

MANNHEIMER SWARTLING

www.mannheimerswartling.se

MANNHEIMER SWARTLING

Etiska överväganden och funktionell användning av digital kommersiell rättsinformation



David Eriksson, jur kand/MSc
System development lawyer/Associate

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MANNHEIMER SWARTLING

AGENDA



1. Rättsinformation på en affärsjuridisk advokatbyrå
2. System för rättsinformation
3. Framtiden och etiska överväganden

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VAD ÄR
RÄTTSINFORMATION
PÅ EN ADVOKATBYRÅ?



- Affärsjuristen rådgivande konsult i vid bemärkelse
- Information/kunskap relevant för ärendet
- Rättsinformation i vid bemärkelse

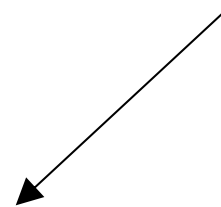
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MANNHEIMER SWARTLING

KUNSKAP PÅ EN
ADVOKATBYRÅ
-informationstyper



Affärsjuristens
rättskällelära



- Kunskap om juridiken/sedvanor
 - Kunskap om klienter och deras branscher
 - Metodologi och processer
 - Finansiell/affärsinformation
 - Marknadsinformation
 - Kunskap om tredje part
-
- Informationen konsumeras i hög grad digitalt

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KUNSKAP/INFORMATION HOS MSA



- Interna kunskapsdatabaser
 - Kunskapsbanken, Expertsystem - Know Who, Dokumenthantering - Worksite, Bibliotekssystem, Ekonomisystem - Axapta, Intranät, mm
- Externa kunskapsdatabaser (betaltjänster ca 40-50 st + publika)
- Ett av Sverige största bibliotek
- Fysiska kunskapsbanker
- Externa/interna nyhetsbrev
- Professional development programs / Utbildning
- Mannheimer Swartling Academy
- Debriefings
- Databas med information om vänbyråer
- Strukturerade personliga möten etc
- mm mm

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MANNHEIMER SWARTLING

TRENDER ADVOKATBYRÅSYSTEM



- Ärendehanteringssystem (Dokhantering, ekonomi, jäv, tidreg, CRM, KM)
- Dokumenthanteringssystem
- Portaler
- Sökmotorer
- Integration, internt och externt
- KM Outsourcing

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SYSTEMEN GENERERAR ALLT MER INFORMATION



- Vi blir bättre på att tillgängliggöra information
- Vi investerar mer i att strukturera den

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MANNHEIMER SWARTLING

SYSTEMEN GENERERAR ALLT MER INFORMATION



- Vi blir bättre på att tillgängliggöra information
- Vi investerar mer i att strukturera den

IT systemen blir en del av en slags metodlära för affärsjuridiska rättskällor

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http://www.mofo.com - Introduction to Answer Base - Microsoft Internet Explorer

Morrison & Foerster | AnswerBase - Microsoft Internet Explorer provided by Morrison & Foerster LLP

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MORRISON FOERSTER answerbase beta Advanced Search Help

DOCUMENTS PEOPLE MATTERS

NEW SEARCH

22,634 Documents

Back 1-20 Next Sort Relevance Preview ACTIONS

Search = motion to compel arbitration

Refine results by

- Document Type
- Application
- Author
- Related People
- Client
- Matter
- Portal

[USBK] Motion to Compel Arbitration .doc SF - 21072107 v.3

Simmons, Carl J. edited last on March 24, 2006
Egan, Kathleen V. authored on January 15, 2006
Client/Matter U.S. BANK NA > CHIODO, BARBARA (255-)
Type of Law Class Action - Financial Services Document Type Pleadings, Complaints, Petitions, Motions, Answers, Demurrer

Jonathan M c Seigle (SBN 186) Christopher R. c Speed (SBN 175) william e. french (SBN 287) jseigle@mofo.com ... U.S.'s Motion to Compel Arbitration ("Herman Decl.") ... U.S.'s Motion to Compel Arbitration ("Speed Decl.") ... party opposing the motion to compel arbitration must have suffered prejudice."). ... MBNA's Motion to Compel Arbitration US's Motion to Compel Arbitration

