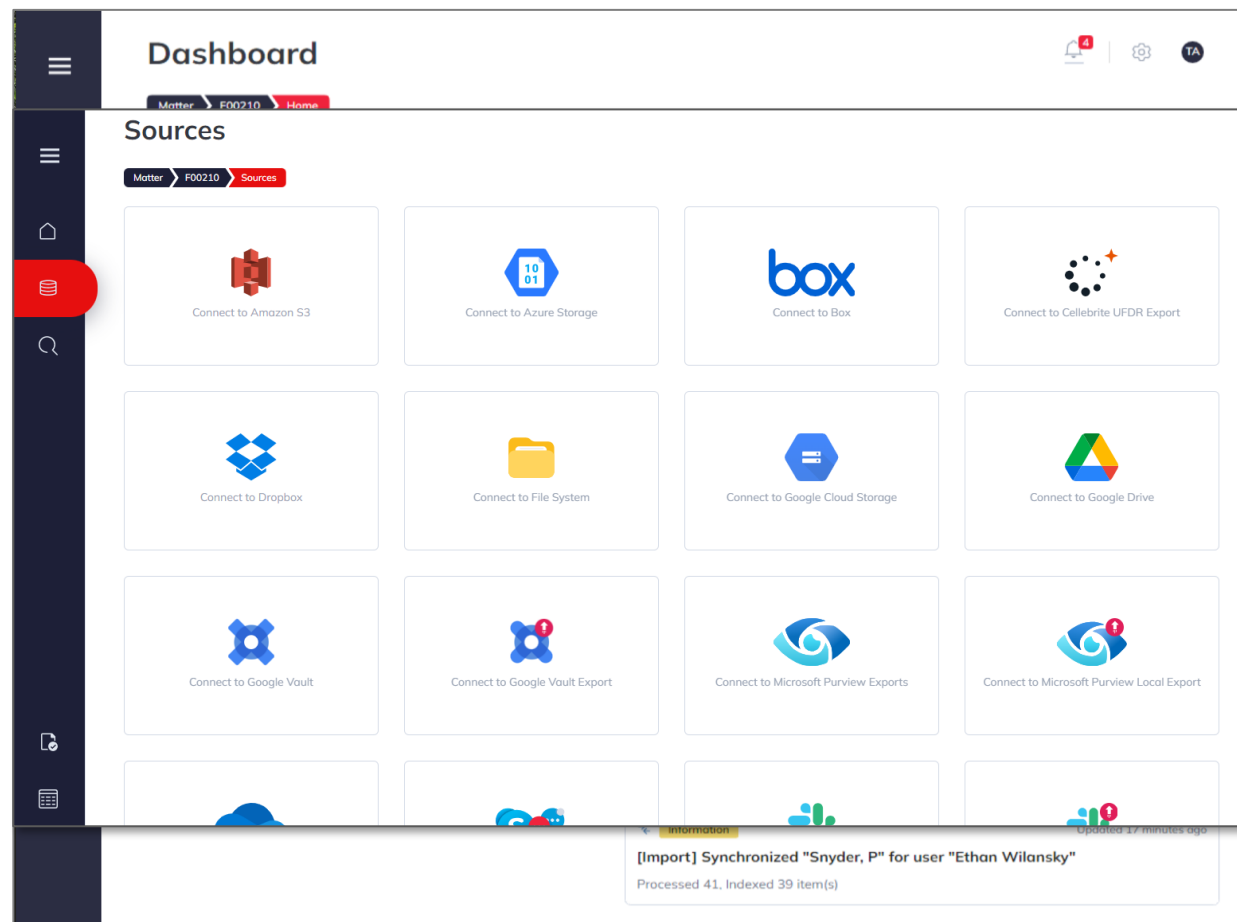


# FTI Technology Connect

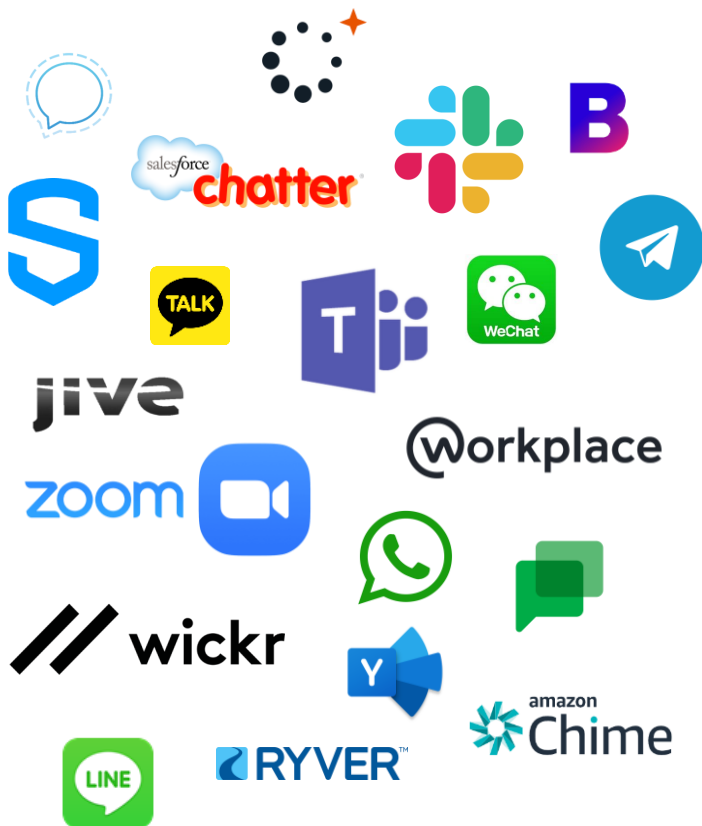
FTI Connect is a proprietary platform built by FTI Technology to drive faster access to insights within a modern organization's data



- **Data source discovery** to rapidly identify and document cloud source endpoints and API versions.
- Managed **secure authentication** functions built on modern OAuth protocols.
- Standard **data models** that reduce data source complexity by mapping common elements across collaboration and chat platforms, document libraries, and archiving platforms.
- **Standard outputs** and integration with external platforms like Relativity or other cloud endpoints.
- **Enrichment** services that add context and facets to a data set.
- Complete **audit** and tracking capabilities to ensure a secure and defensible approach.



# FTI Universal Message Processing



| Chat Filters <input checked="" type="checkbox"/> History |                    |          |             |
|--|--------------------|----------|-------------|
| <input checked="" type="checkbox"/>                      | Participant/Sender | Messages | Attachments |
| <input checked="" type="checkbox"/>                      | ammaralishah       | 17       | 0           |
| <input checked="" type="checkbox"/>                      | benstoltz          | 14       | 0           |
