Privacy & Cybersecurity

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The development of AI marks a watershed moment in human endeavor, altering nearly every aspect of business and daily life. While the benefits of this emerging technology are substantial, privacy, data protection, and cybersecurity risks cannot be overstated.

Privacy Compliance and Regulation: Our firm guides regulatory compliance and data privacy considerations relevant to AI technologies, including compliance with the General Data Protection Regulation (GDPR) and other national and global privacy regimes, as well as issues raised under California Consumer Privacy Act (CCPA) and other state privacy laws related to automated decision making.

Data Protection Strategies and Cybersecurity Risk Management: In the age of AI, safeguarding sensitive data is paramount. Our close collaboration with clients results in robust data protection strategies that guard against unauthorized access, breaches, and data misuse. We draft and review data protection policies, conduct privacy impact assessments, and provide guidance on data encryption and anonymization techniques. Simultaneously, we address cybersecurity risks associated with AI implementation, including algorithm vulnerabilities, data storage practices, and network security protocols. Our proactive cybersecurity measures and incident response plans effectively tackle cyber threats, and we also provide guidance on the use of AI-driven cybersecurity tools.

AI Compliance Assessments: We conduct thorough assessments of AI systems to ensure strict adherence to relevant ethical considerations and privacy legal standards. From the outset of AI development, we provide guidance on implementing privacy-by-design principles. We work with your internal team, and any external stakeholders, to achieve best practices for the responsible use of AI. Additionally, we routinely collaborate with our colleagues in IP, Labor & Employment,

Regulatory, Corporate, Litigation, and other areas to provide clients with a comprehensive perspective on issue-specific requirements and strategic considerations.

AI Counseling: Our team provides strategic counsel to help clients navigate the potential risks associated with machine learning (ML), its impacts on data privacy and cybersecurity, and ethical issues associated with the adoption of AI. As this technology develops, our lawyers assist clients in establishing compliance programs that adapt to emerging AI laws and regulations. Through our unique AI legislation and consumer privacy law trackers, we actively monitor the fast-evolving AI landscape and advise on regulations and market trends that may impact your organization. We also create data governance programs to optimize data value for AI model development and utilization.

Education and Training: We provide tailored workshops and training for clients on privacy laws, ethical and legal implications of AI, risk management strategies, and practical best practices for AI adoption.

Contract Drafting and Negotiation: Our lawyers draft and negotiate contracts related to AI technologies, including licensing agreements, data sharing agreements, and service level agreements. We ensure that contracts adequately address data protection, privacy, and cybersecurity considerations, providing our clients with peace of mind and clarity in their business relationships.

Litigation and Dispute Resolution: In the event of disputes or litigation arising from AI-related issues, our firm offers skilled representation in negotiations, mediation, arbitration, and courtroom proceedings. We have a proven track record of advocating for our clients' interests in complex legal matters involving AI, privacy breaches, data misuse, and cybersecurity incidents.