

**BUSINESS LAW SECTION OF THE FLORIDA BAR
COMPUTER LAW AND TECHNOLOGY COMMITTEE**

joint meeting with e-discovery

Meeting Minutes – Fla. Bar Winter Meeting

DoubleTree Seaworld Orlando

January 17, 2019 2:00 p.m.

Chair: James P. “Scott” Curry

Vice Chair: Steven Blickensderfer

Second Vice Chair: Josh Saltz (not present)

Academic Chair: Professor Vicenc Feliu, Nova Law School (not present)

CLE Liaison: Peter Maslow

Pro Bono Liaison: Marisa Dorough

Computer law committee portion of the meeting began at 2:01 p.m. There were 15-20 people at various times in attendance. Several people attempted to join via teleconference but were unable to do so due to technical difficulties with the number provided by the hotel.

Scott Curry, Chair of the Committee, called the meeting to order, and roll call and introductions were made.

Steven Blickensderfer moved to approve the minutes from the Labor Day Meeting, which Peter Maskow seconded, and the motion was unanimously approved.

Peter Maskow spoke on CLEs. There are three presentations in the works: (i) the ADA’s application to websites; (ii) blockchain and cryptocurrency; and (iii) data privacy laws, such as the GDPR and CCPA. Susan Stephan, Associate Dean of Graduate and Online Programs and Adjunct Professor at Nova Law, has agreed and is ready to do the CLE on the ADA issue sometime in April. There was discussion about doing the blockchain and cryptocurrency CLE at the Fla. Bar Annual Meeting in June, whether as a standalone CLE or as part of the e-discovery’s presentation. The data privacy CLE will take place closer to or at the Labor Day retreat.

Scott Curry gave an update from the digital currency taskforce. A potential technology legislative package this legislative session may include language addressed to blockchain recording of tax records and/or property records. There was discussion regarding potential coordination with the RPPTL section on those issues. Scott Curry encouraged those interested in volunteering to join the taskforce.

Section Chair Michael Chesal and members of the Executive Council entered the room and introduced themselves. He encouraged the Committee to keep its website up to date. A request was made by a member to no longer hold joint meetings with e-discovery so that more matters can be discussed at the respective meetings. Chairman Chesal suggested making a formal request to effectuate same.

Scott Curry re-raised the issue of changing the Committee's name to more accurately reflect the substantive areas the Committee covers. The matter was tabled for the Annual Meeting due to time constraints and several members being unable to join via teleconference.

Steven Blickensderfer presented on the following hot topics: (i) California's new statute on IoT security; (ii) Brazil's new data privacy law and the new GDPR guidance on extra-territoriality as they relate to Florida-based businesses; (iii) *MetroPCS v. Porter*, No. 3D17-375, 2018 WL 6786813, a recent 3d DCA case on e-contracts; (iv) new ABA ethics opinion on the obligation of lawyers to disclose data breaches involving client files; and (v) FTC endorsement issues involving AI.

Darren Spielman discussed another hot topic concerning the Ninth Circuit's recent decision involving the ADA website issue.

Scott Curry raised the issue of recruitment and encouraged new membership. He then discussed the open liaison positions: Member Inclusion; Pro Bono; and Articles. Marisa Dorough, current Pro Bono Chair, volunteered to act as the Committee's Pro Bono liaison. There were no volunteers for the other positions. Marisa Dorough then discussed the Pro Bono Committee's pledge drive, encouraging members to do 20 hours of pro bono this fiscal year.

The Committee is also looking for volunteers to create content for the website and publish an article in the Bar Journal.

The meeting adjourned at 2:26 p.m. From 2:27 p.m. to approximately 2:58 p.m. e-discovery held its portion of the meeting.

The next meeting will be held at the Florida Bar Annual Meeting at the Boca Raton Resort & Club, from June 26 to 29, 2019.