HALL BOOTH SMITH, P.C.

rsheinis@hallboothsmith.com

Partner

303.874.3406

BIOGRAPHY | EXPERIENCE | CREDENTIALS | AFFILIATIONS | RECOGNITION | PRESENTATIONS | PUBLICATIONS | IN THE PRESS

Biography

Richard Sheinis has litigated in federal and state courts for 37 years and has been the first chair for approximately 175 jury trials. His clients have included health care professionals and institutions, technology companies, and global business entities.

Rich takes advantage of his litigation background to work with businesses in the areas of data privacy and cybersecurity, employment, and technology. He works with a wide variety of companies from small technology businesses to publicly traded companies with a global footprint.

Rich also teaches Health Information Privacy and Security as an adjunct professor at the University of North Carolina at Charlotte.

Services

Arbitration & Mediation

Data Privacy & Cybersecurity

Labor & Employment

Strategic Teams

Coronavirus

Crisis Management

Experience

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Data Privacy & Cybersecurity

Rich is a Certified Information Privacy Professional (CIPP-US) and a Certified Information Privacy Technologist (CIPT) through the International Association of Privacy Professionals (IAPP). He works with companies to investigate and respond to HIPAA and other data breaches, advises on regulatory compliance including HIPAA, COPPA, PCI DSS, cross-border data transfer, the EU-US Privacy Shield, and other global privacy regulations. Rich is well-versed in technology matters, and regularly works on technology issues related to:

- Software as a Service (SaaS) agreements
- Web development and hosting
- Cloud computing
- Electronic Health Record software agreements
- Software licensing
- Technology outsourcing
- Data analytics

Labor & Employment

Rich has represented the interests of clients in a variety of employment matters. He has defended clients against discrimination claims base on race, religion, national origin, sex, disability, and age as well as Title IX claims against colleges and universities. He has also represented clients in lawsuits alleging violations of the Family Medical Leave Act, the Fair Labor Standards Act, and a variety of claims alleging wrongful termination. Representative matters include:

- Defended hotel chain against claims of national origin and religious discrimination.
- Defended employer against claim of gender discrimination.
- Represented health care providers against claims of disability, religious and racial discrimination.
- Prepared employment agreements, which included non-compete, non-solicitation and non-interference restrictive covenants.
- Responded to EEOC charges on behalf of a variety of employers.

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Credentials

Admitted

State Courts:

- Colorado
- North Carolina
- Tennessee
- Georgia

U.S. District Courts:

- U.S. District Court for the Northern District of Georgia
- U.S. District Court for the Middle District of Georgia

U.S. Courts of Appeal:

- U.S. Court of Appeals for the Eleventh Circuit

Certifications

- Certified Information Privacy Professional (CIPP/US), IAPP
- Certified Information Privacy Technologist (CIPT), IAPP
- Fellow of Information Privacy, IAPP

Education

- J.D., Duke University, 1983
- B.A., Binghamton University, 1980

Affiliations

- Analytics and Big Data Society, Board Member
- Care Ring: Board of Directors, 2024-Present

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

- DRI
- Hospitality Technology Next Generation
- International Association of Privacy Professionals
- Netherlands-American Chamber of Commerce of the Southeastern United States, Secretary
- University of North Carolina at Charlotte, School of Data Science, Adjunct Faculty

Recognition

- AV Preeminent® Peer Review Rated™, Martindale-Hubbell

Presentations

- **Legal Perspective on AI**
  Charlotte Metro ISSA, Monthly Meeting; May 22, 2024
- **Artificial Intelligence in Medicine: Risks, Benefits, and Best Practices**
  Georgia Society of Healthcare Risk Management (GSHRM) 2024 Winter Meeting; February 2, 2024
- **Using AI in Your Business**
  HBS Webinar; July 27, 2023
- **New U.S. Privacy Laws & the Changing International Landscape**
  BITAC - Operations, April 2023

More +

- **Partnering with Cyber Insurance Before, During, and After an Event**
  Charlotte Technology Leadership Conference; September 10, 2020
- **COVID-19 Legislative Updates and Remote Security,**
  Curi; August 13, 2020
- **Revised CCPA Regulations And How COVID-19 Is Affecting Data Privacy**
  Hall Booth Smith; April 7, 2020
- **State Privacy Law Update**

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

IAPP-Charlotte Knowledge Net Chapter; October 23, 2019

- **CCPA Is Almost Here - How to Get Ready**
  Hall Booth Smith; October 16, 2019
- **Beyond HIPAA: Cyber Threats, Hackers and Risks … and How to Protect PHI**
  Georgia Society of Healthcare Risk Managers, Fall Conference; September 9, 2019
- **NY SHIELD Act: How Your Data Privacy and Security Obligations Could Change**
  Hall Booth Smith; August 20, 2019
- **How AI Is Reshaping the Future of HealthCare**
  Florida Society of Hospital Risk Managers and Patient Safety, Annual Conference; August 15, 2019
- **Blockchain in Hospitality: Regulatory and Governance**
  Hotel Technology Next Generation; April 30, 2019
- **Are You Ready for GDPR?**
  HTNG Asia-Pacific Conference, Macau, China; July 24-26, 2018
- **Held for Ransom! First Steps to Mitigate Potential Server and Systems Takeover**
  Medical Mutual 2018 Webinar Series; April 11,2018
- **Worried About GDPR?**
  HT-NEXT Conference; March 14, 2018
- **GDPR Contracting**
  HT-NEXT Conference, CISO Forum; March 13, 2018
- **Cybersecurity: Keeping Us Safe or Making Us More Vulnerable?**
  Charleston School of Law 2018 Symposium; February 9, 2018
- **GDPR Readiness**
  Hospitality Financial & Technology Professionals, Central Carolina Chapter Meeting; January 26, 2018
- **IT For Banking Law Lawyers: Threats, Security Trends, and Expectations**
  USLAW NETWORK Banking and Financial Services In-House Counsel Forum; October 4, 2017
- **Exercising Cybersecurity Due Diligence in Mergers and Acquisitions**
  Claims and Litigation Management Alliance, 2017 CLM Management & Professional Liability Conference; July 27, 2017

