Personal information is an increasingly valuable – and increasingly risky – business asset. As businesses struggle to keep up with the critical, fast-changing data protection laws and face an increasing risk of serious data breaches, DLA Piper is uniquely positioned to help guide clients.

With data protection lawyers around the globe, DLA Piper provides highly sophisticated data management, data security and privacy law advice wherever our clients do business. Our global presence combined with our depth of experience in each region gives clients the important advantage of local knowledge and cultural awareness, combined with consistent, practical advice.

Our team members are very involved in their local compliance culture and maintain close contacts with local regulators in Asia Pacific, Europe and the US. The group has played a major role at the forefront of the development of privacy, data security breach and data security laws around the world. Our data protection team has successfully worked together in recent years to assist more than 100 multinational organizations in the design and implementation of global privacy and security programs including carrying out audit and risk assessments, developing global policies, implementing effective international data transfer strategies, negotiating cloud and other complex international data transfer agreements, and defending dozens of regulator and plaintiff’s class action bar enforcement actions.

Core areas include:

- Audits and data mapping
- Compliance programs and policies
- Data subject access and opposition rights
- Data security, data loss prevention and data breaches
- Online and mobile tracking and consumer protection regulation
- E-discovery and investigations management
- Global data transfer management (transfer agreements, BCRs, etc.)
- Incident Response Planning and Execution
- Lobbying and government liaison
- Supervisory authority relations (notifications, authorizations, DPO appointments)
- Whistle-blowing hotlines, employee monitoring and suspect persons screening
EXPERIENCE

- We provide cutting edge global advice to a leading global mobile chip manufacturer on notice, consent, data transfer, access correction and data retention requirements applicable to rolling out a suite of mobile apps that use device identifier data, location data and offer geo-fencing capabilities. In addition, we have advised the company on Chinese requirements related to storage of data in China, on application of the US COPPA children’s privacy rule to the company’s technologies and on the US multi-stakeholder negotiations on mobile app short-form privacy notices.

- We designed and advised on the implementation and rollout of a whistleblowing hotline for a leading pharmaceutical company across the European Union. The outcome of this project was a whistleblowing hotline compliant in 29 European countries, with as little modification as possible on a country-by-country basis. The multi-year process involved liaising with counsel in the relevant countries, producing documentation for employees, drafting key agreements between group entities and service providers, and creating internal operational guidance documentation for use in investigations.

- We are the appointed exclusive data protection advisor to the world’s largest fashion retailer. The appointment began with a 51-country multi-year compliance audit of all its subsidiaries operating under its 8 global retail brands. This exercise was unique because, in addition to document reviews and interviews, we conducted extensive on-site audits of all operational functions within the organization, such as sales, marketing, online sales, finance and vendor management. The review covered Milan, Paris, Moscow, Shanghai, Beijing, Hong Kong and Macau.

- We advise a large communications company on privacy compliance issues related to information practice and digital advertising on its cable, internet and telecommunications service and with regard to the company’s cyber-security program. We are providing compliance and strategic advice on new proposed data use cases, revisions to their privacy policy and consumer opt-out mechanisms. We are assisting the company before self-regulatory organizations and in responding to congressional and regulator inquiries. We are also providing strategic advice to one of their companies regarding its cybersecurity and mobile privacy initiatives and advising the company on data security strategies as well as representing a business unit in an FTC mobile app security investigation.

- We represent a global pharmaceutical company with the rollout of a follow-the-sun customer service response model for product inquiries. The project includes the following activities related to privacy compliance in Latin America, Asia-Pac and Europe: analysis of privacy notice and consent requirements, review of security requirements in a number of Latin American countries, and the drafting, localization and implementation of a global intra-group data transfer agreement for compliance purposes, in order to support the follow-the-sun customer service model.

- Representing a coalition of 20 major communications, Internet, media and retail companies we have helped to draft all of the U.S. state privacy, security and e-commerce legislation that has become law over the past eight years.

INSIGHTS

Publications

eSignature and ePayment News and Trends

31 MAY 2019
ESIGNATURE AND EPAYMENT NEWS AND TRENDS

In this issue, website accessibility – the growing regulatory and litigation risk, plus latest developments from the legislatures, the regulators and the courts.

Website accessibility – not just about complying with the ADA

31 MAY 2019

Both regulatory and litigation risks related to website accessibility are on the rise.
Blockchain and Digital Assets News and Trends
24 MAY 2019
In this issue, consortium blockchain governance, plus the latest legal developments in blockchain technology, smart contracts and digital assets.

Navigating China: The digital journey
21 MAY 2019
China's cybersecurity regulators are now taking their first steps to verify organisations’ (including foreign businesses’) compliance with China’s cybersecurity laws. As anticipated, the focus is on businesses that have an online presence in China.

The twists and turns of the CCPA class action
21 MAY 2019
The range of data elements whose breach could give rise to class-action exposure under the CCPA appears likely to grow.

Court finds that failure to comply with cybersecurity obligations can create False Claims Act liability
20 MAY 2019
Key takeaways about this significant finding.

Intellectual Property and Technology News (Asia Pacific) May 2019
15 MAY 2019
INTELLECTUAL PROPERTY AND TECHNOLOGY NEWS SERIES
Intellectual Property and Technology News (Asia Pacific) is our biannual publication designed to report on worldwide development in intellectual property and technology law, offering perspectives, analysis and visionary ideas.

Israel Group News May 2019
9 MAY 2019
ISRAEL GROUP NEWS
In this issue, our global activities, latest publications, coming events and more.

CCPA update: The California Assembly Privacy Committee begins smoothing some rough edges
26 APR 2019
The California Assembly Privacy and Consumer Protection Committee has begun the important work of clarifying significant ambiguities in the California Consumer Privacy Act.

Supreme Court requires explicit consent to arbitrate claims on classwide basis

25 APR 2019
Another significant decision by the high court limiting the ability of plaintiffs bound by arbitration agreements to pursue their claims on a classwide basis.

Blockchain and Digital Assets News and Trends

24 APR 2019
The inaugural issue looks at the SEC’s Digital Guidance Framework and No Action Letter and covers the latest legal developments in blockchain technology, smart contracts and digital assets.

