



## CYBERSECURITY

### [Sammamish, Washington Declares Emergency After Ransomware Attack](#)

I was a speaker at a recent conference of municipalities in a state last week, and during my presentation, I mentioned the various cyber-attacks that have affected cities, towns and educational departments in the U.S. (Atlanta, GA; Farmington, CT; West Haven, CT; Leeds, AL; Yarrow Point, WA; and Leominster, MA, to name a few). Little did I know that at that very time, the city of Sammamish, WA was declaring an emergency following a ransomware attack on the city's computer system. [Read more](#)

### [Girl Scouts Announce Another Cybersecurity Patch](#)

The Girl Scouts of the USA announced that it has partnered with the Hewlett Packard Enterprise (HPE) to develop a new patch that girl scouts will be able to obtain if they successfully complete Cyber Squad, a game designed to educate girls aged 9-11 years about privacy, security, online activities and cyberbullying. The goal is for the scouts to “navigate online as smart, cautious consumers protecting their identity, their data and their safety.” [Read more](#)

## ENFORCEMENT + LITIGATION

### [Individuals Need Not Allege Actual Injury to Sue for Damages Under the Illinois Biometric Information Privacy Act](#)

On January 25, 2019, a unanimous Illinois Supreme Court decision held that, under that state's Biometric Information Privacy Act (BIPA), a person need not suffer actual injury or adverse effect in order to bring suit under the statute. In its decision in [Rosenbach v. Six Flags Entertainment Corp.](#), the Court determined that a minor child whose thumbprint was scanned as part of an amusement park's season pass-holder program, allegedly without proper notice or consent, was an “aggrieved person” who could maintain a claim under BIPA. [Read more](#)

### [TCPA Class Action filed Against Medspa for Unwanted Text Messages](#)

Last week, Florida skin care spa, Medspa Del Mar LLC (Medspa), was hit with a Telephone Consumer Protection Act (TCPA) class action in federal court for allegedly using an automatic dialing system to send unwanted text messages advertising its treatments. The lead plaintiff claims that Medspa invaded her and other class members' privacy by sending a series of impersonal, generic messages without their

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expressed written consent as required by the TCPA. [Read more](#)

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## DATA PRIVACY

### [CCPA Part 2 – What Does Your Business Need to Know? Consumer Requests and Notice to Consumers of Personal Information Collected](#)

In Part 1 of this series, we discussed the purpose of the California Consumer Privacy Act of 2018 (CCPA), the types of businesses impacted, and the rights of consumers regarding their personal information. This week, we'll review consumer requests and businesses' obligations regarding data collection, the categories and specific pieces of personal information the business has collected, and how the categories of personal information shall be used. [Read more](#)

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## INTERNET OF THINGS

### [California Law IoT Devised to Have “Reasonable Security Feature”](#)

On September 28, 2018, California passed Senate Bill No. 327, Chapter 886, which regulates the security of all internet of things (IoT) devices sold in California. Collectively, IoT broadly refers to all internet-enabled devices, and includes everything from doorbells and lamps to cell phones and wearable devices. Beginning January 1, 2020, this bill will require a manufacturer of a connected device to equip the device with “a reasonable security feature or features” to “protect the device and any information contained therein from unauthorized access, destruction, use, modification, or disclosure.” Additionally, this California law requires that any device capable of authentication outside a local area network either have a pre-programmed password that is unique to each device or require users to generate a new password before users are granted access to the device for the first time. [Read more](#)

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## NEW + NOW

### [Data Privacy & Security Considerations in Mergers & Acquisitions Due Diligence](#)

It has long been standard practice to include data privacy and security due diligence in mergers and acquisitions for technology companies. Over the last several years, there has been an increase in data breaches, which are costly and damaging to a company's brand, and therefore, we have seen an uptick in companies including detailed requests from target companies about their data privacy and security posture, compliance and risk.

Any target company that has employees holds risky data, including its employees' names, addresses, dates of birth, social security numbers, financial information, drivers' license information, and more. Collectively, all of this data is protected by state laws and if there is an unauthorized access, use or disclosure of this data, notification to individuals and regulatory bodies may be required. In addition to employee data, target companies may have customer personal information and vendor or subcontractors' personal information. All of this data poses a risk and due diligence surrounding the risk is appropriate. [Read more](#)

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## DRONES

### [Drone Activity Halts Newark Airport Flights](#)

Last week, reports of “drone activity” temporarily halted flights at Newark Liberty International Airport in New Jersey. The Federal Aviation Administration (FAA) had to briefly hold arrivals due to “reports of drone activity north of the airport earlier that evening.” The airport had to coordinate with the FAA and federal law enforcement authorities to investigate the reports, which came from crews of both Southwest and United Airlines flights. The FAA did not confirm the sighting.

However, incidents like this are one of the reasons the FAA is concerned with the safe implementation of drones in the national airspace. [Read more](#)

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### [Successful Flight, Boeing’s Autonomous Passenger Aircraft](#)

Last week, Boeing completed the first test flight of its autonomous passenger aircraft prototype in Manassas, Virginia. The prototype is 30-foot long and 28-foot wide, powered by an electric propulsion system with a flight range of about 50 miles. The flight was successful, completing a controlled takeoff, hover and landing. Boeing hopes to test forward, wing-borne flight as well as the transition phase between vertical and forward-flight modes. [Read more](#)

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### [Meet Marty: The Newest Non-Human Grocery Store Employee](#)

In an effort to reduce liability from spills and other hazards, a few grocery store chains will now have a new employee on the ground: a six to seven-foot tall, googly-eyed robot named Marty. Marty is an autonomous robot with a “sensing tower on it with various cameras” giving it the ability to scan the aisles for slipping hazards. As of now, Marty is unable to actually clean the spill or remove the hazard, but instead notifies a store employee who can come to take care of the problem. Marty can eventually be repurposed to help scan shelves for blank spaces in inventory and also be used to gather other useful data for the stores. [Read more](#)

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## PRIVACY TIP # 175

### [Data Privacy Day](#)

Did you know Data Privacy Day was celebrated worldwide this week, on January 28, 2019? In recognition, this week’s Privacy Tip includes a map of the world - called *Global Cyberlaw Tracker* - showing which countries protect the online privacy rights of its citizens. [Read more](#)