



Carol A. F. Umhoefer

Partner

**CO-CHAIR, EMEA DATA PROTECTION, PRIVACY AND SECURITY GROUP
FOREIGN LEGAL CONSULTANT, NOT ADMITTED TO PRACTICE LAW IN
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Carol Umhoefer's practice encompasses information technology, e-commerce and commercial matters, as well as related regulatory compliance issues. She has a particular focus data and IT regulations, including data protection, privacy, cyber security, document retention and encryption.

Carol advises companies across a range of sectors, including financial services, professional services, online and traditional retail, pharmaceutical and medical devices, and technology providers. She

has extensive experience advising on multi-national privacy assessments and compliance programs, with a particular focus on GDPR requirements. She also conducts privacy impact assessments on a variety of technology solutions, and advises on global and regional whistleblowing hotline and e-discovery projects.

Carol regularly assists clients in regulatory compliance and investigations, in particular with consumer protection issues, pharmaceuticals and medical devices.

She is certified as a Foreign Legal Consultant by the Florida Supreme Court.

LANGUAGES SPOKEN

- English
- French

- Intellectual Property and Technology
- Finance
- International Trade
- Regulatory and Government Affairs
- Investigations

- Financial Services
- Life Sciences
- Consumer Goods, Food and Retail
- Insurance
- Technology

English French

Certified as a Foreign Legal Consultant by the Florida Supreme Court

Admissions

- New York
- Paris

Recognitions

- *The Legal 500 United States*
 - Leading Lawyer, Cyber Law (including Data Privacy and Data Protection) (2020-2022)
 - Leading Lawyer, Data Privacy and Data Protection (2020)
 - Recommended, Cyber Law (including Data Privacy and Data Protection) (2018-2019)
 - Recommended, Data Privacy and Data Protection (2018-2019)
 - Recommended, Technology: Data Protection & Privacy (2017)
- *Chambers Global*
 - Foreign Expertise in France, USA Privacy & Data Security (2018-2022)
- Selected as the sole Client Choice Award recipient for Information Technology in the New York market (2017)
- The Best Lawyers in France has repeatedly recognized Carol for her practice in Information Technology Law and Privacy and Data Security Law

Education

- University of Wisconsin B.A. Phi Beta Kappa, 1988
- Harvard Law School, J.D. *cum laude*, 1992

Memberships

- International Association of Privacy Professionals

INSIGHTS

Publications

Expert opinion on US surveillance laws highlights FISA risk for data transfers to the US

15 February 2022

Companies from as industries as disparate as hospitality, transportation, shipping, and banking could be considered ECSPs and required to comply with a government request for information that otherwise meets the Section 702 requirements.

EDPB's final Recommendations on Supplementary Measures confirm a subjective approach to assessing personal data transfer risks

2 July 2021

The Recommendations' detailed guidance will be useful to businesses and privacy practitioners as they conduct or update their transfer assessments, but the scope and detail of those assessments will require a sustained effort.

European Commission's standard contractual clauses: extensive new requirements coming for US businesses receiving EU personal data subject to GDPR

8 June 2021

Adopting and complying with the New SCCs may require considerable effort for importers, particularly those that are not otherwise

directly subject to GDPR.

Out with the old, in with the new: Five members join California Privacy Protection Agency board; California AG Xavier Becerra moves to HHS

22 March 2021

Recent days have seen significant changes in the lineup of officials responsible for important privacy rights oversight in California.

Schrems II: The next chapter – EDPB issues recommendations on supplementary measures for transfers of personal data to the US, European essential guarantees for surveillance measures

13 November 2020

The measures could have significant impacts on international data transfers, particularly those between Europe and the US, which drive over a trillion dollars in trade every year.