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

- **Data Security Risk Assessments: The Gold of Due Diligence**
  American Bar Association, National Legal Malpractice Conference; April 20, 2017
- **Getting Smart about PII: A Legal & Logistical Roadmap to Protect from Privacy and Security Risks**
  Hotel Technology Forum + HTNG North America HT-Next; April 11, 2017
- **Cloud Security and Mitigating Vulnerabilities**
  UNC Charlotte Cybersecurity Symposium; October 5, 2016
- **The GDPR, EU – US Privacy Shield and the Russian Data Localization Law**
  Hotel Technology Next Generation; May 3, 2016
- **Privacy/Cyber Legal Issues in Private Practices**
  Sterling Risk Advisors, Sterling Club Educational Breakfast; February 2, 2016
- **Better Call Saul**
  Hospitality eResources, Data Security Training Seminar; January 2016
- **Data Privacy and Security, Cyber Liability, Compliance and Other Concerns in the Data Age**
  Ohio Association of Civil Trial Attorneys; November 20-21, 2015
- **Protection and Use of EMR in the Digital Age of Analytics, Clouds and Bad Guys**
  North Carolina Health Information Management Association; November 5, 2015
- **Privacy & Cyber Liability, Protecting Your Business**
  Sovereign Risk Solutions, Soup to Nuts Lunch & Learn; August 27, 2015
- **Dawn of the Data Age**
  DRI, Data Breach & Privacy Law Conference; September 2014
- **The Road to Data Privacy and Cybersecurity**
  Alabama Association of Corporate Counsel, April 2014
- **The New HIPAA Security Omnibus Regulation & Other Updates for the HIPAA Security Rule**
  Georgia Society for Healthcare Risk Management, Fall 2013 Conference
- **Employment Policies and Agreements to Minimize Risk in BYOD Program**

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

USLAW Webinar, August 20, 2013

- **HIPAA/HITECH and Other Data Security Issues**
  Georgia Healthcare Association, Spring 2012 Conference

Publications

- **Global Data Download: Data Privacy & Security Report**
  Monthly newsletter highlighting updates on trending cybersecurity and related news topics. Subscribe here.
- **The CrowdStrike Incident: Analysis and Takeaways**
  HBS *PrivacyCafé* Podcast; July 24, 2024
- **Texas Judge Rules HHS' Web Tracking Guidance Is Unlawful**
  HBS Data Privacy & Cybersecurity Blog; July 2, 2024
- **EDPB Task Force Issues Report on ChatGPT Compliance with GDPR**
  HBS Data Privacy & Cybersecurity Blog; June 6, 2024

More +

- **Navigating AI in Health Care with Rachel Stuve, Elevance Health**
  HBS *PrivacyCafé* Podcast; May 8, 2024
- **FTC Updates the Health Breach Notification Rule: Health-Related Websites & Mobile Apps Beware**
  HBS Data Privacy & Cybersecurity Blog; May 8, 2024
- **Analysis and Implications of the EU AI Act**
  HBS *PrivacyCafé* Podcast; March 27, 2024
- **A Closer Look: EU's Finalized AI Act & What It Means for the U.S.**
  HBS Data Privacy & Cybersecurity; March 20, 2024
- **Predictions for 2024 in Data Privacy and Cybersecurity**
  HBS *PrivacyCafé* Podcast; March 6, 2024
- **The FTC Shows Its Dislike of Facial Recognition Technology**
  HBS Data Privacy & Cybersecurity Blog; January 2; 2024
- **HHS Warnings Trigger Class Actions Against Medical Providers for Use of Online Tracking Technologies**

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

HBS Data Privacy & Cybersecurity Blog; January 2; 2024

- **Another Year Wasted for U.S. Federal Data Privacy Legislation**
  HBS Data Privacy & Cybersecurity Blog; December 5, 2023
- **Legal Implications of Using AI in Your Business**
  HBS Legal Trends Podcast; September 27, 2023
- **Legal Tips with Richard Sheinis: AI In Hospitality**
  Hotel Interactive; June 25, 2023
- **As Data Breach Class Actions Rise, Here's What to Know About the 'Kill Chain'**
  New York Law Journal; June 20, 2023
- **Canada's Consumer Protection Privacy Act (CPPA) at Least One Year Away**
  HBS Data Privacy & Cybersecurity Blog; November 8, 2022
- **Irish DPA Fines Whatsapp $225 Million Euro For Transparency Violation**
  HBS Data Privacy & Cybersecurity Blog; September 14, 2021
- **The European Protection Board Issues Guidance On Supplementary Measures For The Cross-Border Transfer Of Personal Data**
  HBS Data Privacy & Cybersecurity Blog; July 13, 2021
- **Representative Ted Lieu Once Again Introduces The "Ensuring National Constitutional Rights For Your Private Telecommunications (ENCRYPT) Act"**
  HBS Data Privacy & Cybersecurity Blog; June 8, 2021
- **The FTC Is Looking For Truth, Fairness, And Equity In The Use of Artificial Intelligence**
  HBS Data Privacy & Cybersecurity Blog; May 3, 2021
- **French Supervisory Authority To Enforce Its Ad Tracker ("Cookie") Guideline**
  HBS Data Privacy & Cybersecurity Blog; April 2, 2021
- **Facebook Ordered to Pay $650 Million For Violation of Illinois' Biometric Information Privacy Act**
  HBS Data Privacy & Cybersecurity Blog; March 9, 2021
- **What Is The Status Of Personal Data Transfers Between the EU and the UK?**
  HBS Data Privacy & Cybersecurity Blog; February 9, 2021
- **No Solution Yet For The Transfer of Personal Data from EU to the US**
  HBS Data Privacy & Cybersecurity Blog; January 12, 2021
- **European Lawsuit Accuses Uber of "Robo-Firing"**

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Drivers
HBS Data Privacy & Cybersecurity Blog; November 10, 2020

- **California Privacy Rights Act Passed By California Voters**
  HBS Data Privacy & Cybersecurity Blog; November 4, 2020
- **U.S. National Privacy Legislation Introduced: The SAFE DATA Act**
  HBS Data Privacy & Cybersecurity Blog; October 13, 2020
- **Patient Death Attributed to Hospital Ransomware Attack**
  HBS Data Privacy & Cybersecurity Blog; September 23, 2020
- **Is the European Hospitality Industry Ready for the Payment Services Directive 2?**
  HBS Data Privacy & Cybersecurity Blog; September 8, 2020
- **Update In the Post-Schrems II Era and Guidance for the Use of Standard Contract Clauses**
  HBS Data Privacy & Cybersecurity Blog; September 8, 2020
- **Legislation Introduced to Put Limits on Use of Facial Recognition**
  HBS Data Privacy & Cybersecurity Blog; August 10, 2020
- **Congress is All Talk And No Action When It Comes To Data Privacy**
  HBS Data Privacy & Cybersecurity Blog; June 30, 2020
- **Thailand Delays Data Protection Law Because of COVID-19**
  HBS Data Privacy & Cybersecurity Blog; June 9, 2020
- **Dutch Court Goes Too Far In Enforcing Privacy Regulation**
  HBS Data Privacy & Cybersecurity Blog; June 2, 2020
- **European Data Protection Board Issues Guidelines On The Use of Location Data and Contact Tracing Tools In the Context of COVID-19**
  HBS Data Privacy & Cybersecurity Blog; May 12, 2020
- **Senators Introduce Bill to Protect Personal Data Amidst COVID-19**
  HBS Data Privacy & Cybersecurity Blog; May 12, 2020
- **Are Countries Willing To Bend The Privacy Rules To Track COVID-19**
  HBS Data Privacy & Cybersecurity Blog; April 14, 2020
- **California Attorney General Fiddles While Rome Burns**
  HBS Data Privacy & Cybersecurity Blog; March 30, 2020

