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May 21, 2021

Mr. Adrian Galang
Department of Legal Specialization
State Bar of California
180 Howard Street
San Francisco, CA 94105

Re: Proposed California Legal Specialization in Privacy Law

Dear Mr. Galang:

The California Lawyers Association (CLA) respectfully submits the accompanying application for the proposed creation of a California Legal Specialization in Privacy Law. The application was prepared by the CLA Privacy Legal Specialization Working Group, which is a multidisciplinary group with members drawn from various Sections of the California Lawyers Association, including Privacy Law, Business Law and Intellectual Property Law. These members have broad-ranging expertise in areas that include consumer privacy, cybersecurity, and data protection, and extensive experience with related regulatory, transactional, and litigation matters.

CLA's Board of Representatives approved submission of this application on April 15, 2021. We thank you for your consideration of this application.

Sincerely,

Ona Alston Dosunmu
C.E.O. & Executive Director
California Lawyers Association

400 Capitol Mall, Suite 650
Sacramento, CA 95814
916-516-1760
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Members of the California Lawyers Association Legal Specialization Working Group that prepared this application are identified below. Affiliations are provided for identification purposes only.

Soyeun Choi, Chair of the Business Law Section of the California Lawyers Association

Lydia de la Torre, Member of the California Lawyers Association

Joshua de Larios-Heiman, Privacy Law Section Member of the Board of Representatives of the California Lawyers Association

Jeremy Evans, Vice President of the California Lawyers Association

Tanya Forsheit, Member of the Internet and Privacy Law Committee of the Business Law Section of the California Lawyers Association

Phil Green, Member of the Internet and Privacy Law Committee of the Business Law Section of the California Lawyers Association

Sabrina Green, Member of the California Lawyers Association

Thomas Hassing, Immediate Past Chair of the Internet and Privacy Law Committee and Member of the Executive Committee of the Business Law Section of the California Lawyers Association

Bennet Kelley, Immediate Past Vice-Chair of the Internet and Privacy Law Committee ofthe Business Law Section of the California Lawyers Association

Marina Lewis, Chair of the Internet and Privacy Law Committee of the Business Law Section of the California Lawyers Association

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ATTACHMENT A

The State Bar of California
Department of Legal Specialization
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(415) 538-2120 · legalspec@calbar.ca.gov

California Board of Legal Specialization
Proposed New Specialty Application

APPLICANT INFORMATION

Name of Applicant or Organization: The California Lawyers Association

Are you currently certified in a specialty area?: Yes ☐ No ☑

If yes, specialty area: _____ Entity Certifying Specialty Area: _____

Address of Applicant or Organization: 400 Capitol Mall, Suite 650

City: Sacramento State: CA Zip: 95814 + _____

Phone: 916-516-1760 Fax: _____ E-mail: ona.dosunmu@calawyers.org

Contact Person: Ona Dosunmu Signature: _____

NEW SPECIALTY INFORMATION

Attach additional sheets if necessary.

1. Area of law/specialty field: _____
2. Definition of the proposed specialty: _____
3. Does the State Bar, other bar or professional organization have a practice section or committee in this specialty field?: Yes ☐ No ☐

   If yes, describe: _____
4. Describe the perceived need: _____
5. Describe the potential value: _____
6. Describe the substantive feasibility: _____
7. Describe the degree of interest and support: _____
8. Describe the practical viability: _____
9. Other information on the proposed area of law/specialty field: _____

California Board of Legal Specialization
Proposed Privacy Specialty Application

NEW SPECIALTY INFORMATION

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1. **Area of law/specialty field:** Privacy Law

2. **Definition of the proposed specialty**
In the 21st century, we share and store our most sensitive personal information on phones, computers and even in "the cloud." Today more than ever, a strong privacy program, which includes data security, is essential to the safety and welfare of the people of California and to our economy.[1]

In defining the California Privacy Law Specialist designation, the California Lawyers Association (CLA) believes that the above referenced concerns of the Office of the California Attorney General must be addressed. The Privacy Law Specialist designation would assist the public in identifying competent California legal counsel by setting minimum standards to ensure that such designation would produce a California attorney in good standing who:

(a) demonstrates a current mastery of California privacy law,
(b) possesses substantial working knowledge of federal and international privacy law,
(c) comprehends privacy-related technologies,
(d) has proven experience representing clients in matters relating to privacy law,
(e) is recognized by their peers as possessing an expertise in privacy law, and
(f) has mastery in producing work product related to privacy law.

