



## Cybersecurity & Privacy Protection

Do you know how to legally protect your company before or after a cyberattack? Our Cybersecurity team's multidisciplinary approach can help.

### **You don't think it can happen to you or your company!**

Sure, you've heard about the threats, but they seemed distant to you. Then it happens. An external cyberattack. A ransomware demand. An internal security breach. Theft of data by a vendor. Pick your poison. What do you do? Where do you turn for help?

There are many choices. Mega-law firms. Accounting firms. Data security firms. Insurance brokers. Forensic computer experts. Consultants. Consultants. Consultants. But do they provide the combination of resources needed to solve your problem? Maybe. But how timely and costly will the solution be? Consider our HBCyberGroup.

### **We feel your pain**

Law firms are also targets of cyberattacks and hacking. We are continuously evaluating and implementing new data security protection measures and practices to safeguard our clients' sensitive information and our privileged communications with our clients. We have also represented victims of major data breaches and helped them navigate the turbulent waters of insurance coverage, public relations, and the inevitable follow-on litigation, including class actions.

### **There are no silver bullets**

This is an emerging interdisciplinary field. There is no unifying federal law and over 47 different state law regimes. The standard of care for privacy and data protection remains unsettled and varies by organization and context. What level of due diligence is required to meet your industry's standards? The insurance markets for cybersecurity, data breach, and related privacy issues are commonly

#### **PROFESSIONALS**

Glenn E. Davis

Charles N. Insler

Amy E. Johnson

#### **RELATED PRACTICES**

Business & Corporate

Insurance Services

referred to as the “Wild West”; there are no common coverage platforms, policies, or exclusions. Preventive measures such as information security policies, access controls, malware defenses, security configurations for hardware and software, boundary defenses, data recovery, employee training, system monitoring, and incident response and management are not one size fits all.

## HeplerBroom offers a value-oriented solutions approach

A multi-disciplinary combination of our resources and complementary external resources allows us to provide a flexible team approach focused on your specific needs and situation. We do not propose complicated solutions to simple problems or deceptively simple approaches to complex challenges. Whether the need is for a fast and effective incident response team with legal, technical, and reputation management expertise for a crisis, or calm planning for defense mechanisms to ward off threats, we can coordinate the right combination of talent and practical judgment to address your issues. The HBCyberGroup has formed an alliance with leading information security forensic, data storage, reputation management, and insurance broker firms to deliver value-oriented and practical solutions.

Our experience and knowledge base deals with a wide range of information security, data breach, and privacy protection issues, scaled to your organization:

- Cyber insurance coverage
- Counsel on legal duties under applicable federal and state laws and regulations
- Counsel on compliance with industry protocols
- Emergency response strategies and communications
- Class action and other litigation defense
- Privacy protection and First Amendment issues
- Identity theft/misappropriation
- Trade secret misappropriation
- Computer fraud and tampering
- Contracting and payment practices
- Employment issues
- Product liability and the Internet of Things
- Contractor and vendor policies
- Company information security policies, response plans, and procedures
- Social media
- Illinois Biometric Information Privacy Act

## How do we do this?

And why can we be trusted with your most sensitive challenges? First, we listen and listen carefully to you to learn precisely what your problem entails. HeplerBroom has developed industry relationships with leading data security firms, security technology experts, public relations firms, insurance brokers, and insurance companies. We combine their expertise with our own directed experience in this space to build the right solution on a situational basis. No off-the-shelf remedies. No exorbitantly priced résumés.

And we have worked hard at this. Over the years, we have worked across many industries, including:

- Financial services
- Insurance
- Healthcare
- Professional services
- Utilities
- Education
- Government
- Manufacturing
- Chemical
- Pharmaceutical
- Retail

Our breadth of experience provides business insight into business practices, regulations, information management, and critical potential vulnerabilities. This translates into prompt and effective understanding of your business objectives and sensitivities.

## Resources

We've written several free guides about cybersecurity. Just click on the link(s) below to learn more:

- [COVID-19 and Cybersecurity](#)
- [Glossary of Cybersecurity Terms](#)
- [Cybersecurity Guides](#)
- [Articles/Publications](#)
- [Helpful Links](#)

## Case Results

SEPTEMBER 14, 2012

Bozarth Obtains Favorable Opinion in Illinois Appellate Court

## Insights

### News

NOVEMBER 3, 2022 | RECOGNITION

HeplerBroom Ranked Nationally as a 2023 "Best Law Firm"

NOVEMBER 4, 2021 | RECOGNITION

HeplerBroom Ranked Nationally as a 2022 "Best Law Firm"

APRIL 14, 2020 | FIRM NEWS

Let's Be Careful "In" There: Resources You Can Use for Cybersecurity in the COVID-19 Pandemic

FEBRUARY 6, 2020 | RECOGNITION

HeplerBroom Recognized for Support of Cybersecurity

FEBRUARY 7, 2017 | FIRM NEWS

Cybersecurity, Data Breach & Privacy Protection Practice Group Added

### Publications

OCTOBER 18, 2022 | PUBLICATION

Insler Publishes Article on BIPA Litigation in State Bar Journal

MAY 11, 2021 | PUBLICATION

Insler Publishes Article on BIPA for American Bar Association

MAY 6, 2021 | PUBLICATION

Insler Published in State Bar Association Journal

JANUARY 14, 2020 | PUBLICATION

Insler Publishes Update on Illinois' BIPA

NOVEMBER 27, 2018 | PUBLICATION

Insler Publishes Article on BIPA

OCTOBER 9, 2018 | PUBLICATION

Davis Publishes Article on Cybersecurity for Healthcare Experts

APRIL 24, 2018 | PUBLICATION

Insler's Bar Journal Article Explores Increase in Number of Illinois Biometrics Privacy Act Litigation Cases

