



Risk is everywhere.
Are you ready?

Hogan Lovells Cybersecurity Solutions

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When a cyber incident happens, it's all on the line. Your organization could be facing government investigations, media attention, customer demands, and litigation – circumstances that require careful yet rapid response. And the threats are intensifying.

Be prepared.

Protecting against cyber incidents is a growing technical, managerial, and legal challenge for companies and public institutions. Measures considered reasonable and prudent in the past no longer meet new regulator and investor expectations.

Public disclosure of a cybersecurity breach at a company is often quickly followed by government investigations, congressional attention, customer and other stakeholder inquiries, consumer class actions, and shareholder suits, particularly in the United States.



One calculation puts the average cost of a cyber breach involving lost or stolen personal information at **US\$217 per record**. Or, **US\$6.5 million overall** in the cost of detection and escalation, notification, ex-post response and remediation, and lost business.

Are you ready for the legal, technical, and risk management challenges?

Hogan Lovells Cybersecurity Solutions unites the comprehensive knowledge of our lawyers and technical professionals focused on cybersecurity risk management, incident preparedness, breach response and investigations counsel, regulatory enforcement, litigation, and crisis management assistance. We provide integrated services to help you navigate the complex and cross-disciplinary challenges of today's cyber threat environment.

We are distinguished by our:

- **Experience.** We have counseled hundreds of companies, associations, educational institutions, and governments on cybersecurity matters, over many years. Our team includes former senior in-house counsel, prosecutors, government officials, and senior information security officers.
- **Technical Depth.** Our team of lawyers and professionals has the technical training and experience to understand today's dynamic cyber threat environment and to help you address your risks effectively. We translate technical terms and concepts into language that lawyers and business people can understand and use.
- **Scale and Sophistication.** We handle the most significant cyber matters, providing insights and relationships on a global scale.

You need timely and comprehensive solutions to cyber challenges. That's why our Cybersecurity Solutions team includes a dedicated staff of technical and risk professionals who work side-by-side with our market-leading lawyers. Our clients receive integrated services that reflect legal, technical and management counsel, creating a seamless experience that can be conducted under privilege when appropriate.

We're focused where business leaders are focused – on practical and comprehensive solutions.

Our end-to-end suite of services has been crafted to provide what clients tell us they need:

- **Assess.** Our team will identify your threat profile, legal and technical obligations and risk, and incident and response readiness. With a clear understanding of your organization's specific challenges in hand, we can then provide integrated legal, technical, and risk analysis and counseling. Specifically, we can help you address global breach laws, industry-specific security and IT risk management obligations, cyber crime, senior leadership duty and care obligations, government procurement requirements, and the SAFETY Act.
- **Prepare.** Planning before an incident occurs is crucial to cyber risk management. And having an up-to-date and rehearsed enterprise-wide response plan is now standard for many industries. Plans are not one-size-fits-all. Drawing upon our extensive experience drafting and implementing such plans, we can efficiently help you create or update yours as well as help you to rehearse so that you are ready when the inevitable occurs.
- **Respond.** In the first hours and days after a cyber incident, you can be overwhelmed by the challenge of simultaneously managing breach notification, communications and public relations, law enforcement interactions, and vendor and forensic expert identification. That's where we use our extensive experience and judgment to help you navigate these challenges and identify your priorities. Our multi-disciplinary response team of lawyers and technical professionals provides 24/7/365 support and counseling to help you tackle the wide array of challenges that arise in the wake of an incident.
- **Engage.** Before and after an incident, we help you identify and interact with the appropriate law enforcement, regulators, and other government officials, and can facilitate multi-company interaction on issues relevant to a broad group of stakeholders. Leveraging our strength in Washington, D.C. and other national capitals we draw upon our work with public policy leaders from all levels of government, globally, to help you keep abreast of changes to relevant laws and regulations.
- **Defend.** Many cyber incidents are followed by litigation, whether in the form of government investigations or enforcement actions, or private party civil litigation seeking millions of dollars in damages. Our experienced team helps you respond in a coordinated and thoughtful way, whether by helping you investigate the facts, providing dynamic representation before multiple government agencies, or aggressively defending your company in court.

We have counseled hundreds of companies on cybersecurity matters.

Here's a sample of our work.

Client: Major Retailer

Need: Respond to payment card breach affecting tens of millions of consumer payment cards

How we helped: Coordinated overall legal response, including lead technical and legal oversight of key forensics investigation and resulting report; lead counsel for internal investigation and regulatory compliance; and counsel to attorneys general and consumer protection agency investigations.

Client: Major Health Insurer

Need: Respond to cybersecurity breach affecting tens of millions of records

How we helped: Coordinated all legal aspects of response; served as lead counsel for internal investigation, class action litigation, and response to attorneys general, departments of insurance, HHS Office for Civil Rights, and consumer protection agency investigations. Our technical consultants helped scope the response engagement, helped guide technical work, and ensured the materials produced appropriately documented findings.

Client: Large Integrated Energy Company

Need: Comprehensive legal support for the company's cybersecurity preparedness efforts

How we helped: Prepared incident response plan for the client's 150-person legal department; helped prepare a legal risk analysis in the event of a major breach.

Client: Major Media and Entertainment Company

Need: Comprehensive legal support for the company's cybersecurity preparedness efforts

How we helped: Prepared company-wide incident response plan; prepared for and participated in senior management tabletop; drafted data classification policy; counseling on law enforcement and information-sharing efforts.

Client: Major Insurance and Financial Services Company

Need: Assistance with response to significant cyber attack

How we helped: Counseled on audit committee and other senior management reports; advised on company's response to attack and led presentation to full board of directors.

Client: Regional Bank

Need: Review of cyber preparedness and compliance program

How we helped: Reviewed the bank's cybersecurity policies and procedures, including results of recent company-wide tabletop exercise, and provided recommendations to general counsel and his team.

Client: Large Global Fashion Retailer and Wholesaler

Need: Company-wide preparedness for a cyber incident

How we helped: Working with chief information security officer and head of risk, we prepared and led a tabletop exercise involving the most senior management of the company.

Client: Major Cable and Internet Services Provider

Need: Review and update of company's cybersecurity risk management approach

How we helped: Counseled the general counsel and senior management on the governance and structure of the company's cybersecurity program; drafted and reviewed cybersecurity policies and procedures; provided them with a strategy for evolving their program.

Client: Regulated Broker-Dealer

Need: Comprehensive counseling on cybersecurity program

How we helped: Counseled on design and approach of cybersecurity compliance and risk management; designed and led a tabletop exercise for senior management.

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