3. **Does the State Bar, other bar or professional organization have a practice section or committee in this specialty field?**

Yes X **No**

If yes, describe:

3.1 The California Lawyers Association

(a) The California Lawyers Association approved the creation of a Privacy Law Section in September 2020. Since its inception, the Privacy Law Section has hosted a number of in person events, educational webinars and other activities that focus on the latest issues in privacy law.

(b) The California Lawyers Association groups and committees focusing on privacy.

i. Privacy Working Group: A cross-sectional collaborative group that coordinates privacy initiatives, educational materials and activities.

ii. The Intellectual Property Law Section Technology, Internet and Privacy Interest Group (TIP): Each month, TIP holds a call that invites an expert in either a specific privacy, technology or internet legal topic to hold discussions with fellow members. TIP also plans and hosts both webinar and in-person events and is responsible for

[1] State of California Department of Justice, Office of the Attorney General, https://oag.ca.gov/privacy

hosting the bi-annual IP and the Internet Conference, which includes several panels on privacy law.

iii. The Intellectual Property Law Section plans and hosts an annual IP Institute, a multi-day event that includes multiple panels on the latest topics in privacy law.

iv. The Business Law Section has several standing committees which address privacy issues as well as a specific standing committee, the Internet and Privacy Law Standing Committee, which hosts a variety of in person events, educational webinars, and other activities throughout the year that focus on privacy law basics and the latest issues in privacy law.

v. The International Law and Immigration Section: Hosts a number of events and webinars that focus on international privacy laws that may impact law practice in California, such as the EU General Data Protection Regulation (GDPR) and the Brazil Lei Geral de Proteção de Dados (LGPD).

vi. The Law Practice Management and Technology Section: Hosted a one-day conference on the impacts of privacy laws such as GDPR and the California Consumer Privacy Act (CCPA) to law practice management.

3.2 Other Bar, Professional Organizations

(a) Bar Association of San Francisco
https://www.sfbar.org/barristers-sections/intellectual-property-internet-law/

The Barristers Intellectual Property and Internet Law Section is a community of Bay Area technology attorneys. The section serves members in their first ten years of practice. Section members meet for networking, social and educational programs. Continuing Legal Education topics cover patent, copyright and trademark law as well as internet-related issues such as domain name disputes, privacy rights, and cyber fraud.

(b) Consumer Attorneys of California (CAOC)
https://www.caoc.org/index.cfm?pg=InternetPrivacy

The CAOC's Internet Privacy and Protection section focuses on the impacts of recent privacy regulations on businesses and consumers.

(c) Los Angeles Bar Association

The Privacy and Cybersecurity section offers quarterly programming beginning this fall on issues of cybercrimes, the California Consumer Privacy Act, national security, and international developments. The section will also engage in law student outreach events on campuses, will put on informal networking events, and will develop a mentorship program pairing senior and junior members of the section, as well as with law students and junior practitioners seeking to transition into this practice area.

4. **Describe the perceived need.**

(a) *Is this an area in which it is difficult for consumers to identify competent counsel?*

It is difficult for consumers of legal services to identify attorneys who are competent to navigate the rapidly developing complexities of California, federal, and international privacy laws, and their intersections. This expertise is necessary to identify multiple grounds of relief and adequately provide defenses from multiple bases of liability.

As discussed in greater detail in Section 4(c), the privacy legal landscape is a complex web of state, federal, and international laws, regulations, and agency rules which govern an array of privacy concerns, including the processing, retention, sale and transfer of the overwhelming amount of personal information collected about individuals each day. The lack of an omnibus federal privacy law has resulted in a patchwork of complex, overlapping, and sometimes conflicting laws and regulations. Many laws can be enforced by private plaintiffs in addition to government agencies, and businesses that fail to comply can be exposed to substantial liability and serious financial consequences.

