



HSR SECOND REQUEST

CLIENT PROFILE

Vertical: Healthcare

H5 Offering: TAR for HSR Second Request

SITUATION

A Fortune 500 health insurance provider was facing a fast approaching deadline set by the U.S. Department of Justice Antitrust Division for producing documents related to a planned upcoming high-stakes merger.

H5'S VALUE

Over the course of three months, H5 eDiscovery experts worked with the health insurance provider to intake and process approximately 70M documents.

UPSHOT

H5's unique coordination and delivery of expert consulting, implementation, and managed services was indispensable in enabling our health insurance provider client to respond to DOJ requests defensibly, on-time, and within budget.

🔗 H5's dedicated education and scoping efforts allowed counsel to obtain approval from the DOJ to use TAR as a solution for this request. 🔗

SITUATION: A Fortune 500 health insurance provider was facing a fast-approaching deadline set by the U.S. Department of Justice Antitrust Division for producing documents related to a planned upcoming high-stakes merger. Yet, in order to comply with the DOJ's request, over 31.5 TBs of data from 137 custodians needed to be collected, processed, filtered, and reviewed. It was unclear to the health insurance provider how to proceed with this massive review in the most effective, timely, and defensible manner.

H5'S VALUE: Over the course of three months, H5 eDiscovery experts worked with the health insurance provider to intake and process approximately 70M documents. These documents were collected from over 170 separate media sources of diverse types including legacy email databases, SharePoint repositories, shared and personal network drives, laptop/hard drives, as well as hard copy documents. Through H5's de-duplication and filtering efforts, the processed data set was substantially culled down to 21M documents from 70M, a 70% reduction.

DOJ Approval

In parallel to these data reduction efforts and in preparation for the next phase of work, H5 experts in technology-assisted review (TAR) advised counsel and the DOJ on appropriate options for a TAR protocol and production schedule. H5's recommendations took into account existing regulatory requirements, timelines, data volumes, as well as specific requirements counsel and the DOJ presented during these discussions. H5's TAR consultative process included an in-depth meeting with members of the DOJ Antitrust Division to explain H5's unique TAR solution, including the underlying workflow, technology, and expertise that drives it. H5's dedicated education and scoping efforts allowed counsel to obtain approval from the DOJ to use TAR as a solution for this request.

H5 subsequently managed the implementation of TAR leveraging both counsel and H5 internal expert assessments for training and evaluation. Over the course of multiple iterations of machine learning and data-mining, H5's TAR experts were able to achieve a high precision and high recall output across the range of diverse data in the review set. The entire review of 21M documents was completed within three months, with H5 identifying approximately 5M as responsive. H5 delivered this set of responsive documents with a potential privilege screen in order to aid counsel's selection of the final production set. Post review, H5 managed the imaging, endorsement, and production of nearly 5M documents within two months.



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UPSHOT: H5's unique coordination and delivery of expert consulting, implementation, and managed services was indispensable in enabling our health insurance provider client to respond to DOJ requests defensibly, on-time, and within budget. Through the course of the engagement, H5 facilitated a complex array of handoffs between counsel, the DOJ, and external vendors, providing end-to-end discovery services on an incredibly complex set of data while delivering highly accurate work product from beginning to end.

About H5

H5 helps corporate counsel and law firms find key documents in litigation and investigations. Whether documents need to be produced, withheld, or used to get admissions or prove facts, H5's mission is to help find them—quickly, easily and at a lower cost than any other alternative.

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