| <input checked="" type="checkbox"/>                      | harames            | 15       | 0           |

1 2

odrisk 2015-01-01 08:06:10  
Happy New Year West Coast :)

odrisk 2015-01-01 08:15:52  
Goodnight CodeCampers, I'll be here tomorrow :)

piecedigital 2015-01-01 08:16:28  
night all!

quincylarson 2015-01-01 08:42:53  
@aksanoble Welcome to our community

terakilobyte 2015-01-01 10:36:07  
Hello @Neurophobic !

20

21 terakilobyte 2015-01-01 10:44:19  
that's really cool, and it sounds like you are in a great spot already

22

23 terakilobyte 2015-01-01 10:45:25  
As you work your way through the challenges make sure you check into the forums and some of our other specific use rooms for help and pair programming. And, of course, you can always shout out in here for help or for general conversation when you need to give your eyes a break from the matrix

24

25

26 terakilobyte 2015-01-01 10:49:37  
enjoy

27

28 terakilobyte 2015-01-01 11:14:11  
@najumRahim Welcome to FCC, and happy new year

# Rendition: Making these n

**Participants**

- p1xt 157
- teddy-error 136
- odrisck 111
- codenonprofit 107
- greg-js 85
- maximization 72
- cerissa 67
- alexandruolteanu 58
- benstoltz 51
- iheartkode 43
- terakilobyte 39
- cirbadeawateon 37

**Date Range**

Start: 1/13/2015 [Reset](#)

