

HALL BOOTH SMITH, P.C.



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Partner

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Biography

Jade Davis is a Partner at Hall Booth Smith who focuses her practice on data privacy, cybersecurity, artificial intelligence, and construction technology.

Jade provides strategic privacy and cyber-preparedness compliance advice and defends, counsels, and represents companies on privacy, global data security compliance, data breaches, and investigations. Jade advises companies on best practices in privacy, artificial intelligence, cybersecurity, data, mobile, cloud storage, Ad Tech privacy, Internet of Things, and other areas of regulatory compliance.

She leads companies in legal assessments of data security and provides counsel to companies on how best to implement strategies to lead with data and avoid pitfalls. She helps companies strategically think about data while being mindful of global data protection laws, such as the GDPR, UK GDPR, PIPEDA, PDPA, PIPL, LGPD, nFADP, DPDP, CCPA, HITECH, and HIPAA, to name a few.

Jade enjoys helping clients deal with crisis management issues to

Services

[Construction](#)

[Data Privacy & Cybersecurity](#)

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protect the brand and leads forensic investigations. Her data privacy/cyber security practice reaches into a variety of sectors such as Healthcare, Manufacturing, Hospitality, Construction, Technology, Marketing, Agriculture, Retail, Entertainment, Telecommunications, Energy, Transportation, Logistics, Human Resources, Real Estate, and Insurance to provide litigation defense, advisory assistance, and contractual expertise regarding data privacy agreements, standard contracts clauses and addendums, vendor subcontracts, privacy policies, and cookie policies, among others.

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Jade also routinely drafts and negotiates master service agreements, software-as-a-service agreements, and other agreements in the technology industry. Her keen sense makes her an indispensable member of the Corporate team for data privacy and due diligence for business transactions.

In her construction experience, while she focuses on advising construction clients on technology related issues such as digital twins, robotics, artificial intelligence, and data privacy protections for all of these, she has immense experience defending construction stakeholders against defect claims, including engineers, architects, general contractors, and manufacturers. She also assists construction industry clients with their contracts, project negotiations, dispute avoidance, litigation, and alternative dispute resolution.

Prior to narrowing her niche to data privacy, cyber security, and construction, Jade practiced complex commercial litigation across a myriad of sectors. Representative matter examples include the following:

- Obtaining defense dismissal for window and door manufacturer against developer on claims of strict product liability, negligence, and violations of building code.
- Defense dismissal for telecommunications company against telecommunications service provider on breach of contract claims.
- Denial of summary judgment for international luxury hotelier against defendant on claims of trespass and unlawful detention regarding riparian rights and submerged land.
- Summary judgment on earnout provisions of merger

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agreement.

- Defense dismissal for medical doctor on assault and emotional distress tort claims asserted by former employee in retaliation and sexual harassment lawsuit.
- Systems with an emphasis on privacy compliance (HIPAA) and regulatory compliance.

Jade earned her Juris Doctor, with honors, from Stetson University College of Law and her Bachelor of Arts, *summa cum laude*, from Florida State University.

Credentials

Admitted

State Courts:

- Florida

U.S. District Courts:

- U.S. District Court for the Northern District of Florida
- U.S. District Court for the Middle District of Florida
- U.S. District Court for the Southern District of Florida

Education

- J.D., with honors: Stetson University
- B.A., *summa cum laude*: Florida State University

Memberships

Active

- American Bar Association:
 - Privacy and Computer Crime Committee; Privacy,

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Security, & Emerging Technology Division for the
Science and Technology Section

- E-Privacy Law Committee; Privacy, Security, &
Emerging Technology Division for the Science and
Technology Section
- Artificial Intelligence and Robotics Committee; Privacy,
Security, & Emerging Technology Division for the
Science and Technology Section
- Forum on Construction Law; D1: Litigation and Dispute
Resolution; Steering Committee Member, Marketing
Liaison

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- Claims & Litigation Management Alliance (CLM)
- Florida Bar
 - RPPTL, Construction Law Committee, Continuing
Education Chair
 - RPPTL, Fellow, 2022-2024
 - Standing Committee on Cybersecurity and Privacy Law
- Fred G. Minnis Sr. Bar Association, Sarasota-Manatee
Committee
- Greater Sarasota Chamber of Commerce, Business Awards
Judge, 2020–Present
- International Association of Privacy Professionals
- Jack and Jill of America, Inc., Suncoast Chapter,
Parliamentarian
- Leadership Council on Legal Diversity, 2022 Fellow
- Legal Aid of Manasota, Volunteer
- National Bar Association, Commercial Law Section
- National Bar Association, Virgil Hawkins Florida Chapter
- Sarasota Ballet, RELEVÉ Society Leadership Council
- The Florida Bar Foundation, Fellow
- The Links Incorporated, Sarasota/Bradenton Chapter