CRG - Reply brief ISO motion to compel arbitration .doc SF - 19811981 v.1

Stambaugh, Susan edited last on December 4, 2005
Stambaugh, Susan authored on May 17, 2005
Client/Matter HIGHCAMP RESEARCH GROUP, INC. > COMPEL ARBITRATION (580-1)
Document Type Pleadings, Complaints, Petitions, Motions, Answers, Demurrer
Type of Law Securities - Private Litigation

David B. Cohen (BAR NO. 235) Susan Stambaugh (BAR NO. 605) Morrison & Foerster LLP 425 Market Street San Francisco, CA 94105-2462 Telephone: (415) 268- ... Inc.'s Reply Memorandum in Support of Motion to Compel Arbitration ... support of its motion to compel arbitration ("Petition" or "Pet. to ... for thecite.com's motion to

Klar Internet

http://www.mofo.com - Introduction to Answer Base - Microsoft Internet Explorer

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DOCUMENTS PEOPLE MATTERS

NEW SEARCH

100 People

Search = motion to compel arbitration

Back 1-20 Next Sort Relevance Preview ACTIONS

Refine results by

- Department
- Group
- Role
- Title
- Office
- Bar Admission
- Law School
- Notary State
- CPR
- Worked On
- Language
- HR Information

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Jonathan Speed is a litigation partner in the San Francisco office of Morrison & Foerster LLP. His practice focuses on general commercial litigation, including securities and financial services matters in federal and state courts. ...

Charles A. Bellfield, Associate
Technology Transactions > Bay Area
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Secretary: Rachel M. Lu ([8 or 3] + 73 + 1000 , +1 (415) 268-1000, RLu@mofo.com)
Mr. Bellfield is an associate in the Technology Transactions group in Palo Alto, CA. In 1983, he received his A.B. degree with high honors from the University of California, Berkeley, where he was a member of Phi Beta Kappa and a state finalist ...

Erec Glogowski, Associate
Litigation > New York Litigation

Internet

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is no cognizable claim in ... Second Cause of Action, Declaratory Relief Re Arbitration) [See Request for ... parties are mandated to pursue disputes through private mediation and arbitration .

Lupine- Arbitration Agmt/Isomata .doc NY - 15801583 v.1
 Bossio, John M. edited last on April 12, 2005
 Speed, Jonethan authored on April 10, 2005
Client/Matter TIEHACK USA, INC. > GENERAL CORPORATE (533-1)
Type of Law General Corporate **Document Type** Agreements, Contracts, Leases

tiehack arbitration AGREEMENT ... as specifically provided herein, any arbitration proceeding shall be conducted in ... of Employment Disputes of the American Arbitration Association (the AAA Rules"). Claims subject to arbitration shall include, without limitation: contract ... A neutral and impartial arbitrator shall be chosen by mutual agreement of the parties; however, if the parties are unable to agree upon an arbitrator within a reasonable period of time, then a neutral and impartial arbitrator shall be appointed in ... action in court to compel arbitration under this Agreement and to ... the parties. The arbitration provisions of this Arbitration Agreement shall be ...

Display all 19 Relevant Documents | Show all Documents for this Person

RELEVANT MATTERS display time notes

PORTOLA FINANCIAL, INC. > GENERAL LICENSING (23456-23000)

June 8, 2005	1.25 hrs	Telephone conference with A. Ross; follow up on Assignment
June 1, 2005	1.00 hrs	Review motion to compel for client
May 13, 2005	.5 hrs	Review draft agreement w/ Neff
April 11, 2001	2.50 hrs	Prepare application for motion.

