

CONFERENCE CHAIRS:

John Mullen, Sr., Esq., Nelson Levine de Luca & Horst, Chair of Complex Litigation Practice Group, Blue Bell, PA

Robert Parisi, Jr., Senior Vice President, National Practice Leader for Tech/Telecom E&O, and Network Risk, Marsh FINPRO, New York

Nicholas Economidis, Specialty Lines, Beazley Group, Philadelphia

Monday, June 7, 2010

- 8:30 Continental Breakfast and Morning Registration  
Sponsored by Kroll Fraud Solutions
- 9:00 Welcome & Introductory Remarks
- 9:15 Data Breach Liability: An Unstable Legal Environment  
 • When, how and on what basis should companies be liable for a loss of information in their care, custody or control?  
 • The most notable recent cases  
 • Current theories of liability and claims alleged  
 • Assessing case strength and weaknesses - "You got to know when to hold 'em, know when to fold 'em"  
 • Avoiding dismiss motions, the impact of the Iqbal case and getting out of the case, pre-discovery  
 • Damages and other client concerns  
 • The defenses that are working and those that are not  
 • The kind of case you want to have  
 • How to counsel your client to avoid "the next time"  
 Moderator: Richard Sheridan, Vice President, ACE USA Specialty Claims Professional Liability, New York  
 John Mullen, Sr., Esq., Nelson Levine de Luca & Horst, Chair of Complex Litigation Practice Group, Blue Bell, PA  
 Theodore Kobus III, Esq., Marshall, Dennehey, Warner, Coleman & Goggin, Philadelphia  
 Jamie Sheller, Esq., Sheller, P.C., Philadelphia  
 Tracy Rezvani, Esq., Finkelstein Thompson LLP, Washington, DC
- 10:45 Morning Break
- 11:00 Cyber Security and Privacy Liability Concerns: The Risk Managers Speak  
 • What coverage is really important and exclusions to CGL policies  
 • Risk control vs. insurance  
 • Company reputation as a covered damage  
 • Budgetary considerations  
 Moderator: Peter Foster, Senior Vice President-National Resource: Privacy/Network Security/E&O, Willis North America, Boston  
 Ted Bohlman, Insurance Risk Manager, MF Global Inc., New York
- 12:00 Luncheon & Keynote Address  
 Keith Morales of The Federal Reserve Bank of Philadelphia  
 Sponsored by Cozen O'Connor
- 1:30 Regulatory Trends Briefing  
 • FACTA "Red Flag Rules"-impact, compliance and challenges  
 • What you need to know about the Health Information Technology for Economic and Clinical Health (HITECH) Act  
 • Identity Theft & Restoration Act  
 • New breach and notice requirements  
 • Other key federal regulations regarding prevention and customer notice  
 Moderator: Anne DeVries, Managing Director, Digital Risk Managers, A division of Wells Fargo Special Risks, Inc., Portland, OR  
 Jon Neiditz, Esq., Nelson Mullins Riley & Scarborough LLP, Atlanta  
 Mark Silvestri, Director, CNANetProtect®, Line of Business, CNA, Quincy, MA  
 Dave Navetta, Esq., CIPP, Information Law Group, Denver