CCPA vs. GDPR: the same, only different

11 APR 2019
Businesses that have undertaken GDPR compliance will have an advantage in addressing CCPA, but those efforts alone won’t suffice.

eSignature and ePayment News and Trends

30 APR 2019
In this issue, Washington state moves closer to ESIGN, plus the latest developments from the legislatures, the regulators and the courts.

eSignature and ePayment News and Trends

29 MAR 2019
In this issue, the new prepaid rule may affect virtual currency wallet providers, plus the latest developments from the legislatures, the regulators and the courts.

In-venue streaming and broadcasting of live sporting events – key legal issues for sports clubs and leagues

25 MAR 2019
Approaches to consider for US sporting event organizers seeking to combat peer-to-peer broadcasting of live events.
March 2019 - Key issues in brand cross-licensing in China

20 MAR 2019
In recent years, Chinese brands have been increasingly gaining global recognition, especially in the technology, ecommerce, and consumer goods sectors. In this context, an increased number of foreign businesses are considering branded partnerships with a Chinese counterparty as a way of operating in China (e.g., co-branded joint venture).

DOJ relaxes stance on personal communications and ephemeral messaging platforms in enforcement policy amendment

13 MAR 2019
While allowing greater flexibility, this change requires enhancements to compliance programs.

New Year, New Regulations: Cyberspace Administration of China launches new blockchain regulatory framework

4 MAR 2019
You may need to comply with new regulations if you use Blockchain technology to conduct your business in mainland China. The “Regulations for Managing Blockchain Information Service” take effect on 15 February 2019. The new regulations encourage Blockchain industry organisations to enhance self-discipline and establish sound industry standards.

eSignature and ePayment News and Trends

28 FEB 2019
ESIGNATURE AND EPAYMENT NEWS AND TRENDS
In this issue, digitally complying with data breach notification laws, plus the latest developments from the legislatures, the regulators and the courts.

Digitally complying with data breach notification laws: a little planning goes a long way

28 FEB 2019
Can you send an electronic data breach notice?

Data privacy law: the top global developments in 2018 and what 2019 may bring

25 FEB 2019
In 2018, the world saw numerous significant privacy law developments, a trend that is continuing in 2019.

Explainability: where AI and liability meet

25 FEB 2019
Makers and users of AI face a new and interesting problem: what is the acceptable tradeoff between explanation and accuracy?

Sharpen your pencils: California AG’s Office announces start of its important CCPA pre-rulemaking and schedule for issuing its important CCPA rules

13 FEB 2019
Because the CCPA is littered with drafting errors and confusing definitions, this AG rulemaking is extremely important.

Israel Group News

12 FEB 2019
ISRAEL GROUP NEWS
In this issue, the rise of the Data Protection Officer, plus news and coming events.

Keeping watch on smartphone app payments in China

7 FEB 2019
Now could be a good time to think about the level of transparency your company may have in connection with smartphone app payments by your employees.

DLA Piper GDPR data breach survey: February 2019

6 FEB 2019
On 25 May 2018 new data breach notification laws came into force across Europe which fundamentally changed the risk profile for organizations suffering a personal data breach.

Under the EU General Data Protection Regulation - ‘GDPR’ - personal data breaches which are likely to result in a risk of harm to affected individuals must be notified to data regulators. Where the breach is likely to result in a high risk of harm, affected individuals must also be notified.

Fairness by Design

31 JAN 2019
The "net impression" created by the consumer’s entire online interaction with a site will be reviewed by regulators and the courts when evaluating regulatory compliance.

eSignature and ePayment News and Trends

31 JAN 2019
ESIGNATURE AND EPAYMENT NEWS AND TRENDS
In this issue, Fairness by Design, plus the latest developments from the legislatures, the regulators and the courts.
California Consumer Privacy Act: what’s new for retailers?

23 JAN 2019

Particular features of the CCPA affect the retail industry in unique ways.

DOJ reverses its 2011 Opinion, concludes Wire Act prohibitions “sweep beyond sports gambling”

18 JAN 2019
An opinion that will have a significant effect on the Internet gaming and lottery industries.

5 antitrust trends to watch in 2019

14 JAN 2019
2018 was a memorable year for antitrust law and all signs point to 2019 being equally memorable.

2018: the year in privacy

3 JAN 2019
A landmark year in state consumer privacy legislation.

Supporting the health of your health system

3 JAN 2019
Guidance to help tend to healthcare system wellness throughout the business life cycle.

CCPA: risk of class actions makes early preparation imperative

21 DEC 2018
Failure to address risk mitigation now could lead to significant liability if a company is breached following the CCPA’s January 1, 2020 effective date.

12th Annual Women in IP Law Seminar on patents and big data

21 DEC 2018
DLA Piper’s Intellectual Property and Technology group hosted its twelfth annual Women in IP Law CLE Luncheon at the Four Seasons Silicon Valley in November.

eSignature and ePayment News and Trends
In this issue, digitally transforming your business – the year’s big legal and regulatory developments and breaking news.

Top of mind: Litigation

Our coverage of big compliance, enforcement and litigation issues that businesses are thinking about this quarter.

The European Data Protection Board issues long-awaited guidelines on the territorial scope of the GDPR

Among other provisions, the Guidelines concern GDPR’s application to entities in the EU even when they process personal data of persons outside the EU.

eSignature and ePayment News and Trends

In this issue, a fintech Q&A with the team, plus the latest developments from the legislatures, the regulators and the courts

Device manufacturers have a little over a year to prepare for the first state law regulating the security of Internet of Things devices

California law will require manufacturers of most Internet of Things and Bluetooth connected devices to implement one or more "reasonable security features" by January 1, 2020.

BIS wants your help with emerging technology export controls

The Bureau of Industry and Security (BIS) has issued an Advance Notice of Proposed Rulemaking (ANPRM) requesting public comment on identifying "emerging technology."

Security breach notification and reporting requirements are now in force under Canada’s PIPEDA

PIPEDA’s obligations are now in force, including detailed regulations relating to breach notification and reporting. PIPEDA may apply to US organizations when there is a "real and substantial connection" with Canada.
Spanish government to introduce new digital services tax
1 NOV 2018
The proposed DST will apply only when the user's digital devices are located in Spain.

eSignature and ePayment News and Trends
26 OCT 2018
ESISIGNATURE AND EPAYMENT NEWS AND TRENDS
In this issue, obtaining remote epayment authorizations from customers – are you in compliance? Plus the latest legislative and regulatory news.