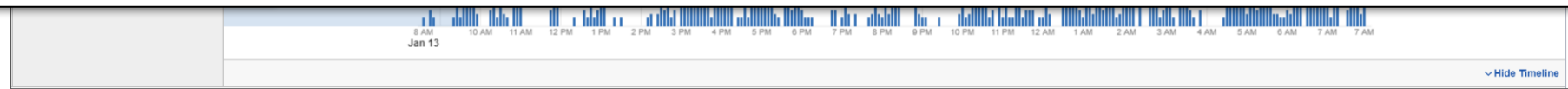
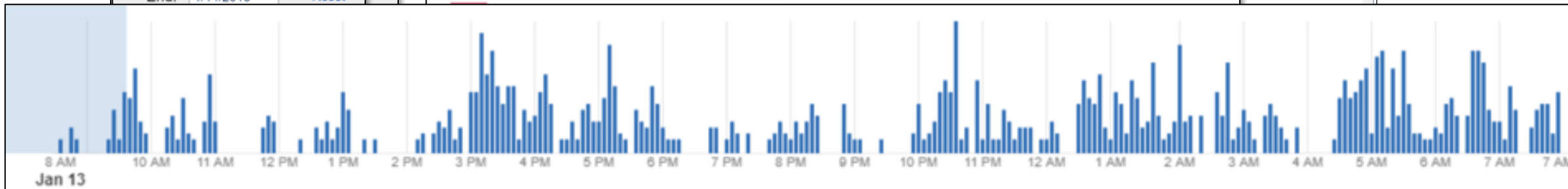
8:31 AM

End: 1/14/2015 [Reset](#)

Tuesday, January 13, 2015

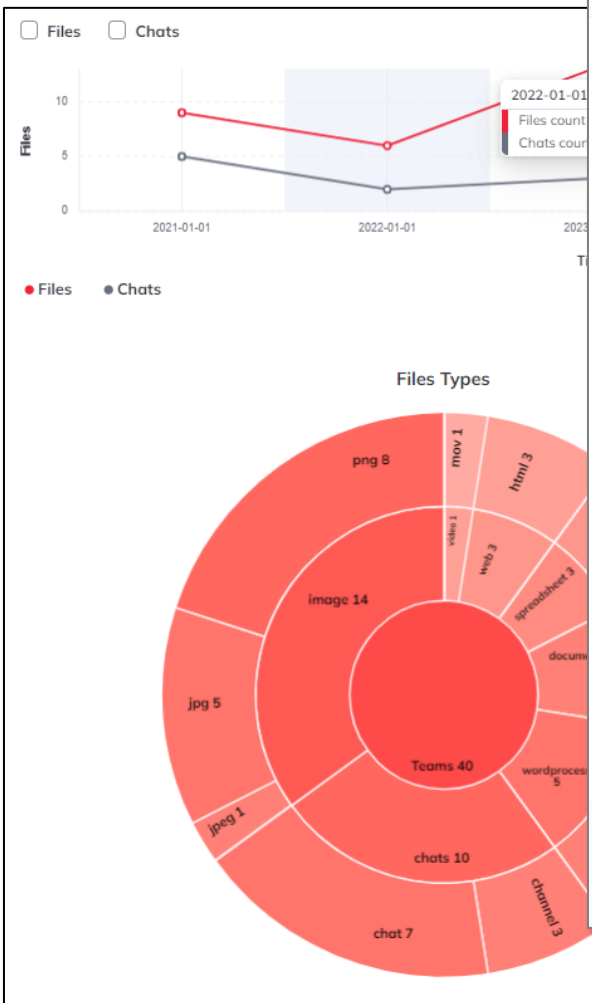
**freecodecamp**

- simonmckeon 8:31 AM
- 8am here. Been up all night!
- simonmckeon 8:43 AM
- Hello @jayvan
- simonmckeon 8:44 AM
- Oops. Seems the phone app doesn't auto complete names 😊
- simonmckeon 8:46 AM
- Hi! 😊
- alexandruolteanu 8:49 AM
- Almost 11am here! Starting to wrap up for lunch
- alexandruolteanu 9:20 AM
- Just finished the codecademy JS track. I assume the hard part is after it :-s
- ammaralishah 9:23 AM





