

MOSES

SINGER



**TECHNOLOGY,
AI & IP**



AI & DATA LAW

Enabling the transformative power of AI and leveraging data as a business asset class is critical to business success. Companies seeking to commercialize data and use Generative and Non-Generative AI face legal challenges and business risks not readily solved by conventional legal approaches developed for older asset classes and technology and need access to a law firm with attorneys focused on AI and Data Law with capabilities throughout its practice areas. Just as companies use cross-functional teams for AI and data programs, Moses Singer's firm-wide integrated practice enables us to assist clients in building data-driven and AI-enabled businesses and mitigating risks

Our Recognized Experience and Leadership in AI and Data Law

Moses Singer is recognized as a pioneer and thought leader in AI and Data Law by Chambers, Who's Who Legal, the Practising Law Institute ("PLI"), and Dataversity, whose members are data professionals. We have a history of client service in AI and Data Law and formalized the structure of our practice in 2020. Our team includes the editor of Chambers' Global Practice Guide to AI; a "Data Global Elite Leader," a "leading name in AI" and a "go-to" lawyer in Data Law (Who's Who Legal); partners who participated as observers and contributors to the drafting committee for the digital assets-related amendments to the UCC; the legal columnist for a Dataversity data publication; and the host of PLI's AI & Data Law Podcast Series.

Our Focus on Data as a Business Asset Class

One distinguishing feature of our practice is our focus on data as a new type of business asset class. We developed the novel "Decision Rights Data Licensing Model", which is endorsed as an innovative solution to data sharing by members of Dataversity. We assist clients with the legal aspects of turning data into information, information into insights, and insights into actionable business plans. William A. Tanenbaum is the only lawyer speaker at the Enterprise Data World Conference (beginning in 2018) and founded PLI's conference on "Data Law: A New Field of Law."



Our AI & Data Law Services

We assist clients across industries in leveraging opportunities and mitigating risks in connection with the following:

- **Data as a Business Asset.** We advise on how the novel qualities of data change corporate agreements and due diligence. Our involvement with Dataversity allows us to leverage our understanding of the technical side of how enterprise data is managed and counsel clients on using AI to improve data. We assist clients in using data as a corporate change agent, including in combination with IT as part of business transformation.
- **Data Licensing.** Our “Decision Rights Data Licensing Model” is multidimensional and, at its core, helps clients achieve increased protection by defining the scope of use of data used in terms of the decisions that a licensee can make. The Model is designed to be used externally in third-party licensing and internally in intra-company data sharing, including to enforce corporate data policies.
- **Corporate Contracts Playbooks:** We assist companies in creating the new contract playbooks necessary for AI and data transactions.
- **Generative AI (“Gen AI”).** We assist clients in putting guardrails in place for business use cases that build value and create new business models. We help clients use next-generation Generative AI, including the fine-tuning of Large Language Models to tailor Gen AI to company-specific tasks and in acquiring, developing and protecting training data.
- **Non-Generative AI, Machine Learning and Data Analytics.** We advise on Machine Learning, predictive analytics, algorithmic bias, and risks when using third-party data.
- **Intellectual Property for AI & Data Law:** We advise on IP protection for data and the risk of IP infringement in inputs and outputs in Generative AI and training data for AI models. Because it is difficult to identify in advance the IP that will be created during vendor engagements, we help design procedures to allocate ownership and license rights as they are developed during the engagement.
- **Protection of Proprietary Information and Cybersecurity.** We counsel clients on protecting their proprietary information as well as that of their business partners and customers to minimize the risk of liability. Generative AI creates a new vector for cyberattacks and new privacy risks for enterprise data, and we work with clients to mitigate these risks, including through enhancements to IT infrastructures and the use of defensive AI.
- **Vendor Risks.** We counsel clients regarding the risks created by vendors using AI in providing their services, including risks resulting from a vendor’s application of its AI models to sensitive client information, and the potential compromise of IP rights and disclosure of proprietary information.



