

Cyberlaw for All

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Topic summary

In-house practitioners and the outside counsel who serve them can no longer relegate cybersecurity issues to niche practitioners.

With the frequency of these threats on the rise, we all need to become legal issue-spotter.

Agenda

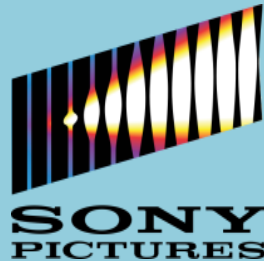
- The cyber threat
- Data handling protocols
- How to respond to a breach

The Cyber Threat: Headlines

Card Account
Hacks



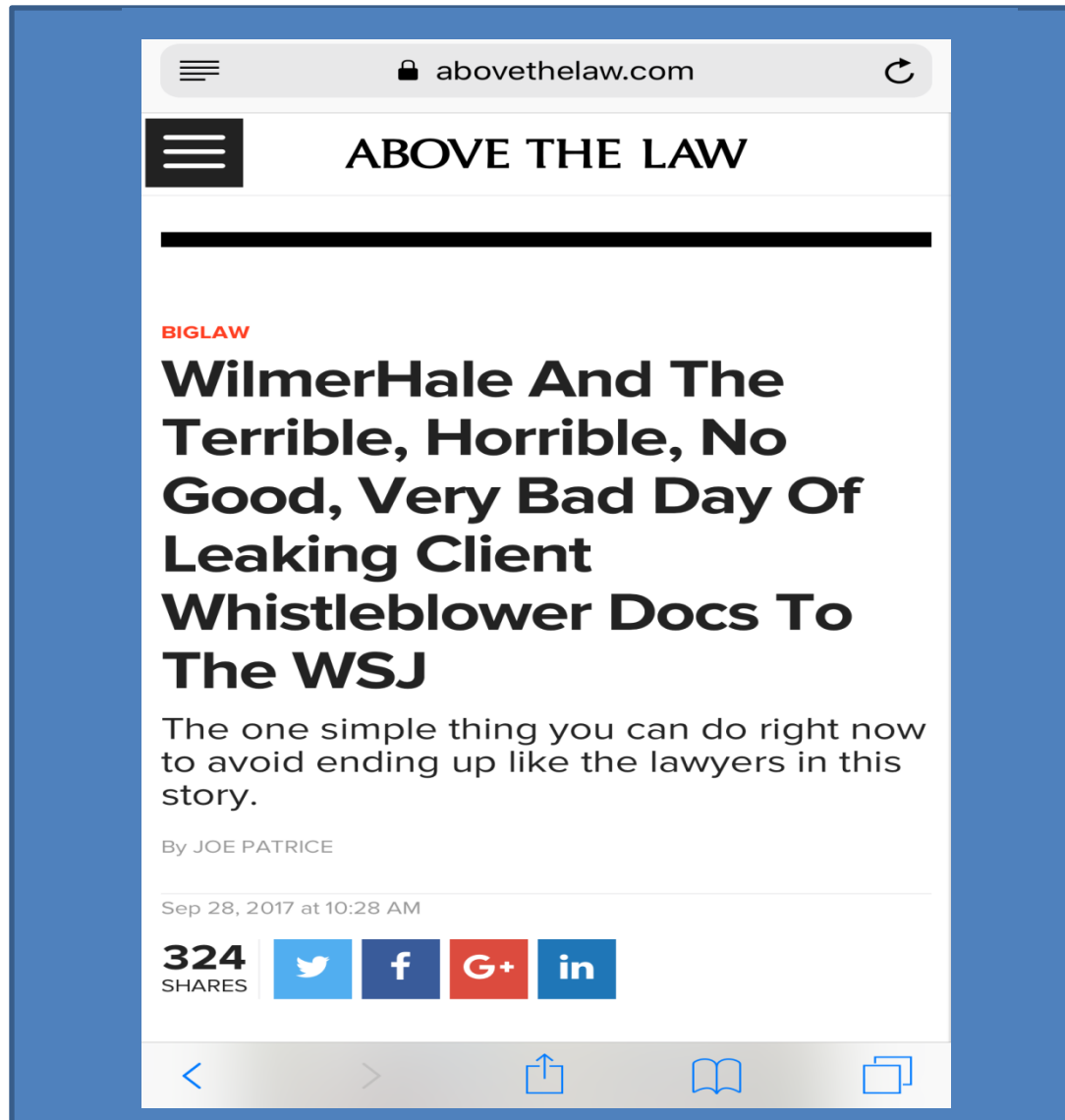
Email Hacks



Other NPPI
Breaches



The Cyber Threat: Headlines



The Cyber Threat: Headlines



The Cyber Threat: Scenarios

- External threat actors
 - State sponsored actors
 - Cyber criminals
- Internal threats
 - *“I intended to send this to the other John Smith”*
 - *“I lost my laptop”*
 - *“My remote access is so spotty, I had to email the files to myself to I could work on them at home....”*

Data Handling Protocols: Current Legal Framework

- Payment Card Industry Data Security Standards (PCI DSS)
- September 2016 NYDFS Cybersecurity Requirements for Financial Services Companies
- EU General Data Protection Regulation

Data Handling Protocols: Market Expectations

- Tokenization
- Passwords
- Credit freezes

How to Handle a Cyber Event

- Playbooks
 - Breach definition
 - Core team
 - Regulatory notifications
 - Customer communications
- Vendor management
- Litigation