

PrivacyWatch

May 1st, 2020

I hope this email finds you and yours safe and healthy. This update will be distributed on an intermittent basis to help inform BDO Digital clients about the ever-changing global privacy and data protection landscape.



US PRIVACY

- **California - Zoom Class Action:** On March 31, 2020 Wexler Wallace LLP filed a class action suit against Zoom Video Communications for allegedly collecting the personal information of its users and disclosing such information to third parties, including Facebook. A copy of the class action can be found [here](#). Also, on March 31, 2020 Senator Richard Blumenthal sent Zoom a letter to seek additional information about how Zoom handles personal data of its users and protects against security threats and abuse against its services. The Senator outlines six questions to gain an understanding of Zoom's data collection, privacy rights under CCPA and GDPR, parental consent, encryption, and security practices. Click [here](#) to access the letter.
- **Maryland:** House Bill (HB 1202) was introduced to the Governor to prohibit employers from using certain facial recognition services during an applicant's interview for employment unless the applicant consents. HB 1202 would require an employer to obtain the consent of an applicant seeking employment to sign a waiver to use certain facial recognition service technologies during an interview. The Bill can be found [here](#) and to track its progress, click [here](#).
- **United States - FTC Settles Claims Against Ortho-Clinical Diagnostics, Inc. Over False Claims Of Privacy Shield:** On March 30, 2020 the Federal Trade Commission (FTC) announced that it had settled allegations against Ortho-Clinical Diagnostics, Inc. which had claimed to participate in the EU-US Privacy Shield. Ortho's certification application with the Privacy Shield had lapsed with the Department of Commerce in 2018, and they had not completed steps to continue their participation in the framework. The settlement included that Ortho-Clinical Diagnostics, Inc. is prohibited from making any further misrepresentations over the Privacy Shield, and any other privacy or data security program sponsored by the Government, or any self-regulated or standard-setting organization. The Consent Agreement will be posted in the near future for public comment, and the Proposed Settlement can be found [here](#).



CALIFORNIA (CCPA) UPDATES

- **Zoom Class Action:** On March 31, 2020 Wexler Wallace LLP filed a class action suit against Zoom Video Communications for allegedly collecting the personal information of its users and disclosing such information to third parties, including Facebook. A copy of the class action can be found [here](#). Also, on March 31, 2020 Senator Richard Blumenthal sent Zoom a letter to seek additional information about how Zoom handles personal data of its users and protects against security threats and abuse against its services. The Senator outlines six questions to gain an understanding of Zoom's data collection, privacy rights under CCPA and GDPR, parental consent, encryption, and security practices. Click [here](#) to access the letter.



INTERNATIONAL PRIVACY

- **Australia:** On April 6, 2020 the Australian Attorney General released a Q&A on privacy and human rights regarding COVID-19. The Q&A's address existing complaints with the Office of the Australian Information Commissioner, privacy information and self-isolation. For more information, click [here](#).
- **Greece:** On April 3, 2020 the Hellenic Data Protection Authority has postponed public hearings from April 3, 2020 through April 24, 2020. For more information, read the decision in [Greek](#).

COMMENTS OR QUESTIONS? CONTACT:

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This information has been collected through a number of sources including but not limited to BDO's public research, research using BDO's OneTrust DataGuidance subscription, and the International Association of Privacy Professionals. Weekly updates to be provided as a complement to our clients until July 1, 2020.

COVID-19: CRISIS RESPONSE RESOURCE CENTER
Guidance to help you through this time of uncertainty. ▶