Significant rights are at stake and exposure to legal risk is substantial. In some cases potential liability can be catastrophic, especially for small businesses caught in the compliance crosshairs across multiple jurisdictions, where statutory damages and class-wide claims are commonplace. When privacy rights and obligations are implicated, California consumers often need to quickly locate attorneys that have expertise with the wide range of options available to pursue and resolve the claims.

In 2018, the ABA approved the accreditation of a privacy law specialization for many of the same reasons articulated in this application. This spurred several states to enact their own privacy law specialization programs, with more surely to follow.

California, in particular, has developed a number of privacy laws and regulations ahead of the nation that require practitioners to stay current with updates and evolving interpretations of those laws and regulations. The California certification of privacy law expertise would properly inform individuals and businesses that an attorney has met established standards to perform the legal tasks at issue.

(b) *Is this an area in which consumers may be particularly vulnerable or unsophisticated?*

Privacy laws impact individuals and businesses in countless ways. It is difficult for consumers of legal services to keep pace with the rapidly changing legal landscape in the privacy field or its proliferation across industries. The individuals these laws are designed to protect and the businesses these laws are designed to regulate – particularly smaller businesses – have little time and few resources to perform reliable independent research or implement informed responses when legal advice is needed. Individuals and smaller businesses are likely to be unsophisticated and are particularly vulnerable if they retain attorneys without the requisite knowledge and experience.

(c) *Is this an area requiring high levels of substantive knowledge and experience for competent performance?*

Competent performance in the area of privacy law requires high levels of knowledge regarding the complexities of California, federal, and international privacy laws, including

overlapping, and sometimes conflicting laws and regulations. Although individual privacy law practitioners do not necessarily practice in all of the various substantive areas, a fundamental understanding of the overall privacy law landscape is crucial so a practitioner can competently advise a client and spot issues that may require deeper and unique expertise in a particular subject matter area.

Privacy laws cover an extensive array of subject matter areas. The California Department of Justice website has a page that contains links to some of the major privacy protection laws at the State and federal level:
https://oag.ca.gov/privacy/privacy-laws

The businesses and other areas covered by these laws include:

- Healthcare

  California statutes include the Confidentiality of Medical Information Act and the Patient Access to Health Records Act.

  Federal statutes include the Health Insurance Portability and Accountability Act (HIPAA).

- Financial services

  California statutes include the California Right to Financial Privacy Act (CRFPA), the California Consumer Financial Protection Law (CCFPL), and the California Financial Information Privacy Act (CalFIPA).

  Federal statutes include the Gramm-Leach-Bliley Financial Modernization Act of 1999 (GLBA)

- Education

  California statutes include the Student Online Personal Information Protection Act (SOPIPA)

  Federal statutes include the Family Educational Rights and Privacy Act of 1974 (FERPA)

- Commercial websites and online services

  California statutes include the California Online Privacy Protection Act (CalOPPA)

  Federal statutes include the Children's Online Privacy Protection Act (COPPA)

- Genetic testing companies

  California statutes include the California Genetic Information Privacy Act

- Public agencies

  California statutes include the Information Practices Act (IPA)

Privacy law practitioners also deal with cybersecurity and data breaches.

With both a state and federal overlay, privacy practitioners require comprehensive knowledge of the laws in various business sectors. Privacy practitioners need to

understand the interplay, application, and reconciliation of federal laws and regulations with California law. For example, federal laws may serve as a baseline by expressly permitting state lawmakers to enact laws that provide their citizens' greater protection as long as the state law is not inconsistent with federal law. Indeed, the California legislature has used this federally permissive legislative action to provide stronger protections under California state law. One example is the enactment of the California Financial Information Privacy Act of 2003. In doing so, California effectively provides California residents greater protection over their personally identifiable financial information when doing business with financial institutions than the protection provided for in the federal Gramm-Leach-Bliley Financial Modernization Act of 1999. This is one of many California laws that impose more stringent requirements than their federal counterparts, if any counterparts exist.

Finally, competent privacy law practitioners should be aware of the other potential regulatory requirements that businesses and consumers may encounter beyond federal and state regulations. Familiarity with the principles outlined in the GDPR as well as knowledge of cross-border data transfer mechanisms outlined by such regulations is needed when providing legal advice to California businesses that may have multinational concerns.

