

SYLLABUS

Data Protection in Corporate Practice

University of Houston Law Center

Course 6243

Fall (August) 2018

David Bender, Adjunct Professor

- Two-credit course focusing on Privacy law in corporate practice.
- Five-day duration, Mon., Aug. 13 - Fri., Aug. 17, inclusive; exam Sat., Aug. 18.
- 1,400 minutes of class = 280 min./day, or 4 hours, 40min./day
- Each day: before lunch, 3-hour session (including a 10-minute break) and after lunch, a 2-hour session (including a 10-minute break)
- **Casebook:** Solove & Schwartz, Information Privacy Law (Aspen 6th ed. 2017); additional materials will be distributed.

Class Times: As indicated above.

Room: TBA

Exam: Saturday, August 18

Office Hours: By appointment

e-mail: dbender4@verizon.net (please use this rather than UH e-mail)

Course website: This course will have a website on Blackboard. Please check it frequently.

Grading policy: Grading will be based on a 2.5-hour examination, modified if appropriate on the basis of class participation as indicated below.

Course Requirements

Attendance: Please arrive for each class on time.

Class participation: For the class to proceed in optimum fashion, student preparation and participation are necessary. Grades may be adjusted upward or downward by one increment (e.g., from B to B+ or from B to B-) based on class participation.

Cell phones: Please set to vibrate or silent mode for all classes.

| <u>Date</u> | <u>Module</u> | | <u>Break into two groups and discuss: (Topics representative and subject to change)</u> |
|--------------------|---------------|-------------------------------|---|
| | <u>No.</u> | <u>Module Topic</u> | |
| <u>Mon, 8/13</u> | 1 | Introduction | |
| | 2 | Cybersecurity | Specific steps for rendering a company less susceptible to data security breaches |
| | 3 | Trade Secrets | Beyond cybersecurity, establishment of company plan for protecting proprietary information |
| <u>Tues, 8/14</u> | 4 | Education Privacy | |
| | 5 | State Privacy Laws | Development of incident response plan |
| <u>Wed, 8/15</u> | 6 | Employment Privacy | Arguments regarding a prominent employment law issue, with one group taking employer's side, and the other taking employee side |
| | 7 | Health Privacy | |
| <u>Thurs, 8/16</u> | 8 | Fair Credit Reporting Act | |
| | 9 | Financial Data Privacy | Promulgation of hypothetical financial institution's privacy policy. |
| <u>Fri, 8/17</u> | 10 | Online Behavioral Advertising | Arguments on both sides of selected prominent OBA issues |
| | 11 | International Privacy Law | On hypothetical facts, best vehicle(s) for company exporting personal data from EU to US |
| <u>Sat, 8/18</u> | | EXAM | |

Many discussion topics will feature guest speakers with expertise in those areas.

Reading assignments and additional materials will be posted on Blackboard at least one month in advance of the first day of class.

Prerequisites: There is no prerequisite for this course.

This introductory course will cover the basic principles of data protection law as applied to the conduct of business enterprises. It will examine the policies underlying this still-nascent form of protection, and will focus on compliance in the areas shown in the outline above.

Learning Outcomes -- From taking this course, students will be able to deal effectively with many of the most common data protection issues confronted by business enterprises in the United States.

Counseling and Psychological Services (CAPS)

Counseling and Psychological Services (CAPS) can help students who are having difficulties managing stress, adjusting to the demands of a professional program, or feeling sad and hopeless. You can reach CAPS (www.CAPS.uh.edu) by calling 714/743-5454 during and after business hours for routine appointments, or if you or someone you know is in crisis. No appointment is necessary for the "Let's Talk" program, a drop-in consultation program at convenient locations and hours around campus.

http://www.uh.edu/caps/outreach/lets_talk.html.

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