METAMORPHOSIS US, INC. > DUE DILIGENCE (76767-14000)

Relevant Matters

Internet



XMLAW Enterprise Portal System Search Results

Actions

- [Advanced Search](#)
- [Search Preferences](#)
- [Add to My Links](#)
- [Alert Me](#)

Sort By

- [Author](#)
- [Date](#)
- **[Relevance](#)**
- [Size](#)
- [Title](#)
- [Matter](#)

Group By

- [Area](#)
- [Author](#)
- [Date](#)
- [None](#)
- **[Site](#)**
- [Size](#)
- [Status](#)
- [Matter](#)
- [Client](#)

[Intranet](#) [People](#)

intel

All sources

11 Results, showing items 1 - 11

Prev Next

Refine search

WorkSite - Client Library

Intel Client Folder Marlee Olsen
 Matter workspaces (automatically created when a matter is opened) and all client relationship documents and communications are in this folder.
[View Contents](#)

Proposal 632495 Tin Schaefer 6/22/2005
 Proposal to Intel that we hire a local survey agent in Tampa to inspect the facility which is the target of an EPA investigation (532 KB)
[View Document](#) | [Check Out](#) | [View Profile](#) | [Print](#)

Intel 2004 Tax Strategies Tin Schaefer 4/15/2005
 us to act as their representative
 100 Broad Street, Chicago. (425 KB)
[View Profile](#) | [Print](#)

- Show Hits
- Open
- Edit Profile
- Check In
- Alert Me
- Add to My Links
- Details

Authors (3)

- [Joe Attorney](#) (4)
- [Andrew Jones](#) (1)
- [Edward M. Roberts](#) (1)

Matter (2)

- 6371 - Lease Renegotiatio... (2)
- 29393 - 2004 Tax strategi... (1)

Client (2)

- 100 - Intel Corporation (6)
- Dummy (0)

ACTIONS

stock option agreement

SEARCH

Exact match only

4,144 Results

Refine results by

Author

Author Group

Author Office

Client

Client Industry

Technology (807)

Services (625)

Financial (400)

Healthcare (203)

Consumer Cyclical (182)

Capital Goods (155)

Transportation (81)

Consumer/Non-Cyclical (78)

Energy (70)

Utilities (39)

Preview

Sort by: Relevance

Sort order: Descending

Back 1-10 Next

1. **Stock Option Agreement - Websense Inc. 6725**

Author: David Baudemont

Office: Washington D.C.

Client: Websense Inc.

... WEBSENSE, INC.

STOCK OPTION AGREEMENT

RECITALS ... by reason of any stock split, stock dividend, recapitalization, combination of ... pursuant to that certain option (the "Option") granted to me under ... AGREEMENT shall mean this Stock Option Agreement. B. BOARD shall ... Notice of Grant of Stock Option accompanying the Agreement, pursuant to ...

Group: Corporate

Industry: Technology > Software & Programming

2. **Stock Option Agreement - China Broadband Corp. 545**

Author: Caroline Adderson

Office: Tokyo

Client: China Broadband Corp.

... STOCK PLAN

STOCK OPTION AGREEMENT

is otherwise ... defined meanings in this Stock Option Agreement. I. NOTICE OF ... Type of Option: ___ Incentive Stock Option

... as an Incentive Stock Option ("ISO"), this Option is intended ... PLAN") and the Stock Option Agreement dated _____, _____ (the "STOCK OPTION AGREEMENT"). ...

Group: Corporate

Industry: Services > Communications Services

3. **Stock Option Agreement - Sohu.com Inc. 5766**

Author: Paul McAulry on Dec 5, 1999

Office: Berlin

Client: Sohu.com Inc.

In-Qualified Stock Option Stock Option Agreement dated as of ... time for stock splits, reverse stock splits, stock dividends and

... hereby elect to exercise the stock option granted to me on _____, ... I understand that the stock option that I electing ... not qualified as an "incentive stock option" under Section 422 of ...

Group: Finance

Industry: Technology > Computer Services

4. **1998 Stock Option Plan - Stock Option Agreement - eGroups Inc. 1312**

Author: David Hornel

Office: New York

Client: eGroups Inc.

... INC.

