

Data Privacy + Cybersecurity Insider

Leveraging Knowledge to Manage Your Data Risks

CYBERSECURITY

[FBI and DHS Warn of Russian Cyberattacks Against Critical Infrastructure](#)

U.S. officials this week warned government agencies, cybersecurity personnel, and operators of critical infrastructure that Russia might launch cyber-attacks against Ukrainian and U.S. networks at the same time it launches its military offensive against Ukraine. [Read more](#)

[Joint International Advisory Warns of Increased Global Threat of Ransomware](#)

A joint [Cybersecurity Advisory](#) issued by U.S. and international partners, entitled "2021 Trends Show Increased Globalized Threat of Ransomware," warns of "the growing international threat posed by ransomware over the past year" on a global perspective. [Read more](#)

ENFORCEMENT + LITIGATION

[Motion to Dismiss Denied in Class Action for Alleged Violations of Illinois Biometric Data Privacy Law](#)

In a class action lawsuit filed in the U.S. District Court for the Northern District of Illinois, Clearview AI Inc. faces allegations that it uses facial recognition technology that violates the Illinois Biometric Information Privacy Act (BIPA). The complaint alleged that Clearview scraped over three billion images from various social media platforms and other online sources to create a facial recognition database. However, BIPA requires businesses to provide notice to consumers and obtain consent before collecting biometric data. In response, Clearview argued that BIPA violates the First Amendment in that BIPA inhibits Clearview's ability to collect, use, and analyze publicly-available information because the company's analysis of public faceprints is protected speech. [Read more](#)

[Privacy and Cybersecurity Are Driving Compliance Initiatives According to Corporate Counsel](#)

In a recent [report](#) by the Association of Corporate Counsel, a survey of chief legal counsels provided confirmation of what we've been saying for a while: expectations of increased regulatory enforcement, and privacy and cybersecurity are driving organizations to dedicate more efforts to compliance. In fact, 64 percent of those surveyed responded that they expected regulatory enforcement will increase in the next year. This expectation is driving compliance efforts for these corporate leaders. According to the report, the "focus on privacy regulations across multiple countries and jurisdictions (China, European Union, the United States) is forcing companies to step up its compliance efforts." [Read more](#)

DATA PRIVACY

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[MoviePass Will Track Users' Eye Movements to Ensure Ad Views](#)

MoviePass, a service formerly known for offering moviegoers unlimited movie tickets for ten dollars a month, is returning from bankruptcy with a new business model: trading ad views for "credits" used to redeem tickets. In an industry first, the platform will require users to enable the app to use their phone's biometric facial recognition feature to ensure that they are actively viewing the ads that the platform serves. The feature will operate on any cell phone with a camera. [Read more](#)

NEW + NOW

[Texas AG Sues Meta, Alleging Massive Collection of Face Geometries Without Consent](#)

Texas enacted a biometric information privacy law way back in 2001, which was amended in 2009. That was a long time ago in the context of the development of privacy laws, and even longer when it comes to biometric information privacy laws. In this rapidly changing area of law, Texas was surely ahead of its time. [Read more](#)

DRONES

[Another Attempt at Blocking Chinese-Made Drones in the U.S.](#)

This week, U.S. Senators Marco Rubio, Rick Scott, and Tom Cotton (as well as U.S House of Representatives member Elise Stefanik, who introduced parallel legislation) introduced the Countering CCP Drones Act in an effort to add DJI, a Chinese technology company, to the Federal Communications Commission's (FCC) "Covered List." The "Covered List" identifies telecommunication equipment that poses a threat to America's national security and bans their use in U.S. communications infrastructure. DJI is the world's largest drone manufacturer, with operations in California as well as China and elsewhere. [Read more](#)

PRIVACY TIP #319

[How Facial Recognition Technology Works and Why You Should Care](#)

Many individuals are unaware of how facial recognition technology works, who is collecting their facial geometry, and how their biometric information is being used and disclosed. This week's Privacy Tip discusses a recent situation involving biometrics. [Read more](#)

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