Cyber Law and Data Protection

The Cybersecurity and Data Privacy Group is comprised of a multidisciplinary team of highly qualified lawyers with intimate knowledge of the insurance industry and experienced in compliance, corporate governance, insurance coverage, and litigation.

Insurance carriers long have turned to White and Williams for advice. For cybersecurity and data privacy, it is no different. Our attorneys bring a deep breadth of experience in the insurance industry, and advise insurance carriers in a wide array of matters from compliance and corporate governance to first-party and third-party coverage matters, and litigation.

**COMPLIANCE WITH DATA SECURITY AND PRIVACY LAWS AND REGULATIONS (PRE-BREACH SERVICES)**

If your company has data, it's a target. Depending upon the industry, your company likely has legal requirements to develop and implement an adequate data security program to safeguard the confidentiality, integrity and availability of information and your company's information systems. Data security programs include written policies and procedures, documented employee training, vendor oversight, and sometimes personal certification of compliance with a cybersecurity law or regulation by a C-Suite officer.

White and Williams assists clients with developing and implementing comprehensive data security and privacy programs to meet their legal needs under growing state and federal data protection laws and regulations, including the Health Insurance Portability and Accountability Act (HIPAA), the Health Information Technology for Economic and Clinical Health Act (HI-TECH Act), the Gramm-Leach-Bliley Act (GLBA), and the New York Department of Financial Services cyber regulations. We also help clients comply with the EU’s General Data Protection Regulation (GDPR) as well as the California Consumer Privacy Act (CCPA). Our lawyers help clients draft policies and procedures, including incident response plans, respond to requests for certification of compliance from regulators and business partners, conduct training and tabletop exercises, and establish third-party vendor management programs.
MERGERS, ACQUISITIONS, AND CORPORATION DISCLOSURES

An entity’s cybersecurity health is critical to its value in the context of a merger or sale. A prior cybersecurity incident or lax safeguards that fail to mitigate risk represent significant potential liability (and decreased value). White and Williams helps clients conduct the required and critical due diligence to assess and evaluate cybersecurity policies, programs, and incidents, whether they are the subject of a potential sale and looking for fair value, or to provide an evaluation of risks a client may inherit through a transaction. Our lawyers also review technology contracts and transactions to strengthen our client's interests and protection.

CYBERSECURITY INCIDENT RESPONSE AND NOTIFICATION

When an organization sustains a suspected cybersecurity incident they are required by law (or sometimes by contract, or both) to undertake a prompt investigation and provide notification of the incident in a short period of time. Sometimes, a company's notification window is a mere 72 hours after knowledge of the event. White and Williams provides clients with critical crisis management to investigate and respond to cybersecurity incidents. From ransomware to data breaches, our lawyers work with forensic investigators to determine the “who, what, why and how” of an incident. We help companies with coordinated public relations efforts, potential interactions with law enforcement, and determination of required third-party notifications to consumers, business partners, regulators, State Attorneys General, and others.

LITIGATION

A dispute involving a cybersecurity incident can devolve into litigation, whether a business-to-business lawsuit or a data breach class action. White and Williams represents corporations in a wide variety of business sectors in litigation in state and federal courts across the country. The firm’s approach to complex litigation matters is to staff them with senior litigators who assemble efficient teams of attorneys.

INSURANCE

Insurance carriers long have turned to White and Williams for first-party and third-party coverage matters. For cyber liability, it is no different. Our lawyers provide exposure analysis and litigate complex coverage matters for cybersecurity incidents, from data breaches and business email compromises (BECs) to wrongful collection and use of personal identifiable information (PII), media liability, and e-surveillance. Our lawyers regularly write and lecture on insurance law, including on cyber and privacy insurance, and assist with policy drafting. White and Williams also offers in-house instruction and continuing education courses to insurance claims professionals on cyber liability and coverage issues.

Representative Matters

- Assisted clients with drafting and implementing information security programs under GDPR
- Advised clients with compliance under New York DFS cyber regulations 23 NYCRR 500, including certification and implementation of cybersecurity programs
- Led multiple investigations of cybersecurity incidents for corporate clients
- Led and coordinated response effort to data breach suffered by corporate client, including coordination with law enforcement
Coordinated the investigation for an international corporation concerning internal and external fraud committed through its computer systems

Represented insurer in coverage matter involving high-profile security data breach

Coordinated and negotiated with law enforcement following contact with corporate client regarding potential data breach and identified theft ring involving former employee

Represented insurers in coverage litigation and related matters involving unlawful acquisition and use of PII