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

- **Brexit Is Here, so What Does That Mean for Data Privacy?**
  HBS Data Privacy & Cybersecurity Blog; February 13, 2020
- **CA Attorney General Issues New Draft of CCPA Regulations**
  HBS Data Privacy & Cybersecurity Blog; February 13, 2020
- **The Cyber Threat: Landscape for 2015**
  Hall Booth Smith, 2015
- **Data security risk: You can take it anywhere**
  Journal of Accountancy; April 1, 2014
- **Data Security Part 3: Training Staff to Reduce Risks Associated with Data Breach**
  Hospitality Upgrade, March 2014
- **Making Your Cloud Agreement Work for You**
  Hospitality Upgrade, October 2013
- **Legal Corner: Embracing Mobility**
  Hospitality Upgrade, June 2013
- **Data Protection in International Business**
  DRI: For The Defense, 2012
- **Data Protection in International Business**
  DRI: For The Defense, May 2012
- **Enforcement of International Arbitration Awards in the United States**
  DRI: For The Defense, 2011

In the Press

The AI Journal: Richard Sheinis on AI Governance &

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Ethics in the EU & USA

April 23, 2025

In a recent article published in The AI Journal, Charlotte Partner Richard Sheinis discussed the AI regulatory landscape in the EU in comparison to the U.S.

Read Full Article

Where Does AI Go After The EU AI Summit?

March 13, 2025

President Trump sent the clear message that the U.S. will not stifle AI innovation with regulatory roadblocks. Vice President Vance carried this message to the EU AI Summit in Paris in February. The message was received loud and clear by the leaders in attendance. The EU seemed to be leading the world into a

Read Full Article

FTC Finalizes

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Rule to Amend the Children's Online Privacy Protection Act (COPPA)

February 18, 2025

On January 16, 2025, the FTC announced a Final Rule amending COPPA, related to the collection, use, and disclosure of personal information about children under the age of 13.

Read Full Article

New State Data Privacy Laws for 2025

January 8, 2025

As we roll into 2025, the parade of new state data privacy laws continues. The states with data privacy laws going into effect in 2025 are Delaware, Iowa, Maryland, Minnesota, Nebraska, New Hampshire, New Jersey, and Tennessee.

Read Full Article

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

HIPAA 2024 and Beyond: What Healthcare Leaders Need to Know Now

January 8, 2025

Is your healthcare organization ready for the most significant HIPAA overhaul in years? From reproductive health privacy to cybersecurity requirements, here's your roadmap to navigating the upcoming changes that will reshape healthcare data protection.

Read Full Article

The Future of Privacy and AI Under a New Administration

December 4, 2024

In just over one month, the Republican party will control the Senate and House of Representatives, not to mention the Oval Office. How will this affect the future of

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Privacy and AI Legislation?

Read Full Article

China Passes New Regulations on Network Data Security Management

November 6, 2024

Attorney Richard Sheinis discusses China's long awaited "Network Data Security Management Regulations."

Read Full Article

Apple Intelligence is Here: Should Businesses Be Concerned?

October 31, 2024

Apple Intelligence was launched on Monday, October 28, and is available on any iPhone 16 and iPhone 15 Pro that is updated to iOS 18.1. It is also available on certain models of iPads and Macs. As a lawyer advising companies

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

on AI governance, I am always checking to see how new AI products might

Read Full Article

Illinois AI Law For Employers

October 2, 2024

Partner Richard Sheinis discusses the details behind Illinois' new law, which regulates the use of AI for employers.

Read Full Article

AI Statutory Update

September 4, 2024

Background As we move toward the end of 2024, it seems the time is right for an update of AI statutory developments so far this year. While the EU has once again set the standard with the EU AI Act, the 30,000-foot view in the U.S. is that while there is a lot of talk

Read Full Article

PrivacyCafé:

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

The *Becerra* Case – Implications for Tracking Technologies & HIPAA

August 30, 2024

The hosts review the background and significance of the Becerra case, which challenges the HHS guidance on the usage of tracking technologies by medical providers.

Read Full Article

PrivacyCafé: Big Brother at the Olympics – France's New AI Surveillance Law

August 22, 2024

The hosts discuss France's new data privacy law permitting AI video surveillance for the Paris Olympics and its implications.

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Read Full Article

Ready or Not, Here Comes the EU AI Act

August 12, 2024

We have been writing about the EU AI Act for several months, and with its August 1 arrival the countdown begins for the effective dates of its various provisions.

Read Full Article

PrivacyCafé: The CrowdStrike Incident – Analysis & Takeaways

July 25, 2024

The hosts discuss the CrowdStrike outage, including CrowdStrike's response, potential legal repercussions, and the importance of preparedness in cybersecurity.

Read Full Article

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Texas Judge Rules HHS' Web Tracking Guidance Is Unlawful

July 1, 2024

A Texas judge has ruled in Am. Hosp. Ass'n v. Becerra that HHS doesn't have the authority to restrict medical providers' use of tracking technologies, having major implications on how medical providers can disclose individually identifiable health information.

Read Full Article

EDPB Task Force Issues Report on ChatGPT Compliance with GDPR

June 6, 2024

The EDPB recently issued a report on the work done by the ChatGPT Taskforce offering guidance on how AI programs might be evaluated for GDPR compliance going

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

forward…

Read Full Article

PrivacyCafé: Navigating AI in Health Care with Rachel Stuve, Elevance Health

May 8, 2024

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

Read Full Article

FTC Updates the Health Breach Notification Rule: Health-Related Websites & Mobile Apps Beware

May 8, 2024

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

The FTC recently updated the Health Breach Notification Rule regarding the disclosure of health related information among websites and mobile applications.

Read Full Article

PrivacyCafé: Analysis & Implications of the EU AI Act

April 1, 2024

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

Read Full Article

A Closer Look: EU's Finalized AI Act & What It Means for the U.S.

March 20, 2024

Touted as the world's first comprehensive legal framework of its kind, the AI

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Act will go into effect in stages over the next three years. The AI Act will apply to both businesses operating within the EU and to any AI developers or creators whose AI systems are used in EU countries and raises a few questions...

Read Full Article

PrivacyCafé: Predictions for 2024 in Data Privacy & Cybersecurity

March 6, 2024

Partner Richard Sheinis disscusses predictions for the data privacy and cybersecurity industry in 2024.