Obtaining remote epayment authorizations from customers: are you in compliance?
26 OCT 2018
The consequences of non-compliance can be significant.

Corporate spoofing victims beware – the SEC is watching
24 OCT 2018
The SEC urges issuers to consider whether their internal accounting controls are sufficient to provide "reasonable assurances" that corporate assets are safeguarded from cyber-threats.

Record-breaking $16 million settlement for potential HIPAA violations
22 OCT 2018
The settlement should be viewed as a clear message that OCR will continue to enforce HIPAA vigorously in the Trump era.

How blockchain, Internet of Things and smart contracts improve the supply chain
27 SEP 2018
Incorporating three key technologies into the supply chain can significantly improve profitability while reducing risk.

Embedding content: uncertainty about the Copyright Statute undermines digital media
27 SEP 2018
Companies creating digital content have to more carefully weigh the potential risks of embedding copyrighted content into their sites.
Argentina introduces VAT on digital services

24 SEP 2018
VAT is triggered by the "digital services" rendered by a non-resident to a resident individual or entity, when the effective use or exploitation of the service takes place inside Argentina.

Four tips for an effective eDiscovery plan in China

19 SEP 2018
A timely and well-documented eDiscovery plan, comprehensively addressing compliance with local laws, can also go a long way to address potential post-collection inquiries.

eSignature and ePayment News and Trends

14 SEP 2018
ESIGNATURE AND EPAYMENT NEWS AND TRENDS
In this issue, remote notarization – US state requirements, plus blockchain, the new stablecoin, the validity of esignatures, and more.

Remote notarization: authentication requirements, by US state

14 SEP 2018
A high-level summary of remote notarization laws by US state.

California amends Consumer Privacy Act to clarify exemptions and fix some technical deficiencies, but significant work remains

10 SEP 2018
SB 1121 clarifies only a handful of the dozens of drafting ambiguities and drafting errors in the CCPA.

Electronic Signatures: The element of intent in the digital environment

23 JUL 2018
Failure to establish intent means that while the person's actions may manifest assent to, or agreement with, a record, the record has not been signed.
The GDPR's impact on internal investigations

10 JUL 2018

The impact of the European Union's General Data Protection Regulation on corporate internal investigations and criminal and civil litigation – both within the EU and abroad – has received little attention. Here, we take a look at the GDPR's privacy requirements through the lens of internal investigations and litigation.

Super-apps complicate corporate compliance, pose heightened risks under FCPA Corporate Enforcement Policy

10 JUL 2018

Super-apps allow seamless interaction between colleagues, customers, suppliers and other business parties. In some jurisdictions, local employees communicate exclusively via such apps – but this conduct presents grave legal, compliance and risk-management challenges.

New changes to California's Automatic Renewal Law

5 JUL 2018

The newly amended ARL puts into effect additional requirements to what is arguably the country's stiffest consumer-protection law focused on subscription-style plans.

eSignature and ePayment News and Trends

29 JUN 2018

Is your website ADA compliant? A brief look at the current legal status

29 JUN 2018

Websites too face regulatory issues around compliance with the Americans with Disabilities Act and other rules involving accessibility and accommodation.
FinTech Collaboration Brochure

28 JUN 2018
An overview of the disruption brought about by FinTech and how financial institutions are looking to leverage the increased choice, agility and innovation these alternatives to the traditional financial offerings bring.

Online gaming and gambling are changing

28 JUN 2018
Two recent federal court decisions have disrupted the online and mobile gaming and gambling industry in the United States. Shifts are taking place in other jurisdictions as well.

Israel and GDPR: Processors take note

28 JUN 2018
Andrew Dyson authored the Privacy and Data Protection chapter in the IsraelDesks International Legal Guide 2018.

California privacy law poised to alter US privacy landscape

28 JUN 2018
A major development in privacy law.

South Dakota v. Wayfair: SCOTUS overturns Quill, permitting states to require Internet sellers to collect sales and use tax

25 JUN 2018
Taxpayers should expect a proliferation of state sales and use tax nexus provisions in the near future.

Russia's new VAT rules on cross-border e-commerce services: key points for B2B service providers

14 JUN 2018
Russia has introduced new value-added tax (VAT) rules pertaining to certain cross-border e-commerce services.

May a power of attorney be electronically executed?

24 MAY 2018
Exploring the relationship between a power of attorney and the state and federal laws governing the use of electronic records and signatures.
In this issue, can a power of attorney be electronically signed? Plus news on federal and state law, federal and state regulatory activities, fresh judicial precedent and more.

The price of data security

16 MAY 2018

Are GDPR fines insurable in the countries where you operate?

The General Data Protection Regulation (GDPR), effective from 25 May, revolutionises the data protection regime and significantly affects how organisations worldwide collect, use, manage, protect, and share personal data that comes into their possession.

As personal data increasingly represents an important new class of economic asset for organisations, GDPR has significantly increased the enforcement powers available to regulators.

In long-awaited TCPA case, DC appellate panel vacates material sections of FCC’s 2015 TCPA order

2 MAY 2018

Because of the federal Electronic Signatures in Global and National Commerce Act (ESIGN) and equivalent state laws, companies are delivering important disclosures and other information that traditionally needed to be presented “in writing” electronically instead. In addition, the medium of choice for communicating with consumers electronically is rapidly migrating from email to text messaging. As a result, understanding the requirements of the Telephone Consumer Protection Act (TCPA) are is a must. This edition’s Insight looks at the most recent judicial examination of the FCC’s interpretation of the TCPA.

DoD suggests flexibility with cybersecurity compliance deadline

30 APR 2018

Cautious optimism that DoD may be more flexible and reasonable than anticipated about the implementation process.

Once more unto the breach: Canada’s PIPEDA breach notification and reporting regulations in force November 1, 2018

30 APR 2018

Organizations have about seven months to get ready for compliance.

ONC guide for accessing and using medical records breaks no new ground, instead doubles down on old processes

16 APR 2018

The ONC Guide to Getting and Using your Health Records educates patients on their rights of access and provides detailed instructions on how patients should request their records.
CLOUD Act bolsters US government powers to obtain data stored abroad

12 APR 2018
The CLOUD Act makes clear that government demands for information apply whether the data is stored in the US or abroad.