- **Upgrading IT and Data Services Infrastructure.** We use our outsourcing and digital transformation experience to handle agreements to upgrade the IT systems and data services that enable AI and ensure data quality.
- **Regulatory Compliance.** We can assist in analyzing corporate AI and data programs and planning for compliance under existing and proposed regulations at the federal, state, and local levels.
- **Collaborating with Clients' Consulting Firms.** Our outsourcing practice gives us a depth of experience in working cooperatively with consulting and technology advisory firms retained by our clients.
- **ESG.** We counsel companies in improving their ESG posture in connection with the tremendous amount of electricity used to run data centers for AI.
- **Healthcare Technology:** We assist clients in using AI and data in hospital operations and as part of technology transactions.
- **Banking & Finance for Digital Assets.** Our banking and finance lawyers can advise on the digital assets aspects of banking and finance transactions, including with respect to controllable electronic records. We assist clients in utilizing digital records, which have become a unique asset class capable of functioning in a manner comparable to negotiable instruments under the Uniform Commercial Code (UCC).
- **Employment Law for AI & Data Law:** We advise on the New York City Law on Automated Employment Decision Making Tools and other employment laws applicable in New York.
- **Ethics & Law Firm Practice.** Our Law Firm Industry practice advises law firms, lawyers, and legal departments on AI in the ethical and legal aspects of law practice.



TECHNOLOGY TRANSACTIONS & OUTSOURCING

Moses Singer's technology outsourcing lawyers use their skills in IP, data and tech, data-protection and privacy law to structure, negotiate, draft, implement and enforce agreements across a range of industries. Our goal is to craft agreements that are comprehensively protective, easy to operationalize, and adaptable to the interconnected changes in business and technology that will occur during the contract term. We understand that when companies decide to outsource or contract for technology services, they are committing a substantial investment of their time, their people, and their resources. We also understand that different stakeholders may have different expectations and that the project may be subject to intense organizational scrutiny. We work closely with clients to achieve success in this business environment. We have deep experience handling this and other aspects of technology and outsourcing. For example, one of our lawyers, William Tanenbaum, has been highly ranked in Outsourcing by Chambers USA for the past 18 years, and another, Julian Milstein, has been highly ranked since 2004.

We add value by providing actionable, industry-informed strategic and tactical advice, using our technical backgrounds, identifying the yellow and red flags that arise in negotiations, understanding the vendors' perspective to resolve heavily contested points, and knowing which issues are necessary to address to get to signing quickly. We look beyond closing by making the agreements easy to manage, enabling transition from limited deployment to IT-at-scale, and focusing on the requirements of a multi-vendor environment.

Moses Singer handles information technology, business process and knowledge process outsourcing and data-centric agreements in domestic, offshore and nearshore agreements. In the last 18 months alone, we have handled transactions with 6 of the top 10 outsourcing vendors identified on CIO.com. Many of our clients engage us repeatedly to handle a succession of outsourcing transactions because we understand their business and commercial goals and have achieved success for them in adding new capabilities and reducing costs. These long-standing client relationships have involved us in many multi-generational outsourcing projects in which the vendor and customer have generated improvements collaboratively, enabling us to develop unusually deep capabilities in complex issues in allocating ownership and license rights in the new products and services.



Our data-centric practice is strengthened by our extensive experience and industry-leading practice in industries where data services and AI are critical. Another distinguishing feature of our practice is the strength of IP knowledge. Several of our team members originally practiced at leading intellectual property law firms and understand the nuances of patent, copyright, and trade-secret law necessary to protect clients through both defensive and offensive IP strategies. Our team members have unmatched experience with both data-protection and privacy issues and one of them “wrote the book” on privacy law: *Privacy Law* (Law Journal Press). Additionally, we have extensive experience arbitrating and serving as arbitrators in technology and outsourcing disputes and we use this knowledge and experience to draft provisions to prevail in arbitration.

We provide end-to-end services. We assist in drafting RFPs and evaluating vendor responses. We write the Master Service Agreement and ensure that the Statements of Work under it are legal and not just technical documents so that clients can enforce their rights to obtain services at required levels. We draft agreements to customize a vendor’s standard technology to meet specific client needs and secure IP rights. We have a track record of resolving disputes at an early stage, and we renegotiate or enter into successor agreements to capture the benefits of new technology.

