

Cybersecurity and Privacy

Overview

We provide clients across industries with comprehensive counsel on complex, evolving, and multifaceted issues related to information security, data breaches, and privacy.

Our cybersecurity clients seek our advice at the three phases of cybersecurity legal needs: (i) planning, preparation, and hardening against a cybersecurity event; (ii) as “breach coaches” during a cybersecurity event, including coordination of forensic services and working with law enforcement, through consumer notification; and (iii) in the litigation that may follow a cybersecurity event.

Our attorneys are trusted counsel both to international companies and to growth-stage companies on all manner of privacy compliance and litigation issues. We advise on long-standing federal standards such as HIPAA and Gramm-Leach-Bliley as well as emerging state standards, such as those in California and New York.

We blend our skills and experiences as litigators and transactional attorneys with a deep understanding of information security, data breach law, and privacy laws and regulations to meet and anticipate our clients’ needs. Carlton Fields’ team includes attorneys who have earned the designation of Certified Information Privacy Professional (e.g., CIPP/US, CIPM) as well as former federal cybercrime prosecutors.

Our services include:

Data Breach and Incident Response

- Help clients prepare for, and respond to, data breaches and the full range of government investigations they may prompt.
- Provide immediate support and rapid response, via phone and email, for clients that learn of a possible data breach and must act immediately to mitigate potential liability and discharge potential obligations stemming from the incident.
- Develop and test comprehensive incident response plans that address internal and external actions to take in the wake of a data security incident.

Litigation

- Represent clients in all forms of litigation associated with data breaches and other security incidents. This includes class action defense in federal and state courts, and prosecution and defense of other complex matters.

Development and Implementation of Compliance Programs

- Build full-scale compliance programs for domestic and international operations, including:
 - Data mapping and risk assessment
 - Data subject access request management policies, procedures, and workflows
 - Review and update of contracts and agreements to reflect data privacy obligations and data processing
 - Updates to internal and external privacy policies
 - Cookie consent and management of preferences
 - Privacy compliance for new product development and advertising
- Update data privacy and information security policies, procedures, and programs for businesses of all sizes with both domestic and international operations.

Federal and State Privacy and Cybersecurity Laws

- Regularly assist clients with their obligations pursuant to laws, including Gramm-Leach-Bliley, the Fair Credit Reporting Act, HIPAA, and HITECH.
- Assist clients in complying with emerging state privacy and cybersecurity laws, such as the California Consumer Privacy Act (CCPA), the Colorado Privacy Act (CPA), Nevada's privacy law (SB-220), the New York SHIELD Act, and the Virginia Consumer Data Protection Act (VCDPA).

International Privacy Regulations and Global Policies

- Counsel clients on compliance with the GDPR and assist with the development of legal means for cross-border data transfers post *Schrems II*.
- Counsel clients on compliance with other international regulations, including Brazil's Lei Geral de Proteção de Dados (General Data Protection Law - LGPD), Canada's Personal Information Protection and Electronic Documents Act (PIPEDA), and Jamaica's Data Protection Act (DPA).
- Counsel clients on compliance with International Standards of Organization (ISO), the internationally recognized best practices for personal data use, transmission, and storage.

Employee Privacy Issues

- Advise employers on a wide range of privacy areas, including compliance with federal and state regulations, including employer obligations under the CCPA.
- Counsel clients on compliance with the Fair Credit Reporting Act and analogous state laws regarding pre-employment background checks and post-hire investigations.
- Counsel businesses on privacy issues related to work-from-home and COVID-19.

Genetic Information and Health Privacy

- Develop and implement incident management response for data breaches relating to electronic personal health information.
- Manage security risk assessments to meet HIPAA, HITECH, and state health information privacy and security requirements.
- Develop and implement full suite of policies and procedures necessary for compliance with HIPAA's privacy and security rules.
- Create compliance programs to accommodate emerging biometric data and genetic privacy laws domestically and internationally.