Ninth Circuit concludes threat of future harm is sufficient for Article III standing, joins Sixth, Seventh and DC Circuits

21 MAR 2018
However, all is not lost for companies facing class actions following a data breach.

SEC advises companies to publicly disclose cybersecurity risks and prohibit insider trading around cybersecurity incidents: action steps for public companies

26 FEB 2018
The SEC is emphasizing the importance of “timely disclosures” and of measures to prevent insider trading based upon cyber-risks or incidents.

COFECE launches abuse of dominance investigation on e-commerce platforms in Mexico

12 FEB 2018
The investigation encompasses an array of e-commerce market participants.

China’s new data protection standard – what you need to know

9 FEB 2018

Top 5 Internet of Things predictions for 2018

7 FEB 2018
What will change in 2018? What should companies do to exploit it? What new legal issues will arise and how shall they be navigated? Below are the personal top 5 predictions on the legal issues that will affect the Internet of Things (IoT) in 2018.

Regulatory challenges for electronic communications operators offering IoT connectivity services

24 JAN 2018
A booming market with rising demand for connectivity and capacity.

Cybersecurity and data protection laws are evolving across Asia

27 DEC 2017
Cybersecurity and data protection laws are changing rapidly across Asia, and companies wishing to avoid losing their business operations in key countries are taking note.

While you are celebrating: 4 simple holiday season cyber-readiness steps for Asian businesses
12 DEC 2017
Attacks are more likely to happen during the holiday seasons when a company’s key decision makers are on leave and its resources are stretched.

Defense contractors – the time has come: December 31 is the deadline for cybersecurity safeguarding compliance
6 DEC 2017
A flexible and easily tailored process.

China gets tough on commercial bribery, IP and commercial secrets infringements with significant fines under revised law: 5 key changes
16 NOV 2017
China's revised Anti-Unfair Competition Law expands the scope of commercial bribery offenses and introduces offenses for IP, bribery, commercial secrets and other market conduct-related violations.

Preparing for a payment card data breach: what should businesses do?
15 NOV 2017
In this article, DLA Piper's lawyers consider that there were an estimated 164 million payment cards in use in the UK in 2016 and how, with almost £4 billion being spent using contactless cards alone in April 2017 and new breach notice requirements coming into force soon, those involved (including card brands and merchants) need to consider how to respond to breaches, and potential alternatives to storing card data in the future. Payment card data is a major target of hackers.

Reminder to service providers: re-register your DMCA agent designation by 12/31/17
26 OCT 2017
Those who fail to submit a new registration via the electronic system by the deadline risks ineligibility for the DMCA's notice and takedown safe harbor protections.

Are banks ready for the Internet of Things revolution?
16 OCT 2017
In the second of our two part series, DLA Piper's lawyers consider how the Internet of Things will lead to new legal issues.
Are banks ready for the Internet of Things revolution?

13 OCT 2017
In the first of a two part series, DLA Piper's lawyers consider whether banks are ready for the Internet of Things revolution and how related developments are set to alter business models in the financial services sector.

Big data may become big antitrust concern

19 SEP 2017
Considering the antitrust implications of the collection and use of big data.

Robins v. Spokeo, Inc.: Ninth Circuit rules that plaintiff has standing to pursue FCRA claims

21 AUG 2017
In the latest development in this closely watched case, the Ninth Circuit finds the named plaintiff has standing to pursue claims in federal court for alleged FCRA violations.

GDPR-ready contract terms: access our standard templates

7 AUG 2017
Together with IRSG, we have created a standard set of template GDPR processor terms intended to meet the requirements of GDPR Article 28 and also build in controller-to-processor standard contractual clauses for restricted transfers.

US lawmakers introduce bill to address cybersecurity flaws in the Internet of Things

4 AUG 2017
The reach of the legislation would be quite broad notwithstanding its limitation to devices placed with government agencies.

Example GDPR ready processor terms

1 AUG 2017
One of the larger tasks facing organisations as they prepare for the new EU General Data Protection Regulation 2016/679 is how to tackle data governance and compliance controls in the supply chain. This is often the Achilles heel for compliance risk and the very prescriptive requirements of GDPR will require a thorough review of due diligence, contracting and ongoing contact management and audit practices.

Colorado adopts new cybersecurity rules applicable to broker-dealers and investment advisors: key features

31 JUL 2017
There is ample flexibility under the rules allowing brokers-dealers and investment advisors to tailor their compliance based upon their business.

Intellectual Property and Technology News (Asia Pacific) June 2017

28 JUN 2017
INTELLECTUAL PROPERTY AND TECHNOLOGY NEWS SERIES
Intellectual Property and Technology News (Asia Pacific) is our biannual publication designed to report on worldwide developments in intellectual property and technology law, offering perspectives, analysis and visionary ideas.

Intellectual Property and Technology News (North America), Issue 33, Q1 2017

30 MAR 2017
INTELLECTUAL PROPERTY AND TECHNOLOGY NEWS SERIES
Our Intellectual Property and Technology News reports on worldwide developments in IP and technology law, offering perspectives, analysis and visionary ideas.

Intellectual Property and Technology News (North America), Issue 32, Q4 2016

20 DEC 2016
INTELLECTUAL PROPERTY AND TECHNOLOGY NEWS SERIES
Our Intellectual Property and Technology News reports on worldwide developments in IP and technology law, offering perspectives, analysis and visionary ideas.

Is your cybersecurity upgrade FDA reportable?

28 SEP 2016
Draft guidance lends insight into the way the FDA may apply existing postmarket regulatory requirements to evolving cybersecurity-related technological issues.

Cybersecurity: past is prologue

29 MAR 2016
During 2016, we will likely see another increase in cyberattacks, and we will see cybersecurity being taken more seriously by its potential victims.
US companies: EU data regulation means new oversight
2 DEC 2015
Many US companies are about to experience new regulatory oversight.

DLA Piper’s NYDFS Cybersecurity Risk Assessment Accelerator: helping you prepare
24 JUL 2017
The financial services and insurance sectors are facing the need to comply with the New York Department of Financial Services cybersecurity regulation, the most specific cybersecurity regulation in the country to apply to companies that are not critical infrastructure operators. The first deadline for carrying out the regulation's required "foundational risk assessment" is August 28, 2017.