We are recognized for our ability to work in all IT ecosystems, including leveraging cloud services while preserving data security and meeting regulatory requirements, and establishing completely outsourced IT operations in place of an internal IT department.

Data does not manage itself. We provide high-level advice on how to use outsourcing and technology services to manage data, obtain third-party data, support machine learning and AI operations, obtain data science services, address regulatory compliance, and use data internally for strategic business purposes and externally for monetization and generating new revenue streams.



ALTERNATIVE DISPUTE RESOLUTION

Our success in representing clients in alternative resolution proceedings ("ADR") results from our integrated team of trial lawyers, transactional attorneys, and experienced arbitrators/mediators, who bring their courtroom experience, industry knowledge, and extensive experience with ADR practice together to serve our clients. Our team helps clients achieve the primary goals of ADR (including preserving confidentiality, prompt dispute resolution and expense control) while optimizing the likelihood of successful outcomes.

Broad Scope of our ADR Practice

Our ADR practice covers employment, real-estate, bankruptcy, technology, outsourcing, healthcare, securities, construction, and other commercial and family law matters. The size of our ADR group, and the many practice areas covered, enable us to properly staff client ADR projects, including with multi-disciplinary teams when needed. Our experience goes beyond effective advocacy to resolve actual disputes. We pay particular attention when drafting contracts to crafting effective ADR provisions with an eye toward likely potential disputes.

Application of ADR to class-action situations, the proliferation of specialized ADR tribunals and organizations, the evolution of tech platforms, particularly in response to COVID, and other developments have produced a multitude of new and complex ADR procedural rules. Our group is experienced in dealing with these and effectively presenting cases using virtual platforms. Our industry knowledge, particularly in healthcare, outsourcing and tech, is often invaluable to provide information to frame the context and background of the dispute for the arbitration panel.

Our Experience as Arbitrators Informs our ADR Practice

A number of our lawyers actively serve as party-appointed or neutral arbitrators in ADR proceedings. Two of our lawyers are internationally named as leading arbitrators and mediators in technology, IT, and outsourcing disputes by one or more of Chambers, the International Institute for Conflict Prevention and Resolution, and the Silicon Valley Arbitration and Mediation Center ("SVAMC"). One of our lawyers has been elected to the List of the World's Leading Technology Neutrals [Arbitrators], which is administered by the SVAMC and is an invitation-only, peer-reviewed ranking, and is also a Director of SVAMC. Our experience as arbitrators and mediators informs our advocacy for our clients. It provides us insights into how arbitrators approach disputes, respond to briefing, and evaluate evidence presented by party and expert witnesses.



Drafting Arbitration Provisions and Forum Selection

Our experience as arbitrators and mediators, and our industry expertise, also informs our drafting of contractual ADR provisions to give our clients greater control of the timing, complexity, and expense of the proceedings, to protect their competitive edge against unwarranted disclosure of sensitive business plans and technology, and to make available remedies that might be hard to obtain in formal legal proceedings. We often integrate ADR with pre-ADR contractual dispute resolution procedures, particularly for clients in long-term agreements with multiple parties and complex ongoing interactions. Our ADR team tailors arbitration provisions to address the risks in a specific transaction while leveraging industry practices and minimizing potential abuse of the ADR process by other contract parties.

Our attorneys appear before the AAA, JAMS, FINRA and various other domestic and also international tribunals, and are experienced in all areas of ADR, including mediation, conciliation, non-binding and binding arbitration before special masters, lawyers, technical specialists and business executives, mini trials, simulated jury trials, and internal arbitral appeals under tribunal rules. We advise clients on the selection and navigation of the most appropriate ADR forums and processes to protect their interests, whether as claimants or respondents.



