

Privacy and Information Governance

At Pashman Stein Walder Hayden, our Privacy and Information Governance practice helps clients achieve their business goals and gain a competitive edge by balancing the business and legal risks of collecting, storing, and managing the increasing amounts of valuable personal and corporate data generated daily. The practice group advises on and litigates issues of privacy compliance, data security, and e-discovery. The firm's approach to managing these legal risks is also uniquely positioned to often find operational efficiencies to further help our clients' businesses succeed.

Privacy

Privacy issues are a major focus of state and federal government agencies, state Attorneys General, state and federal legislation, consumers, industry, and the media. Privacy laws and regulations are rapidly changing in response to this increased scrutiny. This patchwork of state and federal authority has created numerous pitfalls for businesses that possess customer and employee personal information.

Pashman Stein's Privacy and Information Governance practice works with clients to develop legal solutions that complement business needs while mitigating these privacy compliance risks. Our attorneys can advise clients on:

- Developing and implementing privacy and security policies.
- Privacy audits assessing the compliance of business activities with privacy laws and regulations.
- Advising on privacy compliance and risk management strategies, processes, and corporate controls.
- Data breach incident response.
- Internal corporate investigations.
- Litigating third-party liability and indemnity issues.
- Counseling on and litigating the availability of insurance coverage for related losses.
- Monitoring developments in privacy law and regulation, and advocating policy positions before legislators and key regulators.

Data Security

While data security is a component of privacy compliance, PSWH recognizes that data security risks extend to all corporate information, including valuable and often irreplaceable intellectual property, confidential and proprietary trade secrets, and corporate financial information, among others. The value of this and other proprietary corporate information makes the cost and consequence of data loss ever more serious.

Pashman Stein's attorneys advise clients on the legal and business risks of digital theft or destruction of these valuable corporate assets. Our attorneys counsel clients on comprehensive compliance and loss-mitigation strategies that take a holistic view of the client's business, network systems, and information and data management issues. Oftentimes, our attorneys can advise on processes and controls that not only mitigate legal risks but also improve operational efficiencies, adding to clients' competitive edge.

e-Discovery

Pashman Stein's Privacy and Information Governance practice is also uniquely positioned to bring its information management expertise to add value in any complex investigation, arbitration, or litigation. The reality is that the rising cost of e-discovery too often drives litigation results as clients compromise legitimate claims and defenses that are economically infeasible to litigate. The Privacy and Information Governance practice develops comprehensive, pragmatic, and innovative e-discovery strategies to mitigate these excessive costs.

Our attorneys have extensive experience developing e-discovery plans, including cross-border data transfers. Even prior to litigation, however, our Privacy and Information Governance practice is available to advise clients on formulating and implementing internal e-discovery best practices, processes, and procedures.