NLRB starts holidays early, demands employers gift their email systems to employees and unions
15 DEC 2014
A decision greatly expanding the rights of employees in the use of employer-provided communications

Supreme Court Corner - Q3 2014
10 SEP 2014
A review of cases relevant to IPT decided or argued before the Court during Q3

Landmark privacy ruling in Europe on the right to be forgotten
26 JUN 2014
European Court of Justice: search engines must remove the link between search results and a web page if it contains information an individual deems should be “forgotten”

Intellectual Property and Technology News (United States)
Issue 20, Q4 2013
5 DEC 2013
INTELLECTUAL PROPERTY AND TECHNOLOGY NEWS SERIES

Intellectual Property and Technology News (United States)
Issue 19, Q3 2013
4 SEP 2013
INTELLECTUAL PROPERTY AND TECHNOLOGY NEWS SERIES
Washington becomes the third state with a biometric privacy law: five key differences

21 JUN 2017

The new Washington law reflects a more nuanced view of biometric data and differs from the Illinois and Texas first-generation laws in five important ways.

Risky IT Programs - The Use of Algorithms and Risk of Collusion under Antitrust Laws

20 JUN 2017

On 14 June 2017, the OECD published a Note from the EU on Algorithms and Collusion. An updated background note on Algorithms and Collusion was published by the OECD Secretariat on 9 June 2017. At the same time the Antitrust Division of the U.S. Department of Justice (DOJ) and the U.S. Federal Trade Commission (FTC) also published a policy paper on the impact of algorithms and the US approach.

Cybersecurity Executive Order escalates cybersecurity to greater priority – top points about critical infrastructure

12 JUN 2017

Strengthening efforts to support the cybersecurity risk management efforts of CI at greatest risk while setting forth an ambitious plan for updating and upgrading federal networks.

Federal government backs off on private right of action under Canada’s Anti-Spam Law (CASL)
The Canadian federal government has just issued an Order in Council removing the July 1, 2017 effective date for the private right of action under CASL. The private right of action will therefore not be in effect until the government takes further action to make it so. Whether the private right of action will come into force as currently written, or in an amended form, or not at all, remains to be seen.

Blockchain - a revolution for the insurance sector with some risks

Blockchain is “the most important invention since the Internet itself” according to Marc Andreessen. And there is no doubt that there are huge potentials for the insurance sector to exploit such technology, but as any new technology, it will also lead to new legal risks.

NYDFS announces final cybersecurity rules for financial services sector: key takeaways

The Final Rule’s reach is very broad and presents operational challenges. It may prompt other states to enact their own rules.

EU: new obligations for digital services providers and operators of essential services

In line with the EU’s broader Cyber Security Strategy, the NIS Directive is a significant step towards a more secure cross-border cyberspace with a high shared level of network and information system security.

The blockchain revolution, smart contracts and financial transactions

Blockchain-based smart contracts have enormous potential to streamline financial transactions and reduce counterparty risks.

Plan now to use off-band communications during an incident response: key points

A robust IR plan should include communications techniques that operate outside regular company communication methods.

Information security obligations for Australian businesses under the Privacy Act: A reminder from the OAIC

At the launch of this year’s Privacy Awareness Week on 29 April 2013, the OAIC released its new Guide to Information Security: ‘Reasonable steps to protect personal information’ ("Guide"). The Guide aims to assist Australian businesses and those carrying on business in Australia to interpret the continuing requirement under the Privacy Act (both under the current and the amended law) to "take reasonable steps" to protect the personal information they hold.
UK: The real risk of cyber attack

1 AUG 2011

Events

Previous

CCPA CLE Webinar Series: The California Consumer Privacy Act and your cloud architecture

8 MAY 2019
Webinar

IAPP Reception

02 MAY 2019

Healthcare CCPA Webinar

25 APR 2019
Webinar

TechLaw Event - "M&A for the New Digital Economy"

7 MAR 2019
TechLaw Event Series
Amsterdam

TechLaw Event - Online platforms - beyond playing innocence?
17 JAN 2019
TechLaw Event Series
Amsterdam

Operationalizing CCPA
16 JAN 2019
Webinar

Managing Class Action Risk Under GDPR and California Consumer Privacy Act
12 DEC 2018
Webinar

TechLaw London 2018
5 DEC 2018
TechLaw Event Series
London

TechLaw Event - Virtual Competition
22 NOV 2018
TechLaw Event Series
Amsterdam

California Consumer Privacy Act and GDPR – how do they differ?
14 NOV 2018
Webinar

Middle East Tech Summit 2018: The Digital Imperative
5 NOV 2018
TechLaw Event Series
Dubai

Cleaning out the data closet – when and how to defensibly delete digital records
28 JUN 2018
Webinar

TechLaw in Germany
14 JUN 2018
TechLaw Event Series
Munich

TechLaw Event - Blockchain
27 MAR 2018
TechLaw Event Series
Amsterdam

Beyond GDPR – privacy in the employment relationship
14 MAR 2018
East Palo Alto

TechLaw London 2017
22 NOV 2017
TechLaw Event Series
London

TechLaw Australia 2017
14 NOV 2017
TechLaw Event Series
Sydney

TechLaw Australia 2017
22 JUN 2017
TechLaw Event Series
Melbourne

NEWS

DLA Piper partner Matt Denn speaks to National Association of Attorneys General on cybersecurity and data privacy
30 MAY 2019

DLA Piper Litigation partner Matt Denn, the former Delaware attorney general, spoke to a regional conference of the National Association of Attorneys General on May 21 as part of a panel on cybersecurity and data privacy.

DLA Piper announces launch of Artificial Intelligence practice

14 MAY 2019

DLA Piper announced today the launch of its Artificial Intelligence practice, which will focus on assisting companies as they navigate the legal landscape of emerging and disruptive technologies, while helping them understand the legal and compliance risks arising from the creation and deployment of AI systems.

Andrew Serwin joins DLA Piper’s Intellectual Property and Technology practice in San Diego

7 MAY 2019

DLA Piper announced today that Andrew Serwin has joined the Data Protection, Privacy and Security subgroup of the firm’s Intellectual Property and Technology practice as a partner in San Diego.

DLA Piper lawyers and practices ranked in latest Chambers edition

30 APR 2019

DLA Piper today announced that 158 of the firm’s lawyers and 64 of its practices were ranked in Chambers USA’s 2019 guide.