WILLIAM A. TANENBAUM
Partner, Chair - AI & Data Law Practice Group

wtanenbaum@mosessinger.com
212. 554. 7811

A “leading name in AI,” one of the “Top 10 Pioneering Tech Lawyers Shaping NY’s Legal Landscape,” a “Global Elite Thought Leader” in Data Law, an “IP Star” and a “well-known and highly respected practitioner” who is “at the very top of the market in technology law.”

Practice Areas and Professional Recognition. Bill is an AI lawyer, the Chair of the AI & Data Law Practice, and an intellectual property, technology and cybersecurity partner at Moses & Singer LLP. US News & World Report has ranked him as the “Lawyer of the Year” in IT in New York. Bill is a Past president of the International Technology Law Association. He is one of the “Top 10 Pioneering Tech Lawyers Shaping New York’s Legal Landscape” (Business Insider). Legal Researchers report that Bill’s clients say: “If I had to refer work, William Tanenbaum is one of the first lawyers I would think of,” “has an impressive data practice,” and “is one of the best IP lawyers I have worked with.”

Bill is ranked each year in the top tiers at the Global, National and New York levels by Chambers Best Lawyers (since 2003, in five technology and outsourcing categories), Who’s Who Legal (since its inaugural edition in AI, data, privacy, and IT), Best Lawyers (since 2001 in IT), and The World’s Leading IP Strategists. Bill combines his widely recognized skills in technology, intellectual property, and cybersecurity law when IP and IT transformation are combined with AI and data projects and other business transactions. He is noted for devising creative solutions to business problems raised by new technologies and IP challenges. Bill assists overseas law firms and their clients when companies enter the U.S. market and do business with U.S. entities.

AI & Data Law and Cybersecurity. Who’s Who Legal identifies Bill as one of the first lawyers to practice AI and Data Law. It recognizes him as a “leading name” in AI and a “go-to” lawyer in data, and repeatedly ranks him as a “Global Elite Thought Leader” in Data Law (selected from the top 3% of lawyers internationally). He is “well-known for his skillful execution of corporate and commercial dealings related to advanced technologies such as AI and cybersecurity innovations” and has worked with the FBI (Top 10 Pioneering Tech Lawyers). Chambers highlights his success “in handling cybersecurity, IoT [Internet of Things], and AI.” He focuses on data as a business asset and created the innovative “Decision Rights” data licensing model endorsed by members of Dataversity. Bill is a sought-after adviser on AI and data, including commercializing data, avoiding the loss of data rights, devising guardrails for Generative AI and Machine Learning, managing copyright rights and infringement, and counseling on AI regulations and cybersecurity. He helps identify risks that companies may not know they have.



Bill is a New York City Bar Association Task Force on Digital Technologies member. He is the founder and Co-Chair of the Practising Law Institute (“PLI”) annual conference on “Data & AI Law: A New Legal Field” and is the host of PLI’s AI & Data Law Podcast Series. Chambers selected Bill as the Editor of its Global Practice Guide to AI. He is the legal speaker at the Enterprise Data World Conference and the legal columnist for Dataversity.

Intellectual Property. Bill is widely recognized as a leading IP practitioner, and unlike many in the technology and corporate fields, he can draw on his in-depth experience as a partner at an IP firm to negotiate high-level and properly focused IP and combined technology and IP transactions, and to apply offensive and defensive IP in IT, data and AI. He has been listed in the “IAM Strategy 300 – The World’s Leading IP Strategists” and is an “IP Star” and “Life Sciences Star” (Managing IP and LMG Life Sciences).

Technology Transactions and Outsourcing. Chambers finds that Bill “has a solid national reputation,” is a “prominent figure in technology and outsourcing,” and is “well-recognized” for “successfully navigating negotiations,” his “deft handling of commercial deals relating to cutting-edge technologies, such as innovations in AI and cybersecurity,” and for “bringing extremely high integrity, a deep intellect, fearlessness and a practical, real-world mindset to every problem.” Who’s Who Legal notes that Bill “wins awards for his extensive experience at the intersection of data security and intellectual property law,” that he has the skills and experience in “technology transactions that put him at the very top of the market” and is “a font of knowledge in creating new IT structures.” Bill founded and Co-Chairs PLI’s annual Outsourcing Conference.

