



VALUE OF EXPERIENCE

Navigant Expertise Helps Secure Result for Global Information Management Company Over Alleged Breach of Warranty on a Share Sale and Purchase Agreement

CHALLENGE

Our client, a global information management company listed on the London Stock Exchange, was the subject of a claim brought in the UK Commercial Court over an alleged breach of warranty on a share sale and purchase agreement. The claimant in the case alleged that our client had falsified a number of warranties and that those in place did not cover the agreed requirements. Our client contended that the claimant in the case had failed to comply with a contractual notification requirement. They were, therefore, applying for the claim to be struck out for summary judgment.

Navigant was appointed to conduct a warranty review and look for any instances of falsified warranties. To do this, we worked closely with our client's local information technology teams and the company's global security director to gather email data from approximately 100 custodians and analyze 250,000 other potentially pertinent documents. After an 18-month review process, we arrived at a relatively small segment of data to disclose to the claimant's legal team.

SOLUTION

Navigant created a dynamic warranty review process that could analyze the data from the designated custodians. We presented this data to our client's legal team, coordinated their feedback and fine-tuned the review with further in-depth analysis and filtering.

Navigant outsourced the one million warranty-related documents yielded by the search to a third party of legal experts and analysts for data analysis. At that stage, we effectively acted as project manager, liaising on a regular basis with our client, its legal team and the third-party service provider.

Navigant undertook a separate fraud review. Navigant's review for potentially fraudulent warranties required a further 250,000 documents to be analyzed with the purpose of determining a disclosable sample of data to present to the claimant's legal team.

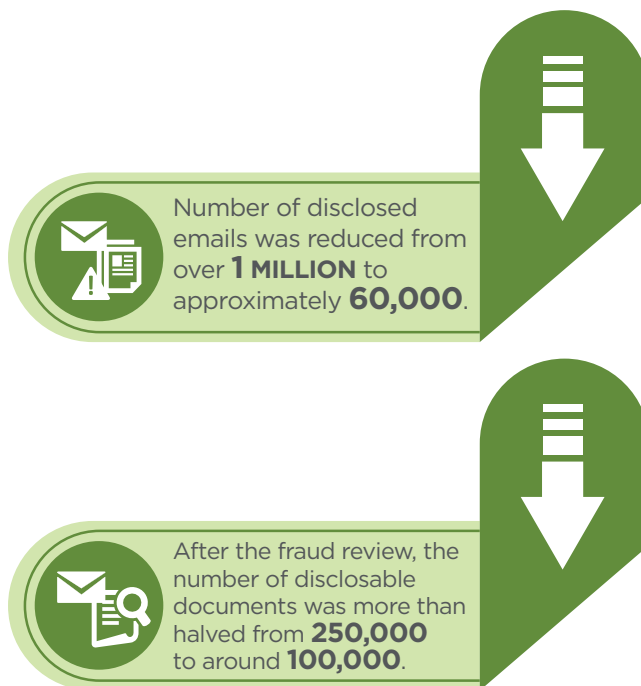


About Navigant

Navigant Consulting, Inc. (NYSE: NCI) is a specialized, global professional services firm that helps clients take control of their future. Navigant's professionals apply deep industry knowledge, substantive technical expertise, and an enterprising approach to help clients build, manage, and/or protect their business interests. With a focus on markets and clients facing transformational change and significant regulatory or legal pressures, the firm primarily serves clients in the healthcare, energy, and financial services industries. Across a range of advisory, consulting, outsourcing, and technology/analytics services, Navigant's practitioners bring sharp insight that pinpoints opportunities and delivers powerful results. More information about Navigant can be found at navigant.com.

RESULTS

Following the warranty review, the number of disclosed emails was reduced from over one million to approximately 60,000. On completion of the fraud review, the number of disclosable documents was more than halved from 250,000 to around 100,000.



The UK Commercial Court held that a valid claim had not been made under the share sale and purchase agreement and, accordingly, the claim failed. Both sides then settled, with our client securing a more favorable result than the claimant.

Navigant's expertise resulted in a substantial reduction in the number of disclosable documents, while keeping the sample reliable and in line with legal team requirements on both sides.

Our project management expertise enabled us to coordinate with the client on how best to collect their data and then quickly and efficiently collate it for review subject to demanding legal requirements.