

## **FTK<sup>®</sup> Search Technology Validated by Federal Court in Contested Electronic Discovery Ruling**

*U.S. District Court Upholds Critical Findings Obtained with FTK Software*

LINDON, Utah, April 1, 2009 (BUSINESS WIRE) -- AccessData Inc. one of the top end-to-end eDiscovery solution providers, today issued a legal alert addressing a recently published court ruling furthering the already strong legal standing of its Forensic Toolkit<sup>®</sup> (FTK<sup>®</sup>) software. In this instance, the case addressed FTK's native search engine used to identify, search and collect electronically stored information (ESI).

In *Smith v. Slifer Smith & Frampton/Vail Associates Real Estate*<sup>[1]</sup>, a United States District Court accepted data searched for and produced by FTK:

*The production of the ESI in the form of the FTK report is generally acknowledged as an acceptable method of production of ESI. See, e.g., In re Atlantic Intern'l Mortg. Co., 352 B.R. 503, 509 (Bankr. M.D. Fla. 2006); Rivera-Cruz. v. Latimer, Miaggi, Rachid & Godreau, LLP, 2008 WL 2446331 at 10-11 (D. Puerto Rico 2008); U.S. v. Potts, 2008 WL 2051090 at 6 (D. Kan. 2008).*

"The ruling by the *Smith* court is further validation of FTK as the leading software for eDiscovery," said Tim Leehealey, CEO of AccessData. "eDiscovery best practices are defined by the courts, and published case law such as this decision is important legal authority that guides corporate counsel, law firms and eDiscovery practitioners as they seek to employ proven and defensible processes."

Forensic Toolkit<sup>®</sup> technology has been validated by court decisions for almost ten years and serves as the platform for AccessData eDiscovery. AccessData eDiscovery is a leading eDiscovery software for the search, identification, collection, preservation and processing of ESI. It performs automated search, collection, preservation and processing of ESI residing on desktops, laptops, network shares, email servers, removable storage media and more than 30 structured data repositories—all without any business disruption. AccessData eDiscovery maintains the integrity of the collected data, including file metadata, with a court-validated chain of custody. Additionally, extensive processing capabilities enable post-collection culling and deduplication of data, as well as load file creation for the most popular attorney review platforms, allowing customers to drastically reduce processing, storage and attorney review costs.

### **About AccessData**

AccessData has pioneered digital investigations for more than twenty years, providing the technology and training that empower law enforcement, government agencies and corporations to perform thorough computer investigations of any kind with speed and efficiency. Recognized throughout the world as an industry leader, AccessData delivers court-validated, state-of-the-art computer forensic, password cracking and decryption solutions. AccessData's Forensic Toolkit<sup>®</sup> and enterprise investigative solutions enable organizations to preview, search for, analyze, process and forensically preserve electronic evidence for the purposes of criminal and internal investigations, incident response, eDiscovery and information assurance. In addition, AccessData is a leading provider of digital forensics training and certification with its much sought after AccessData Certified Examiner<sup>®</sup> (ACE<sup>®</sup>) program. For more information on AccessData visit [www.accessdata.com](http://www.accessdata.com).

<sup>[1]</sup> 2009 WL 482603 (D.Colo. Feb. 25, 2009)

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