Thomas Dombrowsky named to NTIA Commerce Spectrum Management Advisory Committee

26 APR 2019

DLA Piper is pleased to announce that Thomas Dombrowsky has been named to the Commerce Spectrum Management Advisory Committee (CSMAC) of the US Department of Commerce’s National Telecommunications and Information Administration.

Two DLA Piper lawyers recognized by BTI Consulting Group for superior client service

3 APR 2019

DLA Piper is pleased to announce that BTI Consulting Group has recognized two of its lawyers for providing superior service to clients.

DLA Piper announces partnership promotions for 2019

1 APR 2019
DLA Piper is proud to announce that 77 lawyers have been promoted to its partnership. The promotions are effective as of April 1, 2019 in the United States and May 1, 2019 for EMEA and Asia Pacific. The promotions were made across many of the firm's practice areas in 43 different offices throughout 20 countries.

DLA Piper hosts leading business and diplomacy conference

14 MAR 2019
DLA Piper's London office has hosted the Annual Conference of the International Diplomatic and Business Exchange (IBDE).

Nancy Victory named to the National Law Journal's 2019 list of Intellectual Property Trailblazers

4 MAR 2019
DLA Piper is pleased to announce that Nancy Victory, co-chair of the firm’s global Telecom practice, has been selected as a 2019 Intellectual Property Trailblazer by the National Law Journal.

DLA Piper announces launch of Blockchain and Digital Assets practice

26 FEB 2019
DLA Piper announced today the launch of its Blockchain and Digital Assets practice, which will offer strategic advice on a global basis to address the needs of companies implementing blockchain technology solutions and creating and deploying digital assets.

DLA Piper recognized for fourth consecutive year as a top outsourcing advisor

26 FEB 2019
DLA Piper is pleased to announce that the firm has been selected for the 2019 Best of the World's Best Outsourcing Advisors list by the International Association of Outsourcing Professionals (IAOP).

DLA Piper joins Governing Council for Hedera Hashgraph

20 FEB 2019
DLA Piper has joined the initial group of Governing Council members for Hedera Hashgraph, a next-generation public ledger designed to have highly diversified governance and the most distributed consensus at scale. The announcement was made at Hedera Hashgraph’s first annual summit in Seoul, Korea.

As part of the council, DLA Piper will help oversee changes to the software run by millions of Hedera distributed nodes over time. The governing council has been established to ensure stability and guaranteed continued decentralization to the Hedera Hashgraph distributed public ledger.

Michael Furrow and Brian O'Reilly join DLA Piper’s Intellectual Property and Technology practice in New York
20 FEB 2019
DLA Piper announced today that Michael Enzo Furrow, Ph.D., and Brian David O'Reilly have joined the firm's Intellectual Property and Technology practice as partners in New York.

Edward J. McAndrew joins DLA Piper’s Intellectual Property and Technology practice in Wilmington and Washington, DC

19 FEB 2019
DLA Piper announced today that Edward J. McAndrew has joined the firm's Intellectual Property and Technology practice as a partner based in Wilmington and Washington, DC.

DLA Piper bolsters Data Protection practice

4 FEB 2019
DLA Piper in Germany has hired Intellectual Property & Technology of counsel Prof Dr Jürgen Taeger, who joined the firm's Cologne office with effect from 1 February 2019.

Tracy Shapiro joins DLA Piper’s Intellectual Property and Technology practice in San Francisco

7 JAN 2019
DLA Piper announced today that Tracy Shapiro has joined the firm's Intellectual Property and Technology practice as a partner in Northern California.

Michael Jay joins DLA Piper’s Intellectual Property and Technology practice in Los Angeles

3 JAN 2019
DLA Piper announced today that Michael Jay has joined the firm's Intellectual Property and Technology practice as a partner in Los Angeles.

DLA Piper lawyers ranked in *Chambers FinTech*

14 DEC 2018
DLA Piper is pleased to announce that the firm was ranked in the USA Legal 2019 edition of *Chambers FinTech*.

Five DLA Piper partners recognized in *Variety*’s 2018 Dealmakers Impact Report

5 DEC 2018
DLA Piper is pleased to announce that five of its partners have been selected for *Variety*’s 2018 Dealmakers Impact Report. The list honors the year’s most accomplished dealmakers across all sectors of the entertainment industry who “keep the wheels of Hollywood turning, the content flowing and the money coming in.”
David Markman joins DLA Piper’s Media, Sport and Entertainment sector in Los Angeles
14 NOV 2018
DLA Piper announced today that David Markman has joined the firm’s Media, Sport and Entertainment sector and Intellectual Property and Technology practice as a partner in Los Angeles, and will also serve as co-chair of the firm’s Entertainment Transactions practice.

DLA Piper achieves victory for group of home builders in patent infringement suit
9 NOV 2018
DLA Piper recently achieved a significant victory for Pulte Homes, Inc., Lennar Corporation (formerly The Ryland Group, Inc. and CalAtlantic Homes), Shea Homes, and Taylor Morrison, Inc., defendants in a decade-long patent infringement suit.

Seasoned entertainment and media attorneys Tom Ara and Robert Sherman join DLA Piper as co-chairs of Entertainment Finance practice, Ara to chair Entertainment Transactions practice
25 OCT 2018
DLA Piper announced today that accomplished attorneys Tom Ara and Robert Sherman have joined the firm to lead the Entertainment Finance and Transactions practices based out of the firm’s Century City office in Los Angeles.

Larissa Bifano named to the Massachusetts Lawyers Weekly’s 2018 Top Women in Law list
18 OCT 2018
DLA Piper is pleased to announce that Larissa Bifano, a partner in DLA Piper’s Boston office and co-chair of the Patent Prosecution practice, was named to the Massachusetts Lawyers Weekly’s 2018 Top Women in Law list.

Eric Grossman named to the Washingtonian magazine 2018 Tech Titans list
24 SEP 2018
DLA Piper is pleased to announce that Eric Grossman has been named a 2018 Tech Titan on the Washingtonian magazine’s list of the “the most important and innovative people in Washington’s digital economy.”
DLA Piper adds Michael Dougherty and Tony Pezzano to Intellectual Property and Technology practice in New York

19 SEP 2018

DLA Piper announced today that Michael Dougherty and Tony Pezzano have joined the firm's Intellectual Property and Technology practice as partners in New York.