Helped client evaluate cybersecurity protocols, revise employee handbook for cybersecurity and privacy matters, and created in-house cyber response teams with corporate cybersecurity response plan

Advised client on compliance under NIST SP 800-171 Standard for DOD Contracting, including development and implementation of a cybersecurity program

Represented clients in response to government subpoenas for their electronic data

Counseled clients in addressing cyber-harassment issues

Drafted and updated online service agreements, privacy policies and terms of use for client’s websites and intranet sites

**News**

Rick Borden Discusses the SEC’s New Financial Cybersecurity Rules
*Law.com* | January 31, 2020

13th Annual Coverage College Hosts Over 400 Insurance Professionals
November 1, 2019

Andrew Lipton Referenced in Law360 on Insurance Coverage Issues with New State Privacy Laws
*Law360* | November 1, 2019

Mike Kassak and Josh Mooney Reappointed as Vice-Chairs of American Bar Association’s Cybersecurity and Data Privacy Committee
September 3, 2019

White and Williams Announces Addition of Employee Benefits and Healthcare Attorneys to Philadelphia Office
June 10, 2019

Chambers USA 2019 Ranks White and Williams as a Leading Law Firm
April 26, 2019

Rick Borden Discusses Growing ‘Spear-Phishing’ Cyberthreat
*The Legal Intelligencer* | February 25, 2019

Josh Mooney Discusses War Exclusions in Cyber Insurance Policies
*Law360* | January 18, 2019
Josh Mooney Provides Insight on PA Supreme Court Cybersecurity Ruling
DataGuidance | November 30, 2018

Josh Mooney Comments on PA Supreme Court Cybersecurity Decision in Law360
Law360 | November 28, 2018

12th Annual Coverage College Features Current Trends and State of the Insurance Claims Industry
October 23, 2018

Mike Kassak and Josh Mooney Appointed Vice-Chairs of American Bar Association's Cybersecurity and Data Privacy Committee
September 4, 2018

Josh Mooney Comments on Medidata Phishing Coverage Ruling
Law360 | July 10, 2018

Josh Mooney to Chair New PA Bar Association Committee Focusing on Cybersecurity and Data Privacy
March 19, 2018

Rick Borden Named Editor of X9 Initiative to Develop Standard for Data Protection and Security Breach Notifications
February 7, 2018

Rick Borden Comments on Law Firms' Cyber Risks
The Legal Intelligencer | September 22, 2017

Richard Borden Joins White and Williams as Chief Privacy Officer
May 15, 2017

Linda Perkins Joins White and Williams Philadelphia Office
February 1, 2017

Jay Shapiro Comments on Proposed Broadband Privacy Rules and Verizon Settlement

Josh Mooney Discusses Proposed Cybersecurity Legislation
April 28, 2015

Publications

A Reminder of the Critical Issue of Notice and Timing in Claims-Made Cyber and Tech E&O Policies
Cyber Law and Data Protection Alert | April 7, 2020

HHS Relaxes Some HIPAA Disclosures for Public Health
Cyber Law and Data Protection Alert | April 6, 2020

A Hacker’s Scheme is “Forthright;” Thus, No Computer Fraud Coverage for Ransomware Attacks
Cyber Law and Data Protection Alert | April 3, 2020
Phishing Scam Does Not Implicate Forgery Coverage, Court Requests Further Briefing for Computer Fraud Coverage  
*Cyber Law and Data Protection Alert* | February 13, 2020

Ransomware Victims Get New Path To Coverage In Md. Ruling  
*Law360* | January 27, 2020

The Big Change in Cybersecurity Regulation That No One Is Talking About  
*Cyber Law and Data Protection Alert* | January 22, 2020

New York’s SHIELD Act Cheat Sheet  
*Cyber Law and Data Protection Alert* | December 12, 2019

CCPA Cheat Sheet  
*Cyber Law and Data Protection Alert* | November 13, 2019

Employers: New York’s SHIELD Act Imposes Data Security Requirements on Companies Outside of New York, Too  
*Cyber Law and Data Protection Alert* | October 23, 2019

A Yelp From Posting on Yelp®  
*Cyber Law and Data Protection Alert* | October 7, 2019

Taking a Look at the New York SHIELD Act  
*Cyber Law and Data Protection Alert* | August 16, 2019

Threats, Opportunities Presented by New Technology in the Insurance Industry  
*The Legal Intelligencer* | August 6, 2019

Delaware Signs Insurance Data Security Act into Law  
*Cyber Law and Data Protection Alert* | August 1, 2019

