

## Information Technology Law Section Council 2019-2020

### New 2019–2020 Officers

**Chair:** Michael Vincent Gallo  
**Chair-Elect:** Christopher J. Falkowski  
**Secretary:** Michael James McCandlish  
**Treasurer:** Karl A. Hochkammer

### Council Members

#### Term Ending 2020

- ◆ Keith Cheresko
- ◆ Michael James McCandlish
- ◆ Adam S. Rubin
- ◆ Joellen Shortley
- ◆ Jeanne M. Whalen

#### Term Ending 2021

- ◆ Onika C. Celestine
- ◆ Kellie Kern DeMeritt
- ◆ Clifford “Kip” James Lanning, III
- ◆ Kathryn L. Ossian
- ◆ Elizabeth A. Storm

#### Term Ending 2022

- ◆ Christopher J. Falkowski
- ◆ Michael Vincent Gallo
- ◆ Karl A. Hochkammer
- ◆ Katherine Dorr Kelley
- ◆ George Kimball
- ◆ Daniel M. Ungar

### Immediate Past Chair

Joellen Shortley

### Commissioner Liaison

Kara Rachel Hart-Negrini



## THE INFORMATION TECHNOLOGY LAW SECTION CO-HOST PROGRAM WITH INTERNATIONAL LAW SECTION

*Thanks Robert Rothman (Privacy Associates International LLC),  
the IT Law Section and the International Law Section  
for co-sponsoring an interesting and timely event!*

### FOREIGN PRIVACY PROTECTION LAWS AND CONFLICTING U.S. IMMIGRATION PRACTICE: A MIGRAINE FOR ATTORNEYS

U.S. attorneys and practitioners of immigration law are frequently requested to produce detailed documentation and evidence to support applications and petitions of their foreign clients seeking U.S. immigration benefits. The European Union (including the U.K.), South American nations and many other countries have adopted strict laws and rules preventing disclosure of wide swaths of personal information, employment records and family documentation. This may run directly afoul of the U.S. government requests. A panel of highly experienced and accomplished academics and practitioners will discuss this dilemma and methods to avoid liability for the clients and the attorneys.

*We look forward to seeing you all!*

*\*Please find more information and how to reply at  
<http://connect.michbar.org/internationallaw/home>*

#### SPEAKERS:

Betina Schlossberg, Principal, Schlossberg Legal PLLC, Moderator  
Marie Galindo, *Legal Counsel -Mexico and Latin America- Delphi Technologies*  
Keith Cheresko, *Principal, Privacy Associates International LLC*  
Robert Rothman, *Principal, Privacy Associates International LLC, Adjunct Professor of Privacy and International Law at WMU Thomas M. Cooley Law School*  
Andreas Seidel, *Legal Counsel, Robert Bosch LLC*

**WHEN:** Wednesday, November 20, 2019

**WHERE:** Wayne State University Law School Spencer M. Partrich Auditorium , 471 W. Palmer Detroit Michigan 48202

#### SCHEDULE:

4:00 pm to 5:00 pm:  
*International Law Section Council Business Meeting*  
5:00 pm to 5:30 pm: Networking Reception with Appetizers and Beverages  
5:30 pm to 7:00 pm Panel Program

## Membership

**Annual Dues: \$25. Membership benefits include:**

- IT Law Newsletter
- Quarterly Privacy Committee updates by Privacy Associates, LLC.
- Online group discussions on Facebook and LinkedIn, Connect with us Online: [connect.michbar.org/itlaw/](http://connect.michbar.org/itlaw/)
- CLE opportunities and Joint Events with other sections and section members

## In This Issue

- Letter from the 2019–2020 Section Chair
- Members' Spotlight
- IT Section Annual Conference at the Inn at St. John's
- Privacy Committee
- Upcoming Section Events

## Find Us!

**On the State Bar of Michigan  
IT Law Section Website**  
[http://connect.michbar.org/itlaw/  
council](http://connect.michbar.org/itlaw/council)

**On Twitter**  
<https://twitter.com/sbmitlaw>

**On LinkedIn (private group)**  
[https://www.linkedin.com/  
groups/2993995](https://www.linkedin.com/groups/2993995)

**On Facebook**  
[https://www.facebook.com/  
MichiganITLawyers](https://www.facebook.com/MichiganITLawyers)

## Upcoming Events

**November 2019**  
20 IT / IR Section Meeting

**December 2019**  
4 Privacy Law Committee  
meeting

**January 2020**  
9 IT Section Council Meeting

**April 2020**  
2 IT Section Council Meeting

**July 2020**  
9 IT Section Council Meeting

## Join the Section!

*If you are interested in  
joining, please contact:*

Kellie DeMeritt,  
New Member Committee  
[kdemeritt@alixpartners.com](mailto:kdemeritt@alixpartners.com)  
(248) 924-1705