Read Full Article

HBS Partner Richard Sheinis Hosts New Podcast “PrivacyCafé”

February 26, 2024

Hall Booth Smith is proud to

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

announce the launch of its new podcast PrivacyCafé, hosted by Partner Richard Sheinis.

Read Full Article

HHS Warnings Trigger Class Actions Against Medical Providers for Use of Online Tracking Technologies

January 2, 2024

After roughly a year of multiple warnings by the HHS concerning the usage of online tracking technologies and associated privacy and security risks, class action lawsuits have begun to be filed…

Read Full Article

The FTC Shows Its Dislike of

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Facial Recognition Technology

January 2, 2024

In May 2023, the FTC issued a warning that it would be closely monitoring the use of biometric information technology, including those powered by machine learning, because they raise significant consumer privacy and data security concerns and have the potential for bias and discrimination. On December 19, the FTC made good on its promise by

Read Full Article

Another Year Wasted for U.S. Federal Data Privacy Legislation

December 5, 2023

As the rest of the world continues to move forward with national data privacy legislation, the United States continues its well-established habit of proposing piecemeal data privacy laws that go nowhere

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Read Full Article

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

Read Full Article

Law360: Richard Sheinis on Online Tracking Tech & HIPAA

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Compliance Risks

August 14, 2023

In an article published on August 9, 2023, in Law360, Charlotte Partner Richard Sheinis discusses how increased utilization of technology to track activity online could bring HIPAA compliance risks. “An individual does not have to be a patient of a covered entity, for the covered entity's collection of that individual's information to be PHI. The

Read Full Article

Hotel Interactive: Richard Sheinis on Artificial Intelligence (AI) in Hospitality

July 7, 2023

In a June 25, 2023, article written for Hotel Interactive, Charlotte Partner Richard Sheinis reviews the potential roles artificial intelligence (AI)

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

can play within the hospitality industry. In it, he provides an overview of what AI is, how it works, and what opportunities and risks some popular technologies such as ChatGPT may hold for those

Read Full Article

Law.com: Richard Sheinis on the Rise of Data Breach Class Actions

June 28, 2023

In an article published on June 21, 2023, in the New York Law Journal, Richard Sheinis, partner at Hall Booth Smith, and Lisa Jaffe, AVP of Cyber/Technology/Media Claims at Hiscox Insurance, discuss the significant increase in class action lawsuits involving data breaches and how defendants can use legal defenses to stop the class action, such

Read Full Article

Journal of

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Healthcare Risk Management: Richard Sheinis on Geofencing as a Safeguard Against Cyberattacks

December 27, 2022

Hospitals and healthcare systems have long been targets for cyber criminals. One such incident occurred in October 2022 when CommonSpirirt Health announced an IT security incident, leading some such as Richard Shenis, partner and head of the Data Privacy & Cyber Security practice group at Hall Booth Smith, to reiterate strategies such as geofencing as

Read Full Article

InformationWeek: Richard Sheinis on

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Protection Against Cyberattacks as Part of the Cost of Doing Business

December 22, 2022

Increasing cyberattacks targeting cultural institutions – including a December 7 attack affecting The Metropolitan Opera's network systems, website, box office, and call center – have led many to question the purpose of such attacks while some such as Richard Sheinis, partner and head of Hall Booth Smith's Data Privacy & Cyber Security practice group, simply

Read Full Article

Journal of Healthcare Risk Management: Richard Sheinis on

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Proper Disposal of Protected Health Information (PHI)

December 5, 2022

The Office of Civil Rights recently announced a settlement with a Massachusetts dermatology clinic regarding the improper disposal of protected health information (PHI) after staff at the clinic placed empty specimen containers with PHI labels in a garbage bin in their parking lot. Richard Sheinis, partner and head of the Data Privacy & Cyber Security

Read Full Article

Canada's Consumer Protection Privacy Act (CPPA) at Least One

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Year Away

November 8, 2022

Written by: Richard Sheinis, Esq. Canada's Federal Privacy Law, the Personal Information Protection and Electronics Documents Act (PIPEDA) is over 22 years old. Its replacement, proposed Bill C-27, which introduces the Consumer Protection Privacy Act (CPPA) is still at least one year away from being passed. The CPPA is part of Canada's Digital Charter Implementation

Read Full Article

Virginia Amends the Virginia Consumer Data Protection Act ("VCDPA")

April 19, 2022

Written by: Richard Sheinis, Esq. As many of you know, the VCDPA is scheduled to go into effect on January 1, 2023. In advance of the effective date, the Virginia

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Legislature has passed several amendments to the Act. The amendments are as follows: A new exemption to the right to delete when the personal data

Read Full Article

Raconteur: Richard Sheinis on Disconnect Between Cyber Attack Policy Coverage vs. Actual Need

April 14, 2022

In a Raconteur article about the need for companies to ensure they have the right insurance policies to contend with rising cyber attacks, Richard Sheinis, partner and head of the Data Privacy & Cyber Security Service Area at Hall Booth Smith, said "When a client suffers an event, whether that be a ransomware attack or

Read Full Article

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Utah About To Become The Fourth State To Pass Privacy Law

March 16, 2022

Written by: Richard Sheinis, Esq. On March 3, 2022 the Utah Consumer Privacy Act ("UCPA") was passed by the Utah legislature and sent to the Governor to sign, which he is expected to do. Most of you will be familiar with the requirements of the UCPA as they are similar to recently passed privacy laws

Read Full Article

Journal of Healthcare Risk Management: Richard Sheinis on the HIPAA Safe Harbor Law

February 22, 2022

In a Journal of Healthcare Risk Management article about

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

the HIPAA Safe Harbor Law in which HIPAA-covered entities and their business associates receive certain protections when potentially facing fines and other penalties under HIPAA, Richard Sheinis, Partner and Leader of the Data Privacy & Cyber Security Service Area at Hall Booth Smith, said the law

Read Full Article

ACC Docket: Richard Sheinis on Developing a Strategic Privacy Program Across Different Jurisdictions

February 11, 2022

In an article published in the Association of Corporate Counsel's ACC Docket, Hall Booth Smith Partner Richard Sheinis and ParkMobile Chief Legal and Privacy Officer Tony Stewart share what it takes to develop a strategic privacy program that deals

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

with data privacy laws from different jurisdictions. Listed chief in their recommendations are data mapping and

Read Full Article

The Algorithmic Accountability Act of 2022 Is Introduced

February 9, 2022

Written by: Richard Sheinis, Esq. Several Democratic legislators have introduced the Algorithmic Accountability Act of 2022 (the “Act”). This legislation is a redo of the 2019 Algorithmic Accountability Act. While this piece of legislation will likely die on the vine, like so many personal data related bills before it, it demonstrates a disturbing trend to

