



Odia Kagan

Partner and Chair of GDPR Compliance and International Privacy

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Odia combines her in-depth knowledge of privacy and data security regulations and best practices, both domestic and international, with her keen understanding of emerging and information technologies to provide clients with practical advice on how to design and implement their products and services, consummate their M&A transactions and engage third-party vendors in the United States and abroad.

Over the past few years, Odia has assisted more than 80 companies, from U.S.-based multinationals to startups, on their path to compliance with the EU General Data Protection Regulation (GDPR). She leverages her transactional experience leading M&A and tech transactions as well as her ability to break down complex concepts into easy-to-understand action items to provide effective, ongoing counsel to clients in their day-to-day operations.

Odia is certified as a Fellow of Information Privacy (FIP) by the International Association of Privacy Professionals (IAPP), a designation signifying comprehensive knowledge of privacy and data protection laws. She has also been certified by IAPP as a Certified Information Privacy Manager (CIPM) and a Certified Information Privacy Professional in the laws of the United States – private sector (CIPP/US), the laws of the European Union (CIPP/E) and by the PECB as a Certified Data Protection Officer (CDPO).

A former partner in a Tel Aviv, Israel law firm, Odia has substantial experience working with Israeli startups and assisting multinational companies with cross border transactions.

Representative Engagements:

- Assisted a provider of professional mailing services with EU-US Privacy Shield Certification and preparation for GDPR compliance.
- Assisted a large international hospitality provider with its global privacy compliance efforts, including revision of vendor agreements, revision of privacy and information security policies, assistance with EU-US Privacy Shield compliance and preparation for GDPR compliance.
- Advised and negotiated Controller–Processor data processing agreements for a company providing services to clinical trials.



- Advised a leading organization for professional credentialing on its privacy policies (internal and customer facing) and on data transfer agreements.
- Assisted clients, including a supplier of aerospace systems and a medical device company, in the formulation and documentation of a cross-border data transfer strategy for employee information, preparation for certification under Privacy Shield and preparation for compliance with the EU General Data Protection Regulation (GDPR).
- Drafted and negotiated master services agreements, EU data processing agreements and information security policies for a company providing services for clinical trials conducted worldwide.
- Drafted and negotiated complex licensing, services and service level agreements for IT systems, data mining applications and equipment management services for a large health care organization.
- Assisted a global investment management firm in privacy and data security aspects of the extension of a \$40 million line of credit to a provider of retail installment sale financing to consumers. The representation included conducting privacy and data security diligence and negotiation of the deal representation and warranties, as well as post-closing compliance.
- Represented a large broadcasting and telecom provider in the sourcing of hosted services related to its consumer information.
- Assisted an augmented reality platform for retailers and an influencer marketing platform with vendor assessment questionnaires, as well as internal and customer-facing information security policies.
- Assisted a provider of Voice over Internet Protocol (VoIP) telephony platform with sophisticated call analytics in the design of its service incorporating security considerations and in the negotiation of its services agreement and terms and conditions of use.
- Drafted an information security plan for a digital publishing company and advised on COPPA (Children's Online Privacy Protection Act) issues related to its advertising campaigns.
- Advised a leading professional development membership organization on compliance with EU Data Protection Directive and "Cookie Directive."

Privacy & Data Certifications

International Association of Privacy Professionals

- Certified Information Privacy Professional, U.S. – Private Sector; EU (CIPP/US, CIPP/E)
- Certified Information Privacy Manager (CIPM)
- Fellow of Information Privacy

PECB

- Certified Data Protection Officer

Beyond Fox Rothschild

Odia serves on the board of advisers of Prifender, a privacy compliance startup. She also serves on the Publications Advisory Board of IAPP and co-chairs IAPP's Philadelphia KnowledgeNet chapter as well as the Philadelphia Bar Association Business Section's Cyberlaw Committee. She is also a member of the Executive Committee of the Philadelphia Bar Association Business Law Section.

Odia is an adjunct professor at Drexel University Kline School of Law as part of its JD and Master of Legal Studies programs, where she teaches the upper-level course, Cybersecurity and Privacy Regulation. She speaks regularly on topics of privacy and information security at a variety of industry and professional events.

Honors & Awards

- Selected one of Pennsylvania's "Lawyers on the Fast Track," *The Legal Intelligencer*, 2013

Practice Areas

- Privacy & Data Security
- Corporate
- Emerging Companies & Venture Capital
- Israel
- Mergers & Acquisitions
- Technology

Bar Admissions

- Pennsylvania
- New York
- Israel

Education

- Temple University School of Law (LL.M., 2009)
- University of Strathclyde, Glasgow (LL.M., *with distinction*, 2009)
 - IT and Telecommunications Law
- Tel Aviv University School of Law (LL.B., 1999)

Memberships

- International Association of Privacy Professionals
 - Philadelphia KnowledgeNet Chapter, Co-chair
 - Publications Advisory Board Member
- Philadelphia Bar Association
 - Business Law Section, Executive Committee Member
 - Business Law Section, Cyberspace Law Committee, Co-chair