Privacy and Cybersecurity Trainings

- Provide off-the-shelf and white-label privacy training options to accommodate businesses of all sizes in privacy readiness and compliance, including trainings to meet compliance requirements for the CCPA, GDPR, LGPD, HIPAA, and EU data authority guidance.
- Plan and conduct tabletop exercises with companies to simulate a breach event, targeting to the company's particular risk profile, often partnering with inside or outside forensic experts and media relations professionals.

Website and Social Networking Issues

- Help ensure client compliance with FTC and other regulations.
- Support brands and influencers in meeting requirements under Section 5 of the FTC Act.
- Draft privacy policies, social media policies, terms of use, and community policies, and develop internal legal management programs for emerging online issues.
- Assist clients with the wide-ranging issues that arise as a result of social media use and an internet presence, and help them develop related proactive policies and standards.

Online Harassment and Phishing Campaigns

- Represent and protect companies and their employees who are victims of online harassment, including nonconsensual pornography, cyber stalking, reputation attacks, identity theft, and other forms of digital abuse.
- Work with companies whose employees or customers are facing targeted, sophisticated phishing campaigns, including spoofing attempts and suspected email compromises.
- Our work can include support of the company's investigations into these matters, packaging the evidence for cooperation with law enforcement, and protection of corporate intellectual property, particularly as to domain name abuse.

Due Diligence and Other Transactional Support

- Provide cybersecurity and privacy due diligence advice in connection with mergers and acquisitions, private equity investments, and other transactions.
- Represent private equity firms and other pooled-capital entities as standby counsel for their investigations into potential acquisitions, including of SaaS companies as well as more traditional brick-and-mortar companies for which cybersecurity is a concern, both at the term sheet level and pre-closing.

Our attorneys are active and hold leadership positions in data privacy and cybersecurity organizations, such as:

- International Association of Privacy Professionals (IAPP)
- International Security Management Association
- Sedona Conference Working Group on Data Security and Privacy Liability
- ABA - Privacy and Computer Crime Committee CLE Working Group
- ABA - Computer and Software Legislation Committee
- ABA - Electronic Filing Committee
- ABA - Internet Relationships and Cloud Computing Committee
- ABA - Section of Science & Technology Law
- DRI - Data Management and Security Committee
- ISACA (Information Systems Audit and Control Association)

Industries supported by our practice include:

- Advertising
- Artificial intelligence
- Biotechnology
- Construction and real estate
- Consumer brands
- Cosmetics
- Data analytics
- E-commerce
- Education (K-12 and universities) and education technology (edtech)
- Electronic gaming and esports
- Financial services sector
- Health care
- Insurance
- Media and entertainment
- Professional services
- Retail, including online retail
- Software
- Software as a service
- Technology
- Telecommunications
- Title insurance

Experience

- Served as breach coach and notifications counsel in responding to an extortionate ransomware attack on a B2B company with international operations, coordinating forensic response, threat actor engagement, coordination with law enforcement, and public and business-partner communications.
- Helped dozens of corporate clients that have experienced data breaches due to theft (e.g., stolen laptops and servers), social engineering fraud (phishing, misdirected wires), hacking (stolen passwords, brute force attacks), and accident (e.g., natural disasters, lost backup tapes).
- Defend clients under investigation by federal and/or state government agencies after complaints of privacy violations or data breaches. We frequently help clients, for example, that are subject to HIPAA privacy and security regulations respond to investigations by the U.S. Department of Health and Human Services' Office for Civil Rights.
- Defend data breach class actions, including (i) a hospital system after the alleged theft of personal health and financial data of hospital patients; (ii) a public entity after the exposure of its employees' tax information in a phishing scheme; and (iii) a multi-office medical practice that was the victim of a ransomware attack. In such cases, we have won at the motion to dismiss phase and class certification phases, and we have, in consultation with our clients and their insurance carriers, arranged for favorable resolutions at mediation.
- Assist and represent clients with creation and implementation of vendor management programs, including policies and procedures related to vendor risk assessment, vendor due diligence, vendor supervision, and vendor contract negotiation and management.
- Help clients implement companywide privacy and security policies to ensure protection of sensitive data.
- Help clients design beginning-to-end privacy compliance programs for new products, means of advertising, or other uses of consumer data, including drafting and strategic placement of all necessary notices and authorizations, as well as negotiating associated contracts. Such engagements include compliance with the CCPA, GDPR, and similar privacy regimes.
- Develop and implement GDPR compliance programs for international social media software as a service platform.
- Represent, with local counsel, companies before EU Data Protection Authorities in regulatory inquiries.
- Launch mobile application startups in app stores in international markets.
- Scale privacy compliance programs as outside counsel from startup to IPO.