Read Full Article

The Turf War Over Personal Data

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Continues

February 2, 2022

Written by: Richard Sheinis, Esq. As many of our readers know, the transfer of personal data from the EU to countries outside the EU is heavily regulated by the GDPR. Companies that transfer personal data from the EU to the US typically use Standard Contractual Clauses, which are intended to provide some assurance that personal data

Read Full Article

European Cookie Rules Continue To Evolve

January 10, 2022

Written by: Richard Sheinis, Esq. CNIL, the French Data Privacy Supervisory Authority, has fined Google 150 Million Euros, and Facebook 60 Million Euros, for having websites that do not make refusing cookies as easy as accepting them. Prior GDPR guidance, and rulings from various supervisory authorities, required that websites using cookies have

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

a cookie banner

Read Full Article

Healthcare Risk Management: Richard Sheinis on What Providers Should do When Medical Devices Are Compromised

January 4, 2022

In the January issue of Healthcare Risk Management, Richard Sheinis, Partner and leader of Hall Booth Smith's Data Privacy & Cyber Security Service Area, discusses what health care providers and hospitals should do when a medical device has been compromised. In the article, Richard lays out the steps providers should take when responding to an

Read Full Article

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

FTC Starts Process to Adopt Privacy Rules

December 21, 2021

Written by: Richard Sheinis, Esq. In September 2021, Senator Richard Blumenthal and eight other Democratic Senators sent a letter to FTC Chair Lina Kahn requesting that the agency begin a rulemaking process to address data privacy. Blumenthal and the other Senators stated that consumer privacy had become a consumer crisis with tech companies routinely breaking

Read Full Article

Part B News: Richard Sheinis on Rising Costs of Cyber Insurance for Health Care Providers

November 24, 2021

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

In a Part B News story looking at the rising cost of cyber insurance for health care providers and companies as ransomware attacks grow, Richard Sheinis, Partner and Leader of Hall Booth Smith's Data Privacy & Cyber Security Service Area, explains how the market has shifted over time with big payoffs. "Years ago, when a

Read Full Article

Yet Another Senator Introduces Data Privacy Legislation

November 8, 2021

Written by: Richard Sheinis, Esq. Last month I wrote about the need for federal data privacy legislation. Although numerous Senators have introduced such legislation, nothing much seems to happen after the initial introduction. Adding to the list, Senator Catherine Cortez Masto (D-Nev.) is introducing the Digital Accountability and Transparency to Advance (DATA) Privacy Act. There

Read Full Article

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Hall Booth Smith Adds Associate Brock Wolf in Charlotte

November 4, 2021

CHARLOTTE, NC – November 4, 2021 – Hall Booth Smith, P.C. (HBS) has added Associate Brock Wolf as its office in Charlotte, North Carolina continues to expand. Brock focuses his practice on medical malpractice defense, data privacy and cyber security, and general liability litigation. Brock was previously a law clerk and a summer associate at

Read Full Article

Part B News: Richard Sheinis on Potential Health Care Provider OFAC Sanctions

November 2, 2021

In an article published by Part

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

B News on November 1, 2021, Hall Booth Smith Charlotte-based Partner Richard Sheinis discusses the potential sanctions health care providers can incur by the U.S. Department of the Treasury's Office of Foreign Assets Control (OFAC) if they pay a sanctioned international criminal actor as part of a ransomware attack.

Read Full Article

Can't Congress Pass a Law for Data Privacy?

October 12, 2021

Written by: Richard Sheinis, Esq. The U.S. is lagging further and further behind the rest of the world when it comes to the privacy of personal data. The EU's General Data Protection Regulation (GDPR), which became effective in 2018, has become the "gold standard" for data privacy. Many countries have used the GDPR as the model

Read Full Article

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Irish DPA Fines Whatsapp $225 Million Euro For Transparency Violations

September 14, 2021

Written by: Richard Sheinis, Esq. We are all aware of the requirements under several laws that a company's website must have a link to the company's privacy policy explaining how the company treats personal information. The oxymoronic part of the privacy policy requirement, however, is that laws require more and more information to be included

Read Full Article

Law360: Sheinis, Lawrence, & Langhorne on Best Practices to Defend

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Against Ransomware

August 25, 2021

In an article published online in Law360 on August 16, 2021, Partner Richard Sheinis and Associates Brett Lawrence and Charles Langhorne offer 17 best practices for companies to defend against ransomware, in light of recent attacks. U.S. businesses were hit with “the biggest ransomware attack on record” in July. “This latest spate of ransomware attacks,

Read Full Article

The European Protection Board Issues Guidance On Supplementary Measures For The Cross-Border Transfer Of Personal Data

July 13, 2021

Written by: Richard Sheinis,

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Esq. Most of you know that on June 4, 2021, the European Commission (“EC”) adopted two (2) new sets of Standard Contractual Clauses (“SCC”) for the cross-border transfer of personal data from the EU. The new SCC are due to a general need for updating the existing SCC, as well as

Read Full Article

Representative Ted Lieu Once Again Introduces The “Ensuring National Constitutional Rights For Your Private Telecommunications (ENCRYPT) Act”

June 8, 2021

Written by: Richard Sheinis, Esq. This Bill was first introduced in 2016 in response to a dispute between the FBI and Apple in

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

which the FBI sought to have Apple provide access to the locked mobile phone of a suspect in a mass shooting in San Bernardino, California. The Act has been reintroduced each year since

Read Full Article

The FTC Is Looking For Truth, Fairness, And Equity In The Use of Artificial Intelligence

May 3, 2021

Written by: Richard Sheinis, Esq. On April 19, 2021 the FTC issued what might be called guidance, but is more of a warning, regarding the use of artificial intelligence. The FTC cautions against using AI in a way that produces discriminatory outcomes. The FTC states that in order to avoid bias and prejudice, the data

Read Full Article

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

French Supervisory Authority To Enforce Its Ad Tracker ("Cookie") Guideline

April 2, 2021

Written by: Richard Sheinis, Esq. As of April 1, 2021, the French Supervisory Authority, Commision Nationale de l'Informatique et des libertes ("CNIL") will enforce its cookie and ad tracker guidelines. CNIL had previously announced it would give companies until March 31, 2021 to adjust their ad tracker and cookie practices to come into compliance. Most

Read Full Article

Facebook Ordered to Pay $650 Million For Violation of Illinois'

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Biometric Information Privacy Act

March 9, 2021

Written by: Richard Sheinis, Esq. The Biometric Information Privacy Act ("BIPA") is an Illinois statute that prohibits the use of biometric identifiers or information without prior notification and written consent. Facebook ran into trouble when a lawsuit was filed in 2015 alleging Facebook violated BIPA by tagging photos using facial recognition without their consent. Facebook

Read Full Article

What Is The Status Of Personal Data Transfers Between the EU and the UK?