Healthcare Technology. Chambers finds that Bill’s “technology approach and understanding of healthcare is a winning combination.” It selected him as the Editor of its Global Practice Guide to Digital Healthcare. Bill is known for AI and data, in, among other fields, healthcare and AgTech. Bill founded and Chairs PLI’s annual Healthcare Technology Conference.

Litigation, Arbitration, and Mediation. Bill “has strong litigation experience” with victories in the District Court in the landmark Alice patent case and in significant IP cases before the Court of Appeals for the Federal Circuit (Who’s Who Legal). He is a peer-selected member of “List of the World’s Leading Technology Neutrals [Arbitrators]” administered by the Silicon Valley Arbitration and Mediation Center, of which he is a Board member.

Law Firm Leadership Experience. Prior to joining Moses Singer, he was the Chair of IP and Technology Transactions at a Wall Street firm, the Co-Head of Healthcare Technology Transactions at a firm with one of the largest healthcare practices in the U.S., and a partner at a prominent international IP firm where he led the software practice.

Bill received his J.D. from Cornell University Law School and his A.B., Phi Beta Kappa, degree with highest honors, from Brown University.



TOBY BUTTERFIELD

Partner

tbutterfield@mosessinger.com

212. 554. 7860

Toby Butterfield is a Partner in Moses Singer's Intellectual Property, Entertainment/Media & Technology and Litigation practice groups. He has 25 years of experience litigating and counseling on copyright, trademark, defamation, software and digital media, and commercial matters. His clients include media and entertainment companies, motion picture and theater producers, major brand owners, technology companies and designers of luxury goods.

Toby's recent work includes successfully representing an "over the top" TV broadcaster in a distribution dispute with numerous Russian broadcasters; successful defense of a well-known theater production in a jury trial concerning music royalty payments; representation of a regional on-line pharmacy in cases concerning false advertising, trademark, fraud and RICO claims; defending book publishers in copyright litigations; and obtaining a fair use dismissal of copyright infringement claims against theater producers concerning a parody play. He has successfully dismissed claims against film producers and distributors, theater producers, technology and software companies, and has obtained injunctions and seizure orders for magazine publishers and a well-known producer of children's TV programming. He regularly counsels IP owners and performs pre-publication and pre-broadcast review of content for publishers of books, motion pictures, newspapers, and magazines.

Toby writes and speaks frequently for bar associations and industry organizations. He is Lecturer in Law at Columbia Law School, where he has conducted a seminar on Social Media Law and Regulation since 2014. He co-chaired the Entertainment Business Law Seminar during the annual CMJ Music Festival at NYU, which is now MONDO.NYC. He has lectured at AIPLA's annual national conference and to PLI on copyright fair use and authored the first chapter of Counseling Content Providers in the Digital Age on defamation for the New York State Bar Association. He has published articles written for the Copyright Society of the USA, ABA's Landslide magazine, Media Law Resource Center and other bar associations and publications regularly on Fair Use, Copyright Termination, the Digital Millennium Copyright Act and other hot topics. He has lectured at legal and television industry conferences all over the world and taught Media and Entertainment Law at Cardozo Law School. Toby is currently President of MLRC's Defense Counsel Section and Chairs its Executive Committee. He was previously Chair of MLRC's Media Copyright and Trademark Committee, New York City Bar's Committee on Entertainment Law, its Committee on State Courts of Superior Jurisdiction, WNYC Radio's Community Advisory Board, and was Administrator of the New York State Supreme Court Screening Panel for Democratic Party judicial candidates in New York County. He has appeared on BBC World News, Forbes TV, and been quoted by the New York Times, The Hollywood Reporter, Forbes, Law360 and many other news and legal publications.

Toby attended Inns of Court School of Law, received his LL.M. from New York University School of Law, and a B.A. from Christ Church, Oxford University.