- Help clients understand privacy compliance steps needed to expand current uses of consumer information.
- Serve as the outside general counsel to education clients on privacy and cybersecurity legal issues, including advice on remote learning, interpretation of FERPA, issues related to sexting and cyberbullying, and incident response. Our clients include colleges and universities, as well as some of the country's top private K-12 schools, school districts, and charter schools.

Insights

03.12.2024

Change Healthcare Cyberattack Emphasizes Importance of Cybersecurity Readiness; Considerations for Hardening Your Cybersecurity Program

02.28.2024

No Password Required: Security Analyst at Rice University, WiCys Global Book Club Host, and No Password Required's Poet Laureate

01.31.2024

No Password Required: American University's Vice Provost for Research and Innovation and a Tracker of (Cyber) Unicorns

01.11.2024

Lawsuits Alleging Violations of Illinois' GIPA Are Piling Into Court Like Clowns Out of a Circus Car

01.11.2024

Preparing for 2024: Encore to 2023's Cyber and Privacy Extravaganza

01.09.2024

No Password Required: Executive Director at National Cybersecurity Alliance, a People-First Leader, and a Cyber Satirist

12.06.2023

No Password Required: Chief Adversarial Officer at Secure Yeti, a DEF CON Groups Global Ambassador, and a World-Class Awkward Hugger

11.20.2023

No Password Required: CEO and Founder of AnzenSage, Defender of the Food Sector, and Friend to Primates

10.25.2023

No Password Required: Founder and Commissioner of the US Cyber Games, CEO of the Cyber Marketing Firm Katzcy, and Someone Who Values Perseverance Over Perfection

09.29.2023

12 Tips to Help Your Business Address Generative AI Risks

09.28.2023

NAIC Privacy Working Group Goes All-in on New Draft Privacy Model

09.28.2023

SEC Deals New Cybersecurity Disclosure Requirements to Public Companies

09.23.2023

No Password Required: Threat Intelligence Analyst at Recorded Future, the Ransomware Sommelier, and a Guy With a Mildly Exciting Expense Account

09.13.2023

Verizon False Claims Act Settlement Signals DOJ's Sustained Focus on Cybersecurity-Related Violations

09.05.2023

No Password Required: CEO of Paragon Cyber Solutions, Family-Night Game Champion, and Calculated-Risk Taker

08.02.2023

Four Points for Your Artificial Intelligence Acceptable Use Policy

07.19.2023

No Password Required: Founder of Cyber Security Unity, Member of the Order of the British Empire, and Appreciator of '80s Soap Operas

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Four Key Cybersecurity and Privacy Considerations for Organizations Using Generative AI

06.21.2023

No Password Required: Threat Researcher at Cisco Talos and a Veteran of the Highest-Profile Cyber Incidents Who Roasts His Own Coffee Beans

06.14.2023

Florida Passes New Privacy Law: What It Means for Businesses

05.25.2023

NAIC's New Privacy Protections Recipe

05.25.2023

SEC Stirs Its Pot of Cybersecurity Preparedness and Response Proposals

05.25.2023

It's 3 AM: Do You Know What Your Website Is Doing? Tips for Reducing Regulatory and Litigation Risk Stemming From Website Technologies

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It's 3 AM: Do You Know What Your Website Is Doing? Tips for Reducing Regulatory and Litigation Risk Stemming From Website Technologies

05.02.2023

No Password Required: Gautam "Gotham" Sharma, a Cybersecurity Consultant and Comedian Who Injects Fun Into Infosec

04.18.2023

Website Tech Fueling Privacy Litigation: How to Reduce Your Risk

04.06.2023

No Password Required: The Teenage CEO of Girls Who Hack and Secure Open Vote, Who Is as Comfortable Behind a Mic as She Is Behind a Keyboard.