(d) *Is this an area in which it is difficult for small practitioners to concentrate their practice?*

We are not aware of any solo or small firm practitioners who have had any difficulties with concentrating their practice in privacy law. Since privacy laws apply to all individuals and businesses, attorneys with privacy law certification will serve the specific needs of their consumers, regardless of practice size but however each legal organization best suits its client's expectations.

(e) *Is this an area in which there is rapidly developing new law?*
Privacy law develops rapidly at in California, federally and internationally. As examples, the GDPR was adopted in April 2016 and became enforceable beginning in May 2018. In 2018, the California Legislature enacted the CCPA, which went into effect on January 1, 2020. The California Department of Justice (DOJ) first published and noticed proposed CCPA regulations for public comment on in October 2019. In February 2020 and March 2020, the DOJ gave notice of modifications to the proposed regulations. In August 2020, CCPA regulations were approved. and these provisions became final. In October 2020, the DOJ gave notice of a third set of modifications on a number of provisions in the CCPA regulations. In December 2020, in response to comments received to the third set of proposed modifications, the Department of Justice released a fourth set of proposed modifications to the regulations.

Against the backdrop of the CCPA and related regulations, in November 2020 California's voters passed Proposition 24, the California Privacy Rights Act of 2020 (CPRA). The CPRA (1) changed existing consumer data privacy laws; (2) provided new consumer privacy rights; (3) changed existing penalties and limited the use of penalty revenues; and (4) created a new state agency to oversee and enforce consumer data privacy laws. Most of

the provisions take effect in January 2023 but some, such as the creation of the new state agency and requirements for developing new regulations, went into effect immediately.

Beyond CCPA and CPRA, privacy remains a fluid area of the law in California with potential changes being considered on a regular basis. As of the date of this application, there is pending legislation in California that addresses, among other issues 1) mail containing a person's social security number; 2) treatment under the CCPA of information relating to vessels (e.g., certain watercraft); 3) obligations under the Information Practices Act of 1977 to disclose a data breach; 4) identity theft; 5) cybersecurity; 6) privacy and genetic testing companies; and 7) sharing of automated license plate recognition data.

The rapid evolution of privacy and the technological landscape will continue to introduce more complex privacy and technological concepts around advancements in innovation, and at the same time, the potential for misuse and invasion of privacy rights. This rapid evolution bolsters the timeliness of having a legal specialization in privacy law for practitioners who demonstrate significant competency in the field.

5. **Describe the potential value.**

(a) *How will certification in this area meet the need described above?*

The privacy law certification would provide consumers with certainty about the practitioner's expertise in privacy law in general and California privacy law in particular. Also, a California certification would help consumers wade through accreditation provided by other organizations, such as the ABA mentioned above, that has become popular in recent years and will certainly proliferate. California remains in the forefront of privacy laws, and indicating specialty status of California attorneys who qualify would benefit consumers of legal services.

(b) *How will the public benefit from certification?*

Certification will benefit the public in the area of privacy law just as it benefits the public in other areas of the law that currently provide for a legal specialization program. The public will be able to identify a certified California Privacy Law Specialist in a packed legal market and a confusing privacy services industry, knowing that the attorney has proven qualifications and experience, meeting all of the testing and related requirements.

We also note that certification of a specialization in privacy law is integral to the State Bar's mission to protect the public and to advance the ethical practice of law. The morality of privacy rights is deeply rooted in our society, with the California State Constitution (Article I, Section 1), the U.S. Constitution (Fourth Amendment) and the United Nations Universal Declaration of Human Rights (Article 12) all enshrining privacy as a fundamental human right. Privacy is an interaction in which the rights of different parties collide, and California privacy attorneys are increasingly being called upon to responsibly manage the conflicting needs of businesses and consumers, and provide leadership in the formation of public policy and the specialized ethics relating to California's unique privacy laws. Since 1970, The State Bar of California has had a system for certifying legal specialists to promote the competent and ethical practice of law, and there is an ongoing

need for the State Bar of California to ensure that California attorneys can ethically balance the privacy needs of all Californians.

