



DATA PRIVACY AND SECURITY

“Data privacy and security policies and practices protect every single piece of information a company has: from customer data to employee information to intellectual property to financial records. That’s why our team includes lawyers across disciplines, to ensure comprehensive protection against theft and loss and quickly act to safeguard data and reputations when breaches occur.”

WHO WE ARE

Kaufman & Canoles’ Data Privacy & Security lawyers help clients protect the data that keeps their businesses running. We work with companies of all sizes – from small and mid-sized businesses to global corporations and everything in between – to develop and implement effective internal and external data security policies. We ensure they comply with an ever-expanding body of federal and state regulations. And we quickly act to protect company data and reputation when breaches and theft occur.

Our team is composed of attorneys experienced in commercial law, corporate finance, technology law, information security, e-commerce, intellectual property, business litigation, government contracts, healthcare data regulations, and more. In addition, we have cultivated active relationships with leading specialists and forensic experts to proactively mitigate risks and quickly execute a well-orchestrated response when needed.

HOW WE HELP

Data privacy and security are increasingly vital to businesses and their clients. A stolen laptop, credit card data theft, employee embezzlement, wire fraud, or a hacker with access to the company website or private databases can quickly destroy reputations, finances, and relationships.

We work with our clients to develop comprehensive data security plans that ensure compliance with internal controls and safety measures, industry-specific rules, and state and international regulations, including the Health Insurance Portability and Accountability Act (HIPAA), the Computer Fraud and Abuse Act (CFAA), and the Telephone Consumer Protection Act (TCPA).

HOW WE HELP (CONT.)

At the same time, we help businesses further reduce risk by auditing company systems to discover and eliminate weaknesses that could lead to cybersecurity breaches. To do this, we bring in specialized IT professionals to identify and help resolve hidden vulnerabilities, all under the confidentiality of attorney-client privilege.

Clients trust our counsel to guide them in sound business and security practices that cover using publicly available files, protecting company records, handling customer data, and more. They appreciate our comprehensive service and relentless advocacy as we help them manage risk and protect their data and reputations. Some of the areas in which we can help:

- Breach notification and representation before regulators
- Bring your own device (BYOD)
- Employee data management
- Employer and employee relationships
- Government and criminal investigations
- HIPAA and HITECH security assessments and audits
- Intellectual property litigation
- Payment credit-card industry data security standards (PCI DSS)
- Safe-harbor provisions
- Technology export and import controls
- Trade-secret protection and litigation

WHO WE REPRESENT

We work with software companies, healthcare providers, manufacturers, credit unions and other financial institutions, educational institutions, and other businesses to develop and implement data security plans, mitigate financial and reputational risks, and protect interests when data is lost and stolen.

REPRESENTATIVE MATTERS

- Advised multispecialty physician practice on reporting breach of protected health information affecting more than 3,000 individuals
- Regularly advises physicians, practices, hospitals, and long-term care providers regarding HIPAA privacy and security policies and procedures
- Regularly assists healthcare covered entities and business associates in analyzing potential breaches of protected health information and HIPAA reporting requirements
- Assist clients with the preparation and review of data breach response plans