

Attorney Talking Points

7 Ways to Communicate the Value of Digital Forensics to your Clients

1. Digital Forensics will let us control the evidence.

In order to build the best strategy, we need to know what's out there. We need to know what the opposing counsel has or may have to work with and what we can gather to support our version of the story. We don't want surprises. We don't want to miss vital evidence.

2. Digital Evidence has become essential to every case.

With the way the world has changed, our strategy maximizes the collection of the best available digital evidence at the lowest possible cost. That is why we use Vestige Digital Investigations, digital forensic experts who have a proven track record. Most cases now include digital evidence and the resolution of those cases increasingly hangs on the quality and nature of that evidence.

3. Having the best available evidence will reduce litigation costs.

Stronger evidence means that fewer hours may be required to reach a settlement or prepare for trial. Typically, solid digital evidence more than pays for itself in reduced costs on the way to resolution and better outcomes.

4. The proactive party enjoys a strategic advantage.

Opposing counsel may introduce digital evidence. If we take the initiative we can better control the evidence-gathering procedures as well as the shape and style of the forensics report. If the reports are written by a firm that we've engaged, it will tell the story in a manner that better reflects our understanding of events.

5. Preserve it or risk losing it.

Evidence often disappears. I strongly advise getting everything we can immediately. We can preserve that evidence in a legally admissible way now, at a low cost. If we need it, we know we have it. If we wait, it can be destroyed overwritten, lost, or deleted (This may even open us up to a spoliation claim.)

6. Powerful Expert Witness testimony.

If we need expert testimony, the digital forensics experts are persuasive, credible and known and respected by judges, law enforcement and others in the legal community. They can support the validity of their findings, as well as the procedures and methods that were used.

7. I would absolutely make this choice myself.

Contact Vestige today to discuss your Digital Forensic needs.

TURNING DIGITAL EVIDENCE INTO INTELLIGENCE™

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