



HIVEMIND

From W&M's Data Privacy & Cybersecurity Legal Society



March 2, 2020 – March 23, 2020

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JOIN THE DATA PRIVACY SOCIETY

THE DATA PRIVACY AND CYBERSECURITY LEGAL SOCIETY IS NOW ACCEPTING BOARD APPLICATIONS

The Data Privacy & Cybersecurity Legal Society has grown a lot over the past few years. With a membership of over thirty students and more than ten program events hosted over the last two semesters alone, DPCLS continues to reflect the dynamic

and expanding field of data privacy and cybersecurity law. Now, as we turn our attention to next year, DPCLS is looking for new board members with the energy and enthusiasm to match this increasingly influential student organization.

UPCOMING EVENTS

WYTHE LECTURE: DANIELLE CITRON

Danielle Citron is a Professor of Law at Boston University School of Law and she will be presenting a lecture entitled "The Data Death Penalty & Other Privacy Protections."

Professor Citron is a 2019 MacArthur Fellow. She teaches and writes about privacy, free speech, and civil procedure.

This lecture is part of the Wythe Lecture series will be held during the lunch hour on Monday, March 2nd. Lunch will be provided.

For more information about Professor Citron, check out her [website](#). DPCLS also recommends watching her [TedTalk about Deepfakes](#). Some of her publications are available on SSRN.

Where: Room 119

When: March 2nd at 12:50pm

ROSARIO RUIZ, FREELANCE ATTORNEY

[Rosario Ruiz](#) is a freelance privacy attorney from Spain who works on GDPR compliance projects for public and private organizations, including EU and non-EU based clients. She provides legal advice on Data Protection matters, such as biometric data and email monitoring in the workplace, and other special categories of personal data. Join us for a presentation from Ms. Ruiz on March 3rd during the lunch hour.

Where: Room 141

When: March 3rd at 12:50pm

As a member of the DPCLS board, you would participate in regular board meetings and assist in facilitating events throughout the semester. For information about the role of each individual board member, feel free to reach out to the [current board](#).

Open Board Positions for 2020-2021 Academic Year

- ✓ **President**
- ✓ **Vice President**
- ✓ **Secretary**
- ✓ **Treasurer**
- ✓ **Alumni Relations**

If you are interested in applying, send your application to the DPCLS board email by **Monday, March 16th**. Applications should include (1) a list of the positions you are applying for, ranked according to preference, (2) a statement of why you are interested in joining the board, and (3) your resume.

SPOTLIGHT on MAEVE OLNEY



Maeve Olney is a William & Mary Law School alumna and currently works as an associate at Hunton Andrews Kurth LLP in New York City. She is a member of the firm's privacy and cybersecurity practice and advises clients on myriad federal, state and international privacy and data security laws and compliance issues. She also has assisted with several high-profile cybersecurity incidents. Maeve works with clients across all industries and enjoys counseling them through the various privacy and cybersecurity legal issues that arise in today's fast-paced environment.

“**Privacy and data security are top priorities for organizations of all industry sectors.**”

“Our firm represents clients in retail, hospitality, finance, and everything in between,” said Ms. Olney. “Every client faces a different set of challenges, questions and concerns, but it is very interesting to see the commonalities in terms of what companies are thinking about from a privacy and data security perspective. Privacy and data security are top priorities for organizations of all industry sectors.”

Ms. Olney's interest in privacy and cybersecurity began during her 2L summer with Hunton in New York City. “A law firm wasn't really on my radar at the time,” said Ms. Olney. “But I had a classmate at William & Mary who

encouraged me to apply and I took the opportunity.” While at Hunton that summer, Ms. Olney met one of the partners on her current team, Brittany Bacon, who helped foster her interest in privacy work.


“**Brittany became a mentor to me and quickly saw privacy as a potential area of focus for me.**”

“Brittany became a mentor to me and quickly saw privacy as a potential area of focus for me,” said Ms. Olney. “If it wasn't for her identifying that [early on], I never would have known to ask.” Today, Ms. Olney's work has been focused in large part on the implementation of the California Consumer Privacy Act of 2018. “The CCPA was really a groundbreaking moment in U.S. privacy law,” explains Ms. Olney. “The U.S. is one of the few developed countries in the world that has no comprehensive data protection law.” Rather, privacy and cybersecurity regulations in the U.S. are made up of a “patchwork” of different laws. “Until we have a comprehensive federal law, it will continue to be a challenge for companies to handle privacy compliance in the U.S. [With the CCPA,] [e]verybody is figuring out what [the law] means, how to comply, and what the enforcement risks are.” In addition to CCPA and other state regulations, Ms. Olney says the increased attention to privacy in the national media has had an impact on her work. Stories about high-dollar settlements, injunctions,

and fines have garnered significant public attention, which in turn impacts consumer trust. “Just yesterday,” said Ms. Olney, “I watched one of the partners on my team give a presentation to one of the world's largest financial institutions on privacy, and what non-lawyers on the ground can be doing to integrate privacy and security into their business model in ways that make sense from a compliance perspective, but also from a consumer trust perspective.”

Looking forward, Ms. Olney expects to see further increases in the number of privacy and cybersecurity regulations both in the U.S. and abroad. “There are a lot of countries that already have data protection laws, and many more that are considering or actively enacting them,” says Ms. Olney. “It will be interesting to see what the legislative developments are, how this patchwork of developments [may fit] together, and how organizations will deal with managing these different regulations.”