Former

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- American Bar Association, Forum on Construction Law; D1:
Toolbox Talks Monthly Continuing Education Connect;

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Former & Founding Chair

- Boys and Girls Club of Sarasota County, Former Street Law Instructor
- Cheers for Charity Giving Circle, Former Circle Member, 2018-2020
- Florida Association for Women Lawyers, Sarasota Chapter
- Florida Bar
 - Construction Law Committee, Former Southwest Florida Pro Bono Liaison
 - Construction Law Committee, Former Technology Chair
 - Multicultural Subcommittee for Statewide Diversity & Inclusion Committee, Former Vice-Chair
- Judge John M. Scheb Inn of Court, Former Barrister
- Manatee American Inn of Court, 2018-2020, Former Member
- Ringing College L.E.A.P. Mentorship Program, Former Mentor, 2019-2021
- Sarasota County Bar Association:
 - Diversity & Inclusion Council, Former Member, 2019-2022
 - Young Lawyers Division, Former Director, 2020-2022
 - Civil Trial Section, Former Chair, 2020-2021, Vice Chair, 2019-2020
- The Bridge Builders Esq. National Mentorship Program for Aspiring Black Lawyers, Former Mentor

Recognition

- [Best Lawyers: Ones to Watch® in America](#), Best Lawyers®
 - Commercial Litigation, 2021-2024
 - Construction Law, 2022-2024
 - Litigation – Construction, 2022-2024
 - Product Liability Litigation – Defendants, 2024
- Florida Rising Stars, Super Lawyers, 2020-2023

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- Elite Top Attorneys, Commercial Litigation; SRQ Magazine; 2020-2021
- National Black Lawyers Top 40 under 40, 2021

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- Leadership Sarasota, Class of 2021
- Young Professional of the Year Finalist, Greater Sarasota Chamber of Commerce
- On the Rise . . . Women to Watch, KNOW Sarasota, 2020

Presentations

- **Construction the Visual Case: Harnessing Technology for Persuasive Presentations**
ABA Forum on Construction Law Annual Meeting; April 12, 2024
- **Building Cyber Resilience: A Guide for Subcontractors to Safeguard Your Project**
American Bar Association, 2024 Forum on Construction Law; Marc 20, 2024
- **AI Threats to Law Firms in 2024**
Broward County Bar Association & Florida Lawyers Mutual Insurance Company, Legal Malpractice Symposium; February 2, 2024
- **Elderly & Disabled Waiver Case Management Education**
Georgia Health Care Association, 2024 Winter Convention & Expo; January 18, 2024

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- **Construction Law Foundations: Site Work and Foundations**
American Bar Association, 2023 Forum on Construction Law; November 3, 2023
- **Using AI in Your Business**
HBS Webinar; July 27, 2023
- **Cyber vulnerability in Construction: Discussion of Issues, Prevention, and Guiding Clients**
Florida Bar RPPTL Construction Law Committee; May 8, 2023
- **Intersection of Mental Health and Impact on Diverse Attorneys**
The Florida Bar 2023 Diversity Symposium at Florida Bar Winter Meeting, January 2023
- **E-Discovery in Construction Disputes - Minimizing**

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Costs and Maximizing Recovery for Your Client

American Bar Association Forum on Construction Law; June 21, 2022

- **Analysis of the Potential Impacts on Discovery in Response to the Proposed Rule Changes from the Judicial Management Council Workgroup on Improved Resolution of Civil Cases**

The Real Property, Probate & Trust Law Section of the Florida Bar, Construction Law Committee; June 13, 2022

- **Cybersecurity, Insurance, and Legal Obligations**
Sarasota-Manatee Manufacturers Association panel, April 2022

- **Mastering Rule 30(b)(6) and the New Confer-in-Good Faith Requirement**

American Bar Association Forum on Construction Law; June 16, 2021

- **Expert's Guide to Discovery for Construction Delay Claims**

ABA Construction Law Forum, D1 Litigation & Dispute Resolution, April 2021

- **Bridging Bias and Inclusion with Cultural Competency**
Florida Bar Diversity and Inclusion Committee; Panel for Florida Bar Members; April 26, 2021

