

OUTLINE – D4

I. Introduction of the session and legal principles.

a. Discussion of the particular goals of learning best practices for claims fact and evidence gathering and use of privileges in the early stages of pre-litigation, and how evidence can and is used and viewed by both sides in discovery and trial.

b. Discussion of laws and privileges that apply to facts and evidence gathered in claims, including pre-litigation.

c. Best practices suggestions, noting that the case study to follow will take them through the use of evidence in discovery and trial.

II. Introduction of an actual case study.

a. The facts and background.

b. The key evidence.

1. We will display the evidence, discuss how it was gathered, and show it in a visual in full to the attendees.