## Article Submissions

*If you are interested in  
submitting an article for an  
upcoming newsletter,  
please send submissions to:*

Daniel Ungar  
[dungar@jaffelaw.com](mailto:dungar@jaffelaw.com)

## About the IT Law Section

Information technology (IT) law is an exciting cross-disciplinary practice area that is growing in importance as forms of electronic communications and, advanced technologies continue expanding at an aggressive pace in the U.S. and abroad. An IT lawyer is confronted with legal issues from a wide variety of traditional legal practice areas, including but not limited to contracts, intellectual property, torts, employment, first amendment, healthcare, tax, privacy/data protection and consumer protection. The application of long-standing as well as new legal principles to the area of information technology makes the practice of IT law both very challenging and very rewarding. The IT Law Section strives to assist its members in staying up to date and informed in a legal environment that is sometimes volatile and always in flux.

## Letter from the 2019-2020 Chair Michael Gallo

Dear IT Section Members:

A new year quickly offers our Section the opportunity to build on the Strategic Plan set underway by our previous Council and Chair, Joellen Shortley. We are looking for volunteers to support the changes to our bylaws last year and, appreciate your time in advance for contributing to the State Bar of Michigan Information Technology Section.

The IT Law Section is co-hosting an event at Wayne State Law School with the International Law Section on November 20 and, we are developing a schedule for a Spring event. We will be teleconferencing our Council Section meetings and, look forward to your participation if you are not able to attend in person. The Privacy Law Committee also meets throughout the year under the guidance of the Privacy Associates International, LLC, with Co-Chairs Keith Cheresko and Robert L. Rothman. Please contact a Co-Chair if you wish to attend in person or by teleconference. IT Law Section Council meetings are targeted for January 9, 2020, April 2, 2020, July 9, 2020, and as always, after the IT Law Section Annual Meeting, which will be on September 10, 2020. We invite and look forward to your participation in our meetings!

Our annual meeting at the Inn of St. John September 2019 was a success, with several speakers providing insight into practical tools for clients and attorneys. The agenda included: How to Have a Strong CIO Attorney Relationship, Liability Limits and Indemnities, Big Data Analytics, Negotiating Security Addenda, Cybersecurity Governance and Best Practices, You've Got Ransomware and Other Cyber Security Nightmares. The event was sponsored by Dykema and Privacy Associates International LLC, whom we thank for helping make the event possible!

With your support throughout the year we will highlight articles and topics that address information technology, privacy and data security laws to our clients in the State of Michigan. I look forward to staying in touch with you throughout the year, as well as the opportunity for you or your firm to provide articles to the IT Law Section Newsletter, or to co-host an upcoming Section event.

Thank you,

**Michael Gallo**  
2019-2020 Chair, IT Law Section  
[michael@gallo.us.com](mailto:michael@gallo.us.com)  
313-421-9544

## Privacy Committee

Keith Cheresko and Bob Rothman (Privacy Associates International LLC principals) co-chair the Privacy Law Committee, which meets quarterly for discussions on hot topics in privacy and data protection. Participation in the Privacy Law Committee is open to Section members without additional charge. It is necessary to request to participate in this group to be added to the invite list. You may sign-up when you join the Section or at any time thereafter as long as remain a section member in good standing. The committee strongly encourages in-person meeting participation; however, on those occasion when you may not be able to attend in person a call-in option may be available upon your prior request during meeting registration. To join, contact Keith at [kcheresko@privassoc.com](mailto:kcheresko@privassoc.com).

### Examples of Previous Topics

- ◆ Discussion of New York's financial services security regulation— What it means to those subject to New York's jurisdiction
- ◆ California Consumer Privacy Protection Act (CCPA) as well as privacy legislation proposals being offered by Intel and others in Washington
- ◆ Wild, (Whacky?) World of Privacy around the globe—A 90 minute tour addressing the some of the high (low?) points of recently proposed, enacted or effective privacy legislation
- ◆ Insurance Security and Privacy legislation
- ◆ EU GDPR
- ◆ Blockchain—What it is and how it works

Also see the *January 2018 IT News* for the article on The California Consumer Privacy Act of 2018 (CCPA). The law was passed in June and amended in late September, and more changes are expected before the provisions become operative on July 1, 2020.