- **Use and Importance of Alternative Dispute Resolution**
Sarasota County & Manatee County Bar Associations' Virtual Town Hall Meeting with Sarasota Civil Trial Judges; April 1, 2020

- **Ethics & Cybersecurity: Attorney Duty to Protect Client Data**

Manatee American Inn of Court, October 2019

Publications

- [Navigating the Updated OCR Guidance on Online Tracking Technologies: Key Insights](#)

HBS Data Privacy & Cybersecurity Blog; April 2, 2024

- [Navigating AI in Health Care with Rachel Stuve, Elevance Health](#)

HBS PrivacyCafé Podcast; May 8, 2024

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- **Privacy Dynamics Woven into Recent Foreign Aid Package**

HBS Data Privacy & Cybersecurity Blog; May 7, 2024

- **Analysis and Implications of the EU AI Act**

HBS PrivacyCafé Podcast; March 27, 2024

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- **Predictions for 2024 in Data Privacy and Cybersecurity**

HBS PrivacyCafé Podcast; March 6, 2024

- **LockBit Takedown & Pseudo-Reemergence Continue to Crystallize the Economic Impacts of Ransomware-as-a-Service**

HBS Data Privacy & Cybersecurity Blog; March 6, 2024

- **FTC Moves to Modernize Children's Online Privacy Protection Rule**

HBS Data Privacy & Cybersecurity Blog; February 7, 2024

- **The World's First Comprehensive AI Law — the EU AI Act — is a Landmark in AI Regulation**

HBS Data Privacy & Cybersecurity Blog; January 19, 2024

- **California Privacy Protection Agency Board Approves Legislative Proposal to Require Browsers to Offer Opt-out Preference Signals**

HBS Data Privacy & Cybersecurity Blog; December 20, 2023

- **Justice Department Disrupts Prolific AlphV/Blackcat Ransomware Variant**

HBS Data Privacy & Cybersecurity Blog; December 19, 2023

- **EU-UK Data Privacy Round Up**

HBS Data Privacy & Cybersecurity Blog; December 5, 2023

- **Legal Implications of Using AI in Your Business**

HBS Legal Trends Podcast; September 27, 2023

- **AI in Manufacturing and Managing Risk**

Industry Today; September 14, 2023

- **Not Your Same Old E-Discovery Reminder —Be Ready for Discovery of Collaborative Tech and Social Media**

American Bar Association, Under Construction; June 20, 2023

- **HHS Publishes New Cybersecurity Resources**

HBS Data Privacy & Cybersecurity Blog; May 5, 2023

- **The Construction Industry's Cyber Vulnerability is a C-Suite Risk**

HBS Construction Blog; May 3, 2023

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- **Real Property Case Summaries**

ActionLine, Florida Bar RPPTL Section, Spring 2023

- **Post Storm Relief: Recent Statutory Amendments Help Private Property Owners Understand Statutory Rights to Prune, Trim, and Remove Trees**

ActionLine, Florida Bar RPPTL Section, Winter 2023

- **Infrastructure is Booming - Join or Get Left Behind**

Engineering News Record

- **The Need for Model Legislation on Private Investment in Public Infrastructure Projects**

American Bar Association's Construction Lawyer, Spring 2022

- **"Expert Depositions" and "Corporate Representative Depositions," Construction Checklists, Second Edition: A Guide to Frequently Encountered Construction Issues**

American Bar Association Book Publishing, 2022

- **EDR: Fairly & Ethically Resolving Construction Disputes at a Hare's Pace**

American Bar Association's Under Construction, Summer 2021

- **Disclosure, Disclosure, Disclosure | Tips to Avoid Agent Liability**

Elevate Magazine, Realtor Association of Sarasota Manatee, September 2021

- **A Heartfelt Thank You to Our Judiciary**

Sarasota County Bar Association, The Docket, August 2021

- **Mastering Rule 30(b)(6) and the New Confer-in-Good Faith Requirement for Construction Corporate Representative Depositions**

The Dispute Resolver, ABA Forum on Construction Law, June 2021

- **Honoring the great fight to win the vote: A reflection and charge**

Sarasota County Bar Association, October 2020

- **Client Alert: Amendments to Fair Debt Collection Practices Act and Fair Credit Reporting Act Likely with Proposed New Bill**

Blog

In the Press

[PrivacyCafé: Navigating AI in Health Care with Rachel Stuve, Elevance Health](#)

May 8, 2024

On this episode of PrivacyCafé, Richard Sheinis and Jade Davis discuss navigating AI in the health care sector with guest speaker Rachel Stuve.