- Author, "CCPA and GDPR: Getting to the finish line," *LegiTech*, June 2020
- Co-author, "Are You Subject to E.U. Personal Data Regulations?," *NAPBS Journal*, July-August, 2016
- Co-author, "EU: new obligations for digital services providers and operators of essential services," *Intellectual Property and Technology News*, June 2016
- Co-author, "Recent French developments raise the heat on encryption," *Cyber Security Law & Practice*, June 2016
- Co-author, "French Data Protection Authority Orders Fine of 100,000 Euros Against Google Inc. for Violation of Right to Be Forgotten," *Privacy and Security Law Report*, May 2016
- Author, "Retailer trends: In-store big data analytics," *Law à la Mode Issue 19*, April 2016
- Co-author, "The WP29's updated Opinion following the Costeja ruling," *E-Commerce Law and Policy*, March 2016
- Co-author, "Wearable technologies, Watch out for fashion's new market opportunities and challenges," *Law à la Mode*, May-June 2015
- Co-author, "La construction controversée du droit à l'oubli," *Option Droit & Affaires*, April 2015
- Author, "Retailers need to prepare for the new EU Data Protection Regulation," *Law à la Mode*, February 2015
- "Motorola v. Uzan: What happens when non-US statutes block US court discovery served on US branches?," January 2015
- Author, "How EU Data Protection Laws Impact Cross-Border FCPA Investigations," *Global Anti-Corruption Perspective*, September 2014
- Co-author, "EU law on cookies," *Intellectual Property Update*, September 2014
- Co-author, "France: CNIL to Begin Cookies Enforcement in October," *Data Protection, Privacy and Security Alert (US)*, September 2014
- Co-author, "France's Data Protection Authority unveils its inspection targets for 2014," *Data Protection, Privacy and Security Alert (US)*, May 2014
- Author, "CNIL's new rules on whistleblowing simplify hotline implementation in France," *Data Protection, Privacy and Security Alert (US)*, February 2014
- Co-author, "Data Protection Laws of the World Handbook: Third Edition," *Data Protection Alert (EMEA)*, January 2014

Events

Previous

The privacy and security law landscape series

July 2021

The privacy and security law landscape series

Webinar

EDPB, SCCs and Brexit: The future of global data transfers

8 July 2021

Webinar

New EU Standard Contractual Clauses (SCC's)

21 June 2021

Webinar

- Speaker, "GDPR – Latest Developments," AIPLA, December 2020
- Speaker, "Transatlantic data protection law – a US perspective," INFOTECH, Austria, November 2020
- Speaker, "Navigating the changing seas of privacy laws (CCPA, GDPR and other data security and privacy laws)," Franchise Crew In-house Counsel Event, Atlanta, January 2020
- Speaker, "How data catalogs help you prepare for CCPA," sponsored by Data.World, January 2020
- Speaker, "GDPR Update," The Conference Board – HR M&A Council, Princeton, New Jersey, October 2019
- Speaker, "Cyber-Security and Data Privacy in the IP World: What You Need to Know About the Intersection of Cyber-Security, Data Privacy and IP Law," AIPLA CLE Webinar, July 2019
- Speaker, "DLA Piper TechLaw Series - California Consumer Privacy Act," Chicago, July 2019
- Speaker, "HCP Marketing," DLA Piper's GDPR and Life Sciences Day, London, June 2019
- Speaker, "Are You GDPR Compliant? Understanding Its Requirements, Penalties, and Impact on the IP World," AIPLA Spring Meeting, Philadelphia, May 2019
- Panelist, "Consumer Privacy," TransUnion Insurance Summit, Chicago, May 2019
- Speaker, "Managing Data Privacy Compliance at the Crossroads of HIPAA, GDPR, and CCPA: Guidance for Attorneys on Managing Operational Issues," Blue Cross Blue Shield National Summit, Grapevine, Texas, April 2019
- Speaker, "The California Consumer Privacy Act and Its Impact on Healthcare Companies," DLA Piper webinar, April 2019
- Speaker, "Impacts of GDPR & Big Data," ALIS Law, Los Angeles, January 2019
- Speaker, "Operationalizing CCPA," DLA Piper webinar, January 2019
- Speaker, "California Consumer Privacy Act and GDPR – how do they differ?" DLA Piper webinar, November 2018
- Speaker, "National Association of Women Lawyers," November 2018
- Speaker, "What you need to know about GDPR: for recruiters and HR professionals," January 2018
- Speaker, "EU Data Privacy, Cybersecurity and their Impact on Reporting and Bribery Investigations: Strategic Insights for Cross-Border Transfers," 18th Annual New York Conference on Foreign Corrupt Practices Act, May 2016
- Speaker, "The Digital Landscape in Europe: How Will a New Safe Harbor agreement and an Expansive New Privacy Law Shape Business Strategy?" The Association of General Counsel Spring Meeting, California, May 2016
- Speaker, "Stay Ahead of Global Privacy Trends at this Essential Live Even," Bloomberg Law, Washington, DC, February 2016
- Speaker, DLA Piper Tech Day, The Peninsula Hotel, Paris, December 2014

- Speaker, "Innovation, "Data Security and Data Protection", Atos Stakeholder Day, Bezons, France, October 2014
- Speaker, on the topics of fashion bloggers, e-commerce and wearable technologies, FashiOnline, Milan, January 2014
- Speaker "Codes of Conduct for Global Companies in Global Markets", Compliance Week Europe, Brussels, October 2013

NEWS

BTI Consulting Group recognizes 18 DLA Piper lawyers for providing superior client service

10 February 2022

DLA Piper is pleased to announce that BTI Consulting Group has recognized 18 of its lawyers for providing superior service to clients in the BTI Client Service All-Stars 2022 report.
