Agenda for 2020 Cyberspace Law Institute and Winter Working Meeting
January 23-25, 2020 – Sandra Day O’Connor College of Law at Arizona State University, Phoenix
(All events are at Sandra Day O’Connor College of Law unless noted otherwise below)

Registration Hours: Friday, January 24, 2020 7:00am – 5:00pm and Saturday, January 25, 2020 7:00am – 12:00pm

Pre-Event: Thursday, January 23, 2020
Afternoon
6:00 – 8:00 pm Reception at Sandra Day O’Connor College of Law (included in Registration)

Day 1: Friday, January 24, 2020
7:30-8:15 am Continental Breakfast (included in Registration)

8:15-8:30 am Opening Session
Cheryl Balough, Committee Chair, Balough Law Offices, LLC (Chicago, IL)
Cheryl Burtzel, Committee Vice Chair, Duggins Wren Mann & Romero, LLP (Austin, TX)
Welcome and remarks about the upcoming programs and working sessions.

8:30-9:00 am CLE Program – Datamining the Audience
Jon Garon, Dean and Professor of Law, Director, Intellectual Property, Cybersecurity, and Technology Law program, Nova Southeastern University | Shepard Broad College of Law, Garon@nova.edu
Netflix, Amazon, YouTube, and Apple have been joined by Disney+, Twitch, Facebook and others to supplant the broadcast industry. As the FCC, FTC, FEC, and various regulators struggle, a new digital divide has emerged. The presentation will explore the economic, social and legal issues, including significant privacy, advertising, antitrust tensions.

8:30-9:30 am CLE Program – Update on EU Privacy Compliance in Light of Brexit and Recent Watershed EU Decisions and EU Regulatory Guidance
Val Surgenor, Partner, MacRoberts, LLP, Glasgow, Scotland, valerie.surgenor@macroberts.com
John Isaza, Partner, RIMÔN LAW, San Francisco, CA, john.isaza@rimonlaw.com
Brexit presents conundrums for U.S. and global organizations trying to comply with EU privacy regulations. Drawing on insights from EU and US practitioners, this panel will address current developments, including recent EU Court of Justice decisions involving unconventional approaches to cookies and consent and other conflicts emerging from Right to Be Forgotten requests in the EU.

9:00-9:30 am CLE Program – CCPA Compliance Update
Niya McCray, Niya McCray, Parker, Hudson, Rainer & Dobbs LLP, Atlanta, GA, niya.t.mccray@gmail.com
The California Consumer Privacy Act goes into effect on January 1, 2020. Regulations were issued late in 2019, and affected businesses are gearing up for compliance. This program will discuss salient features of the regulations and highlight developments affecting compliance by affected businesses.