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[Privacy Dynamics Woven into Recent Foreign Aid Package](#)

May 7, 2024

In April 2024, the “Foreign Adversary Controlled

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Applications Act” and “Protecting Americans’ Data from Foreign Adversaries Act of 2024” were signed into legislation, resulting in numerous data privacy matters being affected...

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Navigating the Updated OCR Guidance on Online Tracking Technologies: Key Insights

April 2, 2024

The recent update issued by OCR on March 18, 2024, revised the initial guidance from December 1, 2022, providing clearer directives for HIPAA covered entities and business associates regarding the deployment of online tracking tools.

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PrivacyCafé: Analysis &

Implications of the EU AI Act

April 1, 2024

Richard Sheinis and Jade Davis discuss the European Union's Artificial Intelligence Act and its implications for businesses globally, especially in the USA.

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PrivacyCafé: Predictions for 2024 in Data Privacy & Cybersecurity

March 6, 2024

Partners Richard Sheinis and Jade Davis discuss their predictions for the data privacy and cybersecurity industry in 2024.

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LockBit Takedown & Pseudo-

Reemergence **Continue to** **Crystallize the** **Economic** **Impacts of** **Ransomware-** **as-a-Service**

March 6, 2024

In the ongoing global hunt for cybercriminals, the past thirty days have been illuminating for some, unsurprising for others, and climactic for all following the takedown of LockBit.

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HBS Partners **Richard** **Sheinis & Jade** **Davis Host** **New Podcast** **“PrivacyCafé”**

February 26, 2024

Hall Booth Smith is proud to announce the launch of its new podcast PrivacyCafé, hosted by Partners Richard Sheinis and Jade Davis.

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FTC Moves to Modernize Children's Online Privacy Protection Rule

February 7, 2024

After almost four years of review and 175,000 public comments later, the FTC unveiled its plan to update the Children's Online Privacy Protection Rule (COPPA Rule) on December 20, 2023, after the Commission voted 3-0. The last COPPA revision was made in 2013...

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The World's First Comprehensive AI Law — the EU AI Act — is a Landmark in AI Regulation

January 19, 2024

Globally, business owners are

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asking how the European Union's AI Act affects their business. This article will delve into the Act and how businesses will be affected globally, with an emphasis on the U.S.

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Fifteen HBS Attorneys Appointed to Partner

January 5, 2024

HBS introduces fifteen attorneys as newly appointed partners in recognition of their exceptional client service and outstanding leadership

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California Privacy Protection Agency Board Approves Legislative Proposal to

Require Browsers to Offer Opt-out Preference Signals

December 20, 2023

On December 8, 2023, the California Privacy Protection Agency (CPPA) Board voted 5-0 at its meeting to advance a legislative proposal to require browser vendors to include a feature that allows users to exercise their California privacy rights through opt-out preference signals. This recent unanimous decision marks a significant stride toward fortifying consumer privacy rights in the digital realm

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Justice Department Disrupts Prolific AlphV/Blackcat Ransomware Variant

December 19, 2023

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On December 19, 2023, the FBI announced its investigation into Blackcat group, also known as AlphV or Noberus, and that it gained visibility into AlphV's computer network due in part to assistance provided by an informant. "Law enforcement engaged a confidential human source who routinely provides reliable information related to ongoing cybercrime investigations," the FBI

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EU-UK Data Privacy Round Up

December 5, 2023

November was a busy month for data privacy. See below for updates to the EU AI Act, the Information Commissioner's Office's (ICO) response regarding third party cookies, the ICO's appeal of Clearview ruling, and the Italy data protection authority's (DPA) training probe

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HBS Legal

Trends: Legal Implications of Using AI in Your Business

September 27, 2023

Our most recent HBS Legal Trends podcast features Charlotte Partner Richard Sheinis and Tampa Of Counsel Jade Davis. Together, they discuss the legal implications of using artificial intelligence (AI) in your organization, including how AI can be used, the implementation of AI, developing internal AI policies and procedures, best practices, and much more. You can

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Industry Today: Jade Davis on Artificial Intelligence (AI) for Manufacturing Companies