# Continued Innovation in Expanding Universal Message Pro



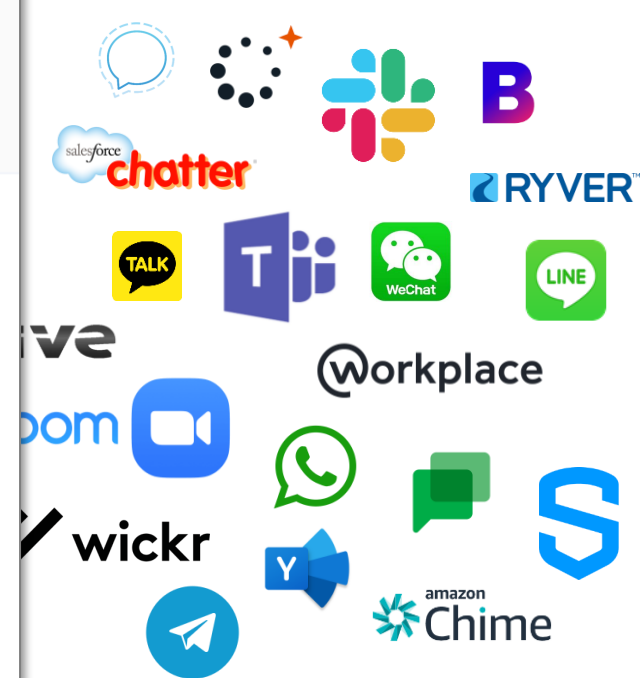
## Channel Preview

General (TS Org)

Preview **Statistics** JSON

|           |  |
|-----------|--|
| Channel   | General  |
| Team      | TS Org   |
| Date      | 04.08.2021 06:02:22  |
| Members   | <b>Active</b> Tomasz Stojceki, Ethan Wilansky, Andrzej Stepka, Bartosz Staniek, Tomek Stojceki |
| Members   | <b>Attaching</b> Ethan Wilansky, Andrzej Stepka, Bartosz Staniek, Tomek Stojceki               |
| Tags      | hot  |
| Messages  | 119  |
| Deleted   | 4  |
| Edited    | 3  |
| Reactions | like (6)   |
| Events    | attaching (11) invited (8) left_channel (4) message_deleted (4) message_edited (2)             |

Close



Tuesday, January 13, 2015

freecodecamp

- simonmckeen 8:31 AM: Sam here. Been up all night!
- simonmckeen 8:43 AM: Hello @jayyan
- simonmckeen 8:44 AM: Oops. Seems the phone app doesn't auto complete names
- simonmckeen 8:46 AM: Hi
- alexandruolteanu 8:49 AM: Almost 11am here! Starting to wrap up for lunch
- alexandruolteanu 9:20 AM: Just finished the codecademy JS track. I assume the hard part is after it -s
- ammaralishah 9:23 AM: @AmnarAlShah is back from school
- greg-js 9:24 AM: @seahk yeah I was just going to start the second week's lectures now but it seems they're not online yet
- ammaralishah 9:25 AM: @seahk best!

FILTERS

Users

- Tim Anderson 2
- Tomasz Stojcki 2
- Nirav Patel 2

Links

- google.com 7
- msn.com 3
- onedrive.com 2

Type

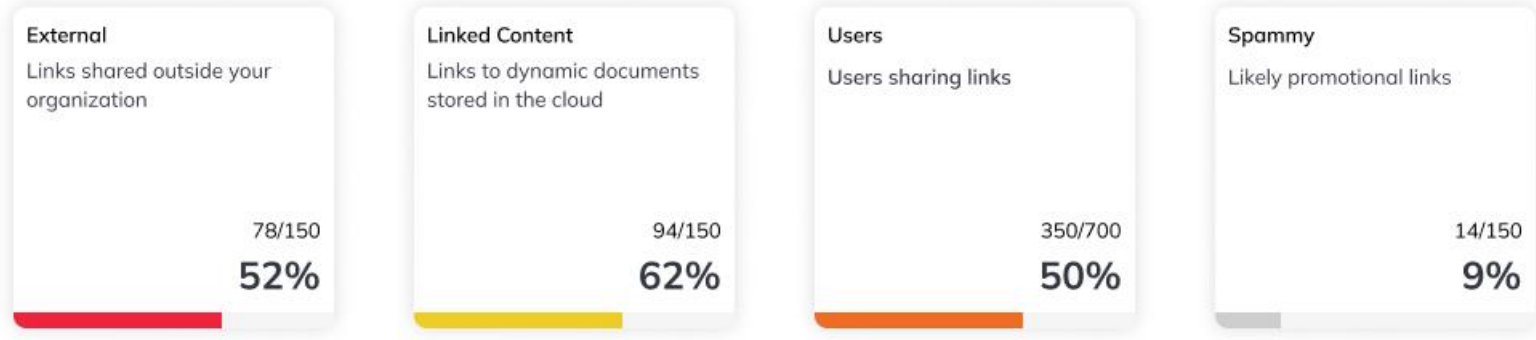
- >  Documents 3
- >  Images 3
- >  Chats 3
- >  Other 3

