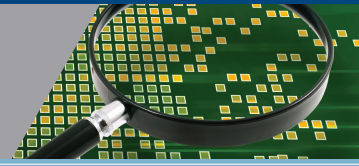


## IP Litigation Discovery Escrow Service



Iron Mountain’s IP Litigation Discovery Escrow Service comprises a secure process and environment for gathering and examining intellectual property evidence under dispute.

### DISCOVERY’S NATURAL CONFLICT OF INTEREST

Paralleling the tremendous rise in intellectual property litigation, so too has there been a dramatic increase in the need for controlled and documented access to a defendant’s intellectual property.

During the discovery phase of litigation, defendants must satisfy the discovery requirements of the court, while simultaneously protecting their intellectual property. At the same time, it is essential that the plaintiff’s attorneys and experts gain access to the information necessary to prepare for trial. Iron Mountain’s IP Litigation Discovery Escrow Service, or Discovery Escrow, has been designed to simplify and facilitate pre-trial discovery in a manner acceptable to both parties.

As the founder of the technology escrow industry, Iron Mountain is renowned as a neutral third party that securely stores intellectual property assets for tens of thousands of organizations. In response to requests from patent litigation attorneys to better leverage intellectual property assets held in escrow for use in the legal discovery process, Iron Mountain developed its Discovery Escrow service.

### CREATE A MUTUALLY BENEFICIAL PROTECTIVE ORDER

When parties are challenged to comply with discovery requirements in a timely manner, Iron Mountain’s Discovery Escrow service has been successfully proposed as part of a mutually beneficial protective order to the court.

With Iron Mountain acting as a neutral third party in the legal discovery process, Discovery Escrow provides a secure and controlled environment that allows plaintiffs to access and examine the intellectual property in question, while eliminating the potential exposure and risk associated with defendants delivering that proprietary information directly to plaintiffs. Leveraging Iron Mountain’s extensive national footprint of secure data protection vaults, the Discovery Escrow service is delivered at locations that are conveniently located and agreeable to both parties.

### THE DISCOVERY ESCROW PROCESS

- 1  Defendant, Plaintiff, and Iron Mountain Negotiate Security Protocol
- 2  Defendant Delivers Proprietary Materials to Iron Mountain
- 3  Plaintiff Sends Iron Mountain a List of Its Authorized Personnel
- 4  Iron Mountain Checks Photo IDs Against Authorized List
- 5  Iron Mountain Grants or Denies Access to Materials
- 6  Iron Mountain Maintains Detailed Visitor Logs

### FLEXIBLE TERMS MEET THE NEEDS OF YOUR UNIQUE CASE

Part of Iron Mountain's suite of physical and electronic discovery solutions, Discovery Escrow allows organizations to efficiently comply with the discovery provisions related to intellectual property litigation, while helping to reduce the cost, response time, and potential exposure that frequently accompany legal discovery.

Iron Mountain's *Discovery Escrow* service provides:

- State-of-the-art electronic media vaults located in every major metropolitan area in the U.S., allowing convenient access for both parties.
- Controlled and documented viewing of intellectual property during pre-trial discovery by a select group of authorized personnel.
- A comfortable working environment—with on-site customer service—in which to review proprietary deposited materials.
- A flexible security protocol to meet the specific needs of each case.
- An optional web-based "virtual discovery room" for use when access is required by multiple parties around the world.

Our unmatched reputation as the leader in information protection and storage is the reason why recent Discovery Escrow projects have included some of the world's most notable technology companies.

### IRON MOUNTAIN: A TRUSTED PARTNER FOR LEGAL DISCOVERY

Since its founding in 1951, Iron Mountain has helped thousands of organizations around the world reduce the cost and risk associated with information protection and storage. Iron Mountain's Intellectual Property Management division has been a trusted partner for safeguarding intellectual property for over 25 years. We now serve the intellectual property management needs of over 40,000 clients, including over 90% of the Fortune 500.

To learn more and/or obtain a quotation for *IP Litigation Discovery Escrow Service*, call (800) 962-0652 or email [ipm-info@ironmountain.com](mailto:ipm-info@ironmountain.com).

### *Did You Know?*

*The number of patent litigation cases in the U.S. has increased by 75% since 1995 to almost 3,000 cases annually.*

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 **IRON MOUNTAIN** DIGITAL™  
120 Turnpike Road  
Southborough, Massachusetts 01772  
(800) 962-0652

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