

CYBERSECURITY AND DATA PRIVACY: FAMILY OFFICES



Nearly 1 in 3 Family Offices Fall Victim to Cyberattacks – Are You Equipped to Handle It?

Protecting your data network means safeguarding the very core of your business. Every system can be vulnerable to attack. Having a seasoned team that keenly understands the legal, regulatory and technical triad of cybersecurity and data privacy is critical to mitigating risk and securing your client data.

No one is safe from cybercriminals, and family offices are no exception. Given the substantial assets you manage, your organization is a prime target for cybercriminals. Nearly a third of all family offices have suffered a cyberattack, and even more have experienced unsuccessful infiltration attempts. Unfortunately, most family offices do not have a solid response plan or know who to call first in the event of a cybersecurity incident. Without adequate in-house cybersecurity capacity or an outsourced partner with subject matter expertise, the risks of exposure are immense.

What We Do

As a NetDiligence Authorized BreachCoach®, Buchanan is nationally recognized as a top-tier firm in the area of cybersecurity incident response. We have experience assisting family offices as well as publicly traded companies, private companies, government agencies, and organizations of all sizes facing cybersecurity incidents—including ransomware and extortion, “downstream” supply chain breaches, wire fraud, business email compromise, system vulnerabilities, and malicious insiders.

Our extensive experience equips us with the unique ability to quickly identify the root cause of an issue, facilitate operations in a degraded information technology environment, provide immediate technical and legal advice, and forecast risks and liabilities that family offices might face in the future. Our security professionals conduct in-depth data analysis well in advance to identify potential vulnerabilities and threats, helping to inform legal strategy and decision-making.

How We Can Help You

Incident Response Readiness and Compliance

Our approach involves working closely with you to develop, refine and document your cybersecurity programs and incident response plans. We collaborate with forensic and crisis communication experts to provide effective training for your response teams. By conducting cybersecurity tabletop exercises tailored to family offices, we simulate real-world, dynamic threat situations to evaluate organizational readiness and identify response plan gaps.

In the event of an incident, our Cyber Response Team provides 24/7 support. Beyond legal advice, our team helps ensure your IT systems and processes comply with various legal requirements through technical audits and actionable improvement recommendations. We also assist multi-family offices with regulatory compliance.

Digital Risk Advisory

We guide family offices through inquiries and assessments by state attorneys general, federal agencies and international data protection authorities. If a security incident results in a lawsuit, we work closely with you and our cyber litigation team to ensure that the initial incident response insights feed into a robust defense strategy.

Cybersecurity Advisory

Our mission is to make your family office's system ready and resilient. Drawing from our vast experience and constant analysis of evolving cyber threats, we help enhance your operational framework by:

- Understanding the goals and dynamics of an organization to ensure the use of technology, and its protection, best supports achieving those goals
- Advising and assisting to craft wealth management-specific cybersecurity programs
- Crafting risk-based security strategies, using key insights from our security partners and our internal technical expertise to provide comprehensive recommendations
- Undertaking "reasonable security" evaluations to defend against potential legal or regulatory challenges
- Addressing threats such as ransomware, business email compromise, social engineering, third-party and supply chain vulnerabilities, online account breaches and unauthorized access, bolstered by in-depth data analysis from our technical team
- Assisting in due diligence for corporate transactions, including pre-acquisition assessments and post-acquisition integration planning
- Streamlining vendor management and technology contracts and brokering major agreements involving advanced security technologies
- Establishing comprehensive cybersecurity risk management programs and collaborating with corporate leadership at all levels. This includes establishing foundational security measures, charting cybersecurity roadmaps and gauging cybersecurity maturity

Privacy and Data Security Litigation

Cybersecurity breaches can have severe consequences for individuals and organizations. If a breach results in legal action, our litigation team is highly experienced in post-breach suits and will defend you in any form of litigation, including single-plaintiff lawsuits, class actions or actions brought by regulatory authorities. We treat privacy and data security litigation as a distinct legal field, recognizing the specialized knowledge necessary for achieving success in such cases. Our team of litigators possesses an in-depth understanding of the laws that affect privacy and data security litigation. These include the federal Electronic Communications Privacy Act, encompassing the Wiretap Act and the Stored Communications Act; the California Invasion of Privacy Act; the California Consumer Privacy Act; the Video Privacy Protection Act; the Fair Credit Reporting Act and the Telephone Consumer Protection Act. We are well-versed in the state-level counterparts to these statutes, state consumer protection laws and common law privacy torts.

Insurance as An Extra Layer of Protection

A cyber attack or data breach can lead to massive losses for any family office. Cyber insurance can provide financial protection that keeps your family office in business. While insurance is no substitute for a robust cybersecurity framework, it can provide much-needed support in the event of an incident. This coverage typically comes with access to additional experts and provides opportunities for risk and solution sharing among like-minded companies. Our attorneys and cybersecurity team can help your family office navigate this process and ensure you are financially protected.

Is Your Family Office Facing Cybersecurity Or Data Privacy Concerns?

Our dedicated team of attorneys and policy advisors stand ready to provide legal guidance rooted in technological expertise. Contact us today at cyber@bipc.com.



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