# Ballard Spahr

# You've Been Hacked, Now What? Cybersecurity Considerations and Legislative Updates

Tuesday, December 5, 2023

## Agenda

3:30 – 4:00 PM In-person Registration

Light refreshments available for those on-site

3:50 PM Virtual guests log on

4:00 PM Welcome

4:00 - 5:00 PM

- 1. Overview: a history of cyber security breaches
  - In the news: recent breaches
  - What's changing and in terms of techniques and vulnerabilities
- 2. You've been hacked, now what?
  - What are the main considerations from an in-house perspective?
    - Internal incident response and remediation
    - Third party engagement (law firm, forensic firm)
    - Breach notification (individuals, suppliers, etc.)
    - Regulatory notification / engagement
    - Law enforcement engagement
    - Media Relations
    - Insurance
    - Litigation
  - Outside Counsel perspective
    - Maintaining privilege in light of Capital One, Clark Hill and Rutters
    - Who hires? Who supervises?
    - Controlling the messaging
  - Law enforcement/FBI perspective
    - What is the FBI doing?
    - What does the FBI want companies to do?
    - What are the realities?
    - Can I get my money back?

# 3. Regulatory and legislative updates

- Enforcement Actions
- New passed/proposed rules
  - SEC
  - NYDFS
  - NIST cybersecurity framework 2.0

#### 4. Conclusion

#### Moderator:

Celia Cohen, Ballard Spahr LLP

#### Panelists:

- Douglas Bloom, Managing Director, Co-Head of Cybersecurity and Privacy Law, Morgan Stanley
- Mia C. Korot, Executive Director, Assistant General Counsel, Cybersecurity & Global Security, JPMorgan Chase & Co
- William R. McKeen, Supervisory Special Agent- Cyber Division, Federal Bureau of Investigation
- Phil Yannella, Ballard Spahr LLP

### 5:00 – 6:00 PM Networking Reception