February 9, 2021

Written by: Richard Sheinis, Esq. On December 24, 2020,

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

the EU-UK Trade Cooperation Agreement was announced. This Agreement contained an adequacy “bridge” so that the EU will treat the UK as an adequate jurisdiction for purposes of the protection of personal data for up to 6 months. During this period, the EU is to assess

Read Full Article

Healthcare Risk Management: Richard Sheinis on Overturning of $4.3 Million HIPAA Violation Penalty

February 5, 2021

In an article published by Healthcare Risk Management on February 5, 2021, Partner Richard Sheinis is quoted discussing lessons learned from a $4.3 million HIPAA violation penalty that was overturned. The penalty was imposed on the University of Texas M.D. Anderson Cancer

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Center by the Department of Health and Human Services' Office for Civil Rights

Read Full Article

No Solution Yet For The Transfer of Personal Data from EU to the US

January 12, 2021

Written by: Richard Sheinis, Esq. The transatlantic transfer of personal data from the EU to the US is still a mess. Since the EU Court of Justice struck down the EU-US Privacy Shield in July 2020, and called into question the validity of the EU's standard contractual clauses, a solution to allow transfer of personal

Read Full Article

Hall Booth Smith Adds Jones and Kelly to its

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Charlotte Office

November 17, 2020

CHARLOTTE, NC – November 16, 2020 – Hall Booth Smith, P.C. (HBS) has added Of Counsel Glenn E. Jones and Attorney Briana N. Kelly to its growing office in Charlotte, North Carolina. Glenn concentrates his practice on general liability, premises liability, medical malpractice and transportation matters. Rated AV Preeminent by Martindale-Hubbell, he has extensive experience

Read Full Article

European Lawsuit Accuses Uber of "Robo-Firing" Drivers

November 10, 2020

Written by: Richard Sheinis, Esq. A lawsuit has been filed with a court in the Netherlands challenging Uber's alleged practice of using automated systems to identify fraudulent activity and terminate drivers based

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

on that process, also known as “Robo-Firing”. This practice, which Uber denies, would potentially violate Article 22 of the GDPR. Article 22 protects data

Read Full Article

California Privacy Rights Act Passed By California Voters

November 4, 2020

Written by: Rich Sheinis, Esq. and Brett Lawrence, Esq. The votes are in and California’s citizens have spoken, the California Privacy Rights Act (“CPRA”) is now law. Known as CCPA 2.0, CPRA increases the privacy obligations of businesses already subject to the requirements of California’s 2018 California Consumer Privacy Act (“CCPA”). Though not nearly discussed

Read Full Article

U.S. National Privacy

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Legislation Introduced: The SAFE DATA Act

October 13, 2020

Written by: Richard Sheinis, Esq. Sen. Roger Wicker, R-Miss., along with three other Republican senators who are members of the Senate Commerce Committee, has introduced yet another national privacy legislation bill, known as the SAFE DATA Act. The full name of the bill is the “Setting an American Framework to Ensure Data Access, Transparency and

Read Full Article

Patient Death Attributed to Hospital Ransomware Attack

September 23, 2020

Written by: Richard Sheinis, Esq. German authorities are investigating the death of a patient following a ransomware attack on a hospital in Germany. The

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

unknown perpetrators potentially face charges of negligent manslaughter. Last Friday, a patient in need of urgent medical care was re-routed from the Düsseldorf University Hospital, to a hospital more than 30

Read Full Article

Is the European Hospitality Industry Ready for the Payment Services Directive 2?

September 8, 2020

Written by: Richard Sheinis, Esq. Many of you are probably asking what is the “Payment Services Directive 2 (PSD2)”, before worrying about being ready for it! PSD2 is a Directive from the European Parliament (Directive (EU) 2015/2366) intended to modernize Europe’s payment services for the benefit of consumers and business, and to facilitate innovation, competition, and

Read Full Article

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Update In the Post-Schrems II Era and Guidance for the Use of Standard Contract Clauses

September 8, 2020

Written by: Richard Sheinis, Esq. It has been almost two (2) months since the EU Court of Justice struck down the EU-US Privacy Shield. At the same time, while holding that the Standard Contract Clauses ("SCC") in principle are still valid, the Court cautioned that SCC must still provide the level of protection guaranteed by the

Read Full Article

Legislation Introduced to Put Limits on Use of Facial Recognition

August 10, 2020

Written by: Richard Sheinis,

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Esq. On August 4, 2020, yet more data privacy legislation was introduced by Senators Bernie Sanders and Jeff Merkley. Titled “The National Biometric Information Privacy Act of 2020,” this continues the trend of law makers introducing piecemeal, and frequently punitive, data privacy legislation rather than working on a single comprehensive data

Read Full Article

Hall Booth Smith Opens 24/7 Data Breach Hotline to Serve Clients

July 21, 2020

Hall Booth Smith, P.C. has created a new 24/7 data breach hotline that businesses, governments and other organizations can call for immediate response and assistance on data and technology breaches. Security breaches, ransomware attacks, system compromise and cloud penetrations are a constant threat. When an attack

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

occurs, the dedicated Data Privacy and Security team at

Read Full Article

Hall Booth Smith Adds Attorney Rylee Dillard To Growing Charlotte Office

July 15, 2020

CHARLOTTE, NC – July 15, 2020 – Hall Booth Smith, P.C. (HBS) has added Attorney Rylee Dillard to its growing office in Charlotte, North Carolina. Rylee focuses her practice on a wide variety of medical malpractice, general liability and workers' compensation matters. Before joining HBS, she worked at an insurance defense firm in Charlotte where

Read Full Article

Congress is All Talk And No

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Action When It Comes To Data Privacy

June 30, 2020

Written by: Richard Sheinis, Esq. In the last fifteen (15) months, no less than six (6) data privacy Bills have been introduced in the Senate. Two of these Bills are specifically related to data collection and use in response to COVID-19. This does not include the Data Accountability and Transparency Act of 2020, announced by

Read Full Article

Hall Booth Smith Adds Lawrence, Ferlan to Growing Charlotte Office

June 16, 2020

CHARLOTTE, NC – June 16, 2020 – Hall Booth Smith, P.C. has added Associates Brett Lawrence and Christian

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Ferlan as its office in Charlotte, North Carolina, continues to expand. Lawrence concentrates his practice on data privacy and security matters. Before joining HBS, he was a law clerk to the Honorable Lucy Inman of the North

Read Full Article

Thailand Delays Data Protection Law Because of COVID-19

June 9, 2020

Written by: Richard Sheinis, Esq. Thailand's Personal Data Protection Act was passed in May 2019, and was scheduled to go into effect May 27, 2020. The Act is very similar to the European Union's General Data Protection Regulation. Only a few days before the Act was to become effective, it was decided that 22 types

Read Full Article

Dutch Court

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Goes Too Far In Enforcing Privacy Regulation