**NEXT PRIVACY MEETING:**  
**December 4, 2019 – Find us on Facebook for updates!**

## Member Spotlight Section Update

In lieu of a Member Spotlight we are highlighting the amazing participation, leadership and overall contribution by everyone in the Section. Thank you.

We reached out to persons who attended the 2019 IT Law Seminar in September 2019 with a 15-question survey, and received great responses.

The results are comparable to past IT Law Seminar Surveys and, attendees say they enjoy dynamic presentations / workshops and prefer opportunities to meet with other Section members.

The 2020 IT Law Seminar Committee will use these comments, and more, as constructive feedback for next year's event.

Thank you to everyone who also participated in the online survey! If you have a submission you would like to make to the Member Spotlight section, please contact [michael@gallo.us.com](mailto:michael@gallo.us.com)

In addition to the detail in the Council meeting minutes, please note that we are seeking volunteers for a 'Strategic Plan Committee', which will be an agenda item on the January 2020 meeting.

The first Past Council Chair dinner was a success and, we intend to hold another working event for Section Members that will also highlight contributions made Past Chairs to the Section. A presentation on changes to the Bylaws were made by Robert Rothman, Privacy Associates, LLC, and, the changes suggested to the Section by Past Chairs were compiled and presented to the Council in August.

We intend to include these in the Strategic Plan if you are interested in participating in this Member Spotlight and are able to contribute, please send an email to [michael@gallo.us.com](mailto:michael@gallo.us.com).



*Pictured are Members who attended the Past Chairs Dinner Discussion July 2019 at the Roadside B&G in Bloomfield Hills.*

## Upcoming Council Section Meetings

**\*Thursday, January 9, 2020**

**5:30 PM Networking/6:00 PM Meeting**

Host: Adam Rubin,  
Shift Digital, 248.433.2299,  
[arubin@shiftdigital.com](mailto:arubin@shiftdigital.com),  
805 E. Maple Road,  
Birmingham, MI 48009

**\*SUBJECT TO WEATHER**

*If you plan to attend, contact  
Michael Gallo, [michael@gallo.us.com](mailto:michael@gallo.us.com)*

## 2020 IT Annual Meeting Planning Committee

### Save the date!

*On Thursday, September 10, 2020, plan to attend the 13th Annual Information Technology Law Seminar, at The Inn at St. John's in Plymouth, Michigan.*

*The seminar will include an all-day educational event of informative topics, the IT Law Section's Annual Section Meeting, lunch and a complimentary cocktail reception.*

*When available, additional information will be provided on the IT Law Section's calendar at*

*<http://connect.michbar.org/itlaw/home>.*

**See you there!**

## IT Section 2018-2019 Member Survey

*We would like to hear from you!*

The Information Technology Section met in 2018 to discuss changes to the Bylaws and address the Section Strategic Plan. Questions were sent to Members. If you did not receive the email and, would like to provide comments, please submit them to Michael Gallo [michael@gallo.us.com](mailto:michael@gallo.us.com) before the January 9, 2020 meeting.

### Survey Questions

1. How long have you been an IT Section Member?
  - A. 0-2
  - B. 3-6
  - C. 7+
2. Have you ever attended the Annual IT Seminar at St Johns?
  - A. Yes
  - B. No
3. What seminar topics are of most interest to you (pick as many as apply)?
  - A. Data protection law updates
  - B. Internet of Things
  - C. Technology contract provisions
  - D. Employee policies
  - E. New technologies, i.e., A.I., smart contracts, crypto currencies
  - F. Other [Write in]
4. Do you currently follow our organization on social media? If yes, please specify the platform?
  - A. Facebook
  - B. Twitter
  - C. LinkedIn
  - D. Email
5. What is the best way to receive news/announcements from the IT Section Members?
  - A. Email
  - B. Facebook
  - C. LinkedIn Group
  - D. Section Page
  - E. Other [Write in]
6. Are you involved in other Sections? If yes, which ones?
7. What type of events would you like to see the IT Section host?
  - A. Annual Conference
  - B. Seminars
  - C. Informal speaker events at night
  - D. Lunch and Learn Webinars
  - E. Networking
  - F. Other [Write in]
8. What are you looking to gain from your IT Section Membership?
  - A. Networking
  - B. Information
  - C. Continued learning
9. How likely are you to renew your membership next year?
  - A. Won't renew
  - B. Undecided
  - C. Likely renew
  - D. Definitely renew
10. Considering your complete experience with our Section and the activities conducted, how likely would you be to recommend us as a resource to your client or a colleague? 0-10 (Zero be highly unlikely and 10 being highly likely)