03.24.2023

March Madness Begins: NAIC's New Draft Privacy Model

02.28.2023

No Password Required: A Security Engineer and Budding Surfer Who Took PentesterLab From Side Hustle to Global Success

02.16.2023

New Year, New Privacy Shakedowns: Six Resolutions for Keeping Warm

02.06.2023

A New Draft Privacy Model Blooms From the NAIC Privacy Working Group

02.01.2023

No Password Required: A Developer Advocate With Auth0 and an "Accordion Guy" With Rockstar Aspirations

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Website Data Practices Fueling Privacy Class Actions: Six Tips for Reducing Risk

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FINRA Issues 2023 Report on Examination and Risk Monitoring Program

01.04.2023

No Password Required: Former Commander, United States Central Command, Executive Director of Cyber Florida and an Appreciator of Battlefield Beef Enchiladas

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No Password Required: An FBI Special Agent's Journey from Submarines to Anti-Corruption to Cybersecurity

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No Password Required: A Senior Product Manager at GitLab With an Instagram Alter Ego That Puts Her in Privacy Superhero Territory

11.03.2022

SEC Plants New Cybersecurity Regulations; Time Will Tell What Will Bloom

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No Password Required: The Custom T-Shirt-Wearing CEO Who Not Only Appreciates Mega Man ... He Basically Is One

10.20.2022

Financial Services Cyber Fraud: The Latest Risks and Best Responses

10.07.2022

Regulation S-ID: Financial Institutions Take Note

09.29.2022

Coast-to-Coast Privacy Compliance: California, Colorado, Connecticut, Utah, and Virginia

09.12.2022

No Password Required: Senior Manager of Cybersecurity Analysis at Capital One and a Builder of the Most Rad Relationships in Cyber

09.08.2022

Learn From Lemonade's Privacy Lemon: Sweeten Compliance to Lessen Litigation Bitterness

09.07.2022

No Password Required: The Bob Ross of Infosec, Whose Secretive Job at KnowBe4 Solves Cybersecurity's Most-Urgent Issues

09.03.2022

Technical Controls That Protect Data When in Use and Prevent Misuse

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No Password Required: The Sailing CTO of Sylint Group Who Routinely Defends Against Nation-State Attacks on Critical Infrastructure

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No Password Required: The Former NSA Director, an Elite Storyteller Whose Life Resembles a Grisham Novel

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No Password Required: A Cybersecurity Education Specialist, Whose Passions Include the Forest, DIY, and Deviled Eggs

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NAIC's Privacy Protections Working Group Plans Extended Growing Season for Fall 2023 Harvest

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Action-Packed Spring for NAIC Special Committee on Race and Insurance

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NAIC's New Cybersecurity Working Group Prepares for Planting

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SEC Showers Down Proposed Cybersecurity Rules: 5 Steps for Staying Dry

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Seeking Clarity on Medical Privacy in Fla. Class Actions

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No Password Required: The Motorcycle-Riding Founder of Cyversity Who Values Mentorship and Inclusivity Above All Else

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DOJ's First Cyber-Fraud Settlement Places Emphasis on Cybersecurity Shortfalls

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The SEC Has Proposed a New Cyber Disclosures Rule for Public Companies

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Four Takeaways From the SEC's Proposed Cyber Rule for Public Companies

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No Password Required: The Philosopher CISO of Tallahassee Who Lives to Help Other People

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FINRA Issues 2022 Report on Examination and Risk Monitoring Program

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SEC Plants New Cybersecurity Regulations; Time Will Tell What Will Bloom

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The Health Data Use and Privacy Commission Act: Is HIPAA Getting a Facelift and Expanding Its Reach?