9:30-10:00 am Break
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<tr>
<th>Time</th>
<th>Event</th>
<th>Chair/Speaker</th>
<th>Description</th>
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| 10:15-10:45 am   | **CLE Program – Blockchain and Healthcare**        | **Peter McLaughlin**, Partner, Womble Bond Dickinson (US) LLP, Boston, MA, peter.mclaughlin@wbd-us.com  
Dina Ross, Dina B. Ross Law Offices, Oak Park, IL, dross@dinarosslaw.com  
Val Surgenor, Partner, MacRoberts, LLP, Glasgow, Scotland, valerie.surgenor@macroberts.com | This panel will discuss real life examples of blockchain in action in the healthcare industry, along with legal and practical considerations, focusing on areas including Life Sciences, Medical Devices, Clinical Settings and Insurance. |
| 10:45-11:45 am   | Subcommittee and Task Force Meetings – Block #1     | John Black, Chair                                                             | Cyberinsurance Subcommittee:                                                                                                                                                                               |
| 10:45-11:45 am   | Subcommittee/Task Force Meetings – Block #1         | David S. Flint, Co-Chair  
Ed Morse, Co-Chair  
Andrew Alleyne, Vice-Chair                                                   | Cross Border Cyber Regulations Subcommittee:                                                                                                                                                               |
| 10:45-11:45 am   | Subcommittee and Task Force Meetings – Block #1     | Lisa Lifshitz, Co-Chair  
Carla Reyes, Co-Chair                                                          | Robotics & Artificial Intelligence Subcommittee:                                                                                                                                                           |
| 11:45-12:30 pm   | Lunch (included in Registration)                    |                                                                               |                                                                                                                                                                                                             |
| 12:45-1:45 pm    | **CLE Program – UCC and Emerging Technologies**     | Carla Reyes, Assistant Professor of Law and Director of Center for Law, Technology & Innovation, Michigan State University College of Law, East Lansing, MI carla.reyes@law.msu.edu  
Juliet Moringiello, Associate Dean for Research and Faculty Development, Widener University Commonwealth Law School, Harrisburg, PA, jmmoringiello@widener.edu  
Amy Boss, Trustee Professor of Law, Thomas R. Kline School of Law, Drexel University, Philadelphia, PA, aboss@drexel.edu | In 2019, the Uniform Law Commission and the American Law Institute formed a study committee to review the Official Text of the Uniform Commercial Code with a view to recommending revisions to accommodate technological developments. This panel will review topics discussed by the study committee and solicit input about technology issues (broadly defined) that may deserve attention. |
| 1:45-2:45 pm     | Subcommittee/Task Force Meetings – Block #2         | Michael Silvestro, Chair                                                      | Current Law Task Force:                                                                                                                                                                                     |
| 1:45-2:45 pm     | Subcommittee/Task Force Meetings – Block #2         | Tom Smedinghoff, Co-Chair  
Roland L. Trope, Co-Chair                                                        | Cybersecurity Subcommittee:                                                                                                                                                                               |
| 1:45-2:45 pm     | Subcommittee/Task Force Meetings – Block #2         | Bill Denny, Co-Chair  
John Ottaviani, Co-Chair                                                         | Smart Contracts & Blockchain Subcommittee:                                                                                                                                                                |
<p>| 2:45-3:00 pm     | Break                                               |                                                                               |                                                                                                                                                                                                             |
| 3:00-3:45 pm     | <strong>CLE Program – Litigating Privacy: Smart Strategies to Curb Your Company’s (or Your Client’s) Exposure</strong> | Reena Bajowala, Partner, Ice Miller LLP, Chicago, IL, <a href="mailto:Reena.Bajowala@icemiller.com">Reena.Bajowala@icemiller.com</a> | Laws including the Biometric Information Privacy Act and the California Consumer Privacy Act present potential high-exposure litigation from plaintiffs seeking statutory fees notwithstanding any traditional damages. This panel will provide an overview of |</p>
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<td>3:45-4:15 pm</td>
<td>CLE Program – Crossing the Chasm from Social Engineer to Governance Designer</td>
<td>Jane Winn, Professor, University of Washington School of Law, Seattle, WA. Mike Jerbic, Lecturer, San Jose State University, San Jose, CA and Principal, Trusted Systems Consulting</td>
<td>During the 20th century, American lawyers as “social engineers” were leaders in government, business and civil society but now globalization and technological innovation are eroding lawyers’ status as universal problem solvers. This panel launches a “community of practice” to popularize the new role of “governance designer” for 21st century lawyers.</td>
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<td>4:15-5:15 pm</td>
<td>Subcommittee/Task Force Meetings – Block #3</td>
<td>Candace M. Jones, Co-Chair Isvara Wilson, Co-Chair</td>
<td>Cloud &amp; Enterprise Technology Subcommittee:</td>
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<td>4:15-5:15 pm</td>
<td>Subcommittee/Task Force Meetings – Block #3</td>
<td>John Rothchild, Co-Chair John Isaza, Co-Chair</td>
<td>Consumer Privacy &amp; Data Analytics Subcommittee:</td>
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<td>4:15-5:15 pm</td>
<td>Subcommittee/Task Force Meetings – Block #3</td>
<td>Dina Ross, Co-Chair Val Surgenor, Co-Chair</td>
<td>Healthcare IT Subcommittee:</td>
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<td>7:00 – 10:00 pm</td>
<td>Committee Dinner (ticketed event)</td>
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**Day 2: Saturday, January 25, 2020**

