

Digital Forensics for Legal Professionals: Understanding Digital Evidence from the Warrant to the Courtroom

By Larry Daniel, Lars Daniel

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Digital Forensics for Legal Professionals is a complete non-technical guide for legal professionals and students to understand digital forensics. In the authors' years of experience in working with attorneys as digital forensics experts, common questions arise again and again: "What do I ask for?" "Is the evidence relevant?" "What does this item in the forensic report mean?" "What should I ask the other expert?" "What should I ask you?" "Can you explain that to a jury?" This book answers many of those questions in clear language that is understandable by non-technical people. With many illustrations and diagrams that will be usable in court, it explains technical concepts such as unallocated space, forensic copies, timeline artifacts and metadata in simple terms that make these concepts accessible to both attorneys and juries.

The book also explains how to determine what evidence to ask for, evidence that might be discoverable, and furthermore, it provides an overview of the current state of digital forensics, the right way to select a qualified expert, what to expect from that expert, and how to properly use experts before and during trial. With this book, readers will clearly understand different types of digital evidence and examples of direct and cross examination questions. It includes a reference of definitions of digital forensic terms, relevant case law, and resources.

This book will be a valuable resource for attorneys, judges, paralegals, and digital forensic professionals.

- Provides examples of direct and cross examination questions for digital evidence
- Contains a reference of definitions of digital forensic terms, relevant case law, and resources for the attorney

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Editorial Review

Review

"There is so much valuable information contained within this book that I found it was difficult to put down once I started it…Digital evidence is here to stay and the management of that evidence has been made easier to understand with Digital Forensics for Legal Professionals." **--Law Technology News, May 2012**

"No competent lawyer is foolish enough not to appreciate the pervasiveness of digital evidence, or that digital forensics requires mastery far beyond his ken. Larry Daniels' book provides the most comprehensive, nuts and bolts resource for trial lawyers on digital forensics. This isn't the sort of book to skim and stick on the shelf, but to keep on our desk because we'll need it that often. This is part of the trial lawyer's bible." **--Scott H. Greenfield, Criminal Defense Attorney, New York City**

"This isn't your stock standard book focusing on how to do digital forensics, it's an innovative text focusing on preparing technical and legal professionals for dealing with litigation. This is a must-have addition to anyone's digital forensic/legal library." **--Jonathan T. Rajewski, Professor of Digital Forensics, Champlain College**

"There is so much valuable information contained within this book that I found it was difficult to put down once I started it. Its readability is excellent and I could directly and immediately apply the book's lessons to my day-to-day work within technology, project management, and electronic discovery. As I was finishing the final two chapters, an attorney came to me with a case project that included a digital evidence acquisition with multiple cell phones and, lo-and-behold, I was equipped to speak to the process of the data acquisition and intelligently begin the project due to this book. Digital evidence is here to stay and the management of that evidence has been made easier to understand with Digital Forensics for Legal Professionals." **--Law Technology News**

From the Back Cover

Digital Forensics for Legal Professionals is a guide to digital technology forensics in plain language. In the authors' years of experience in working with attorneys as digital forensics experts, common questions arise. This book answers those questions in a clear language that is understandable by non-technical people. The authors offer clear explanations of technical concepts such as unallocated space, forensic copies, timeline artifacts and metadata in layman's terms – making these concepts accessible to students, attorneys, judges, paralegals and corporate managers.

This book also explains how to determine what evidence to ask for, evidence that could be discoverable, and methods for obtaining it, including examples of relevant subpoena and motion language. Additionally, this book provides the right way to select a qualified expert, what to expect from a qualified expert, and how to properly use experts before and during trial.

About the Author
Larry E. Daniel is one of the country's top digital forensic experts with experience in hundreds of civil and criminal cases involving all types of digital evidence from computers

to cell tower location analysis. A sought after speaker for conferences, both technical and legal. Larry is an Encase Certified Examiner (EnCE), Digital Forensics Certified Practitioner (DFCP) and the Blackthorn 2 Certified Examiner (BCE) in GPS device forensics. Larry works at Guardian Digital Forensics in Raleigh, NC.

Lars Daniel is a Encase Certified Examiner (EnCE) and forensic artist with Guardian Digital Forensics in Raleigh, NC. He has worked on over three hundred civil and criminal cases, and has worked with world renowned forensic sculptor Frank Bender on numerous missing persons and cold cases.

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