Robinson+Cole

Data Privacy + Cybersecurity Insider

Leveraging Knowledge to Manage Your Data Risks

CYBERSECURITY

GAO Report Identifies Need for DOE to Address Risks to Electrical Distribution System

The United States Government Accountability Office (GAO) recently completed and published a study on electricity grid cybersecurity that concluded the Department of Energy needs to ensure that its plans fully address risks to distribution systems. *Read more*

ENFORCEMENT + LITIGATION

<u>Walmart Litigation Provides Guidance on Data Breach Class Action</u> Suits Under the CCPA

Gardiner v. Walmart provided some guidance as to the specificity required to state a claim under the California Consumer Privacy Act (CCPA) and the types of damages that may be recoverable for breaches of California consumer data. On July 10, 2020, Lavarious Gardiner filed a proposed class action against Walmart, alleging that unauthorized individuals accessed his personal information through Walmart's website. Although Walmart never disclosed the alleged breach or provided any formal notification to consumers (and maintains that no breach occurred), Gardiner claimed that he discovered his personal information on the dark web and was told by hackers that the information came from his Walmart online account. He also claims that by using cybersecurity scan software he discovered many vulnerabilities on Walmart's website. Read more

HIPAA

OCR Settles Two More Right of Access Cases

Continuing its serious march against covered entities not allowing patients access to their records, the Office for Civil Rights (OCR) has settled two more cases in two days in its Right of Access Initiative. This brings the tally of OCR's settlements to a total of 18. Read more

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FBI Warns State and Local Governments of Increased Business **Email Compromise Threat**

State and local governments have been hammered with business email compromise (BEC) attacks over the past few years and the onslaught does not appear to be abating. Read more

National Cybersecurity Center Launches Free Training for State Elected Officials

Speaking of security education and training, the National Cybersecurity Center this week launched a new initiative to offer cyber-hygiene and IT security sessions to elected state government officials and their staff for **FREE**. The training sessions are getting a financial boost from Google and bipartisan support from Secretaries of State Frank LaRose (R-Ohio) and Jena Griswold (D-Colorado), who will be the program's emissaries. Read more

DRONES

House Committee Hearings on Transportation Provide Insight on the Future of UAS

The House Committee on Transportation and Infrastructure heard testimony from U.S. Department of Transportation (DOT) Secretary Pete Buttigleg this week on the Biden Administration's priorities and plans for national transportation infrastructure. Read more

PRIVACY TIP #278

Privacy Rights Education

As technology is constantly evolving, it can be difficult to stay current on privacy rights and how data is collected, stored, used, and disclosed. This week's privacy tip discusses relevant and timely content on the rapidly-changing patchwork of privacy risks and rights. Read more

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