UT LAW CLE Continuing Legal Education

2023 Essential Cybersecurity Law
October 26, 2023 • The Whitehall Hotel • Houston, TX
October 26, 2023 • Live Webcast

Thursday Morning, Oct. 26, 2023

Presiding Officer:
Emily Westridge Black, Shearman & Sterling LLP - Austin, TX

7:30 am In Houston Only	**Registration Opens** Includes continental breakfast.
8:20 am	**Welcoming Remarks**
8:30 am 0.75 hr 0.50 hr ethics	**SEC Cyber Update: New Rules on Cybersecurity Disclosures, Enforcement, and Other Current Priorities** Hear an SEC enforcement attorney and defense counsel discuss the latest on Commission rules, enforcement actions, and current priorities related to cybersecurity. Derek Kleinmann, U.S. Securities and Exchange Commission - Fort Worth, TX Tim Newman, Haynes Boone, LLP - Dallas, TX
9:15 am 1.00 hr	**Assessing Your Privacy Law Risk: What Does Reasonable Security Actually Mean?** All of the recently enacted and effective state consumer data privacy laws require that covered businesses implement a “reasonable” security program. Likewise, covered businesses are required to include clauses in their agreements with service providers, contractors and other third parties that impose a duty to protect disclosed personal data with “reasonable” security. Learn from a regulator, an in-house general counsel and an outside privacy counsel what this means and what it looks like and how to do it in your own law firm or company. Elizabeth Rogers, Michael Best & Friedrich LLP - Austin, TX Esther Chavez, Assistant Attorney General, Office of the Attorney General - Austin, TX Ashley Fischer, Tiff's Treats - Austin, TX
10:15 am	**15-Minute Break**
10:30 am 1.00 hr 0.50 hr ethics	**Developing an Effective Incident Response Plan** Walk through the main components you want to have in place for your incident response plan, including what to include and what NOT to include, OFAC implications, and more. Jeremy Rucker, Spencer Fane - Plano, TX John B. Sapp Jr., Texas Mutual Insurance Company - Austin, TX
11:30 am 0.50 hr 0.25 hr ethics	**To Pay or Not to Pay: Issues and Considerations for a Ransomware Response** Ransomware attacks continue to plague companies and organizations. What factors should be considered as part of your response? Who, inside and outside your organization, should be at the table making those decisions? How has the ransomware landscape evolved that can impact the decision on whether to pay or not? The decision on whether to pay a ransomware or cyber extortion demand can be complex, dynamic,

	and highly circumstance specific. William R. Daugherty, Norton Rose Fulbright - Houston, TX Jasen Orme, Federal Bureau of Investigation - Houston, TX
12:00 pm In Houston Only	**Pick Up Lunch**

Thursday Afternoon, Oct. 26, 2023

Presiding Officer:
Jay Johnson, Charles Schwab & Co., Inc. - Westlake, TX

12:15 pm 0.75 hr	**INTERACTIVE LUNCHEON WORKSHOP:** **Cybersecurity Breach: Hypothetical Scenario and Response** Moderators: William R. Daugherty, Norton Rose Fulbright - Houston, TX Jeremy Rucker, Spencer Fane - Plano, TX
1:00 pm	**10-Minute Break**
1:10 pm 1.00 hr	**Getting Someone Else To Pay: Cybersecurity Insurance Essentials** This cyber insurance discussion explores how insurance responds to a cybersecurity or ransomware incident and discusses where to look for coverage, how to maximize it, and missteps to avoid jeopardizing your coverage. It also addresses hot topics like social engineering coverage, the war exclusion, and insuring ransoms. Natalie DuBose, Haynes Boone, LLP - Dallas, TX Kara Altenbaumer-Price, McGriff - Dallas, TX
2:10 pm 1.00 hr ethics	**Practical Considerations and Implications of Generative AI** An overview of practical considerations and implications for the in-house use and governance of generative AI. Emily Westridge Black, Shearman & Sterling LLP - Austin, TX Steven Gyeszly, Marathon Oil - Houston, TX Karl V. Hopkins, Bradley - Houston, TX
3:10 pm	**15-Minute Break**
3:25 pm 0.25 hr	**Byte-Sized Update: Cybersecurity Litigation and Regulatory “Round Up”** A ‘lightning round’ discussion covering notable cybersecurity lawsuits and regulations from the past year, including updates on state privacy laws, proposed SEC and NYDFS regulations, data breach litigation, and executive Wells notices. Molly Russell, Charles Schwab - Dallas, TX
3:40 pm 0.75 hr	**Contracting with Third-Party Vendors: Top Risk and Privacy Law Considerations** A primer on how to revise third-party vendor contracts to include cybersecurity and privacy law provisions, perform cybersecurity vendor due diligence, and what you need to know to best protect yourself or clients from regulatory scrutiny. David Curtis, Orrick, Herrington & Sutcliffe LLP - Seattle, WA

	Hannah Levin, Orrick, Herrington & Sutcliffe LLP - Washington, DC
4:25 pm 1.00 hr 0.50 hr ethics	**The Role of the Board: Before, During and After a Cybersecurity Incident** A summary from sitting board members and board governance experts on obligations, tips, and best practices for boards in preparing for and responding to cybersecurity incidents, and in affectively evaluating and addressing the attendant risks. Moderator: Jay Johnson, Charles Schwab & Co., Inc. - Westlake, TX Panelists: Rebecca A. Klein, Klein Energy, LLC - Austin, TX Kristen Edwards Marquardt, Hakluyt - McClean, VA Mary P. Ricciardello, Eagle Materials, Pro Petro - Houston, TX
5:25 pm	**Adjourn**