Source

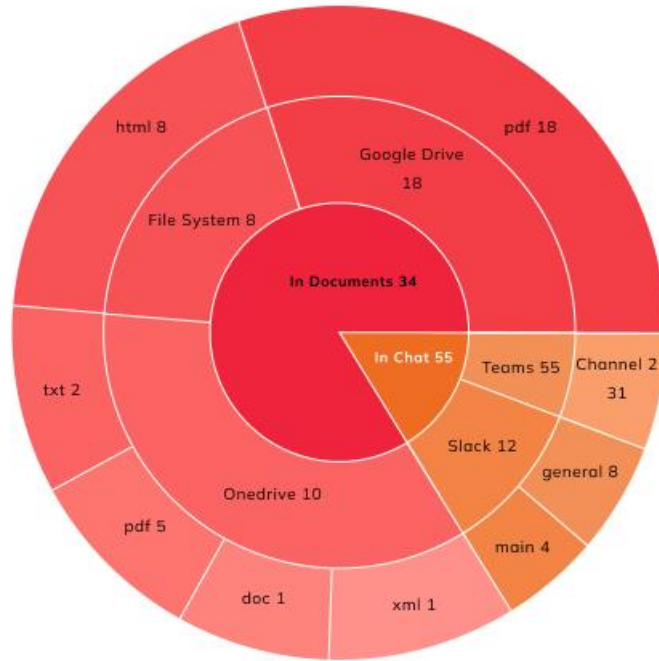
- Teams 4
- Box 4

Tags

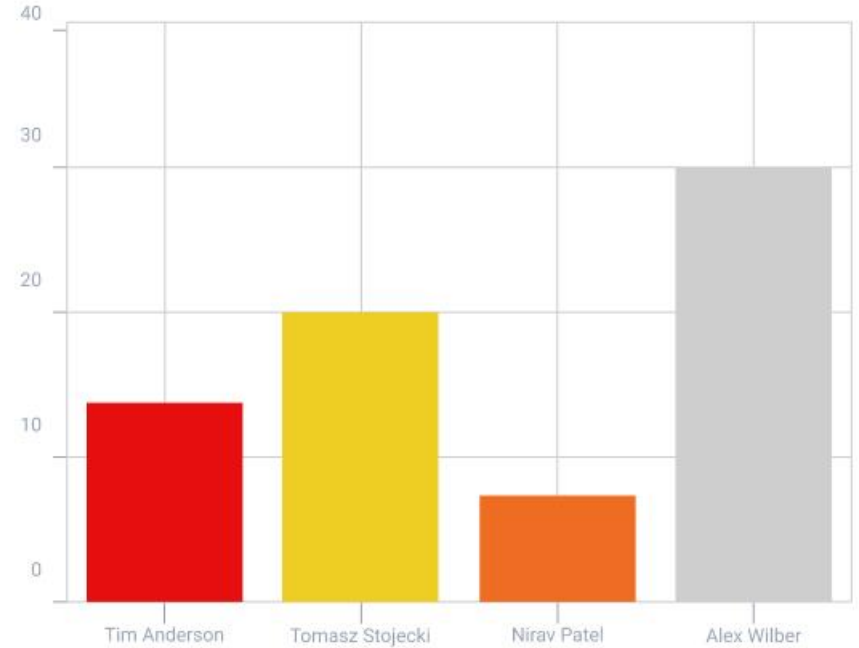
Badge × Badge × ✕ ▼



Found In



Links by Custodian



# Search

Matter > 0000001 > Home

1-16 of over 2,000 results for "mediaType.shortName:(docx or zip or other or eml or xlsx or csv or txt or in)"

