ABA Cross-Border Institute: The Intersection of Global Discovery, Privacy and Data Security

July 25–26, 2019
The Westin Grand Hotel Berlin
Friedrichstrasse 158-164
Berlin, Germany

visit www.ambar.org/cbi2019 to register
Description of Proceedings
Our distinguished panel of data privacy, security and discovery experts will offer practical guidance on:

- The Global Data Protection Regulation (GDPR)
- Simplifying data subject access requests
- Managing a global privacy compliance program
- Responding to cross-border cyber incidents

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For the best value, join an ABA Section

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Earn up to 12.00 CLE Credits Including 1.0 hour of ethics

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PROGRAM CHAIRS

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Zurich, Switzerland

Patrick Zeller
Divisional Vice President, Global Privacy
Abbott
Abbott Park, IL

Faculty subject to change without notice.
# Agenda

**Thursday, July 25, 2019**

<table>
<thead>
<tr>
<th>Time</th>
<th>Event</th>
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<tbody>
<tr>
<td>7:30 a.m. – 8:30 a.m.</td>
<td>Breakfast</td>
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<tr>
<td>8:30 a.m. – 8:45 a.m.</td>
<td>Introduction and Welcome</td>
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<tr>
<td>8:45 a.m. – 10:15 a.m.</td>
<td>The General Data Protection Regulation a Year Later</td>
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<tr>
<td><strong>Moderator:</strong></td>
<td>Natascha Gerlach</td>
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<td><strong>Speakers:</strong></td>
<td>Alexander Filip, Sarah Knight, Christian Schröder</td>
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<td>This panel will discuss the leading guidance and cases, including enforcement cases, that have been issued since June 2018 that help inform our understanding and interpretation of GDPR. The panel will focus on matters particularly important to cross border transfers, discovery, data breach and DSARs.</td>
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<td>10:15 a.m. – 10:35 a.m.</td>
<td>Break</td>
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<tr>
<td>10:35 a.m. – 11:35 a.m.</td>
<td>Congratulations! You Are Global Privacy Counsel. Managing Privacy Compliance in a Global Company</td>
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<tr>
<td><strong>Moderator:</strong></td>
<td>Cecilia Alvarez</td>
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<tr>
<td><strong>Speakers:</strong></td>
<td>Cathal McDermott, Natasha Williams, Patrick Zeller</td>
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<td>Overseeing data privacy in a large organization can seem daunting, but it can feel impossible when your organization spans the globe, particularly considering GDPR. This panel will discuss practical steps a Global Privacy Counsel can take to manage the complex web of regulations and obligations that can apply to multinational organizations.</td>
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<tr>
<td>11:35 a.m.–1:00 p.m.</td>
<td>Lunch</td>
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<td>1:00 p.m. – 2:15 p.m.</td>
<td>BREXIT: What Happened? What Is Going to Happen?</td>
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<td><strong>Moderator:</strong></td>
<td>John Bowman (Moderator)</td>
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<tr>
<td><strong>Speakers:</strong></td>
<td>Victoria Edelman, Fleur O'Shea</td>
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<td>How Brexit is going to happen (will have happened by the time of the conference), much less how it's going to impact cross border privacy and discovery matters, is unclear at best. This panel will address the details of Brexit and its likely impact on cross-border cube incidents, discovery, and data transfers.</td>
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<td>2:15 p.m.–3:15 p.m.</td>
<td>How Can I Repurpose My E-Discovery Process and Tools To Simplify DSARs and Cyber Investigations</td>
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<td><strong>Moderator:</strong></td>
<td>David Kessler</td>
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<td><strong>Speakers:</strong></td>
<td>Jennifer Hamilton, David White, Christian Zeunert</td>
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<td>In many cyber incident investigations and all DSARs, companies need to identify, minimize and review ESI in order to comply with their obligations and determine the extent and manner of their incident. At the same time, many companies have already invested in eDiscovery tools to comply with their obligations to preserve and produce documents. This panel will discuss practical ways (and tips) to leverage in-house eDiscovery tools and processes to make cyber incident investigations and DSARs more cost effective.</td>
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<td>3:15 p.m. – 3:35 p.m.</td>
<td>Break</td>
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<td>3:35 p.m.–4:50 p.m.</td>
<td>Are All Security Incidents International? Handling Cross Border Preservation, Collection, Investigation, and Notice of Cyber Incidents</td>
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<td><strong>Moderators:</strong></td>
<td>April Doss</td>
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<td><strong>Speakers:</strong></td>
<td>Susanna Blancke, Rodolphe Genissel, Jami Vibbert</td>
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<td>Data knows no boundaries, and cyber incidents in one location often have ripple effects across multiple jurisdictions since affected data subjects live all over the globe. This panel will address the complexities caused by cross border data incidents, steps to prepare for them, and tips for making them easier (less monstrous) to handle.</td>
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5:30 p.m. – 7:00 p.m.  Reception

Friday, July 26, 2019

7:30 a.m. – 8:30 a.m.  Breakfast

8:30 a.m. – 9:30 a.m.  Managing Data Security and Incident Response at Law Firms and Service Providers: Ethical and Contractual Considerations  
**Moderator:** John Barkett  
**Speakers:** Alexander Bayer, Nicole Boehler, Taylor Hoffman  
Lawyers are fiduciaries of their clients and owe them a duty of confidentiality and loyalty. Lawyers and law firms are also significant targets of hackers. This panel will discuss lawyers' ethical obligations to protect against unauthorized access and what they need to do in the event of a cyber incident at the firm or an eDiscovery vendor.