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No Password Required: A Former Police Officer Who Embodies All the Qualities of a Great Leader

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Regulators Forecast Storm of Cybersecurity Activity

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When Congress Freezes Up, the NAIC's Privacy Protections Working Group Lights a Fire

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AI Insurance Company Faces Class Action for Use of Biometric Data

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No Password Required: Cyber Threat Management Leader at Wells Fargo Who Has a Passion for Adventure

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No Password Required: A Child of the 1980s With a Knack for Storytelling, Comedic Timing, and Building an Elite Cybersecurity Team

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FTC Sharpens Its Cyber Enforcement Tool by Amending and Expanding the Safeguards Rule

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The Missing Piece: Engaging Employees in Building Zero-Trust Environments

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DOJ's New Enforcement Team May Intensify Push to Recover Cyberattack Payments

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DOJ Unveils New Initiative to Pursue Cybersecurity-Related Fraud by Government Contractors and Grant Recipients

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New DOJ Enforcement Team Suggests DOJ May Take Additional Efforts to Recover Cyberattack Ransoms

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New York City Creates Right to Sue Over Use of Biometric Data

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New Cybersecurity Enforcement Through DOJ's Civil Cyber-Fraud Initiative and the False Claims Act

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No Password Required: An Infowar Expert Who Paved the Path From Rock-And-Roll to Cybersecurity

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Top Considerations for Businesses Under Jamaica's Data Protection Act, Effective 2022

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Making Good on Its Promise: SEC Pursues Cyber Enforcement Actions Against Financial Services Companies

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Diving Into IoT Data? Here Are Some Privacy Considerations

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No Password Required: A Cyber Threat Intelligence Analyst Who Is an Expert on Social Media Trolls

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CF on Cyber: The Anatomy of a Ransomware Attack - Part 2

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CF on Cyber: The Anatomy of a Ransomware Attack - Part 1

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Credential Stuffing: Where Passwords Go When They Are Stolen and Some Strategies for Defense and Incident Response

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Bracing for 2023: 10 Steps to Prepare for a New Era in U.S. Privacy

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Get Your House in Order: Four Steps to Take Now to Prepare for Ransomware

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No Password Required: A Corvette-Driving Research Scientist Who Built His Own Video Games

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Ransomware Attacks and Class Action Litigation: A Two-Headed Monster

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DFS Continues Focus on Cybersecurity: Issues Ransomware Guidance and Signals Increased Enforcement Actions

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CF on Cyber: An Update on the Changes to the Florida Telemarketing Act

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No Password Required: A Cyber Practice Leader and Natural Optimist Who Believes Every Day Is the Best Day

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Biden Administration Issues Practical Guidance for Ransomware Attacks

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No Password Required: An SOC Technical Manager Who Builds Things With Keyboards and Blowtorches...

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Spring Is Hot for State Privacy Legislation

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Cast Into the Deep: Questions for Charting New Privacy Waters

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No Password Required: An OSINT Expert Who Credits Much of Her Success to Her Improv Comedy Skills...

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No Password Required: A Believer That the Key to Internet Safety Is Simple...

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Virginia Is for...Privacy? The Virginia Consumer Data Protection Act: What You Need to Know

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Florida's New Privacy Bill Promises Big Changes

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No Password Required: A Pen Tester at Rapid7 With a Passion for LEGO Bricks, Star Wars, and Sometimes LEGO Star Wars

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No Password Required: An Inherently Trusting Person in an Inherently Distrusting Profession

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No Password Required: A Journey From Math Camp to Cyber Intelligence

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What the Heck is Happening in California? An Update on California's Privacy Laws

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Data Privacy Day: New York and Washington State Legislatures on the Move With New Privacy Bills – CA Privacy Law Web Event

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Privacy Law Outlook 2021

12.29.2020

Health Care Providers Are Under Attack. Are You Ready for 2021?

