

Data Privacy + Cybersecurity Insider

Leveraging Knowledge to Manage Your Data Risks

CYBERSECURITY

[Twilio Hit with Social Engineering Smishing Scheme](#)

We've explained smishing schemes before [view related [posts](#)]. Smishing is like phishing, but uses SMS texting to deliver malicious code to users' phones, or tricks the user into visiting a malicious website to steal their credentials or money. Hence, the important tip is to be very wary of texts from unknown individuals urging you to click on links embedded within the text. [Read more](#)

ENFORCEMENT + LITIGATION

[ACTS Retirement Services Faces Class Action over Data Breach](#)

ACTS Retirement Services, Inc. (ACTS), a non-profit corporation that manages retirement communities, suffered a data breach in April 2022, which led to unauthorized access to thousands of current and former employees' personal information. Specifically, names, Social Security numbers, and financial information were effected. As a result of this incident, ACTS now faces a data breach class action suit in which the plaintiffs allege that ACTS failed to implement adequate security systems to protect employee information, which led to the access of their information by cyber criminals. The complaint alleges that the incident will lead to a heightened risk of identity theft and fraud for all affected individuals. Furthermore, the complaint alleges that the credit monitoring and identity theft protection services offered were insufficient to protect the proposed class members. [Read more](#)

NEW + NOW

[AI Can't Hold Patents Because They Require an "Inventor" to Be a "Natural Person"](#)

A federal court [ruled](#) last week in *Thaler v. Vidal* (4th Cir. Aug. 5, 2022), that an artificial intelligence (AI) system cannot be listed as a named inventor on a patent application, affirming earlier rulings from the United States Patent and Trademark Office (USPTO) and the lower court in the Eastern District of Virginia. [Read more](#)

DRONES

[FAA Issues Task Order for UTM Project at Griffiss International Airport](#)

This week, the Federal Aviation Administration (FAA) issued a task order contract to the New York UAS Test Site for an unmanned aircraft system (UAS or drone) integration project. The project is designed to assist in the development of a UAS traffic management (UTM) system and to promote the safe operation of high-volume drone operations. This UTM Field Test project (Project) will be overseen by the Northeast UAS Airspace Integration Research Alliance, Inc. (NUAIR), a New York-based nonprofit that manages the operations of the FAA-designated New York UAS Test Site at Griffiss International Airport in Rome, New York. NUAIR led the efforts for New York's 50-mile UAS Corridor that runs between the cities of Rome and

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Syracuse. The Project will be conducted in this Corridor and will provide the FAA with information useful to policy development and standards for beyond visual line-of-sight drone operations. Such operations are critical to the advancement and widespread integration of commercial drone operations in the national airspace at low altitudes. [Read more](#)

PRIVACY TIP #340

[Smishing Scams Reminder](#)

The Twilio and Cloudflare smishing [attacks](#) provide a timely reminder of how sophisticated smishing attacks are and how they can affect businesses and their customers. This week's Privacy Tip elaborates on the function of the scheme.

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