June 2, 2020

Written by: Richard Sheinis, Esq. A Dutch court has ruled that a grandmother is violating the EU's General Data Protection Regulation by posting photographs of her grandchildren on her social media account without the consent of the children's parents. The court's ruling arose from a complaint filed by the children's mother, who wanted the photographs

Read Full Article

European Data Protection Board Issues Guidelines On The Use of Location Data and Contact Tracing Tools In the Context

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

of COVID-19

May 12, 2020

Written by: Richard Sheinis, Esq. Unlike the United States, where Senators are first introducing legislation to deal with the use of personal information in the context of COVID-19, the European Data Protection Board (“EDPB”) relies on established legislation to govern the use of location data and contact tracing tools. (Hint: the U.S. needs to pass

Read Full Article

Senators Introduce Bill to Protect Personal Data Amidst COVID-19

May 12, 2020

Written by: Richard Sheinis, Esq. On April 30, 2020, Republican Senators Wicker (MS), Thune (SD), Moran (KS) and Blackburn (TN), announced the introduction of the “COVID-19 Consumer Data Protection Act,” intended to protect health,

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

geolocation and proximity data. These types of personal data are related to contact tracing, the process of identifying persons with whom

Read Full Article

Are Countries Willing To Bend The Privacy Rules To Track COVID-19

April 14, 2020

Written by: Richard Sheinis, Esq. Many countries are using geolocation data from phones to track COVID-19. Singapore, the United Kingdom and Israel have developed their own apps for tracking people's movements. In Europe, mobile phone companies such as Vodafone, have agreed to share location data. The European Data Protection Board has appointed a group of

Read Full Article

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

California Attorney General Fiddles While Rome Burns

March 30, 2020

Written by: Richard Sheinis, Esq. On March 17 a coalition of 35 advertising groups sent California Attorney General Xavier Becerra a letter calling for a delay in the enforcement of the California Consumer Privacy Act ("CCPA") because of COVID-19. Enforcement of the CCPA is currently scheduled to begin July 1. The Attorney General's office refused

Read Full Article

We All Know About GDPR's Right to Erasure, Does This Mean You Have to Delete Data From

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Backups As Well?

March 10, 2020

Written by: Richard Sheinis, Esq. In this business, we are all familiar with GDPR's right to erasure (commonly called "the right to be forgotten") granted by the GDPR. The question that often comes up is when a data subject exercises their right to erasure, does the organization also have to erase the data subject's personal

Read Full Article

Brexit Is Here, so What Does That Mean for Data Privacy?

February 13, 2020

Written by: Richard Sheinis, Esq. Now that the UK has a withdrawal agreement with the EU, what will this mean for data privacy for personal data in the UK, as well as for personal data that is transferred between the UK and other countries. UK's Information Commissioner's Office ("ICO") has provided

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

some answers. For the

Read Full Article

CA Attorney General Issues New Draft of CCPA Regulations

February 13, 2020

Written by: Richard Sheinis, Esq. On February 7, 2020 the California Attorney General published a “redline” version of the CCPA Regulations. These regulations are open for public comment until February 24, 2020. In the meantime, here are a few of the more important redline changes in the latest draft: The definition of household is clarified

Read Full Article

The e-Privacy Regulation Strikes Out Again

December 10, 2019

Written by: Richard Sheinis, Esq. The e-Privacy

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Regulation, which was supposed to be a close cousin to the General Data Protection Regulation, was first proposed by the European Commission in January 2017. However, here we are nearly 3 years later, and the latest draft of the e-Privacy Regulation was once again been rejected by the

Read Full Article

Another Attempt at Federal Privacy Legislation

December 10, 2019

Written by: Richard Sheinis, Esq. In yet another attempt to pass federal privacy legislation, on November 26, U.S. Senator Maria Cantwell, D-Wash., introduced the Consumer Online Privacy Rights Act ("COPRA"). COPRA would apply to information that identifies or is reasonably linked to an individual residing in the U.S. or a consumer device. COPRA would generally

Read Full Article

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Facial Recognition Technology and GDPR Compliance

November 12, 2019

Written by: Richard Sheinis, Esq. A soccer team in Denmark is using facial recognition technology to stop unruly fans, apparently with the approval of the Danish Data Protection Agency (“DDPA”). The technology is used to scan fans as they enter the stadium. The scans are then compared against a list of banned troublemakers to determine

Read Full Article

Country of Georgia Hit by Massive Cyber Attack

November 12, 2019

Written by: Richard Sheinis, Esq. More than 2,000 websites, including court websites and the national TV station, were knocked out by

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

a massive cyber attack in the country of Georgia. A state sponsored political attack is suspected as many of the website home pages were replaced with an image of former President Mikheil Saakashvili and the

Read Full Article

Singapore's Privacy Watchdog Issues Two Fines

November 12, 2019

Written by: Richard Sheinis, Esq. Singapore's Personal Data Protection Commission ("PDPC") has assessed two large fines against companies for data breaches. The telecommunications company, Tingtel, has been fined $25,000 for a data breach involving its My Singtel mobile app. A problem in the design of the mobile app allowed My Singtel users to potentially access

Read Full Article

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

U.S. Federal Legislation on Data Privacy Unlikely This Year

October 7, 2019

Written by: Richard Sheinis, Esq. With the California Consumer Privacy Act ("CCPA") ready to go into effect in 2020, and other states lined up to follow with similar legislation, there has been a greater push for a federal privacy law. Unless there is a federal privacy law that supersedes state law, businesses will be in

Read Full Article

German Data Protection Authorities Releases a New Model to Calculate FDPR Fines

October 7, 2019

Written by: Richard Sheinis, Esq. German data protection

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

authorities have published a new model for calculating fines under GDPR, which, is likely to lead to higher fines. While this model is strictly being tested in Germany, since GDPR should be applied equally across the EU, it is possible that this model could be expanded to

Read Full Article

The Court of Justice of the European Union Issues a Ruling on Cookie Consent Requirements

October 7, 2019

Written by: Rich Sheinis, Esq. On October 1, 2019, the CJEU issued a ruling establishing that consent to use cookies cannot be validly obtained through a pre-checked box. In this particular case, an online gaming company, Planet49 GmbH, had a lottery which required internet users to provide personal data. The web page contained a pre-ticked

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Read Full Article

EUROPEAN DATA PROTECTION BOARD ISSUES DRAFT GUIDANCE ON THE PROCESSING OF PERSONAL DATA THROUGH VIDEO DEVICES

September 11, 2019

Written by: Richard Sheinis, Esq. The European Data Protection Board ("EDPB") recently issued guidance on the use of video devices to process personal data. The guidelines are in draft form, and were open for public comment through September 9, 2019. The final version of the guidelines is expected later this year. The use of video

