



The Sedona Conference® International Programme on Cross-Border eDiscovery & Data Privacy

This Programme will tackle the timely and important issues of how to navigate the hazardous waters of conflicting data privacy and eDiscovery demands in the context of international litigation, regulation and arbitration, led by an internationally renowned faculty.

10-11 June 2009
Hotel Arts, Barcelona, Spain

I. The Current Landscape of Cross-Border Discovery Conflicts

- A. What are the competing international notions of data privacy and eDiscovery?
- B. What is the impact of the EU Data Protection Directive, blocking statutes and similar regulations on cross-border eDiscovery?
- C. What are the practical civil and criminal consequences of non-compliance?

II. Efforts to Reconcile Competing Notions of Privacy and eDiscovery

- A. How does the Sedona Conference® Framework for Analysis of Cross-Border Discovery Conflicts provide common ground for addressing these conflicts?
- B. What efforts are underway by the EU Article 29 Working Group and other governmental organizations to harmonize these interests?
- C. What efforts are underway by the private sector, including civic and professional organizations, to reduce the risk and cost of cross-border discovery?

III. Cross-Border eDiscovery and Data Privacy in Alternate Contexts

- A. What are some particular challenges in harmonizing the interests of data privacy and eDiscovery in the context of multinational litigation?
- B. What are some particular challenges in harmonizing the interests of data privacy and eDiscovery in the context of multinational regulatory activity?
- C. What are some particular challenges in harmonizing the interests of data privacy and eDiscovery in the context of multinational arbitration and alternate dispute resolution?

IV. Potential Solutions to Cross-Border Discovery Conflicts

- A. What can corporate counsel, IT and records managers do now to reduce the risk and cost of cross-border discovery?
- D. What operational impact do data privacy regulations have on corporate IT and Legal Departments?
- E. What common ground can we build upon to find a way forward that reconciles the legitimate fundamental human right to privacy with the legitimate need for organizations to defend and prosecute their legal interests in litigation, regulatory and governmental investigations and arbitration?

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The Sedona Conference®

The Sedona Conference® is a U.S.-based, non-profit law and policy think-tank addressing tipping-point issues in the areas of antitrust law, intellectual property rights and complex litigation. Our conferences are unique, dialogue-based programs led by a distinguished faculty of jurists, practitioners, government employees and experts, representing a broad range of perspectives. We limit registration for our conferences to ensure an intimate environment for meaningful dialogue. They can best be described as mini-sabbaticals; intellectually stimulating and thought-provoking. See the "Raves" section of our website (www.thesedonaconference.org).

New EU Article 29 Working Party Document Notes Contribution of The Sedona Conference®

A new EU Article 29 Data Protection Working Party Working Document on pre-trial discovery for cross-border civil litigation, released 11 February 2009, recognizes the contribution of The Sedona Conference® in bridging the cultural and legal divide between cross-border discovery and data privacy and protection. In particular, the Working Party Document frequently cites The Sedona Conference® *Framework for Analysis of Cross-Border Discovery Conflicts: A Practical Guide to Navigating the Competing Currents of International Data Privacy & eDiscovery - Public Comment Version (August 2008)* as one of several authoritative works that advances the dialogue among data privacy professionals.

This Programme provides a rare and timely opportunity to dialogue ways to harmonize the competing interests of data privacy and cross-border discovery with Data Commissioners, governmental officials, leading jurists, privacy officers, corporate counsel, private practitioners and consultants.

Registration/Hotel Information/Agenda

Because space is limited to 75 participants (in addition to the faculty), registration is by invitation only. Please contact The Sedona Conference® Executive Director at tsc@sedona.net, or go to: www.thesedonaconference.org/conferences/intl/20090610 to apply for an invitation and for the complete agenda and faculty bios.

The Conference will be held at the Hotel Arts in Barcelona, Spain, and a block of rooms for Conference participants is being held for a limited time at a special rate. Further details provided upon registration; registration fee is \$1,700 (US).



—VISIT www.thesedonaconference.org/conferences/intl/20090610 for complete **AGENDA, Faculty BIOS & APPLICATION Form**—

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