12.15.2020

Ledgers and Law: Real-World Planning for Cyber Attacks

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California Privacy Rights Act: Compliance Objectives for 2021

12.15.2020

Eleventh Circuit Decisions May Chill Future Data Breach Class Actions

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Not If, But When: Applying the ADA's Accessibility Requirements to Mobile Apps

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The Realities and Legalities of Ransomware and Incident Response

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California Privacy Rights Act Passes in California: What You Need to Know Now

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Brazil's LGPD: What You Need to Know Before 2021

10.21.2020

October Surprise: California Attorney General Releases Further Modifications to CCPA Regulations

09.08.2020

EU Data Protection Authority Levies Its First Fine for Violations of the GDPR

09.08.2020

The Impending Cookie "Crackdown": Irish Data Protection Commission Expected To Start Enforcement of Its Cookie Guidance This Fall

09.03.2020

Genetic and COVID-19 Testing Companies Set To Be Regulated in California

09.03.2020

California Bill Extending Employment and B2B Compliance Obligations for CCPA Heads to Governor Newsom's Desk

09.03.2020

AI Challenges for Securities Firms: Key Summer Reading From FINRA

08.28.2020

Guidance Released From German Data Protection Authority: Time to Review EU Data Transfer Mechanisms

08.25.2020

The California Consumer Privacy Act: Are You Ready?

08.19.2020

The Final CCPA Regulations May Be Ready, But Is Your Business?

06.18.2020

Final CCPA Regulations Submitted, but Compliance Burden Could Increase

06.16.2020

HIPAA Compliance for Work-From-Home or Telehealth Programs: Five Frequently Overlooked Considerations

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U.S. Supreme Court to Weigh in on Computer Fraud and Abuse Act (CFAA) for the First Time

05.13.2020

10 Privacy Recommendations for Health App Developers From the AMA's Latest Privacy Principles

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NAIC Restarts Its Work Revising Its Model Privacy Provisions

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Five Steps to Prepare for Telehealth Data Breach Litigation

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10 Steps for Responding to a Telehealth Data Breach

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Six Steps to Protect Against Increased Telehealth Cybersecurity Dangers

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OCIE Continues Relentless Cybersecurity Focus

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Privacy and Security Tips for Educators

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Privacy and Cybersecurity Perils in Hastily Signed Work-From-Home Vendor Contracts

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Compliance Tips for Distance Learning at Independent and Public Schools

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Workforce Sheltering in Place? Keeping Privacy in Place During COVID-19

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Cybersecurity Considerations for Providers Considering Telehealth During COVID-19's State of Emergency

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COVID-19 and Cybersecurity: Best Practices in an Uncertain Landscape

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Canna We Talk Cannabis? Cybersecurity Risks Bring Growing Pains to Cannabis Businesses

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The CCPA for the Land Title Industry: Practical Compliance With CCPA and New Privacy Laws

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Here Are Seven Phrases That Can Help Your Business Avert Cybersecurity Attacks

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The CCPA for the Land Title Industry: CCPA Resources and Compliance Tips

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The CCPA for the Land Title Industry: Service Providers and Sale of Data Under the CCPA

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The CCPA for the Land Title Industry: Who Does the CCPA Apply To?

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Florida's Legislature to Consider Consumer Data Privacy Bill Akin to California's CCPA

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Recent Cases Indicate Viability of False Claims Act Liability Connected to Federal Cybersecurity Standards

11.15.2019

When Google Meets HIPAA: Some Privacy and Regulatory Issues as Silicon Valley Enters the Health Care Space

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CF on Cyber: Leveraging the Incident Response Guide to Prepare for the CCPA

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California Consumer Privacy Act: A Reference Guide for Compliance

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CF on Cyber: Key Takeaways from the California AG's Proposed CCPA Regulations

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CF on Cyber & FICPA presents Refeathering the Pillow: Catching, Containing & Cleaning up Cyber Fraud

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Carlton Fields Rolls Out Blockchain, Crypto, and Virtual Currency State Legislation Tracker

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The Imitation Game: How the CCPA Is Inspiring Other States to Regulate Consumer Data and Online Privacy

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Applying the CCPA to Health Care: The HIPAA Exemption, Exercise Apps, and Marketing Data

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Are Banks and Other Lenders Subject to the CCPA?