Q e.g. type: visualization -is:active joe

pdf X zip X other X Tomek X Tim And

## FILTERS

### User

- Tim Anderson 2
- Tomasz Stojcki 2
- Nirav Patel 2

### Type

- >  Documents 3
- >  Images 3
- >  Other 3

### Source

- Teams 4
- Box 4

### Tags

Badge X Badge X + v

## Channel Preview

TEAMS / TS Org / General

Preview Statistics JSON **Links**

● google.com (25) ● live.onedrive.com (28) ● msn.com (73)

| List  | Date                  |
|---|-----------------------|
| <a href="https://drive.google.com.com/?1ajr803#ewfg">https://drive.google.com.com/?1ajr803#ewfg</a>                                 | Oct 7, 2020 6:53 PM   |
| <a href="https://drive.google.com.com/?1ajr5303#jdfutpo">https://drive.google.com.com/?1ajr5303#jdfutpo</a>                         | Oct 7, 2020 6:53 PM   |
| <a href="https://drive.google.com.com/hgbr98603jdfutpoyf">https://drive.google.com.com/hgbr98603jdfutpoyf</a>                       | Jun 14, 2022 10:49 PM |
| <a href="https://live.onedrive.com/kfoapwrpoyf?567952">https://live.onedrive.com/kfoapwrpoyf?567952</a>                             | May 10, 2022 7:11 PM  |
| <a href="https://live.onedrive.com/adgeybkfoapwrpoyf?9643">https://live.onedrive.com/adgeybkfoapwrpoyf?9643</a>                     | Jun 27, 2022 12:27 PM |
| <a href="https://live.onedrive.com/kfoapnvcdrpoyf?1275">https://live.onedrive.com/kfoapnvcdrpoyf?1275</a>                           | Jun 27, 2022 12:27 PM |
| <a href="https://msn.new.com/hgbr98603jdfutpoyf">https://msn.new.com/hgbr98603jdfutpoyf</a>   | Oct 7, 2020 6:53 PM   |
| <a href="https://google.com/adgeybkfoapwrpoyf?9643">https://google.com/adgeybkfoapwrpoyf?9643</a>                                   | Oct 7, 2020 6:53 PM   |
| <a href="https://edition.cnn.com/2024/08/26/sport/winning-team-2024">https://edition.cnn.com/2024/08/26/sport/winning-team-2024</a> | Jun 14, 2022 10:49 PM |

< < 1 of 14 > >

Cancel

Export CSV



AS

Co  
Enri



TING

Channel General

Team ftidev02

Date 05.04.2021 07:45.15 AM

**Members**  
Active

Test Connector User, Irene Blasco, Alexis Coca, Lidia Holloway, Kevin Hughes, Alex Wilber, Maddy Ramasamy, Grace Hougey, Daryl Teshima, Joni Sherman, Johnathan Bridbord, Pradeep Gupta, Paul Bressler, UK Test 01, Relativity Legal Hold Admin, Raymond Chan, Diego Siciliani, Chris Wong, Kedar Joshi, May Carpenter, Vanesa Hercules, Rob Farkas, Antony Onipko, Collin Miller, Sai Vutukuru, Johanna Lorenz, Ryan Hynes, Grady Archie, Eric Kwan, Henrietta Mueller, Paul Lambert, Lloyd Troy, Lydia Koller, Patrick Begley, Lee Gu, Nestor

**Members**  
Not Active

Diego Siciliani, Chris Wong, Kedar Joshi, May Carpenter, Vanesa Hercules, Rob Farkas, Antony Onipko, Collin Miller, Sai Vutukuru, Johanna Lorenz, Ryan Hynes, Grady Archie, Eric Kwan, Henrietta Mueller, Paul Lambert, Lloyd Troy, Lydia Koller, Patrick Begley, Lee Gu, Nestor

Messages 127

Events invited (106)

Rections suprised (+1)

### Tags

Important Keyword

Mary D. Daughtery at 06.12.2022 01:21 **Important** Keyword

MD Would you rather be able to see 10 minutes into your own future or 10 minutes into the future of anyone but yourself?

