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Leveraging Knowledge to Manage Your Data Risks



CYBERSECURITY

[CFOs Identify Cyber Attacks as One of Their Top Operational Risks](#)

FM Global and CFO Research Services have partnered together and recently issued a [study](#) entitled "Finance's Role in Operational Risk Management: CFO Research on Building a Resilient Company." The study was based on polling 100 senior financial executives from U.S. Fortune 1000 companies. The CFOs' top operational concerns included equipment failure, data breaches and/or cyber-attacks, and natural disasters. [Read more](#)

[Major League Baseball Fines Cardinals and Plucks Draft Picks for Hacking the Astros](#)

It doesn't always pay to be a hacker. This week, Major League Baseball (MLB) made a strong statement about its tolerance for teams hacking other teams. We previously reported on the incident when a Cardinals employee hacked into the Astros database to lift information about scouting and rankings of eligible draft picks. [Read more](#)

[Global Cybersecurity, Surveillance, and Privacy: The Obama Administration's Conflicted Legacy](#)

This article courtesy of guest blogger Prof. Peter Margulies of Roger Williams University School of Law.

In the wake of Edward Snowden's disclosures, the United States administration faced a daunting series of challenges on surveillance, cybersecurity, and privacy. Congress was reluctant to enact comprehensive legislation. Moreover, Snowden's revelations had triggered an international trust deficit. To deal with these challenges, the executive branch under President Barack Obama resorted to two alternatives: soft law and agency discretion. [Read more](#)

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HIPAA

[Children's Medical Center of Dallas Clobbered by OCR](#)

In a rare move, the Office for Civil Rights (OCR) assessed a \$3.2 million fine against Children's Medical Center of Dallas (Children's) after it issued a Notice of Proposed Determination against Children's and Children's failed to request a hearing. The Notice was issued following the OCR's investigation of two self-reported data breaches. [Read more](#)

ENFORCEMENT + LITIGATION

[Second Circuit Denies *En Banc* Rehearing in Microsoft Email Case](#)

On January 24, 2016, the U.S. Court of Appeals for the Second Circuit denied the Department of Justice's request for an *en banc* rehearing regarding [In the Matter of a Warrant to Search a Certain Email Account Controlled and Maintained by Microsoft Corp., a/k/a Microsoft Corp. v. United States](#) (No. 14-2985). The denial leaves in place a controversial decision by a three-judge panel that quashed a warrant obtained by the DOJ under the Stored Communications Act (SCA) seeking the contents of a Microsoft customer's emails. [Read more](#)

[Facial Scan Case Dismissed under Illinois Biometrics Law](#)

The developers of two NBA video games were successful this week in getting a putative class action alleging violations of the Illinois Biometrics law dismissed. Two named plaintiffs alleged that the video games violated the Illinois Biometrics Information Privacy Act (BIPA) because the game developer failed to get the gamers' permission prior to using and storing their facial features and disclosed the likeness of them to other players. The games use technology to capture 3D scans of their faces to make avatars of the gamers while playing against other users. [Read more](#)

DATA SECURITY

[WhatsApp Security Flaw, Lawsuit in Germany](#)

Tobias Boelter, a University of California Berkeley cryptography researcher claims that last year he found a security flaw in WhatsApp's encrypted smart phone messaging application. The flaw,

which relates to the unique security keys exchanged between WhatsApp users, is reported to allow third parties, including governments, to intercept messages in transit. [Read more](#)

DATA BREACH

[Employee Downloads Substance Use Information onto Flash Drive and Loses It](#)

USB drives continue to be one of the top risks on the list of data loss. Complete Wellness recently notified over 600 patients, who were treated for behavioral health and substance use disorders at a Complete Wellness facility, that their sensitive information was downloaded onto an unencrypted flash drive by an employee, who took it off the premise and proceeded to lose it. [Read more](#)

DRONES

[Orlando Issues New Drone Ordinance to "Balance the Need to Protect the Privacy of its Citizens"](#)

The city of Orlando, Florida, recently issued a new [drone ordinance](#) aiming to “promote hobbyists and commercial use of unmanned aircraft” while “balancing the paramount need to protect the well-being, tranquility and privacy of its citizens.” The ordinance restricts the use of drones (that is, the launch, landing, or operation) at or near city property: within 500 feet of a venue, outdoor public assembly, an event with more than 1,000 people, and a county/municipal detention facility. [Read more](#)

[Drone Operator Arrested in California for Operation Near Helicopter Rescue](#)

On January 27, 2017, police in Pacifica, California, arrested a drone operator for allegedly flying a drone near the scene of a helicopter rescue, which effectively delayed the rescue operation. Police and fire rescue responded to a rescue call for a person who had fallen off a cliff. However, shortly after the operation began, the team noticed a drone hovering nearby. [Read more](#)

PRIVACY TIP #72

[Check Out WNYC's Privacy Paradox Podcast Series](#)

Starting February 6, WNYC is starting a five-day plan “to solve that

digital dilemma” of having the convenience of living online but trying to take control over who gets your personal information and what they do with it. It’s called the Privacy Paradox series.

I just signed up for the series on [their site](#).

You might want to as well.

Here’s the plan: WNYC will send us five newsletters each day during the challenge week. Each one will provide tips and a “short podcast explaining the science, psychology, and tech behind that day’s challenge.” And after the five days of tips and podcasts, we will take back our digital identity “and maybe even your soul.” Wow.

The five days are as follows:

- Day 1—What Your Phone Knows
- Day 2—The Search for Your Identity
- Day 3—Something to Hide
- Day 4—Fifteen Minutes of Anonymity
- Day 5—Your Personal Terms of Service

And then you take a quiz.

Now, I am hoping that my readers will ace these paradoxes, and the quiz, (because, by the way, this is Privacy Tip #72), but we can always learn more, and the featured speakers are experts in the field and know their stuff.

So, join me in signing up for the Privacy Paradox before February 6, and let me know what you think and how you did. I’m not on Facebook because my account got hacked, so maybe someone else can post about the privacy paradox on Facebook and see what Facebook’s algorithms do with it!

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