



Forensicon

Computer Forensics Specialists

Internal Investigations ♦ Trade Secrets ♦ Employment Litigation

888-427-5667

www.forensicon.com

CORPORATE INFORMATION

About Forensicon

Forensicon is a computer forensics firm specializing in conducting misappropriation investigations involving digital corporate assets including intellectual property and trade secrets. Forensicon is frequently retained to conduct internal investigations and often assists clients with commercial and employment litigation related to electronic discovery. Forensicon is uniquely qualified to provide full lifecycle consulting services from the initial incident response, until resolution of the dispute has been achieved.

Forensicon can provide certification that misappropriated information has been removed from unauthorized networks when adverse parties wish to end a misappropriation dispute. Additionally, Forensicon can assist clients in mitigating trade secret theft risk by providing proactive planning and digital evidence collection and forensic preservation services.

Key Engagements

- Internal Investigations
- Trade Secret Misappropriation
- Employment Litigation
- Neutral Third-Party Expert Services

Core Services Provided

- Collection and Preservation of Electronically Stored Information
- Recovery of Deleted and Cached Information
- Expert Analysis, Consulting, Reporting, and Testimony
- Certified Removal of Misappropriated Digital Assets

Outputs Unique to a Forensic Examination

- Deleted and Cached Email (Hotmail, AOL, GMAIL, etc...)
- Lost or Deleted Data Production
- Reports Detailing Usage and Access of Files and Programs
- Identification of Recently Connected Storage Devices
- Listing of Internet Websites Visited
- Patterns of Destruction and Spoliation

PRACTICE AREAS

Internal Investigations

When an organization suspects fraudulent or inappropriate use of company computers by an employee, past or present, conducting a preliminary computer forensics investigation may provide additional information related to that user's recent activities. An initial report can provide key details and information crucial to making an informed business decision.

Trade Secret Misappropriation

Most knowledge driven organizations face regular threats from employees that resign and take valuable company and client information when they leave to start a new company or join a competitor. Many departing employees send documents via a personal webmail account from their work computer to themselves or directly to competitors. Others transfer information easily to removable storage devices and disc media.

Forensicon can provide our clients extensive experience relating to misappropriation litigation and help proactively manage risk more effectively and minimize exposure to damages. If you suspect that someone in your organization may have misappropriated sensitive electronic information or trade secrets, Forensicon can help you determine what transpired. If you hired someone who is being sued by their former employer, Forensicon can help you assess your situation and minimize damages.

Employment Litigation

Employees who sue their current or former employer often allege discrimination, harassment, wrongful termination, or compensation irregularities. Sometimes, plaintiffs fabricate evidence in support of their case before leaving and filing litigation. Establishing the facts by conducting a forensic examination of the computer used by the plaintiff can be crucial to managing an effective legal defense and can be pivotal to obtaining a prompt resolution and avoiding protracted litigation.

Many lawsuits filed by past employees result in counter claims following a forensic examination of the employee's work computer. Common findings or outcomes following a forensic examination have revealed:

- Discovery of Theft of Company's Digital Assets
- Misuse of Corporate Property
- Denial of Unemployment Claims
- Criminal Prosecution for Fraud or Other Statutory Violations

EXPERIENCED EXPERTS OF RECORD

Notable Cases Involving Forensicon

JURY AWARDS S.C. JOHNSON \$147 MILLION IN TRUCKING KICKBACK CASE

[Plaintiff Representation: February, 26th, 2008: S.C. Johnson & Son, Inc. v. Milton E. Morris, et al., (Circuit Court of Racine County, Wisconsin, Case No. 04 CV)]

MORE THAN \$5 MILLION AWARDED IN COUNTERFEITING CASE

[Plaintiff Representation: March 17th, 2005: Lorillard Tobacco Company v. Canstar (U.S.A.), Inc., Cam-Kat, Inc., Uniglobe, Mohamed Aref, Edward Saad, Mustapha Kechtban (N. Dist. IL. 03 C 4769)]

DEFENDANT AWARDED FEES AFTER PLAINTIFF SANCTIONED FOR DESTROYING EVIDENCE – EXPERT TESTIMONY UPHELD

[Neutral Third Party Expert: August 15th, 2006: Charles A. Krumwiede v. Brighton Associates, L.L.C. and Ismael C. Reyes (N. Dist. IL. 05 C 3003)]

FORENSICON RETAINED BY DEFENSE COUNSEL TO REVIEW AND CRITIQUE PLAINTIFF EXPERT'S REPORT – CASE SETTLES FAVORABLY FOR DEFENDANT

[Defendant Representation: February 14th, 2007, Case Dismissed: ValuePart v. ITR - Plaintiff Petition for TRO Denied (N. Dist. IL. 06 CV 02709)]

EMPLOYEE SUES FORMER EMPLOYER – EMPLOYEE PAYS EMPLOYER FOLLOWING FORENSICON'S REPORT TO THE COURT

[Defendant Representation: June 5th, 2006: Kalish v. Leapfrog Online, et al., (C.C. Cook County, IL. 03 L 11695)]

FORENSICON TESTIFIES REGARDING THE MISAPPROPRIATION BY DEPARTING EMPLOYEE - APPELLATE COURT UPHOLDS FORENSICON'S FINDINGS

[Plaintiff Representation: April 5th, 2005: Liebert v. Mazur, American Power Conversion, et al., (IL. App. 2005 WL 762954)]

FORMER EMPLOYEE LEAVES FOR COMPETITOR EMAILING CLIENT DATA - INJUNCTION GRANTED, CASE SETTLES

[Plaintiff Representation: January 11th, 2008: Case Settlement Reached: Tranco Industrial Services, Inc. v. Campbell (N. Dist. IN. 07 CV 206)]

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