Anthony L. Tickle at 06.12.2022 01:21 Keyword

AT I feel the next year is going to be highly successful for you in all areas of your life

Anthony L. Tickle at 06.12.2022 01:21

AT I feel the next year is going to be highly successful for you in all areas of your life

Mary D. Daughtery at 06.12.2022 01:21 **Important** Keyword

MD Would you rather be able to see 10 minutes into your own future or 10 minutes into the future of anyone but yourself?

Mary D. Daughtery at 06.12.2022 01:21

MD Would you rather be able to see 10 minutes into your own future or 10 minutes into the future of anyone but yourself?

Anthony L. Tickle at 06.12.2022 01:21 **Important**

AT I feel the next year is going to be highly successful for you in all areas of your life

Mary D. Daughtery at 06.12.2022 01:21 Keyword

MD Would you rather be able to see 10 minutes into your own future or 10 minutes into the future of anyone but yourself?

Anthony L. Tickle at 06.12.2022 01:21

AT I feel the next year is going to be highly successful for you in all areas of your life

Mary D. Daughtery at 06.12.2022 01:21

MD Would you rather be able to see 10 minutes into your own future or 10 minutes into the future of anyone but yourself?

Mary D. Daughtery at 06.12.2022 01:21

MD Would you rather be able to see 10 minutes into your own future or 10 minutes into the future of anyone but yourself?



**Disclaimer:** This is an experimental feature, verify results at all times and please send feedback as we evaluate.

**Welcome,**  
The AI Lab tab is designed to leverage AI to analyze and extract insights from your chat conversations. Here, you can explore various automated features that provide a deeper understanding of the content and context of your



MD

Mary D. Daughtery at 06.12.2022 01:21 **Important** Keyword

Would you rather be able to see 10 minutes into your own future or 10 minutes into the future of anyone but yourself?

AT

Anthony L. Tickle at 06.12.2022 01:21 Keyword

## Gather Multimodal Insights

Obtain descriptions for any images and media files shared in the chat. This feature analyzes and provides details about the visual and multimedia content within the conversation.

MD

Would you rather be able to see 10 minutes into your own future or 10 minutes into the future of anyone but yourself?

AT

Anthony L. Tickle at 06.12.2022 01:21

I feel the next year is going to be highly successful for you in all areas of your life

MD

Mary D. Daughtery at 06.12.2022 01:21

Would you rather be able to see 10 minutes into your own future or 10 minutes into the future of anyone but yourself?