DLA Piper advises Nemetschek on acquisition of MCS Solutions

31 AUG 2018

DLA Piper has advised the software supplier Nemetschek SE on the acquisition of the real estate and facilities technology firm MCS Solutions in Belgium, Sweden, India and the USA. The acquisition sees Nemetschek SE gain access to the rapidly growing market in building management.

Ferlililia Roberson recognized on 2018 National Bar Association 40 Under 40 list

23 JUL 2018

Ferlililia Roberson has been named to the National Bar Association's 2018 list of 40 Under 40 Nation's Best Advocates.

Eric Hagen joins DLA Piper's Intellectual Property and Technology practice in Los Angeles

12 JUL 2018

DLA Piper announced today that Eric Hagen has joined the firm's Intellectual Property and Technology practice as a partner in Los Angeles.

DLA Piper wins Legal Adviser of the Year and recognized as UK Top Performer 2018 by Global Sourcing Association

25 MAY 2018

DLA Piper's Global Co-Head of Technology Sector, Kit Burden, was last night named Legal Adviser of the Year at the Global Sourcing Association (GSA) UK Top Performers and Professional Awards, held at the Hilton Manchester Deansgate.

DLA Piper and Aon review insurability of GDPR fines across Europe

16 MAY 2018

DLA Piper and Aon (NYSE:AON) have launched a guide 'The price of data security', ahead of the General Data Protection Regulation (GDPR), effective from 25 May 2018.

DLA Piper announces new US and regional Intellectual Property and Technology practice and subgroup leaders
1 MAY 2018
DLA Piper is pleased to announce that Boston-based partner Larissa Park has been named co-head of the firm's Patent Prosecution practice, partners Matthew Satchwell and Keith Medansky have been named co-heads of the Chicago Intellectual Property and Technology practice and partner Nicholas Papastavros has been named head of IPT in Boston.

Mark Fowler named to the *Daily Journal*'s Top Intellectual Property Lawyers list

18 APR 2018
DLA Piper is pleased to announce that Mark Fowler, global co-chair and US chair of DLA Piper's Patent Litigation practice, has been selected as a Top Intellectual Property Lawyer by the *Daily Journal*.

DLA Piper announces partnership promotions for 2018

3 APR 2018
DLA Piper is proud to announce that 62 lawyers have been promoted to its partnership. The promotions are effective as of 1 April 2018 in the United States and 1 May 2018 for EMEA and Asia Pacific. The promotions were made across many of the firm's practice areas in 42 different offices throughout 20 countries.

Tamany Bentz joins DLA Piper's Intellectual Property and Technology practice in Los Angeles

19 MAR 2018
DLA Piper announced today that Tamany Bentz has joined the firm's Intellectual Property and Technology practice as a partner in Los Angeles.

DLA Piper wins significant victory for 7-Eleven

16 MAR 2018
DLA Piper won a significant victory for its client, 7-Eleven, in a putative class action that was filed against 7-Eleven in the United States District Court for the Central District of California.

Mark Fowler named a *National Law Journal* 2018 Intellectual Property Trailblazer

6 MAR 2018
DLA Piper is pleased to announce that Mark Fowler, global co-chair and US chair of DLA Piper's Patent Litigation practice, has been selected as a 2018 Intellectual Property Trailblazer by the *National Law Journal*. 
DLA Piper names Thomas Zutic chair of Trademark, Copyright & Media practice in Washington, DC

06 MAR 2018
DLA Piper has announced that partner Thomas Zutic has been named chair of the firm’s Trademark, Copyright & Media practice in Washington, DC.

DLA Piper adds Clayton Thompson and Jake Zolotorev to Intellectual Property and Technology practice in Silicon Valley

27 FEB 2018
DLA Piper announced today that Clayton Thompson and Yakov "Jake" Zolotorev have joined the firm’s Intellectual Property and Technology practice as partners in Northern California.

DLA Piper expands Media, Sport and Entertainment capabilities with addition of Ben Mulcahy and Gina Reif Ilardi

26 FEB 2018
DLA Piper announced today that Ben Mulcahy has joined the firm’s Intellectual Property and Technology practice as a partner in Los Angeles and Gina Reif Ilardi has joined the IPT practice as a partner in New York.

DLA Piper advises Harrison Street on Crosslane joint venture

5 FEB 2018
Global law firm DLA Piper has advised leading real estate investment firm Harrison Real Estate Capital LLC, on its joint venture with Crosslane Property Group UK, a real estate company specialising in purpose built student accommodation (PBSA) across the UK and Continental Europe.

R. David Whitaker joins DLA Piper's Intellectual Property and Technology practice in Chicago

5 FEB 2018
DLA Piper announced today that R. David Whitaker has joined the firm’s Intellectual Property and Technology practice as a partner in the Chicago office. His arrival follows that of his colleague, Margo H.K. Tank, who recently joined the firm as a partner in the Washington, DC, office.

Businesses still not fully aware of Data Protection issues

31 JAN 2018
DLA Piper has released its second Data Privacy Snapshot report, finding that once again, company global privacy programs have gaps in meeting increasingly demanding global privacy principles. Significantly, it appears that many companies are falling short of data protection obligations under the General Data Protection Regulation (GDPR), which will start to apply from 25 May 2018.
Margo Tank joins DLA Piper’s Intellectual Property and Technology practice in Washington, DC
29 JAN 2018
DLA Piper announced today that Margo Tank has joined the firm’s Intellectual Property and Technology practice as a partner in the Washington, DC, office.

John Beahn joins DLA Piper’s rapidly growing Telecom practice in Washington, DC
17 JAN 2018
DLA Piper announced today that John Beahn has joined the firm’s Telecom practice as a partner in the Washington, DC, office.

DLA Piper names new global and US co-chairs for Intellectual Property and Technology practice
8 JAN 2018
DLA Piper has named Frank Ryan co-chair of the firm’s global Intellectual Property and Technology practice and Ann Ford co-chair of its US IPT practice, both effective January 1.

DLA Piper prepares report on the protection of IP rights in insolvency proceedings for INSOL International
20 NOV 2017
DLA Piper is pleased to announce the release of a special report titled “The Protection of Intellectual Property Rights in Insolvency Proceedings.” The firm prepared the report on behalf of INSOL International, a global federation of national associations for accountants and lawyers who focus on turnaround and insolvency.