Cybersecurity and Legal Due Diligence Considerations in M&A Transactions  
*Taking Care of Business* | July 24, 2019

Announced GDPR Fine Against Marriott Raises Reporting and Coverage Implications  
*Cyber News: Cyber Law News and Bytes* | July 15, 2019

A Warning to Law Firms and Litigants: Unlawful Disclosure of PHI in Litigation Can Lead to Trouble  
*Cyber News: Cyber Law News and Bytes* | June 24, 2019

The FTC Wants More Power to Investigate Corporate Data Privacy Violations  
*Financial Lines Alert* | June 7, 2019

Invasion of Privacy Exclusion in a Claims-Made Policy and Looking Ahead to Data Privacy Litigation  
*Insurance Coverage and Bad Faith Alert* | June 3, 2019

Possible and Significant Changes Coming to the CCPA  
*Cyber News: Cyber Law News and Bytes* | April 25, 2019
Why GDPR Should Not Stifle Information Sharing
*The Risk Management Society | April 16, 2019*

Higher Ed Falls Victim to New Data Breach
*Cyber News: Cyber Law News and Bytes | April 3, 2019*

What Types of Insurance for Startups? Consider Your Risks and Liabilities
*JD Supra Corporate Law Report | March 25, 2019*

Data Protection Laws: Following GDPR Enactment, US States Take Action
*Cyber News: Cyber Law News and Bytes | March 8, 2019*

Threat Information Sharing Under GDPR
*The SciTech Lawyer | March 4, 2019*

Elections Aside, Pennsylvania and Ohio Provide Insight for National Duties of Care in Cybersecurity
*American Bar Association Tort Trial and Insurance Practice | Winter 2019*

PCI SSC Issues New Standards for Payment Software
*Cyber News: Cyber Law News and Bytes | February 8, 2019*

How a Misunderstanding of GDPR Could Heighten Cyber Exposure
*Business Insurance | February 3, 2019*

The $29 Million Yahoo Derivative Data Breach Settlement: What Next?
*Directors and Officers Alert | January 29, 2019*

Best Practices For Personal Data Security #DataPrivacyDay
*Cyber News: Cyber Law News and Bytes | January 28, 2019*

Amendments to Massachusetts Data Breach Law Impose New Requirements
*Cyber News: Cyber Law News and Bytes | January 15, 2019*

HHS Issues Voluntary Cybersecurity Guidelines for the Healthcare Industry
*Cyber News: Cyber Law News and Bytes | January 11, 2019*

Vermont Supreme Court Holds “False Pretense” Exclusion Ambiguous in Phishing Scam
*Cyber Law and Data Protection Alert | January 2, 2019*

OCR Seeks Feedback for Modifying HIPAA Rules to Promote Efficiency and Reduce Burdens Placed Upon Covered Entities
*Healthcare Alert | December 20, 2018*

First Joint Cross-State HIPAA Breach Lawsuit Brought in Response to 2015 Cyberattack
*Cyber News: Cyber Law News and Bytes | December 13, 2018*

Threat Information Sharing and GDPR: A Lawful Activity that Protects Personal Data
*Fall 2018*
The SEC Expands Its Enforcement Efforts to Include Cryptocurrency Exchanges
Cyber News: Cyber Law News and Bytes | December 10, 2018

Five Quick Thoughts on Dittman
Cyber News: Cyber Law News and Bytes | December 3, 2018

Marriott’s Starwood Data Breach Could Expose 500 Million Customers
Cyber News: Cyber Law News and Bytes | November 30, 2018

Pennsylvania Supreme Court Holds Employers Have Duty to Protect Employee Data from Cyberattacks
Cyber Law and Data Protection Alert | November 26, 2018

OIG Recommendations to the FDA for Medical Device Cybersecurity: Foretelling Additional Regulation and Requirements for Controls?
Cyber News: Cyber Law News and Bytes | November 20, 2018

Trick or Treat: Does the SEC’s October Report Signal a New Shift in Cybersecurity Enforcement?
Cyber Law and Data Protection Alert | October 26, 2018

Security of Critical Infrastructure Relies on Businesses to Build Resilience
Cyber News: Cyber Law News and Bytes | October 25, 2018

ABA Issues New Cybersecurity Ethics Rules for Lawyers
Cyber News: Cyber Law News and Bytes | October 23, 2018

Seven Steps to Stay Safe Online in the Workplace
Cyber News: Cyber Law News and Bytes | October 19, 2018

Five Steps to Make Your Home More Cyber Secure
Cyber News: Cyber Law News and Bytes | October 5, 2018