September 18, 2023

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In an article published on September 14, 2023, for Industry Today, Tampa Of Counsel Jade Davis discusses how artificial intelligence (AI) and machine learning can positively impact the manufacturing industry through streamlining and increased efficiency. She also provides insight on how companies can utilize these emerging technologies while mitigating risk. “The cost-benefit of AI makes

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ED Management: Jade Davis Discusses Emergency Department Unauthorized Records Access

September 14, 2023

In an article for the September 2023 edition of ED Management, Tampa Of Counsel Jade Davis discusses the unauthorized access of records by staff in emergency departments (ED). In it, she

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touches upon the frequency of these issues, noting that "It is, unfortunately, a recurring dilemma," and that the breaches "tend to be more prevalent

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34 Hall Booth Smith Lawyers Named to 2024 Best Lawyers: Ones to Watch® in America

August 22, 2023

Hall Booth Smith is pleased to announce that 34 lawyers have been included in the 2024 edition of Best Lawyers: Ones to Watch® in America. The award recognizes associates and other lawyers who are earlier in their careers for their outstanding professional excellence in private practice in the United States.

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American Bar

Association: **Jade Davis on** **Collaborative** **Tech & Social** **Media for E-** **Discovery**

August 15, 2023

In an article published on June 20, 2023, for the American Bar Association, Tampa Of Counsel Jade Davis offers insight into how the continued use of collaborative technologies and remote work applications like Asana, Zoom, and Microsoft Teams will lead to the demand for the production of these electronic communications as electronically stored information (ESI).

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Tampa **Attorney Jade** **Davis** **Appointed to** **the Florida** **Bar Standing** **Committee on**

Cybersecurity and Privacy Law

July 18, 2023

Hall Booth Smith
congratulates Tampa office Of
Counsel Jade Davis on her
appointment to the Florida
Bar Standing Committee on
Cybersecurity and Privacy
Law.

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Sarasota Magazine: Jade Davis on Workplace Harassment

July 10, 2023

In a July 5, 2023, article
published by Sarasota
Magazine, Tampa Of Counsel
Jade Davis offers insight into
how to handle workplace
harassment, particularly for
female employees. Jade
reviews organization
procedures and preventative
measures, discusses
strategies for communicating
to the appropriate parties
when an incident has

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occurred, and reflects on additional options to increase workplace

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West Palm Beach Attorney Danielle Dudai & Tampa Attorney Jade Davis Named to 2023 Florida Rising Stars

June 27, 2023

Hall Booth Smith is proud to announce that West Palm Beach Of Counsel Danielle Dudai and Tampa Of Counsel Jade Davis have been recognized on the 2023 Florida Rising Stars list by Super Lawyers. Danielle has been honored for her work in Business and Corporate matters. She concentrates her practice on corporate and partnership matters,

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HHS Publishes **New** **Cybersecurity** **Resources**

May 5, 2023

The U.S. Department of Health and Human Services (HHS) Office of Information Security recently published new cybersecurity resources with the goal of mitigating common cybersecurity threats in the health care sector. HHS Resources Webinars: These are spotlighted periodically and noticed to subscribers. The next webinar spotlights Health Industry Cybersecurity Practices 2023 changes as it relates

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The **Construction** **Industry's** **Cyber** **Vulnerability** **is a C-Suite** **Risk**

May 3, 2023

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Written by: Jade Davis, Esq.
Continued technological advances in artificial intelligence, robotics, and remote and cloud-operated machinery have amplified the need for the construction industry to have a robust cyber risk strategy. As a result, cybersecurity is now firmly positioned as a c-suite risk and should be a regular topic of conversation at the Board

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Part B News: **Jade Davis on** **New NIST** **Cybersecurity** **Framework &** **Insurance** **Impact**

April 25, 2023

In an article published on April 10, 2023, in Part B News, Tampa Of Counsel Jade Davis shares her insight and expertise on the Health Care and Public Health Sector Cybersecurity Framework Implementation Guide 2.0, from HHS' Administration for Strategic Preparedness (ASPR), its impact on the

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industry, and how compliance could impact cybersecurity insurance. Davis

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HBS Tampa Welcomes Jade Davis, Keith Hoffman, & Lauren Barr

April 13, 2023

Tampa, Florida – April 12, 2023 – Hall Booth Smith, P.C. (HBS) continues to expand its Tampa office as it welcomes Attorneys Jade Davis, Keith M. Hoffman, and Lauren Riley Barr. Jade Davis is Of Counsel who focuses her practice on data privacy, cyber security, and construction. She provides strategic privacy and cyber-preparedness

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