ELIZABETH A. CORRADINO

**Partner, Chair – Intellectual Property,
Entertainment/Media & Technology
Practice Group**

ecorradino@mosessinger.com
212. 554. 7892

Elizabeth Corradino is the Chair of the Intellectual Property, Entertainment/Media & Technology practice group and has a diverse practice focused on solving the legal and business issues affecting content creators and distributors across digital and traditional media platforms.

Liz assists advertisers, advertising agencies and public relations firms with clearance, compliance and the execution of campaigns and other initiatives, and advises entertainment and media companies on all aspects of the development, creation and exploitation of content, including rights acquisitions, talent engagement, development and production, licensing and distribution. She also counsels clients with respect to the clearance, protection and enforcement of intellectual property and advises individuals and companies on transactions as diverse as promotional, social media and experiential marketing, media buying and planning and live events.

Liz is a member of the Board of Directors of The Keen Company, an award-winning Off-Broadway theater company, actively participates in numerous professional organizations such as New York Women in Film & Television, the International Trademark Association and the Association of National Advertisers and is a former member of the New York City Bar Association's Entertainment Law Committee. She also presents programs, authors articles and comments on issues relating to entertainment and media, technology and intellectual property law.

Since 2013, she has achieved Super Lawyer status in the Metro Edition of *New York Super Lawyers®*.

Liz received her J.D. from Fordham University School of Law, where she was the Editor of Law Review, and a B.A., *magna cum laude*, from Fordham University.



LIBERTY McATEER

Partner

lmcateer@mosessinger.com

212. 554. 7625

Liberty McAteer is a partner in Moses & Singer's Intellectual Property and AI & Data Law groups. Liberty's practice covers a broad variety of technology matters, including cleantech manufacturing, enterprise software development and licensing, cybersecurity and privacy law compliance, product rollouts, intellectual property protection, venture financing and outside general counsel services. His representation has covered cleantech manufacturing, machine learning (ML) and AI powered products, finTech, edTech, healthTech, eCommerce, internet-of-things, cloud products, mobile software, enterprise SaaS, social media, audiovisual media-sharing, eDiscovery and many others.

Liberty has substantial experience counseling over the entire value chain of technology organizations, from digital and physical supply chain through customer negotiations and sales, as well as the entire business lifecycle, from startup, formation and funding through growth and exit. Liberty's software counseling has included analysis of open-source components, integrating new software into enterprise environments, regulatory compliance, and developing complex API, sandbox, SaaS, PaaS and VAR programs. On the hardware and firmware side, Liberty has negotiated agreements for world-wide supply chains and contract manufacturers, provided counsel on international trade issues, and developed and implemented complex frameworks for product related risk mitigation and sales strategy. Liberty has also negotiated hardware, firmware and software sales agreements with a wide array of government entities, universities and educational institutions, major corporations, supermajor oil companies and financial services institutions. Additionally, Liberty has had substantial experience in analyzing manufactured products for compliance with the requirements of the National Electric Vehicle Infrastructure (NEVI) program, investment tax credits and numerous grant and incentive programs.

Liberty has represented clients through numerous corporate transactions, mergers and acquisitions, entity formations, governance and financing matters. He has negotiated funding rounds, credit facilities, financing transactions and company sales in industries ranging from energy production to logistics, financial services, consumer packaged goods, online publications and SaaS products, among others. Liberty was previously deputy general counsel to a Silicon Valley based cleantech manufacturer and in-house counsel to a group of software startups, all of which employed Agile methodology and Test Driven Design (TDD).

Liberty received his J.D. from Brooklyn Law School with a full merit scholarship where he focused on intellectual property and graduated *cum laude*. He received his B.A. as a triple major in math, physics and philosophy at Wesleyan University, graduating with honors. Liberty is also an active coder, now working primarily in Javascript (Node).



DAVID RABINOWITZ

Partner

drabinowitz@mosessinger.com

212. 554. 7815

David Rabinowitz, a partner in Moses Singer's Litigation, Intellectual Property and Law Firms practices, has been a partner with the firm since 1985.

Within a broad commercial litigation and litigation counseling practice, David has focused in the substantive areas of financial industry litigation, including corporate trusts and letters of credit, trusts and estates, intellectual property, contracts and employment.