How a Cybersecurity Antitrust Dispute Could Undermine Confidence in Cybersecurity Products
Cyber News: Cyber Law News and Bytes | October 3, 2018

Five Questions (And Possible Good Answers) Boards of Directors Should Ask About Cybersecurity
Cyber Law and Data Protection Alert | October 1, 2018

Five Questions (And Possible Good Answers) Boards of Directors Should Ask About Cybersecurity
Cyber News: Cyber Law News and Bytes | October 1, 2018

Medidata and American Tooling Courts Misunderstood Tech
Law360 | September 24, 2018

Corporate Statements About GDPR Spark Securities Class Action Lawsuit
Cyber Law and Data Protection Alert | September 6, 2018

Significant Vulnerability Discovered in Software Platform Serving Close to 2,000 Banks
Cyber News: Cyber Law News and Bytes | September 5, 2018
Talking ‘Bout A (Healthcare Economy) Revolution
Cyber News: Cyber Law News and Bytes | August 23, 2018

Does the Fifth Circuit’s Decision in Spec’s Suggest a Breach for Cyber Coverage Into Other Insurance?
Directors and Officers Alert | August 2, 2018

Data Breach Report Reveals Cost Saving Measures for Companies
Cyber News: Cyber Law News and Bytes | July 31, 2018

The Internet of Things: Are Government Regulation Efforts Too Little, Too Late?
The Legal Intelligencer | July 24, 2018

California Implements the Most Stringent Privacy Law in the United States: Will Businesses be Affected?
Cyber Law and Data Protection Alert | July 13, 2018

Second Circuit Holds Phishing Email Using PHP Script is Covered “Computer Fraud”
Cyber Law and Data Protection Alert | July 6, 2018

New York’s Cyber Regulations Now Apply to Credit Reporting Agencies
Cyber News: Cyber Law News and Bytes | July 2, 2018

Supreme Court Alert: The Government Must Obtain a Warrant for Cell-Site Records
Cyber News: Cyber Law News and Bytes | June 22, 2018

South Carolina’s New Insurance Data Security Act: Pebbles Before a Landslide?
Cyber Law and Data Protection Alert | May 30, 2018

DoD Issues New Guidance to Drive Compliance with NIST 800-171 Cybersecurity Requirements
Cyber Law and Data Protection Alert | May 2, 2018

No Coverage for Seafood Importer Netted in Phishing Scam
The Coverage Inkwell | April 18, 2018

CEO Zuckerberg: Facebook User Settings Protect Individual Data – Congress Is Not So Sure
Cyber News: Cyber Law News and Bytes | April 13, 2018

Cyber Law: Pennsylvania Supreme Court Watch
Cyber News: Cyber Law News and Bytes | April 9, 2018

Coalition of State Attorneys General Send Letter Demanding Answers from Facebook
Cyber News: Cyber Law News and Bytes | March 28, 2018

FTC to Investigate Facebook’s Use of Personal Data
Cyber News: Cyber Law News and Bytes | March 23, 2018

Insider Trading Charges Brought Against CIO for Post-Breach Trading
Cyber News: Cyber Law News and Bytes | March 14, 2018
United States v. Microsoft Raises Significant Questions Regarding Application of the Stored Communications Act
Cyber News: Cyber Law News and Bytes | March 6, 2018

Washington Suburb Targeted by Cybercrime and Ransomware Attacks
Cyber News: Cyber Law News and Bytes | March 1, 2018

FCC Rolls Back Net Neutrality
Cyber Law and Data Protection Alert | December 14, 2017

NAIC Passes Insurance Data Security Model Law: What Insurers and Brokers Can Expect
Cyber Law and Data Protection Alert | November 3, 2017

Breaching the D&O Firewall: The Rise of Cybersecurity Regulations for Businesses and the Future Effects on D&O Insurance
Professional Liability Underwriting Society Journal | Fourth Quarter 2017 | Vol. XXX | Number 4

Internet of Medical Things Resilience Partnership Act of 2017
The ALI Advisor | October 17, 2017

Policing Financial Cyber-Crime: SEC Announces New Cyber Unit
Corporate and Securities Alert | September 26, 2017

How Employers Can Respond to the Equifax Breach
Cyber Law and Data Protection Alert | September 25, 2017

5 Things Insurers' GCs and Their Boards Must Know for Cybersecurity
The Legal Intelligencer | August 29, 2017

No Insurance Coverage for Phishing Scam
Cyber Law and Data Protection Alert | August 10, 2017

