

Cybersecurity: Enforcement and Regulation

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The panel

David L. Hirsch, J.D., CFE, is senior counsel in the Enforcement Division of the U.S. Securities and Exchange Commission. Dave is the Cyber Liaison in the Fort Worth Regional Office and is a member of the SEC Digital Ledger Technology Working Group and the Dark Web Working Group. He received the SEC Staff Excellence Award in 2018, and recently authored a chapter on blockchain and information security for the Handbook of Blockchain Law, soon to be published by Wolters Kluwer.

Camelia Lopez is an Assistant United States Attorney in the United States Attorney's Office for the Eastern District of Texas in Plano, where she serves as the district coordinator and lead attorney for Computer Hacking and Intellectual Property matters. She is also the district's National Security Cyber Specialist and manages a full docket of cases involving economic espionage, cyber intrusion, fraud, money laundering, export control, and terrorism. Camelia previously served as Senior Litigation Counsel and Deputy Criminal Chief, managing the district's busiest office in Plano.

Shamoil T. Shipchandler is just here for comedic relief.

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Obligatory disclaimer

The views expressed today are those of the speakers, and not necessarily the views of the organizations they represent.

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Food for thought

From an article about the Equifax settlement:

“Sen. Ron Wyden, D-Ore., also said the settlement fell short. **‘In a just world, these executives would be going to jail,’** Wyden said in a statement. ‘No one should be able to collect deeply sensitive information on 200 million people without their consent, treat it with reckless disregard and then just pay a fine when a predictable, easily avoidable hack takes place.’”

Another example of where a victim would share a cell with the criminal?

MOTHERBOARD
TECH BY VICE

Sen. Ron Wyden Introduces Bill That Would Send CEOs to Jail for Violating Consumer Privacy

The ‘Consumer Data Protection Act’ is a bill that would comprehensively overhaul internet privacy protections.

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Outline

- Government approaches
- Hypotheticals

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FTC: Overview

“The FTC has long been the cop on this particular beat: over the past two decades, we have brought hundreds of cases, conducted about 70 workshops, and issued about 50 reports to help protect consumer privacy. Our work over the last year demonstrates the FTC’s approach to consumer privacy: vigorous enforcement with every tool we have.... [T]he FTC has done a remarkable amount to protect consumers’ privacy with the tools and resources at its disposal. But we must do more. We need to continue evaluating privacy risks as they evolve.”

—Prepared Opening Remarks of Chairman Joseph J. Simons, “Hearings on Competition and Consumer Protection in the 21st Century: The FTC’s Approach to Consumer Privacy,” April 9, 2019

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