MARCH 9, 2017 | PUBLICATION

Insler Publishes Cybersecurity Article in *DRI Quarterly*

## Events

MAY 6, 2022 | SPEAKING ENGAGEMENT

Johnson to Speak to Insurance and Risk Consultants about Claims Files

MARCH 3, 2022 | SPEAKING ENGAGEMENT

Davis to Speak at ABA's Cybersecurity Conference

FEBRUARY 9, 2021 | SPEAKING ENGAGEMENT

Davis Educates Clients and Others about the Solarwinds Security Breach

JULY 14, 2020 | SPEAKING ENGAGEMENT

HB Attorneys Present Seminar for American Bar Association

MARCH 12, 2020 | SPEAKING ENGAGEMENT

Inslar Discusses Illinois BIPA at National Conference

NOVEMBER 14, 2019 | SPEAKING ENGAGEMENT

Davis Spoke to Independent Insurance Agents about Cybersecurity Planning

SEPTEMBER 3, 2019 | EVENT

HeplerBroom Picked to Host International Conference

JUNE 11, 2019 | SPEAKING ENGAGEMENT

Davis Speaks to U.S. Government Cybersecurity Cooperative

SEPTEMBER 11, 2018 | SPEAKING ENGAGEMENT

Davis to Discuss Cybersecurity and Insurance

MARCH 29, 2018 | SPEAKING ENGAGEMENT

Odom and Davis Organize and Speak at IDC Seminar on Cybersecurity

MARCH 22, 2018 | SPEAKING ENGAGEMENT

Davis Among Speakers at Cyberbreach Seminar

OCTOBER 26, 2017 | SPEAKING ENGAGEMENT

Davis Talks about Cybersecurity at SLU's Workforce Center IT Summit and Associated Industries of Missouri Annual Meeting

SEPTEMBER 14, 2017 | SPEAKING ENGAGEMENT

Davis to Provide Cybersecurity Updates to Central Illinois Women's Bar Association

JULY 18, 2017 | SPEAKING ENGAGEMENT

Davis Talks Cybersecurity to Illinois Firefighters

APRIL 27, 2017 | EVENT

HB Sponsoring Insurance Law and Coverage Seminar in May

AUGUST 25, 2015 | SPEAKING ENGAGEMENT

Rankin was a Presenter at DRI Class Actions Seminar

## Blog Posts

[OCTOBER 6, 2022 | BLOG](#)

**Insurance Providers & BIPA Litigation: Are Insurers Obligated to Defend Their Insureds in BIPA Litigation?**

[MAY 4, 2021 | BLOG](#)

**Four Appellate Decisions Could Alter the Current Landscape for Claims Under Illinois' Biometric Information Privacy Act (BIPA)**

[FEBRUARY 9, 2021 | BLOG](#)

**The Biometric Information Privacy Act (BIPA) Is Back Before the Illinois Supreme Court**

[NOVEMBER 3, 2020 | BLOG](#)

**Could the Illinois Biometric Information Privacy Act (BIPA) Have a One-Year Statute of Limitations?**

[MAY 5, 2020 | BLOG](#)

**Law Firm Faces Off Against Carrier/Client for Data Breach**

[FEBRUARY 4, 2020 | BLOG](#)

**Facebook Tagged for \$550 Million Settlement**

[JULY 16, 2019 | BLOG](#)

**Is the Illinois Biometric Information Privacy Act (BIPA) Unconstitutional?**

[JANUARY 29, 2019 | BLOG](#)

**Get Ready for a Wild Ride: The Illinois Supreme Court Decides that a Bare Violation of BIPA Supports a Cause of Action, with No Actual Injury Required**

[OCTOBER 18, 2018 | BLOG](#)

**Getting Burned by BIPA. The First District Splits with the Second District on the Statute's Meaning of "Aggrieved"**

[AUGUST 23, 2018 | BLOG](#)

**Don't Do KRACK**

[AUGUST 7, 2018 | BLOG](#)

**Tastes Great! Less Filling! Passwords and Passphrases**

[JUNE 21, 2018 | BLOG](#)

**Welcome to the United States. Now Please Enter Your Passcode**

[MARCH 8, 2018 | BLOG](#)

**Three Things Are Certain: Death, Taxes, and Tax Fraud. Be Prepared for Tax Scammers and Fraudulent Returns**

[FEBRUARY 20, 2018 | BLOG](#)

**Standing in Data-Breach Cases - Risk of Future Injury Remains Unsettled: SCOTUS Skirts Apparent Circuit Conflict**

MAY 11, 2017 | BLOG

Just What the Doctor Ordered: Government Succeeds in Keeping Anthem Data Breach Documents Under Wraps

MAY 9, 2017 | BLOG

Arby's: We Have the Breach! Cautionary Observations on Reputation Management and Cyber Breach Disclosures

MAY 3, 2017 | BLOG

Fake News: SEC Spear Phishing Scam—Don't Trust, and Verify