1998 STOCK OPTION PLAN

STOCK OPTION AGREEMENT

1. GRANT ... If designated an Incentive Stock Option, this Option is intended to ... a) EXERCISE OF INCENTIVE STOCK OPTION. If this Option qualifies as ... b) EXERCISE OF NONSTATUTORY STOCK OPTION. If this Option does not ...

Group: Legal

5. **1995 Stock Option Plan 1150**

Author: Caroline Lawrence on May 19, 1995

Office: Berlin

Client: Exodus Communications Inc.

... COMMUNICATIONS, INC.

STOCK OPTION EXERCISE AGREEMENT

This Exercise

Group: Legal

Industry: Services > Communications Services

... of a written stock option exercise agreement (the "Exercise Agreement") ... The Plan and the Stock Option Exercise Agreement

----- attached as ... the Plan and the Stock Option Exercise Agreement constitute the entire ...

The screenshot displays a Microsoft Word document titled "Appeal ARDEN INDUSTRIES.docx". The document text is as follows:

ARDEN INDUSTRIES, INC.
a corporation.

Plaintiff-Appellant

v.

NIAMIO M. JONES, as Trustee
u/t/a dated 4/8/2006 a/k/a the
UNIVERSAL OUTDOOR, INC. and
NON RELATED CLAIMANTS

Defendants-Appellees

JUSTICE ZWICK delivered the opinion of the court:

Plaintiff, Arden Industries Inc. instituted this action for injunctive relief, seeking enforcement of riparian rights which prohibits the construction of billboards adjacent to the body of water. The trial co

The Handshake Office Envoy sidebar is open, showing taxonomy categories: Taxonomy Phrases, Riparian Rights, and a list of documents including "Schuberg Water Rights - Memo to Mr. Schuberg" and "Southwest HIGH RELATION LABELS".

Handshake Office Envoy recognizes terms as they are entered in the document and matches them against taxonomy categories in West KM™. Users then have the option to explore documents which fall into these categories.

Exempel sökning i advokatbyrås dokumentssystem/kunskapsbaser



- A handlägger ärende 1: Leasing av fritöser och spisar för McDonalds
- B handlägger ärende 2: Leasing av läskmaskiner hos MAX
- B söker med “leasing”, “läsk” och “restaurang”
- Även om ordet “restaurang” inte finns i McDonalds-avtalen ges ändå träff

...MEN VAD FÖRSÖKER DU
SÄGA MED DETTA?



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...MEN VAD FÖRSÖKER DU
SÄGA MED DETTA?



- information relevant för våra ärenden kan komma/existera i många former och behöver struktureras och tillgängliggöras med hjälp av IT-system

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- IT-systemen måste också bli smartare. Läras upp.

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- IT-systemen måste också bli smartare. Läras upp.
- Rättsinformatiken och juridiska metodläran måste hjälpa till

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- IT systemen måste också bli smartare. Läras upp.
- Rättsinformatiken och juridiska metodläran måste hjälpa till
- Vem skriver algoritmerna? Vem skapar tekniken och gör den smart?

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Juridisk-semantiska algoritmer?



- Immaterialrättsligt verk
- Statligt verk
- Livsverk
- Träningsvärk

Juridisk-semantiska algoritmer?



- Immaterialrättsligt verk
 - Statligt verk
 - Livsverk
 - Träningsvärk
-
- Juridisk-semantiska algoritmernas användning i sökmotorer och IT-system

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FRAMTID OCH ÖVERVÄGANDEN



- Hur ser framtiden ut för advokatbyråernas (rätts)informationssystem och vilka (etiska) överväganden finns?

FRAMTID



- Informationsanalysverktyg
- IT-systemen del av rättskälleläran
- Integration
- Nya produkter/marknader
- Nya roller
- Juridiska informationsalgoritmer
- Öppenhet och informationsdelning viktig
- Standarder

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ÖVERVÄGANDEN



- Informationsdelning
- IT-systemen del av rättskälleläran, därför måste de utvecklas enligt dess principer
- Säkerhet och datakvalitet
- Tillgänglighet
- Sekretess
- Snokande
- Spårbarhet
- Intressekonflikter
- Chinese Walls



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