

Services & Industries

Data Governance

Lowndes' Data Governance Group is a multi-disciplinary team of lawyers who assist our clients in complying with current and emerging federal, state and international laws related to privacy and data protection. We provide practical advice that helps our clients to meet their needs by addressing the risks they face and preventing potential threats to their business. Our attorneys are also experienced in responding to data breaches and litigation concerning privacy and data collection issues.

Data Privacy

As electronically stored information continues to grow at exponential rates and technology makes it easier than ever before to track, collect, and store proprietary, personal, and confidential information about businesses and individuals, companies are implementing privacy-based policies proactively before a data breach occurs. Nevertheless, every day companies suffer data breaches from what are believed to be secure networks.

We counsel business and technology executives in proactive data breach policy-making, internal investigations, and data breach response, including litigation resulting from same. The proactive approach taken by our attorneys saves businesses time and money in the event of a data breach by an employee, a former employee, or a third party.

In addition, our attorneys advise businesses on compliance with federal and state laws such as the Health Insurance Portability and Accountability Act of 1996 (HIPAA), the Health Information Technology for Economic and Clinical Health Act (HITECH), the Gramm-Leach-Bliley Act (GLB), Genetic Information Non-Discrimination Act of 2008 (GINA), and the Fair and Accurate Credit Transactions Act (FACTA), among others.

Cybersecurity

Our attorneys counsel companies and businesses on all facets of cybersecurity including unauthorized use of electronic data by employees, former employees, and third parties who pose cyberthreats to clients' businesses, as well as the associated response in the event a computer crime occurs.

eDiscovery

Privacy and eDiscovery share similar spaces in the modern world. With privacy concerns, businesses almost always have an eDiscovery issue. Recognizing the close fit between these two disciplines, our attorneys are prepared to tackle the full gamut of legal issues arising from these disciplines.

Electronic discovery (eDiscovery) is becoming a critical component of litigation and records management. Approximately 93% of all business records are created and stored electronically with 50% never reaching printed hard copy form. Unwieldy and improperly

managed growth of electronically stored information can be costly in litigation.

eDiscovery extends beyond electronic documents created in applications such as Microsoft Word or Excel, to include email, text messaging, telecommunication records, voicemail, recorded video, blogs and the actual user computers for mining of electronic "trails" for activity, actions and deleted information. eDiscovery extends beyond personal computers to encompass cell phones, tablets, servers, cloud computing, online data repositories, data replication and data backups.

We counsel business and technology executives both in a reactionary phase and in a proactive approach to eDiscovery. The reactionary phase involves providing the appropriate response measure for impending or current litigation. The proactive approach aligns your business objectives and workflow to better track, identify and manage the lifecycle of electronically stored information through legally defensible policies and business practices.

We provide assistance to our clients through all phases of eDiscovery including: information management, identification, preservation, collection, processing, review, analysis, production and presentation.

KEY CONTACT