(c) *How will those attorneys currently identified by other attorneys as practicing in this area (de facto specialists) react to certification?*

We anticipate that California attorneys who are identified by other attorneys as practicing in this area will react positively to the California Privacy Law Certification. As noted above, there is an ABA certification in privacy law, but it does not meet the requirements of the California Rules of Professional Conduct, rule 7.4, so a California attorney cannot state that the attorney is a "certified specialist" based on the ABA certification. We have anecdotal first-hand reports from attorneys who have and have not sought ABA certification. There are many California attorneys who would meet ABA specialization criteria, given the state's long history in regulating and enforcing privacy laws. Many California privacy lawyers have obtained the non-legal certification as a Certified Information Privacy Professional (CIPP) from the International Association of Privacy Professionals (IAPP), a globally-recognized privacy organization. However, CIPP certification does not signify legal competence in the area, as it is available to non-lawyers and can also be obtained by law students or new lawyers with no practical experience in the field.

In most cases, there is the assumption that attorneys with ABA certification have invested additional time and resources to complete the certification process. As more states allow seasoned privacy attorneys to be designated as privacy specialists and advertise themselves as such, a misleading divide could emerge where attorneys who are certified privacy law specialists, either under ABA criteria or those promulgated by individual states, may be considered more competent or experienced than California attorneys, simply because the California attorneys do not state that they are a "certified specialist" in privacy law. Creation of a California legal specialization in privacy law would address this issue, providing an opportunity for California attorneys to seek and obtain this legal specialization.

6. **Describe the substantive feasibility.**

(a) *What knowledge or experience is required to perform competently in this area?*
As discussed in detail in 4.c., above, privacy law encompasses a broad range of legal practices and topics, demonstrating the range of subject matter knowledge needed to perform competently in this area.

Beyond specific subject matter knowledge and expertise, certain skills are needed to perform competently in this area. Given the nature of the privacy profession, practitioners should be familiar with drafting and revising privacy policies and data protection agreements. They should also have an understanding of data breach regulation requirements, such as providing notice to the State Attorney General and drafting notices to impacted individuals. It is strongly recommended that they also have experience with risk assessments, taking into account products and/or technologies that have an impact on the collection, usage, sharing and destruction of personal information. Litigators that focus

on privacy law should also be familiar with the laws that provide private right of action for privacy-related complaints.

(b) *What procedures or tasks are unique to this area?*

In addition to the legal knowledge and expertise described above, the ability to collaborate and work with business partners is important to privacy lawyers. Whether it is providing product counseling, designing regulatory compliance programs, or responding to class action litigation, privacy lawyers often work with a wide range of business partners within an organization, including information security, information technology, HR, marketing, and finance. An attorney specializing in privacy, whether they work within a law firm or in-house, must be able to comfortably discuss not only the legal requirements but also advise on technical, security, and procedural safeguards when advising clients.

(c) *Which activities form a discrete area of law?*

As mentioned above, practicing in privacy law can mean a variety of activities. Because the privacy legal and regulatory landscape is rapidly evolving, advising clients on the new and emerging legal requirements in the form of product counseling or designing compliance programs is one of the central activities privacy lawyers may perform. To the extent that certain industries have had privacy laws and regulations in place for decades, privacy lawyers may also be involved in auditing, performing risk assessments, and delivering tabletop exercises to test that a company's existing controls are working as designed and sufficient to meet today's business needs and regulatory requirements. For lawyers that are specialized in data breach or criminal law enforcement, tasks may include incident response, investigation, litigation or regulatory enforcement. Lastly, privacy lawyers are increasingly pivotal in corporate transactions, as they are called upon to advise upon and evaluate the maturity of companies' privacy and cybersecurity programs which increasingly are potential sources of significant liability to businesses of all sizes.

(d) *What other areas of practice are related to or overlap with this area?*

Attorneys working in privacy often overlap with intellectual property, employment, business and corporate law, mergers and acquisitions, antitrust, and in some cases criminal law. However, even as privacy law overlaps with these other legal practices, these practices do not directly address the expertise and experiences required for privacy law.