DLA Piper launches Global Contract Laws v2.0
7 Nov 2017
DLA Piper has launched a newly updated version of its Global Contract Laws online resource. Global Contract Laws v2.0 covers laws from more than 50 countries, including the UK, the US, Australia, China, and Germany, as well as new countries in Asia and South America.

DLA Piper named one of the most innovative law firms in Europe by the Financial Times Innovative Lawyers Europe Report 2017
6 OCT 2017
DLA Piper is one of the top five most innovative law firms in Europe according to the Financial Times Innovative Lawyers Europe report 2017.

Now in its twelfth year, the FT Innovative Lawyers Report assesses lawyers on their innovation both for clients and in their own businesses. It is one of the top legal rankings in Europe and the accompanying awards are widely regarded as the best researched in the market.
DLA Piper adds leading entertainment and IP litigator Douglas Emhoff in Los Angeles, Washington, DC

25 SEP 2017

DLA Piper announced today the addition of Douglas Emhoff as a partner in the firm's Intellectual Property and Technology practice and its Media, Sport and Entertainment sector. Emhoff will be based in DLA Piper's Los Angeles and Washington, DC, offices.

Larissa Park of DLA Piper named top IP attorney by Patexia

21 SEP 2017

Larissa Park, a partner in DLA Piper's Boston office, was recently named the best-performing IP attorney by intellectual property company Patexia Inc.

DLA Piper launches new platform for Guide to Going Global series

20 SEP 2017

DLA Piper has launched a new platform featuring its Guide to Going Global series, an online resource designed to help companies operating and growing their international businesses.

Lisa Haile and Gina Durham named Daily Journal Top Intellectual Property Lawyers in California

16 AUG 2017

DLA Piper is pleased to announce that the Daily Journal has named Lisa Haile and Gina Durham to its 2017 list of Top Intellectual Property Lawyers in California. The award recognizes attorneys who successfully argued a novel theory of law, saved a client's business by winning a case or protected a client's portfolio.

Victoria Lee of DLA Piper named to the National Law Journal's 2017 IP Trailblazers list

3 JUL 2017

DLA Piper is pleased to announce that Victoria Lee, a partner based in the Silicon Valley office and the global co-chair of the firm's Technology sector, has been named to the National Law Journal's Intellectual Property Trailblazers list.

DLA Piper advises Beijing BDStar Navigation Co., Ltd on the purchase of an interest in the in-tech Group

19 Jun 2017

DLA Piper has advised BDStar as part of a bidding procedure on the acquisition of an interest in the company in-tech GmbH, a supplier for the digitization and the development in the area of automotive, machinery and transportation systems.

DLA Piper berät Beijing BDStar Navigation Co., Ltd beim Erwerb von Anteilen an der in-tech Gruppe
19 Jun 2017
DLA Piper hat die BDStar beim Erwerb einer Beteiligung an der in-tech GmbH, einem international agierenden Spezialisten für Digitalisierung und Entwicklung in den Branchen Automotive, Maschinenbau und Verkehrssysteme, beraten.

DLA Piper lawyers and practices ranked in latest Chambers edition

31 MAY 2017
DLA Piper today announced that 161 of the firm's lawyers and 62 of its practices were ranked in Chambers USA's 2017 guide.

Consulting

DLA Piper's Data Protection, Privacy and Security practice enhances its legal skills with the addition of highly experienced certified risk, privacy, security and cybersecurity professionals, among them Rena Mears, former head of one of the largest Big 4 privacy and data protection advisory practices, who provide consultancy services to our global clients. Advising on practical implementation of legal advice; structuring privacy programs and related control environments; benchmarking; best practice identification; and cybersecurity risk mitigation, the consultants work with our highly ranked privacy and breach response lawyers as a single, integrated privacy team to provide a joint and comprehensive legal and consulting approach to data risk, privacy, cyber and security projects. This approach is a significant differentiator from other large firms, and it has been recognized by notable rankings entities, including BTI Consulting Group, which recently placed the DLA Piper Cybersecurity practice among the Top 7 cybersecurity law firm practices in the United States.

DLA Piper consultants have years of practical experience and maintain a wide variety of relevant certifications. Their ranks include Certified Information Security Professionals (CISSPs); Certified Information Privacy Professionals (CIPPs); and Certified Information Systems Auditors (CISAs). Our experienced consultants are on the front lines of assessing, developing and implementing innovative data risk, privacy and security solutions for some of the world's largest and most geographically diverse companies. We are thought leaders in the field and frequently appear on panels and contribute to industry publications. Our consultants are actively involved in the International Association of Privacy Professionals (IAPP), International Information System Security Certification Consortium (ISC2), and other professional certifying bodies that carry continuing education requirements.

COMPREHENSIVE LEGAL AND CONSULTING SERVICES

DLA Piper's Data Protection, Privacy and Security team covers the full cybersecurity service delivery lifecycle

- compliance and operational risk assessments and identification
- program, policy and operational design
- compliance solution testing and implementation and
- training program development.

We bring sector-specific, globally focused data privacy and protection experience in such areas as compliance and control assessment, cross-border data transfer enablement, incident response and vendor management.

TESTED METHODOLOGIES

We have developed an agile and repeatable approach to deliver data privacy and security transformation projects. This methodology has been used for more than a decade and has continued to evolve and respond to changes in the market such as agile development methodologies and the rise of cloud based architecture models, among others.

Our consultants advise clients on, among other things:
- data mapping exercises, gap assessment and remediation
- the practical adoption of our firm’s legal advice
- benchmarking and industry best practice identification
- incident preparedness
- incident response planning
- the structuring of privacy and compliance programs
- cybersecurity risk mitigation and
- training program development.

Some of our solutions include:

- Project management tools and techniques
- Regulatory and legislative monitoring tools
- Matter management technology solutions
- Privacy assessment and scoring tools
- Customized training programs
- Client communications and continuing education programs

**THE RARE BENEFIT OF PROGRAM DEVELOPMENT UNDER PRIVILEGE**

DLA Piper has developed a program delivery approach that focuses on putting in place critical protections from moment one. This approach includes protections companies often overlook in the development and implementation of their programs — not least, building in measures to preserve attorney-client privilege (such as for third-party forensics). We offer a single, integrated delivery team of lawyers and consultants that maximizes attorney-client privilege while providing both legal and operational insights.