Delaware Allows Blockchain to Create and Maintain State Corporate Records
Corporate and Securities Alert | August 2, 2017

Task Force Issues Report on Health Care Industry Cybersecurity Challenges and Recommendations
Cyber Law and Data Protection Alert | June 7, 2017

NYDFS Cybersecurity Regulations and NAIC Model Law: What Insurers Need to Know
Cyber Law and Data Protection Alert | May 22, 2017

UPDATE: U.S. DHS Issues Revised Alert on WannaCry Ransomware
Cyber Law and Data Protection Alert | May 15, 2017

New York State Department of Financial Services Publishes FAQs and "Key Dates" for its Cybersecurity Regulation
Cyber Law and Data Protection Alert | April 27, 2017

Critical Security Updates Released by Leading Software and Technology Companies
Cyber Law and Data Protection Alert | April 20, 2017
FBI Discusses International Cybersecurity Risks for Businesses
*International Transactions and Disputes Alert* | April 19, 2017

Department of Homeland Security Issues Internet Security Alert Ahead of Easter Holiday
*Cyber Law and Data Protection Alert* | April 13, 2017

Connecticut Town Struck by Cyber Fraud
*Data Privacy + Security Insider* | January 20, 2017

The State of Cybersecurity in 2016 and the (potential) Great Cyber Fire
*Data Privacy + Security Insider* | January 1, 2017

New York Cybersecurity Regulation Delayed
*Data Privacy + Security Insider* | December 23, 2016

The Court of Appeals for the Sixth Circuit Lowers the Standing Bar in Data Breach Litigation
*Cyber Law and Data Protection Alert* | September 21, 2016

The (Regulated) Rise of the Chief Information Security Officer
*Data Privacy + Security Insider* | September 20, 2016

Modernizing Vendor Risk Management In Financial Services
*Law360* | July 25, 2016

Black Hat Reports Increase in Cybersecurity Concerns
*Data Privacy + Security Insider* | July 20, 2016

Putting Out A Cyber Fire: 7 Rules For Hospitals
*Law360* | July 15, 2016

Burning Down the House: Why is a Cyber Attack Different from a Fire Under the Law?
*Huffington Post* | June 9, 2016

Is CaaS the Solution for Privacy and Security in the SaaS World?

SWIFT CEO Announces Customer Security Programme

Reasonable Expectations of Privacy in a Not-So-Private Electronic World
*Westlaw Journal Computer & Internet* | April 22, 2016

Liability Coverage for Claims of Publishing Secret Data Does Not Require Access by Others
*Insurance Coverage Alert* | April 15, 2016

U.S. Department of Health and Human Services Issues New “Guidance” on Mobile Health Applications
*Healthcare Alert* | March 18, 2016
FCC Issues Proposed Privacy Rules Applicable to Broadband Internet Service Providers
Cyber Law and Data Protection Alert | March 11, 2016

Hospital Pays Ransom to Hacker in Response to Malware Attack: An Eye-Opening Reality
Cyber Law and Data Protection Alert | March 9, 2016

The Judicial Redress Act – A Step Closer Toward the Privacy Shield?
Cyber Law and Data Protection Alert | February 26, 2016

California Department of Justice Defines “Reasonable” Cybersecurity
Cyber Law and Data Protection Alert | February 24, 2016

European Commission Announces Forthcoming EU-US Privacy Shield Agreement
February 4, 2016

Some Tips for a Cybersecurity Incident
Cyber Law and Data Protection Alert | January 28, 2016

The Supreme Court Upholds a Cyber Trespass Conviction
Cyber Law and Data Protection Alert | January 26, 2016

Cybersecurity Information Sharing Act of 2015 Now Law
Cyber Law and Data Protection Alert | December 23, 2015

The Meaning of "Publication" in the Electronic World - From Data Collection to Data Breaches
GenRe Research: Policy Wording Matters | December 2015

Wyndham Settles FTC Data Breach Charges
Cyber Law and Data Protection Alert | December 10, 2015

Administrative Law Judge Rules Against FTC in Data Security Enforcement Action
Cyber Law and Data Protection Alert | November 19, 2015

Senate Passes Version of Cybersecurity Information Sharing Act, Awaits Resolution with House Version
Cyber Law and Data Protection Alert | October 30, 2015

EU Reaches Tentative Agreement with U.S. to Replace Safe Harbor
Cyber Law and Data Protection Law Alert | October 29, 2015

Connectivity and Cybersecurity: More Devices Means More Risk
Cyber Law and Data Protection Alert | October 20, 2015