David has represented major financial institutions in matters relating to indenture trusts, letters of credit, negotiable instruments and electronic transfers, real estate and cross-border judgment enforcement.

In the trusts and estates area, David has represented fiduciaries and beneficiaries in fiduciary accountings, will and trust construction and trust and estate administration. These have included representing large financial institutions in major Surrogate's Court litigations including claims ranging up to \$2 billion for mismanagement of trusts. He has represented individuals and charitable institutions in disputes over dispositions from estates. He has represented individuals in will contests, claims to restore allegedly alienated property to estates, and other claims against estates. He has represented individuals as fiduciaries in claims of improper estate administration and claims to enforce dispositions under wills.

In the area of intellectual property, David has represented entertainment, sports and media companies, talent and rights owners in litigated and non-litigated matters concerning contracts and licenses, copyright, trademark and unfair competition, right of publicity, and defamation and related free speech issues, including infringement claims and inter partes proceedings in the US Patent and Trademark Office.

In the healthcare industry, David has assisted healthcare provider organization, HMOs and other healthcare institutions with both dispute resolution, including litigation, and counseling. He has helped resolve disputes concerning provider reimbursement, commissions to third parties for recruiting HMO members, privileged communications relating to information concerning facility compliance analysis, physician board certification removal proceeding relating to cheating scandal, whistleblower claims relating to privacy breaches, claims of pharmacy in insurer receivership, commissions to employees for recruiting HMO members, removal of provider from HMO network, employment discrimination, and disability discrimination against a disabled patient.



On the counseling side, he has assisted institutions with designing a research information collection survey and an investigation into possible hospital security breaches, HIPAA compliance programs, including analysis of requirements of regulations and assessments of institutional compliance and compliance with research rules, analysis of the law governing release of protected health information to doctors or their malpractice counsel or experts in court cases without the consent of the patient, under both HIPAA and state law, interaction between electronic privacy laws and HIPAA, deductions from physicians' wages by hospitals and analysis of liquidated damages clauses in researcher agreements.

David has also represented both employers and employees in disputes concerning employment agreements, termination of employment and employment discrimination, as well as negotiations of employment agreements.

David represents clients in arbitrations and other alternative dispute resolution procedures as well as state and federal courts throughout the United States.

David is a regular speaker on legal ethics. He has lectured and participated on panels before The Association of the Bar of the City of New York, the American Bar Association, the Practicing Law Institute, The Institute of International Banking Law & Practice, New York Women In Film & Television, The Copyright Society of the U.S.A., the Licensing International Annual Convention and the Massachusetts Software Council. He has taught Copyright Law at Seton Hall Law School as an adjunct professor. He is a member and former trustee of The Copyright Society of the U.S.A. David has published articles which have appeared in Advertising Age, Entertainment Law Reporter, The Entertainment Publishing and the Arts Handbook, the Journal of The Copyright Society of the U.S.A. and Practical Lawyer. He has written a series of articles on Internet Law entitled "Web Site Story," which appeared in American Lawyer's Corporate Counsel magazine.

David is recognized as a New York Metro Super Lawyer. He is an AV® Preeminent™ Rated lawyer and one of New York's Top-Rated Lawyers in his field according to Martindale-Hubbell.

David received his J.D. from Columbia University School of Law, where he was a Harlan Fiske Stone Scholar, and his B.S. from Massachusetts Institute of Technology.

An aerial, grayscale photograph of New York City. The Chrysler Building, with its iconic Art Deco spire, is the central focus, rising above the surrounding urban landscape. The Manhattan skyline is visible in the background, with various skyscrapers and buildings. The East River and the Queensboro Bridge are also visible on the right side of the image.

MOSES & SINGER LLP

**405 LEXINGTON AVENUE
NEW YORK, NY 10174**

www.mosessinger.com

Attorney Advertising: Under the laws, rules or regulations of certain jurisdictions, the presentation may be construed as an advertisement or solicitation.

Copyright © 2024 Moses & Singer LLP. All rights reserved.