Read Full Article

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

CAYMAN ISLANDS DATA PROTECTION LAW GOES INTO EFFECT SEPTEMBER 30, 2019

September 10, 2019

Written by: Richard Sheinis, Esq. The Data Protection Law, 2017, ("DPL") introduces globally-recognized principles surrounding the use of personal information to the Cayman Islands. Similar to the GDPR and other data privacy legislation, individuals will have several data access rights. These rights include the right to be informed, the right to access their data, the

Read Full Article

EU Court of Justice Rules Using Facebook's "Like" Button

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Creates a Joint Data Controller Relationship

August 13, 2019

Written by: Richard Sheinis, Esq. Fashion ID is an online retailer whose website used a plug-in to feature a Facebook “Like” button. As a result of the plug-in, when a user lands on Fashion ID’s website, information about the user’s IP address and browser string is automatically transferred to Facebook. This transfer of information occurs

Read Full Article

Class Action Proceeds Against Facebook for Violation of Illinois Biometric Information Privacy Act (“BIPA”)

August 13, 2019

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Written by: Richard Sheinis, Esq. The Ninth Circuit has ruled that a case against Facebook for violating the Illinois Biometric Information Privacy Act can proceed as a class action. The lawsuit stems out of Facebook's "Tag Suggestions" feature. When a Facebook user enables the Tag Suggestions feature, Facebook uses facial recognition technology to analyze whether

Read Full Article

Richard Sheinis Earns Fellow of Information Privacy Designation

August 12, 2019

Hall Booth Smith (HBS) is pleased to announce that Richard Sheinis, managing Partner of the Charlotte office, has earned the designation of Fellow of Information Privacy from the International Association of Privacy Professionals (IAPP). This designation is reserved for experts in the privacy industry and signifies that Mr.

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Sheinis has demonstrated a comprehensive knowledge of

Read Full Article

Anthony Stewart Earns Fellow of Information Privacy Designation

June 27, 2019

Hall Booth Smith (HBS) is pleased to announce that Anthony E. Stewart, an attorney in the Atlanta office, has earned the designation of Fellow of Information Privacy from the International Association of Privacy Professionals (IAPP). This designation is reserved for experts in the privacy industry and signifies that Mr. Stewart has demonstrated a comprehensive knowledge

Read Full Article

Why Businesses Throughout

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

The Country Should Be Worried About New York's SHIELD Act

June 17, 2019

Written by: Richard Sheinis, Esq. New York's SHIELD Act has passed the New York Senate, and now awaits passage in the Assembly before it goes to the Governor to sign into law. While the Act contains new rules regarding data breaches and data breach notification, businesses should be most concerned about the increased geographic coverage

Read Full Article

Hall Booth Smith Opens New Office in Charlotte, North Carolina

March 9, 2015

Hall Booth Smith, P.C. (HBS) is pleased to announce that it is expanding its footprint by

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

opening an office in Charlotte, North Carolina. The HBS Charlotte office will be led by Partner Richard Sheinis. The Charlotte location will be the firm's tenth office. "We are very excited to be a part of the Charlotte community," said

Read Full Article

Richard Sheinis Co-authors Article for the Journal of Accountancy

April 2, 2014

Partner Rich Sheinis co-authored an article for the Journal of Accountancy with accountant Sarah Beckett Ference. The article, "Data Security Risk: You Can Take it Anywhere," can be found here: http://www.journalofaccountancy.com/Issues/2014/Apr/data-security-risk-20149482.htm

Read Full Article

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Richard Sheinis Authors Article for Hospitality Upgrade Magazine's Legal Corner

October 29, 2013

In the Fall 2013 issue of Hospitality Upgrade, Partner Rich Sheinis wrote an article entitled "Making Your Cloud Agreement Work for You." In this article Mr. Sheinis discusses the best course of action for a written contract of services with a cloud vendor. Click here to read the full article. Mr. Sheinis is certified as a privacy professional

Read Full Article

Richard Sheinis Details Best Practices for Minimizing Mobile

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Security Risk in The August Issue of Hospitality Upgrade Magazine

August 20, 2013

Richard Sheinis, a partner in the Atlanta office of Hall Booth Smith, P.C. authored a two page article of Sigel Communications Hospitality Upgrade magazine's August issue. In the article entitled, "Embracing Mobility". Richard lists steps that companies can use to maximize the use of their mobility services, while minimizing security risks. He states, "a few basic

Read Full Article

Richard Sheinis Receives the Designation of Certified International Privacy

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Professional by the International Association of Privacy Professionals

June 28, 2012

Richard Sheinis, a partner in the Atlanta office of HBS, recently passed the certification examination and receiving the designation of Certified International Privacy Professional (CIPP-US) by the International Association of Privacy Professionals. The CIPP/US credential demonstrates a strong foundation in U.S. private-sector privacy laws and regulations and understanding of the legal requirements for the responsible

Read Full Article

Richard Sheinis Is Granted the 2012 Halve

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

Maen Award

May 22, 2012

Richard Sheinis, the past President and founder of the Netherlands American Chamber of Commerce, was awarded the 2012 Halve Maen Award for his work in strengthening the Dutch-American relationship in the Atlanta Community. Mr. Sheinis has been a partner in the Atlanta office of HBS for over ten years and leads the firm's Clean Tech

Read Full Article

Richard Sheinis of HBS Moderates Executive Sustainability Roundtable

December 22, 2011

Atlanta, November 17, 2011 – Richard Sheinis, a partner with Hall Booth Smith (HBS) moderated a roundtable of Business to Business Magazine's Atlanta Executive Sustainability Roundtable. HBS was the exclusive legal sponsor of the event held on

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

November 17th at the Georgia-Pacific Auditorium. The roundtable included Kate Brass, Ecomagination Program Manager at GE Energy; Jim

Read Full Article

HBS attorneys make Georgia Trend's 8th annual listing of Georgia's top attorneys

December 7, 2010

Georgia Trend has officially announced their 8th annual list of Georgia's top attorneys which includes seven of our very own here at Hall Booth Smith. Selected by their peers, the votes were compiled and categorized by nine practice areas: business law; personal injury litigation; criminal law; labor and employment; taxes; estates and trusts; bankruptcy and creditors'

Read Full Article

Rich Sheinis

© 2023 Hall Booth Smith, P.C. | All Rights Reserved

and Chad Wingate Published in USLAW

July 22, 2010

Published in the Spring/Summer 2010 issue of USLaw Magazine, attorneys Richard Sheinis and Chad Wingate co-authored the article “Enforcement of International Arbitration Awards in the Unites States”. In this article, Mr. Sheinis and Mr. Wingate discuss the New York Convention, the Panama Convention, vacating non-domestic arbitral awards, and Article V of the New York Convention which “provides the exclusive grounds

Read Full Article
Load More Posts

© 2023 Hall Booth Smith, P.C. | All Rights Reserved