European Court Rules That Safe Harbor Does Not Legitimize Personal Data Transfer
Cyber Law and Data Protection Alert | October 13, 2015

Creating a Culture of Cybersecurity in the Workplace
Cyber Law and Data Protection Alert | October 9, 2015
October is National Cybersecurity Awareness Month - Why It Matters
*Cyber Law and Data Protection Alert | October 1, 2015*

Best Practices in Preparation for a Data Breach
*New Jersey State Bar Association Federal Practice and Procedure Section Newsletter | September 17, 2015*

Securing Electronic Medical Records on Mobile Devices
*Healthcare Alert | August 26, 2015*

New York’s Highest Courts says Coverage for Loss from “Fraudulent Entry” into Computer System Limited to Hacking
*The Coverage Inkwell | June 26, 2015*

Pennsylvania Court Refuses to Impose New Duty on Employers to Protect PII from Data Breaches
*Cyber Law and Data Protection Alert | June 9, 2015*

In IBM Data Breach Case, There Can Be No Publication Without Access
*The Coverage Inkwell | May 18, 2015*

Even in the Cyber World, Intentional Misconduct is Not Negligence
*The Coverage Inkwell | May 12, 2015*

Cybersecurity Unit of DOJ Publishes “Best Practices” for Responding to a Cyber Attack
*Cyber Law and Data Protection Alert | May 5, 2015*

Full House To Begin Debate On Data Security and Breach Notification Act After Approval Of Energy and Commerce Committee
*Cyber Law and Data Protection Alert | April 16, 2015*

Another Data Breach Class Action Dismissed for Lack of Injury
*Cyber Law and Data Protection Alert | April 10, 2015*

Target data-breach settlement: A lot and a little, all at once
*Star Tribune | March 31, 2015*

Not Just Another Client Alert about Cyber-Risk and Effective Cybersecurity Insurance Regulatory Guidance
*Insurance Transactional and Regulatory Alert | March 24, 2015*

Standing In Data Breach Litigation: Lessons From 2014
*Law360 Privacy, Consumer Protection, Class Action and Retail | January 6, 2015*

Cracking Coverage Issues in Data Breach Cases
*The Legal Intelligencer, Insurance Law Supplement | August 26, 2014*

Jay Shapiro on Riley v. California and United States v. Wurie: Supreme Court Determines Legality of Cell Phone Searches Incident to Arrest
*LexisNexis Legal Newsroom: Criminal Law and Procedure | August 7, 2014*
Three Missed Takeaways from the Sony Data Breach Case
*Law360 Insurance* | May 22, 2014

Sony Data Breach: No Publication By Sony, No Coverage
*The Coverage Inkwell* | February 21, 2014

Data Breach Lawsuits Don't Alleged Viable Invasion of Privacy Claim
*The Coverage Inkwell* | February 18, 2014

Attention Shoppers: Increased Risk of Identity Theft from a Data Breach is Not an Injury
*The Coverage Inkwell* | February 12, 2014

Recall Total: Discussing (Sort of) the Meaning of Publication in a Data Breach Case
*The Coverage Inkwell* | January 16, 2014

Measuring The Bull’s-Eye On Target’s Back: Lessons From The T.J. Maxx Data Breach Class Actions
*Coverage Opinions* | January 15, 2014

ESPN v. Ohio State: The Ohio Supreme Court Uses FERPA to Play Defense for Offensive Athletic Programs
*Jeffrey S. Moorad Sports Law Journal* | 2013

Data Breach Alert: Copied Customer Information is Loss, but Not “Confidential Information” Under Exclusion
*The Coverage Inkwell* | September 11, 2012

**Events**

The Expanding Universe of Biometric Data: Embrace, Curtail, or Regulate?
Privacy + Security Forum (Virtual Event) | May 6-8, 2020

Mastering Ethical Issues in the Cybersecurity Space
ABA TIPS Cybersecurity Conference (Atlanta, GA) | March 5-6, 2020

The Dark Web – Why You Need To Know About It
ABA TIPS Cybersecurity Conference (Atlanta, GA) | March 5-6, 2020

Electronic Information in Criminal Investigations and Proceedings
American Bar Association (New York, NY) | January 13, 2020

CCPA: How Do You Prepare?
Webinar | December 4, 2019

The Limits of Cyber Insurance

ACC: Annual Ethics & Diversity CLE
ACC (IBM, North Castle, NY) | October 24, 2019
Lock it Down!
RANE Webinar | October 24, 2019

Contract Risk Analysis: Data Breach/Incidence Response Management
Privacy + Security Forum (Washington, DC) | October 14-16, 2019

