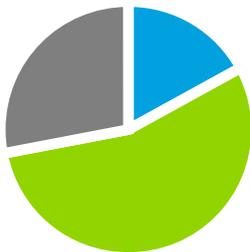# Deloitte.

Seventh Annual Benchmarking Study of Electronic Discovery Practices for Government Agencies

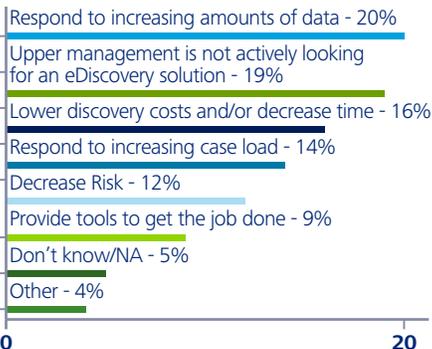### Predictive coding still scarce

only 17% have used it
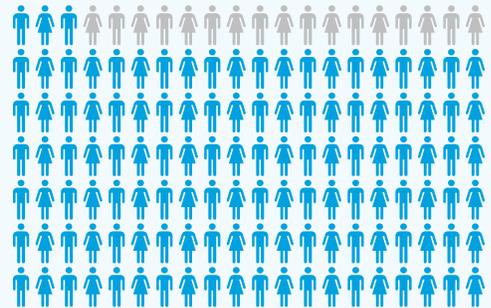
Have you used Predictive Coding in any of your cases?

- No - 55%
- Yes - 17%
- Don't know/NA - 28%

What issues are driving upper management to explore more advanced electronic discovery solutions?

- Respond to increasing amounts of data - 20%
- Upper management is not actively looking for an eDiscovery solution - 19%
- Lower discovery costs and/or decrease time - 16%
- Respond to increasing case load - 14%
- Decrease Risk - 12%
- Provide tools to get the job done - 9%
- Don't know/NA - 5%
- Other - 4%

0   20

Demand for personnel, technology remains high

What are your top three challenges in identifying relevant ESI?

2012 Answer Choices	Rank	2013 Answer Choices	Rank
Insuffient manpower	1	Volume of Data	1
Lack of technology	2	Obsolete or proprietary data	2
Volume of Data	3	Insuffient manpower	3
Insuffcient time	4	Processing multiple forms of data	4
Processing multiple forms of data	5	Lack of technology	5
Obsolete or proprietary data	6	Insuffcient time	6
Other	7	Other	7

Confidence varies in critical areas

73% of respondents felt as confident or more confident in their ability to manage eDiscovery in their cases

84% of respondents feel somewhat or not at all effective in their agency's ability to deal with the challenges of eDiscovery

80% of respondents feel somewhat or not at all confident that if challenged their agency could demonstrate that their ESI was "accurate, accessible, complete and trustworthy

One hundred twenty-three
professionals across multiple government agencies participated in the survey

Our Survey Respondents

What is your role?
- Attorney - 80%
- IT Professional - 7%
- Paralegal - 7%
- Other - 6%
- Records Manager - 0%

Buy-in moves into spotlight

Rank the following challenges with regard to handling, processing, reviewing, or producing ESI.

1	Internal systems and processes
2	Buy-In from senior management
3	Communicating with IT
4	Budgetary issues/constraints
5	Other

Prepared to address eDiscovery

	YES	NO	N/A
Do you feel adequately prepared to discuss matters regarding eDiscovery with opposing counsel?	53%	19%	28%
When dealing with opposing counsel regarding electronic discovery, do you feel that you have adequate technical support?	25%	51%	24%