(e) *What education is necessary for competence in this area?*

Although not required, many attorneys who practice privacy usually find that having a technical background is helpful for advising clients. Recently, law schools have started providing cybersecurity and privacy law courses to meet the demand for privacy attorneys. Course topics may include US privacy law, comparative privacy, international data transfers, advanced torts, and data governance. Privacy practitioners need to be not only familiar with the current and recently passed regulations, but they also need an appreciation for the historical context and political movements that gave rise to the regulations and their requirements, such as the right to be forgotten and Do Not Track.

Aside from attending webinars and conferences to fill in the educational need, attorneys will also obtain a certification from a third-party organization, such as the IAPP. Currently, certain employers will seek candidates who hold these certifications and may consider them to represent a minimum set of skills and knowledge used to qualify job candidates for privacy positions.

7. **Describe the degree of interest and support.**

For decades, the State of California has been revered as a trailblazer in privacy matters and related data security protection. California's trailblazing laws, regulations, and guidance include, but are not limited to, matters relating to the protection, collection, use, and disclosure of personal information which have customarily been the impetus of (1) the foundation of other U.S. and state legislative and regulatory consumer protection initiatives or (2) the de facto compliance standard for companies engaged in cross border businesses. For example, in 2003, California was the first state to enact a personal information data security breach notification law that ultimately became the blueprint for the breach notification laws in all U.S. states. Similarly, the 2018 enactment of the CCPA and recent passage of the CPRA are expected to have a similarly significant impact at both state and federal levels. Further, California was the first state to enact a comprehensive online privacy protection law which became the de facto baseline disclosure of online privacy notices for website operators nationwide. The Federal Trade Commission incorporates in its best practices guidelines from the California Attorney General's Business Privacy Resources, which promote consumer privacy protections such as in the case of California's "Privacy on the Go: Recommendations for the Mobile Ecosystem."

This context has created a great degree in and support for creation of a legal specialization in privacy law. For many years, the field of privacy has concerned itself with identifying and certifying service providers, both lawyers and other professionals. Resources in the commercial sector have proliferated exponentially while legal practitioners relied on a patchwork of state and federal responses, limited case law and rights of contract. From within this context, privacy practitioners became keenly aware of the necessity of credentialing to demonstrate subject matter expertise. In response, various organizations have created sections, committees and interest groups, and institutions have begun to offer credentialing programs and accreditation certifications, as described below.

(a) *Certification in the privacy law area is currently offered by other states and entities.*

The following states and entities currently offer certification in the area of privacy law:

<u>Professional Legal Certification</u>
American Bar Association
North Carolina State Bar Association
Minnesota
Alabama
Texas

<u>Privacy Certification Programs at Law Schools</u>
Loyola School of Law

Santa Clara School of Law

LLM Programs in Privacy
USC Gould School of Law
Loyola Law School

(b) *One or more voluntary association(s) of attorneys who practice in this area*

California Lawyers Association

Business Law Section standing committees:
Agribusiness, Commercial Transactions, Consumer Financial Services, Financial Institution, Health Law Committee, Internet and Privacy
Intellectual Property Law Section, Technology, Internet and Privacy Interest Group
International Law and Immigration Section
Labor and Employment Law Section
Privacy Law Section
The Law Practice Management and Technology Section

Other Organizations

The Los Angeles County Bar Association, Privacy and Cybersecurity Section
The Asian Pacific American Bar Association of Silicon Valley, Privacy Section
Bar Association of San Francisco, Cybersecurity and Privacy Law Section
Orange County Bar Association, Corporate Counsel Section

(c) *Evidence of support or opposition among current practitioners to certification in this area.*

Evidence of support among current practitioners is provided by signatures included with this application. We are not currently aware of any opposition among practitioners to California certification in this area.

8. **Describe the practical viability.**

(a) *Approximately how many attorneys currently concentrate their practices in this area?*

In terms of gauging the number of lawyers who practice in the area, a number of reference points demonstrate the size of the field and how rapidly it is growing. A 2014 survey of Fortune 1000 companies reported an average of 9.8 full-time and 16.7 part-time privacy employees, over half of which were lawyers.