Arthur Hall Insurance: Data Protection Seminar
Wilmington Country Club (Wilmington, DE) | October 3, 2019

New Ideas to Strengthen Your Firm Against Relentless Cyber Criminals
19th Annual IA Compliance Master Emerging Challenges (Philadelphia, PA) | September 16, 2019

Duke Law & Tech Lab: Live Session
Duke University | August 2, 2019

Data Protection Laws: Following GDPR Enactment, US States Take Action
Celesq Webinar | July 17, 2019

Electronic Information in Criminal Investigations & Proceedings
American Bar Association Webinar | July 8, 2019

Cyber Liability: Preventing, Responding & Resolving
PBI Live and Webcast | June 26, 2019

Fourth National Institute on Cybersecurity and Data Protection: A Law Firm's Responsibility in Managing Data Risk
NYU Law (New York, NY) | June 20, 2019

2019 Lehigh Valley Employment Law Seminar
National Museum of Industrial History (Bethlehem, PA) | June 5, 2019

Various Types of Cyber Coverages: How They Interact with Other Types of Insurance, Including Property, General Liability and E&O Policies

Data Protection and Privacy Compliance: Steps to Safeguard Your Data and Minimize Liability
Philly Tech Week 2019 Presented by Comcast (Philadelphia, PA) | May 10, 2019

Protecting Privacy in Big Data Analytics
Transformational CISO Assembly (Nashville, TN) | April 23 - 24, 2019

Artificial Intelligence and Authentication: Balancing Security with Privacy
Ai4 Webinar | April 4, 2019

Emerging Coverage Issues Under Cyber/Technology Errors and Omissions Insurance Policies
White and Williams LLP (New York, NY) | March 20, 2019

Electronic Information in Criminal Investigations & Proceedings
New York State Bar Association (New York, NY) | March 13, 2019
Improving Data Management and Privacy Compliance
RANE Webinar | February 28, 2019

Cybersecurity for Nonprofits: Assessing Risks & Best Practices
Wilmington Trust Philanthropic Speaker Series (New York, NY) | February 21, 2019

Cybersecurity and Technology: Ethical Considerations for Lawyers
Pennsylvania Bar Association 2019 Midyear Meeting (Cayman Islands) | February 1, 2019

Cybersecurity and Blockchain
Blockchainge DC (Washington, DC) | January 15, 2019

The Impact of Quantum Computing on Blockchain
Blockchainge DC (Washington, DC) | January 15, 2019

How to Mediate a Cyber Dispute
CLM Insurance Conference (New York, NY) | December 12, 2018

Law Firms and Cybersecurity: Are You Ready for a Cyberattack?
Northampton County Bar Association Bench Bar Conference (Saratoga Springs, NY) | October 5, 2018

Cyber Attacks: How They are Done, the Duty of Care and Whether They are Covered
12th Annual Coverage College | October 4, 2018

Cyber Insurance in Commercial Contracts: Allocation of Risk, Coverage, Interplay With Other Insurance Requirements
Strafford CLE Webinar | July 10, 2018

GDPR’s Effect on Incident Response Here in the U.S.
Business Resiliency Committee for the Financial Services Information Sharing & Analysis Center (FS-ISAC) | June 26, 2018

Legal Challenges From the Internet of Things
New York City Bar (New York, NY) | June 26, 2018

Policy, Deals and Disclosure: A Lawyer's Role in Managing Security and Data
ACC Westchester/SCT (Purchase, NY) | June 12, 2018

Why New York's New Cybersecurity Law Concerns Canadians
IAPP Canada Privacy Symposium 2018 (Toronto, CAN) | May 25, 2018

The Modern Day Hans Brinker: Plugging the Leaks in Your Cyber Incident Response Plan
RANE Webinar | April 12, 2018

2017 NAIC Insurance Data Security Model Law
Strafford Webinar | March 29, 2018

Live Hacking Demo and Discussion of Cybersecurity Threats and Regulations
New York, NY | January 24, 2018
How E-Discovery Mediation Can Save Your Clients Time and Money
West LegalEdcenter Webinar | January 16, 2018

The Implications of Cross-Border Discovery on Cybersecurity and Privacy Compliance
2017 Philadelphia Bench-Bar Annual Conference (Atlantic City, NJ) | October 13, 2017

Beat the Breach: Cyber and Data Protection and Regulatory Compliance
Philadelphia, PA | October 11, 2017

Getting Started in Privacy
George Washington University (Washington, DC) | October 4, 2017

Cyber Attacks on Healthcare Organizations
West LegalEdcenter Webinar | October 2, 2017