- 2:30 Loss Control-Assessing & Quantifying Network Risks  
 • Step-by-step vulnerability assessment-where networks might be compromised, the implications and the people handling these areas  
 • How are the threats being anticipated or managed?  
 • What to insist your clients do to protect removable data  
 • Where most companies are weak and red flags to watch out for  
 Moderator: Dan Trueman, Active Underwriter, Enterprise Risk, Kiln Group, London  
 Mark Greisiger, President, NetDiligence®, Gladwyne, PA  
 Neeraj Sahni, Director of Security and Privacy, Chartis, Inc., New York  
 Martin Carmichael, PhD, CISM, CISSP, ISSAP, ISSMP, Chief Security Officer, TD AMERITRADE Holding Corporation, Fort Worth, TX
- 3:30 Afternoon Break
- 3:45 Responding to a Data Breach  
 • What constitutes a legal "breach"  
 • Statutory-notice and pre-litigation tasks & costs  
 • Litigation response-e-discovery, MDLs, and class actions  
 Moderator: Patrick Donnelly, Financial Services Group – Professional Risk Solutions Managing Director, Aon Risk Services, Inc., Chicago  
 Beth Diamond, Claims Focus Group Leader, Technology, Media and Business Services Specialty Lines, Beazley Group, New York  
 Alan Brill, Senior Managing Director for Technology Services, Kroll Ontrack, Secaucus, NJ  
 Bo Holland, Founder & CEO, Debix, Austin
- 4:45 Design and Implementation of an Incident Response Plan  
 • Controlling incident response costs  
 • Legal duties triggered by incidents  
 • Response plan's legal impacts  
 Moderator: Tracey Vispoli, Vice President, Chubb Specialty Insurance, Chubb Group of Insurance Companies, Warren, NJ  
 Jim Leonard, Fraud Solutions Practice, Kroll, Inc, Nashville  
 Toby Merrill, Vice President & National Privacy, Technology & Media Liability Product Manager, ACE Professional Risk, Philadelphia  
 Richard White, Principal, SunGard Availability Services LP, Alpharetta, GA
- 5:30 Networking Reception Co-Sponsored by Beazley and Kroll Fraud Solutions

Tuesday, June 8, 2010

- 8:00 Continental Breakfast Sponsored by Arch Insurance Group
- 8:30 Solving Special Computer Security Issues  
 • Dealing with "rogue" employees& network administrators-practical and legal issues  
 • Portable device concerns and impact on liability  
 • SQL injection attacks  
 • Vendors-choosing the right ones and what your client needs in its indemnity agreements of its service level agreements  
 • Targeted malware attacks, potential liabilities and systematic risks  
 Moderator: John Mullen, Sr., Esq., Nelson Levine de Luca & Horst, Chair of Complex Litigation Practice Group, Blue Bell, PA  
 Branden Williams, CISSP, CISM, RSA, Director-Security Consulting, The Security Division of EMC, Dallas  
 Drew Bartkiewicz, Vice President of E & O, Cyber & Technology Risk, The Hartford, Hartford, CT  
 Christopher Novak, Managing Principal, Verizon Business - Investigative Response, New York

- 9:30 **Are You Covered When Hackers Get Through?**
- Does a company have coverage for data breaches?
  - Knowing your client and when to advise coverage
  - Advising clients who have been hacked
  - How to secure coverage for future incidents
  - Finer legal points of coverage-handling fines, penalties, and notice costs
  - Business interruption claims
- Moderator: Nicholas Economidis, Specialty Lines, Beazley Group, Philadelphia  
 Scott Godes, Esq, Dickstein Shapiro, Washington, DC  
 Oliver Brew, Senior Vice President, Media and Telecoms Underwriting, Hiscox USA, New York  
 Richard Bortnick, Esq., Cozen O'Connor, West Conshohocken, PA
- 10:30 **Morning Break**
- 10:45 **Insuring Your Network and Your Company**
- Privacy insurance coverage: market overview and legal constraints
  - Best Practices when presenting Cyber Risk insurance to customers
  - What to look for in cyber and data security coverage
  - Pitfalls in existing coverage to be wary of-before an event occurs
- Moderator: Robert Parisi, Jr., Senior Vice President, National Practice Leader for Tech/Telecom E&O, and Network Risk, Marsh FINPRO, New York  
 Michael Rossi, President, Insurance Law Group, Inc., Los Angeles, CA  
 Meredith Schnur, Professional Risk Group, Wells Fargo Insurance Services USA, Inc., New York  
 Brad Gow, Senior Vice President of Specialties - Professional Liability, Zurich North America, Philadelphia
- 11:45 **Looking Into the Crystal Ball: Future Insurance Needs**
- Moderator: Chris Cotterell, Partner, Safeonline LLP, London  
 Glen Manjos, Vice President, Professional Liability & Network Security, Arch Insurance, Alpharetta, GA  
 Betty Shepherd, Assistant Vice President Technology & Cyber Liability, RLI Insurance Company, Summit, NJ  
 Joe DePaul, Area Senior Vice President-Management & Professional Liability, Arthur J. Gallagher Risk Management Services, New York
- 12:30 **Adjourn**

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