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<td>8:30-9:30 am</td>
<td>Subcommittee/Task Force Meetings – Block #4</td>
<td>Steve Middlebrook, Co-Chair Sarah Jane Hughes, Co-Chair</td>
<td>Electronic Payments &amp; Financial Services:</td>
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<td>8:30-9:30 am</td>
<td>Subcommittee/Task Force Meetings – Block #4</td>
<td>Tom Smedinghoff, Chair</td>
<td>Federated IT Management Subcommittee</td>
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<td>8:30-9:30 am</td>
<td>Subcommittee/Task Force Meetings – Block #4</td>
<td>David Satola, Co-Chair Michael Kelly, Co-Chair</td>
<td>Internet Governance Subcommittee:</td>
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<td>8:30 – 9:30 am</td>
<td>Ad Hoc Leadership Team Strategy</td>
<td>Cheryl Balough, Cyberspace Committee Chair Cheryl Burtzel, Vice Chair</td>
<td>Cybersecurity once focused primarily on the security of computers and then also mobile devices. But now new emerging technologies such as artificial intelligence, blockchain, and internet of things are presenting new risks and complexities for cybersecurity. This presentation examines the new risks, and opportunities, raised by emerging technologies for cybersecurity.</td>
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<td>9:15-10:15 am</td>
<td>CLE Program – Year in Review: How Emerging Technologies Are Disrupting Cybersecurity</td>
<td>Gary Marchant, Executive Director and Regent’s Professor of Law, Sandra Day O’Connor College of Law, Beus Center for Law and Society, Arizona State University, Phoenix, AZ</td>
<td>Cybersecurity once focused primarily on the security of computers and then also mobile devices. But now new emerging technologies such as artificial intelligence, blockchain, and internet of things are presenting new risks and complexities for cybersecurity. This presentation examines the new risks, and opportunities, raised by emerging technologies for cybersecurity.</td>
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| 10:30-11:15 am | CLE Program – Embedded Security Risks and AI                          | Erin F. Fonté, Partner, Hunton Andrews Kurth, Austin, TX, [efonte@HuntonAK.com](mailto:efonte@HuntonAK.com)  
Candace Jones, Associate General Counsel and Vice President, Federal Reserve Bank of New York, [Candace.Jones@ny.frb.org](mailto:Candace.Jones@ny.frb.org)  
Jamie Winterton, Director of Strategy, Arizona State University’s Global Security Initiative and Chair, ASU’s DARPA Working Group, Tempe, AZ, [Jamie.Winterton@asu.edu](mailto:Jamie.Winterton@asu.edu)  
Roland Trope, Partner, Trope and Schramm LLP and Adjunct Professor, Dept. of Law, US Military Academy at West Point, [rltrope@tropelaw.com](mailto:rltrope@tropelaw.com) |
|              |                                                                      | We will utilize fact-based scenarios that highlight some of the security challenges to AI and some that are inherent in AI. Note that our focus is security, not merely cybersecurity. We will consider scenarios in four areas: FINTECH, AI-controlled or enhanced ground vehicles, AI-controlled or enhanced aircraft (drones or passenger craft), and Position, Timing, and Navigation (PNT) systems. |
| 11:15-11:45 am | CLE Program – Practical applications of faster payments and the legal issues they present | Sarah Jane Hughes, Professor of Law, Indiana University Maurer School of Law, Bloomington, IN, [sjhughes@indiana.edu](mailto:sjhughes@indiana.edu)  
Steve Middlebrook, Womble Bond Dickinson, Atlanta, GA, [Steve.Middlebrook@wbd-us.com](mailto:Steve.Middlebrook@wbd-us.com) |
|              |                                                                      | This program provides a brief survey of developments in the Fintech space along with detailed analysis of technological and legal issues accompanying the development of faster payments, including fraud challenges (and AI applications to combat them) and implications of applications involving disbursement portals and on demand wages. |
| 11:45am-12:00pm | Wrap-up and Looking Forward                                         | Cheryl Balough, Balough Law Offices, LLC (Chicago, IL), Committee Chair  
Cheryl Burtzel, Duggins Wren Mann & Romero, LLP, (Austin, TX), Committee Vice-Chair |
|              |                                                                      | We will utilize fact-based scenarios that highlight some of the security challenges to AI and some that are inherent in AI. Note that our focus is security, not merely cybersecurity. We will consider scenarios in four areas: FINTECH, AI-controlled or enhanced ground vehicles, AI-controlled or enhanced aircraft (drones or passenger craft), and Position, Timing, and Navigation (PNT) systems. |
| 12:00pm +    | Optional Lunch                                                      | -- Location TBD                                                                                     |