Inactive Bar Admissions

- England & Wales
- New South Wales, Australia
- Delaware Foreign Legal Consultant

Languages

- Hebrew

Publications

January 10, 2019

Entities that Comingle EU and U.S. Individuals' Data Should Review Data Breach Notification Practices

November 26, 2018

European Regulator Issues Draft Guidelines on Territorial Scope of GDPR

August 6, 2015

Looking Closer at the Pay Ratio Rule — And How To Comply

Law360

News

December 13, 2018

People on the Move

Philadelphia Business Journal

October 23, 2018

Wake Up Call

Bloomberg Law

November 29, 2018

New Ways To Prevent Identity Theft During The Holiday Shopping Season

Forbes

October 22, 2018

Prominent Privacy and Data Security Attorney Odia Kagan Joins Fox Rothschild

October 22, 2018

Fox Snags New GDPR Partner

The Legal Intelligencer

Events

Fox Rothschild Privacy Summit

November 8, 2018 at 8:00am – 3:00pm

Fox Rothschild

Hosted by: Fox Rothschild

European Data Protection Regulation (GDPR) and Applying to U.S. Based Companies

November 7, 2018 at 11:30am – 12:30pm

Pennsylvania Bar Association

Hosted by: Pennsylvania Bar Institute's 2018 Business Law Institute

Keep Calm and GDPR On! How to Process Guests' Information After the EU General Data Protection Regulation

October 26, 2018

Georgetown University Law Center

Hosted by: Georgetown Law CLE's 2018 Hotel and Lodging Legal Summit

Legal Considerations of Cryptocurrency and Blockchain

June 26, 2018

Philadelphia

Hosted by: Philadelphia Bar Association

Crisis Panel: Protecting Your Brand's Reputation Against Cyber Warfare

June 20, 2017

Philadelphia

Hosted by: Public Relations Society of America, Philadelphia Chapter

Hot Topics in Privacy and Data Security: GDPR

June 8, 2017

Hosted by: Pension Group Core Lawyers 2017 Summit

Privacy and Data Security Issues in Big Data and Artificial Intelligence

June 6, 2017

Hosted by: Infragard Annual Training Seminar

Privacy and Data Security in M&A

May 19, 2017

Hosted by: Philadelphia Bar Association

Artificial Intelligence, Real Risks: Privacy and Data Security Considerations in Blockchain and Artificial Intelligence

May 4, 2017

Hosted by: Philly Tech Week

Technological Solutions for Privacy Compliance

April 18, 2017

Hosted by: Prifender Roundtable

Legal Aspects of Identity and Access Management in the US and the EU

April 5, 2017

Hosted by: CISO Executive Network: Philadelphia Breakfast Roundtable

Chancellor's Forum CLE: Preventing the "Oh Ish" Moment: Dealing with Hacking and Data Breaches

February 15, 2017

Hosted by: Philadelphia Bar Association

Cybersecurity: How to Keep the Sky from Falling

December 1, 2016

Hosted by: Philadelphia Bar Association

EU Regulation of Mobile Applications

June 15, 2016

Hosted by: CISO Executive Network



Fox Rothschild LLP
ATTORNEYS AT LAW

Cybersecurity Oversight & the Board

June 7, 2016

Hosted by: Greater Philadelphia ACC

Israeli Entrepreneurs & Investors Reception

June 6, 2016

Hosted by: IsraeliMappedinNY

Privacy and Data Security in M&A and Vendor Management

April 19, 2016

Hosted by: ACC Greater Philadelphia Chapter 8th Annual In-House Counsel Conference

Privacy and Data Security in the Hospitality Industry

April 6, 2016

Hosted by: Smeal College Digital Marketing in Hospitality Program

Negotiating Cloud Service Agreements: A Practical Guide

November 5, 2015

Philadelphia

Hosted by: Pennsylvania Bar Institute: 21st Annual Business Lawyers Institute

Managing Vulnerabilities & Risks

October 14, 2015

Hosted by: CISO Executive Network: Philadelphia Breakfast Roundtable

Data Breaches & Cyber Threats What Law Firms & Their Clients Need to Know About 21st Century Threats to Their Businesses

October 13, 2015

Hosted by: Camden County Bar Association

Big Data, Big Risk: Privacy Considerations for Individuals and Corporations

July 16, 2015

Hosted by: Philadelphia KnowledgeNet and Happy Hour

Coulda Woulda Shoulda: Mistakes your Start Up Company Should Avoid

April 22, 2015

Philadelphia

Hosted by: Scion Motivatour

Big Data – Big Risks: Privacy Considerations for Individuals and Corporations

April 21, 2015

Hosted by: Philly Tech Week

It's Legal but Not Good Business

April 17, 2015

Hosted by: Penn State Smeal College of Business

Igniting Innovation—Cyber Security: A Conversation with the Experts

March 12, 2015

Hosted by: Information Technology Action Group of Chester County

Cybersecurity Compliance

May 28, 2014

Philadelphia

Hosted by: Middle Atlantic Chapter, Society for Corporate Secretaries and Governance Professionals — Spring Conference