Cybersecurity and Privacy Regulations Now Require Information Governance
The Information Governance Conference 2017 (Providence, RI) | September 27, 2017

Understanding the DFS Cybersecurity Regulation: What You Need to Know
West LegalEdcenter Webinar | September 18, 2017

NY Department of Financial Services Tightens Cyber Breach Rules
New York, NY | July 18, 2017

What is a Cybersecurity Attorney and Why Should You Have One?
Clear Law Institute Webinar | July 10, 2017

The New York Cybersecurity Regulation: What This Means to You and Your Organization
Financial Services Data Security Summit (New York, NY) | June 22, 2017

True Facts About "The Cyber": Digital Privacy & Security Today
Amherst College | May 27, 2017

Self-Driving Cars: Legal Impact and Issues
New York City Bar | May 25, 2017

Cyber Insurance - Assessment of the Risk and Analysis of Available Coverages

Employment Law Seminar - Philadelphia
Philadelphia, PA | April 12, 2017

Employment Law Seminar - Lehigh Valley
Penn State Lehigh Valley (Center Valley, PA) | June 9, 2016

Insurance Coverage for Data Breaches and Privacy Violations: Are Your Corporate Clients Adequately Protected?
Strafford Webinars | May 18, 2016
Managing Cybersecurity in the Healthcare Industry: Best Practices Every Healthcare Organization Needs to Know
The Knowledge Group Webinar | May 3, 2016

Cyber Liability in Healthcare
New Jersey Assoc. of Mental Health & Addiction Agencies (Edison, NJ) | March 2, 2016

Cyber Risk and Cyber Insurance - What You May Know and May Not Know
Association of Corporate Counsel (Westchester/Southern Connecticut Chapter) | January 22, 2016

Cybersecurity Panel Discussion
Brooklyn Chamber of Commerce (Brooklyn, NY) | January 18, 2016

Reading Tea Leaves: Emerging Trends and Claims in Cyber Coverage
CLM Insurance Conference (New York, NY) | December 3, 2015

Finance Forum: Cybersecurity in Financial Transactions
Philadelphia, PA | November 12, 2015

Ethical Issues Facing In-House Counsel Today: Data Breaches, Confidentiality and Compliance
Association of Corporate Counsel, Westchester County NY/Southern Connecticut Chapter | November 6, 2015

Cybersecurity Risk and Insurance
CLM (Cincinnati, OH) | October 27, 2015

Cyber Insurance - Developments You Need to Know
Anderson Kill’s New Jersey Cyber Insurance Recovery Seminar | September 30, 2015

Employment Law Seminar
Philadelphia, PA | May 20, 2015

Insurance Coverage for Data Breaches and Privacy Violations: Are Your Corporate Clients Truly Protected?
Strafford Legal Webinars | May 20, 2015

Healthcare and Data Breaches - Vulnerability and Consequences
2015 Healthcare Summit | May 7, 2015

Cyber Liability and Potential Bad Faith Issues
2nd Annual Bad Faith Litigation Strategies ExecuSummit (Uncasville, CT) | May 6, 2015

Is It Covered? Data Breaches and Privacy Rights
CPCU Society Philadelphia Chapter Meeting | February 19, 2015

Electronic Communications & Devices - Whose Email, Phone and Tablet Is It Anyway?
7th Annual WESFACCA Ethics CLE (Armonk, NY) | October 23, 2014

Data Breaches And Privacy Rights Under Legacy And Cyber Liability Policies
White and Williams Coverage College | October 2, 2014
Cyber Liability – Are You Covered?, Keynote address
ACORD IDA Summit (New York, NY) | April 23, 2014

Insurance Coverage for Data Breaches and Privacy Violations
Strafford Webinar | February 27, 2014

Investigating Cyber Crime and No-fault Fraud
New York Anti-Car Theft and Fraud Association (New York, NY) | Fall 2013

Technology And Cyber Liability Policies - Emerging Legal Issues, Including Clouds, Internet, and Data Breaches
White and Williams Coverage College | October 3, 2013

Cyber Policies – Emerging Issues
Committee Liability Meeting - Property Casualty Insurers Association of America (Chicago, IL) | September 17, 2013

**Cases & Deals**

MIS Training Institute Acquires LeaderQuest
April 1, 2019

CyberRisk Alliance Acquires MIS Training Institute’s InfoSec World Conference and Expo
February 26, 2019

Cal Net Technology Merges With NexusTek
August 7, 2018

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Cyber News: Cyber Law News and Bytes

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