Maeve's Recommended Resources for Students

-  **Network.**
-  **Attend Speaker Events.**
-  **Go to Conferences.**
-  **Read [Hunton's Privacy & Information Security Law Blog](#) to stay up to date on the industry.**

The views expressed in this interview belong exclusively to Maeve Olney and do not reflect the official opinions or positions of Hunton Andrews Kurth LLP.



THE HIVE'S TOP FIVE

What's happening in the world of data privacy and cybersecurity? **Here are five headline stories that we've been watching:**

1 MARRIOTT DATA BREACH FAQ: HOW DID IT HAPPEN AND WHAT WAS THE IMPACT?

By Josh Fruhlinger

"Many of the details remain undisclosed, but this cyberattack is a cautionary tale about IT security, mergers and acquisitions, and Chinese espionage." [Read the full CSO article here.](#)

2 FCC PROBE FINDS MOBILE CARRIERS DIDN'T SAFEGUARD CUSTOMER LOCATION DATA

By Drew FitzGerald and Sarah Krouse

"The Federal Communications Commission is seeking hundreds of millions of dollars in fines from the country's top cellphone carriers after officials found the companies failed to safeguard information about customers' real-time locations." [Read the Full WSJ article here.](#)

3 GOODRX SHARES MY PRESCRIPTIONS WITH THIRD PARTIES – AND IT'S PERFECTLY LEGAL

By Shoshana Wodinsky

"With the abysmal state of healthcare in this country, it shouldn't be surprising that tech companies—specifically those in the app space—have swooped in left and right to solve the ills that the federal government can't or won't." [Read the full Gizmodo article here.](#)

4 FACEBOOK HAS PAUSED ELECTION REMINDERS IN EUROPE AFTER DATA WATCHDOG RAISES TRANSPARENCY CONCERNS

By Natasha Lomas

"Big tech's lead privacy regulator in Europe has intervened to flag transparency concerns about a Facebook election reminder feature — asking the tech giant to provide it with information about what data it collects from users who interact with the notification..." [Read the full article here.](#)

5 NEW EVASION ENCYCLOPEDIA SHOWS HOW MALWARE DETECTS VIRTUAL MACHINES

By Lawrence Abrams

"A new Malware Evasion Encyclopedia has been launched that offers insight into the various methods malware uses to detect if it is running under a virtual environment." [Read the full Bleeping Computer article here.](#)

EVENT RECAP: NOAH DOWNS

Noah Downs is an associate attorney with Morrison Rothman in Richmond, VA. He received his J.D. from the University of Richmond in 2015 and, after first pursuing a career as an actor, began specializing in intellectual property and entertainment law. He

joined the Data Privacy & Cybersecurity Legal Society, the Sports & Entertainment Law Society, and the Student Intellectual Property Society last week for a lunch time lecture. Mr. Downs entry into the fascinating field of video game law is owed to his energy, tenacity, and enthusiasm. His advice to students was to start branding themselves

early. As a young attorney, he went to conventions like the Penny Arcade Expo in Boston, handing out thousands of business cards and making connections with people who would eventually become his clients. One of those contacts, a friend from his acting days, was running a music label for

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EVENT RECAP: BOBBY TURNAGE JR.

On Wednesday, February 26th, DPCLS wrapped up Privacy Month with a special lecture from Bobby Turnage, an attorney with Sands Anderson in Richmond, VA. Mr. Turnage’s expertise in cybersecurity and data security was outpaced only by his enthusiasm. As the Cybersecurity & Technology Team Leader at Sands Anderson, he is part of a team of about seven attorneys who specialize in cybersecurity, data security, privacy, and technology.

Mr. Turnage shared the story of his career and the details of his day-to-day work at Sands Anderson. After law school, he worked at a small litigation firm before transitioning to in-house legal work with National Solutions, LLC, where he was first exposed to the intersections of the law and technology. Network Solutions was, at the time, the only place in the country where you could purchase a domain (.com, .edu, etc.) and he worked with them for over eight years. He was also a partner at Venable, where his practice focused on cybersecurity, data security, and technology transactions. He decided to move away from Northern Virginia and took a job at Sands Anderson in 2019.

In his current position, Mr. Turnage helps clients draft priv-

acy policies and navigate the various state and federal regulatory schemes. He assists them with data security obligations and data breaches responses. He helps his clients to understand these requirements, create incident response plans, and practice their data privacy procedures through tabletop exercises. When a breach occurs, his team coaches their clients through the response procedures.

He emphasized the different obligations for clients in various industries. The first step, according to Mr. Turnage, is to define his client’s industry, then determine which regulations apply to that industry. He deals regularly with HIPAA, GLBA, the FTC, and state regulations.

His biggest piece of advice for students was to stay motivated, make the most of bad experi-

ences, and be a solution provider. He told students that “our job as attorneys is to help people succeed and achieve objectives.”

DOWNES (CONT'D)

content creators on Twitch and asked for his help. Mr. Downes said his success in this field came from his ability to dig into something that he knew nothing about. He grew his knowledge base quickly and found his niche in the social media legal world, which he describes a combination of intellectual property, cybersecurity, and lots of contracts. His day-to-day work includes creating privacy policies and terms of service for his clients, and assisting clients with negotiations. He emphasized how young this field is and how quickly a new attorney can become an expert.

OPPORTUNITIES

- ❑ The National Communications and Information Administration is accepting applications for student trainees in their PATHWAYS program! More details on their [website](#).
- ❑ DPCLS is posting student research papers on our [website](#). Email DPCLS if you are interested in submitting your paper for consideration.

CONTACT US

DPCLS is a student-led organization at William & Mary Law School. We are always happy to hear feedback from our fellow students. Contact us with your ideas, comments, and suggestions.

✉ DPCLS@email.wm.edu

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