9:30 a.m. – 10:45 a.m.  International Systems Monitoring and Employee Investigations: The Myth of the One Stop Shop  
**Moderator:** Denise Backhouse  
**Speakers:** Neasa Ní Ghrada, Lisa Marie Lange, Kara Ricupero  
Multinational companies are caught in a complex matrix of regulations and corresponding compliance obligations. Regulators reward robust internal compliance programs and policies. To be effective, these policies and controls require companies to monitor their employees' behavior, but employee monitoring has significant privacy implications. This panel will address this tension and how to install and use a privacy-complaint employee monitoring program.

10:45 a.m. – 11:05 a.m.  Break

11:05 a.m. – 12:05 p.m.  Handling Cross Border Law Enforcement Search Warrants and Subpoenas for Electronically Stored Information  
**Moderator:** David Shonka  
**Speakers:** Karsten Behn, Adam Finlay, Holly Loiseau  
The Commission recently highlighted practical and legal obstacles to investigations in a cross-border context, including cross-jurisdictional and logistical hurdles when data requested from a company in one country resides in another. This panel explores the current legal framework for cross-border access to evidence and its impact on multi-national corporations.

12:05 p.m. – 1:15 p.m.  Lunch

1:15 p.m. – 2:30 p.m.  Data Protection Catch-Up: GDPR-like Rulemaking in the Rest of the World  
**Moderator:** Jeanne Thomas  
**Speakers:** Oliver Brupbacher, Dominique Shelton Leipzig, Anthony Lowe, Fleur O'Shea  
The General Data Protection Regulation was the big privacy event of 2018, but it was not the only event and the rest of the world (including the U.S.) has responded. This panel will address major privacy laws and matters that have occurred outside the EU and the impact of GDPR beyond Europe.

2:30 p.m. – 4:00 p.m.  Regulators’ Panel  
**Moderator:** Hon. Andrew Peck  
**Speakers:** Karsten Behn, Alexander Filip, Rodolphe Genissel, Lisa Marie Lange, Fleur O’Shea  
This panel of supervising authorities and the moderator, a former U.S. federal judge, will provide their perspectives on the conference’s discussions and where they think cross-border matters are going.

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Step 1: Registration Rates

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Step 2: Section Membership

If you are already a member of one or more sections below, you can enroll in the others, or move on to Step 4.

- ABA Section of Litigation Enrollment - $60 Enter your $60 fee on line 2B.

Step 3: Course Materials

Electronic course materials will be provided via download at least 48 hours prior to the start of the Institute.

Step 4: Your Total Due Amount

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**Step 5: Your Information**

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- Check Payable to American Bar Association
- American Express

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**Step 7: 4 Easy Ways to Register**

- Complete and mail this form:
  - **The American Bar Association**
  - Event Registration Unit
  - 321 N Clark St, Fl 19
  - Chicago, IL 60654-7598
- Call **(800) 285-2221**
- Fax this form to **(312) 988-5850**

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Scholarships
Financial scholarship applications are available for this conference. To request an application or receive additional information, please visit: www.americanbar.org/groups/cle/scholarship.

Attire
Business casual attire is appropriate for all activities.

Cancellations
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If you plan to register in person, please call the ABA at least 24 hours in advance to confirm that the program is being held as scheduled and that space is available. Cash payments will not be accepted.

Program Confirmation
Written confirmation of your registration will be sent to you upon receipt of your payment. If you do not receive the confirmation notice prior to the program, please call the ABA at (800) 285-2221 at least 24 hours in advance to confirm that your registration was received and that the program is being held as scheduled.

Program Location
The Westin Grand Hotel Berlin
Friedrichstrasse 158-164
Berlin, Germany

Hotel Information
The Westin Grand Berlin
Hotel reservations can be made by calling the Westin Grand Berlin directly at 0049 30 2027 0 or 0049 30 2027 5420 and referring to the ABA Cross Border Discovery Institute. Reservations can also be made via email at reservation@westin-berlin.com. Refer to the ABA Cross-Border Discovery Institute to get the group rate.

Group Rate:
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Hotel Deadline: July 3, 2019

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• Delta Airlines 800-328-1111 ABA File Global Meeting Code: NMS9P Discount available at www.delta.com Click Advance Search and enter Online Meeting Event Code: NMS9P.
• Southwest tickets can be booked on ABA Egencia. If not booking via ABA Egencia you can book via www.swabiz.com and use ABA SWABIZ Company ID 99422890

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