

Data Privacy + Cybersecurity Insider

Leveraging Knowledge to Manage Your Data Risks

CYBERSECURITY

[Hackers Experimenting with Deploying Destructive Malware](#)

It's a cold, hard fact that hackers don't really care about their victims or their victims' data or business. They are greedy, evil human beings that just want the money.

The newest trend for hackers is to develop and launch cyber-attacks that deploy destructive malware. This means that when a threat actor infiltrates a business' system, it exfiltrates the data, and in the process deploys destructive malware that destroys the victim's data if the ransom isn't paid. The North Korean hackers used this type of malware during the attack on Sony years ago. [Read more](#)

ENFORCEMENT + LITIGATION

[Samsung Sued Under CCPA](#)

A class action lawsuit, *Seirafi et al v. Samsung Electronics America, Inc.*, Case 4:22-cv-05176-KAW, filed recently in the Northern District of California, alleges that Samsung's unnecessary personal information collection, and failure to secure that information, violate the California Consumer Privacy Act (CCPA). This lawsuit was inspired by two recent data breaches that allegedly included personal data of American users. The plaintiffs go beyond the facts of the breaches, though, to allege that Samsung should never have collected that information in the first place. [Read more](#)

DATA PRIVACY

[California Passes Law to Protect Children's Data Online](#)

California Governor Gavin Newsom signed the California Age-Appropriate Design Code Act (the Act) into law last week. This new law will require those online service providers likely to be accessed by children under 18 years of age to comply with heightened privacy requirements, including incorporating privacy-by-default and privacy-by-design into their products. The 18-year age threshold for purposes of defining a child online is several years higher than the federal standard set by the Children's Online Privacy Protection Act, which protects data collected from online users under age 13. The bulk of the new bill requires online service providers to complete a Data Protection Impact Assessment for any online service, product or feature likely to be accessed by children. The bill additionally prohibits businesses from using children's data for any purpose other than the reason for which it was originally collected and requires them to prioritize children's well-being over business considerations. [Read more](#)

NEW + NOW

September 29, 2022

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[California Law Prohibits Cooperation with Out-of-State Entities Regarding Lawful Abortion](#)

In response to *Dobbs v. Jackson Women's Health Organization*, California Governor Gavin Newsom recently [signed](#) AB 1242 into law, which "prohibits law enforcement and California corporations from cooperating with out-of-state entities regarding a lawful abortion in California." [Read more](#)

PRIVACY TIP #345

[Be Wary of Scammers After Natural Disasters](#)

It was heartbreaking to watch the reports of Hurricane Ian as it landed on the west coast of Florida. The damage and losses left in its wake will be overwhelming and catastrophic for Floridians; the toll will become clearer over the next few days. While we all feel a sense of hurt and loss for them and want to help, this week's Privacy Tip reminds us of charitable scams that are all too common. [Read more](#)

Upcoming and Recent Events

- **Oct. 4 2022: Linn Freedman** will serve as a panelist for the webinar "Build, Adapt, & Execute Your Information Governance, Privacy, and eDiscovery Strategy" hosted by InfoAdvocates. This moderated discussion will review the impact of information overload, the continuation of the convergence of disciplines, and the strategies for process automation in each information discipline.
- **Oct. 5 2022: Kathryn Rattigan** will be presenting Cyber Risks: Is your Data Retention Program Helping or Hurting? Hosted by the Upstate New York Chapter of ARMA International. This webinar will discuss topics such as, current cyber risks, industries at risk, data retention, statistics on cyber-attacks, and more.
- **Oct. 6 2022: Linn Freedman** will be a panelist for the program "Cybersecurity is a Team Sport – Not just a Technology Issue" being presented at *Providence Business News' 2022 Cybersecurity Summit*. The panel will feature an interactive table top exercise on how prevention can help your ROI. Robinson+Cole is pleased to be a sponsor of the event.
- **Oct. 14 2022: Linn Freedman** will be speaking at the Rhode Island Health Information Management Association's 2022 Fall Meeting where she will present "What to do if your Vendor has a Security Incident".

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