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Fortnite Suit Highlights Game Cos.' Need For Privacy Vigilance

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The CCPA's 50,000 California Resident Requirement - Easier to Meet Than It Might Seem

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The CCPA's Impact on Businesses Processing Personal Data of Minors and Children

08.06.2019

Regulating Privacy on the Blockchain Starts With Understanding the Meaning of “Personal Data”

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Show Me the Money: How the CCPA Provides a Mechanism for Consumers to Monetize Their Personal Data

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The CCPA's Contractual Requirements Between Covered Businesses and Service Providers

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How Broad Is the Scope of the CCPA's Standing Provision Under Section 1798.150(a)(1)?

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The Research Exception to the CCPA's Right to Deletion — Will It Ever Apply?

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Can You Write the California AG with Questions About CCPA Compliance?

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Is Your Organization Ready for the CCPA? The Importance of an Incident Response Guide

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The CCPA Has Placed a Mandatory Link on Your Company's Homepage

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Baltimore's Three-Week Ransomware Is a Warning for Other Local Governments to Prepare for Cyberattacks

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Brazil's New Data Protection Law: An Overview and Four Key Takeaways for U.S. Companies

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CF on Cyber: GDPR Regulator Takes Narrow View of "Contract" Basis for Processing Data

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Building an Ark: Protecting Employee Data in the Data-Breach Era

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Be Prepared for the Next Wave of Biometric Data Laws: Five Tips for Businesses

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Cybersecurity Obligations and Best Practices for Independent Schools

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LAN Party Lawyers Live at Ultimate Gamer Miami

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FINRA's New Report on Broker-Dealer Cybersecurity Practices

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S1:E2 - One Step Closer to Skynet: Artificial Intelligence and Gaming

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CF on Cyber: Cybersecurity Due Diligence in M&A Deals Under the CCPA and GDPR

02.15.2019

2018 Was a Record Year in HIPAA Enforcement

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No Actual Harm Needed to Sue Under BIPA: Illinois Supreme Court Finds Statutory Violation Sufficient

12.31.2018

Ohio Moves on Insurance Cybersecurity

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CF on Cyber: The GDPR's New Territorial Scope Guidelines

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CF on Cyber: Deep Dive into the DOJ's Guidance for Cyber Best Practices

10.01.2018

NIST Provides Guide and Example Solution for IT Asset Management

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NAIC Summer National Meeting Spotlights Innovation and Insurtech

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Louisiana Appeals Court Affirms Class Certification in Lingering Litigation Against Department of Insurance

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In California, a New Era in U.S. Privacy

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New Opinions From Second and Sixth Circuit Courts Rock Phishing Loss Coverage Landscape

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California Passes Stringent Privacy Law Akin to GDPR

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Are Administrative Fees and Costs a Benefit to the Class as a Whole? A Circuit Split Continues

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South Carolina First State to Adopt NAIC Insurance Data Security Model Law

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Supreme Court Denies Insurer's Petition to Review Standing in Data Breach Class Actions

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SEC Issues Cybersecurity Disclosure Guidance

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When Innovation Meets Regulation: InsurTech and State Licensing Laws

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Beyond the European Union: How the GDPR Affects US Companies

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When Innovation Meets Regulation

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The NAIC Says Aloha

10.25.2017

NAIC Insurance Data Security Model Law – States Are Next

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Cyber Exploitation and Perpetration of Digital Abuse

Domestic Violence Report

09.26.2017

NAIC Big Data Working Group Update

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NAIC Cybersecurity Working Group Votes to Approve Insurance Data Security Model Law

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OCIE Lessons From Cybersecurity 2 Initiative

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New York DFS Tightens Cybersecurity Gaps

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Cyber Update: Five Tips from the Front Lines of Practice to Limit Your Company's Losses from Breach

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Your Apps May Be Selling You Out

06.23.2017

Eleventh Circuit to Weigh in on 'Business Email Compromise' Coverage Under Fidelity Bond

06.23.2017

Colorado Set to Regulate Cybersecurity Practices of Broker-Dealers and Investment Advisers

04.10.2017

Sprouting Activity at the NAIC

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Regulators Demand Third-Party Risk Management

02.24.2017

NY DFS Cybersecurity Regulations Take Effect March 1, 2017

12.23.2016

NAIC's Big Data Task Force Sets Charges for 2017

12.22.2016

FINRA Focus on Cybersecurity Continues

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