

Mark E. Borzych, JD Staff Counsel

Mark E. Borzych joined **Spinelli Corporation** as staff counsel in 2003. His responsibilities include corporate, contractual, regulatory and intellectual property matters. He is also the legal researcher and a staff writer of Spinelli Corporation's award-winning monthly e-mail newsletter, *Electronic Evidence Examiner*.

Prior to joining the firm, he served as a law clerk to Judge Cathy M. Holt, Arizona Superior Court in Phoenix, where he analyzed complex factual issues and developed his legal research and writing skills.

Mr. Borzych has also worked for Capital Gaming International, Inc., in Phoenix, assisting the company's General Counsel with federal compliance and regulatory licensing issues, drafting agreements and preparing reports for the Board of Directors. During the 1997 Legislative Session of the Arizona State Senate, Mr. Borzych served as a Senate Page, assigned to the Senate Appropriation and Finance Committees.

Credentials and Professional Associations

Mr. Borzych is admitted in these courts to practice law:

- Supreme Court of Arizona
- United States District Court, District of Arizona

He is also an active member of:

- American Bar Association Young Lawyers Division
 - Business Law Section
 - Intellectual Property Law Section
- State Bar of Arizona Young Lawyers Division
 - Business Law Section
 - Intellectual Property Law Section
 - Internet E-Commerce & Technology Law Section
- Maricopa County Bar Association
 - Corporate Counsel Division
 - Young Lawyers Division, Technology and Intellectual Property Section

Mr. Borzych is also a licensed private investigator.

Litigation Support Experience

Mr. Borzych assists the firm's Computer Forensic Investigators and outside attorneys with procedural, hard drive imaging, preservation, cost allocation and privilege issues.

Publications and Presentations

Mr. Borzych is a staff writer of **Spinelli Corporation's** award-winning monthly e-mail newsletter, *Electronic Evidence Examiner*, and wrote these articles for the newsletter and for other publications, including:

- "Avoiding Electronic Discovery Disputes," *Arizona Attorney*, January 2005
- "How do courts evaluate workplace computer, E-mail and Internet use policies?," *The Spinelli Report: Electronic Evidence Examiner*, November 2004
- "Where can lawyers and courts find guidance on resolving electronic discovery disputes?," *The Spinelli Report: Electronic Evidence Examiner*, October 2004

- "Why would I ask a court for a preservation order for electronic evidence?," *The Spinelli Report: Electronic Evidence Examiner*, May 2004
- "What's the latest thinking on updating procedural rules relating to electronic discovery?," *The Spinelli Report: Electronic Evidence Examiner*, April 2004
- "Can computer forensic investigators help attorneys make or respond to electronic discovery requests more efficiently?," *The Spinelli Report: Electronic Evidence Examiner*, February 2004
- "Do courts differentiate between unintentional and intentional spoliation of electronic evidence?" *The Spinelli Report: Electronic Evidence Examiner*, January 2004
- "How Computer Forensics Can Help Business Litigators Avoid Electronic Discovery Pitfalls," *The Arizona Business Lawyer*, December 1, 2003
- "What credentials are important when selecting a computer forensic specialist?," *The Spinelli Report: Electronic Evidence Examiner*, November 2003
- "Can a company compel an employee to allow a forensic examination of a home computer?," *The Spinelli Report: Electronic Evidence Examiner*, September 2003
- "How are privileged and confidential matters protected during a computer forensic examination?," *The Spinelli Report: Electronic Evidence Examiner*, August 2003
- "What rules govern which party pays the cost of electronic discovery?," *The Spinelli Report: Electronic Evidence Examiner*, June 2003
- "What steps should I take to secure electronic evidence?," *The Spinelli Report: Electronic Evidence Examiner*, April 2003

Education

Mr. Borzych was awarded a Juris Doctor in May 2000 from University of the Pacific, McGeorge School of Law (Sacramento, CA), where he served as an editor of the March 2000 edition of California Initiative Review. He received a BS in Management from Purdue University's Krannert School of Management (West Lafayette, IN) in May 1996.

