



NSW Society for Computers and the Law

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THE SOCIETY INVITES YOU TO The Forgotten Evidence

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We know that evidence comes in many forms, but who would have thought that using a computer could be an alibi to acquit a defendant of a burglary charge? Or that data from a mobile phone can place the defendant in a location different to where they are accused of committing a crime?

Computers, mobile phones, music players, and other electronic devices are capable of storing evidence that is critical for the outcome of a case. Often, lawyers do not think to examine these devices unless the case involves computer crime because they think that outside this context, electronic evidence is irrelevant or novel. Electronic devices can provide evidence in many types of cases. In a family law case, computer evidence revealed that a husband had been secretly hoarding assets as preparation for separating from his wife. In employment law, the forensic examination of a former employee's computer revealed that she was leaking information to a competitor firm for six months, which explains why the company had been losing its clients. In corporate law, electronic evidence is often used to authenticate documents. In criminal law, a forensic examination of the evidence can prove that incriminating documents had been planted on the defendant's laptop. These examples are all based on actual cases.

Even when electronic evidence is considered by a party, they often overlook signs that the evidence has been manipulated. Manipulation comes in two forms: malicious and accidental. Computers and mobile phones are wonderful things we rely on daily, but the data they hold is extremely sensitive and is easily manipulated.

For this reason, it is important that computers, mobile phones or any other device that could house potential evidence be forensically cloned (Imaged) by a computer forensic expert at the earliest opportunity.

Presented by ALLAN WATT

*Dip Policing BBS, MSc (Hons), CFCE, CFE
Head of e.forensics at e.law Australia Pty. Ltd.*

Allan is an independent computer forensic expert. Currently, he leads e.law's national e.forensics team and works as a guest lecturer for the University of Sydney. Allan has partnered with some of Australia's most well known corporate, government and legal organisations as well as forensic accountants and liquidators to achieve favorable outcomes in a timely and cost effective manner. Paul is a Principal in the Deloitte Forensic Data group, who provide e-discovery and computer forensic services. Through his work in both public and private sector computer forensics, Paul has developed extensive experience with respect to the examination and analysis of computer systems and electronic data storage devices.

When: 6 pm on Wednesday 17 March 2010

Where: Freehills
Level 38, MLC Centre, 19 Martin Place, Sydney

Cost: Members and Press: Free
Non-members: \$20 (\$10 for students)

Cheques or cash payable at the door
(Please make cheques payable to
"NSW Society for Computers and the Law")

Light refreshments will be provided

If you wish to attend please email Daniel Dwyer at
Daniel.Dwyer@freehills.com
by Friday 12 March 2010