With the advent of the GDPR on May 25, 2018 and the implementation of CCPA and CPRA, demand is certain to increase. California law schools now offer classes on privacy law; for example, Stanford University's 2020-2021 curriculum includes courses on "Information Privacy Law" and "Data: Privacy, Property and Security," which may be predictive of the growing interest in privacy law. Loyola School of Law and Santa Clara School of Law have dedicated privacy certification programs.

(b) *Approximately how many attorneys could be expected to obtain certification if the program were available?*

As noted above, the number of attorneys practicing in this area is large and continues to grow. We anticipate that a high percentage of those attorneys will obtain certification if a legal specialization in this area becomes available. Although we do not have data to support a specific number, we anticipate a number that is close to the more popular areas of legal specialization that exist today.

(c) *Approximately how many education providers are in the area?*

We do not have data on the number of education providers in this area. We do note, however, that there is a large quantity of continuing education provided in this area, including programs provided by the California Lawyers Association, other bar associations and professional organizations, and law schools. The quantity continues to grow, given the rapid developments, complexities, and increasing number of practitioners in this area.

9. **Other information on the proposed area of law/specialty field**

While the privacy law practice area continues to develop, we have no additional information to present at this time but are available to respond if specific questions arise.

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Submissions of Attorneys in Support of the State Bar of California's Creation of a Program of Legal Specialization in Privacy Law

Pursuant to Section II ("Required Showing") of the State Bar's *Standards for Determining the Creation of a New Specialty*, in addition to the written application, the request should include the signatures of 25 attorneys recommending the creation of the proposed specialty area. Attached hereto are the submissions of 38 attorneys recommending the creation of a program of legal specialization in privacy law by the State Bar of California.

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By completing this form, I hereby recommend the creation of a program of Legal Specialization in Privacy Law by the State Bar of California.

Name: Heather Benton

Bar Number: 277904

Contact Phone Number: 562-714-3921

Contact Email Address: heatherbentonesq@gmail.com

Date: 05/06/21

Please send this completed form to Jennifer.Navarro@CAlawyers.org no later than Friday, May 14, 2021.

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By completing this form, I hereby recommend the creation of a program of Legal Specialization in Privacy Law by the State Bar of California.

Name: Perry L. Segal

Bar Number: 250947

Contact Phone Number: 650-542-7935 x.12

Contact Email Address: perry.segal@charonlaw.com

Date: 05-06-2021

Please send this completed form to Jennifer.Navarro@CAlawyers.org no later than Friday, May 14, 2021.

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By completing this form, I hereby recommend the creation of a program of Legal Specialization in Privacy Law by the State Bar of California.

Name: Heather Antoine

Bar Number: 246917

Contact Phone Number: 818-444-6353

Contact Email Address: hantoine@stubbsalderton.com

Date: 5/7/21

Please send this completed form to Jennifer.Navarro@CAlawyers.org no later than Friday, May 14, 2021.

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By completing this form, I hereby recommend the creation of a program of Legal Specialization in Privacy Law by the State Bar of California.

Name: Tina Cannon Leahy

Bar Number: 197668

Contact Phone Number: 916.806.2745

Contact Email Address: Tina.Leahy@Calawyers.org

Date: May 6, 2021

Please send this completed form to Jennifer.Navarro@CAlawyers.org no later than Friday, May 14, 2021.

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By completing this form, I hereby recommend the creation of a program of Legal Specialization in Privacy Law by the State Bar of California.

Name: Thomas A. Hassing

Bar Number: 191149

Contact Phone Number: 1.669.278.5890

Contact Email Address: tom.hassing@calawyers.org

Date: May 6, 2021

Please send this completed form to Jennifer.Navarro@CAlawyers.org no later than Friday, May 14, 2021.

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By completing this form, I hereby recommend the creation of a program of Legal Specialization in Privacy Law by the State Bar of California.

Name: *JACK J. McMORROW, Esq.*

Bar Number: *300030*

Contact Phone Number: *310-444-6333*

Contact Email Address: *jmcmorrow@harris-ginsberg.com*

Date: *05-06-2021*

*Sign*_____

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Date: May 7, 2021

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