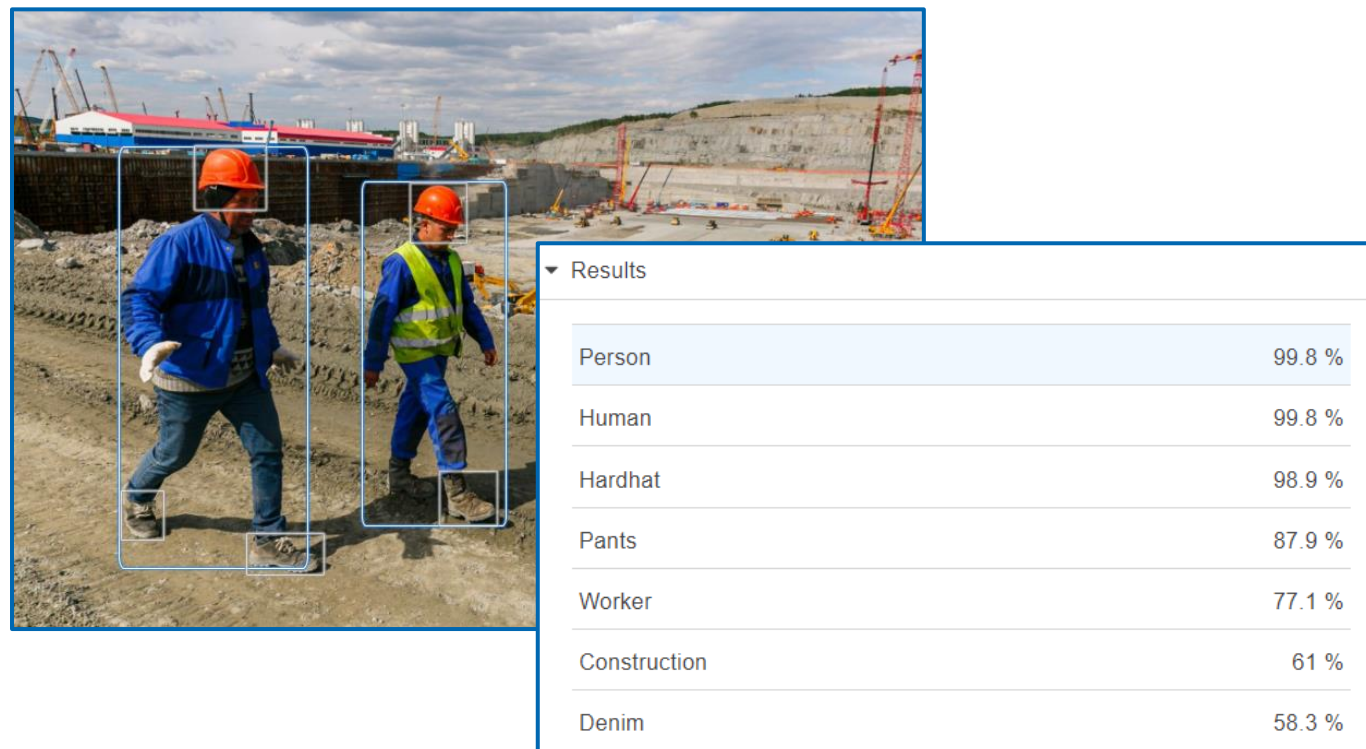
MD

Mary D. Daughtery at 06.12.2022 01:21

Would you rather be able to see 10 minutes into your own future or 10 minutes into the future of anyone but yourself?

# Getting Faster Access to Insights through Enrichment

Enrich data through image labeling, transcription, summarization, translation, and segmentation



The image shows two construction workers in a dirt area. One worker is wearing a blue jacket and an orange hard hat, while the other is wearing a blue jacket, a yellow safety vest, and an orange hard hat. Bounding boxes are drawn around each worker. To the right of the image is a table titled 'Results' showing the following data:

| Results      |        |
|--------------|--------|
| Person       | 99.8 % |
| Human        | 99.8 % |
| Hardhat      | 98.9 % |
| Pants        | 87.9 % |
| Worker       | 77.1 % |
| Construction | 61 %   |
| Denim        | 58.3 % |



## Today's Key Takeaways

1. **Data formats have fundamentally changed**
2. **Legacy eDiscovery tools and workflows are not equipped for this change**
3. **Rules of discovery haven't changed**
4. **There is a better way**



Questions?



## The State of Emerging Data in 2024

The only way to address new challenges as they catch fire will be to take expert-led, technical and proactive mitigation



## Thought Leadership: Regulatory Scrutiny

A broad cross-section of regulatory activity underscores just how valuable and risky data has become in the current business environment. More pointedly, **scrutiny over “off-channel communications,” or “emerging data sources,” such as modern communications tools, collaboration platforms, personal devices and chat applications, is intensifying worldwide.** U.S. authorities including the Securities and Exchange Commission, the Commodity and Futures Trading Commission and the Department of Justice have released new requirements surrounding the governance of emerging data sources and have **implemented severe penalties** against financial services institutions that have failed to properly preserve, monitor and manage off-channel communications.

AN FTI TECHNOLOGY REPORT



# Regulatory Scrutiny of Off-Channel Communications, Emerging Data Sources Heightens Governance and Compliance Risks

By Tim Anderson, John Goff, Anthony Primiano and Jason Sabot



EXPERTS WITH IMPACT™



## Key Contact



**Tim Anderson**

**Senior Managing Director**

[Tim.Anderson@FTIConsulting.com](mailto:Tim.Anderson@FTIConsulting.com)

[+1.415.269.3750](tel:+14152693750)



**Experts with Impact™**