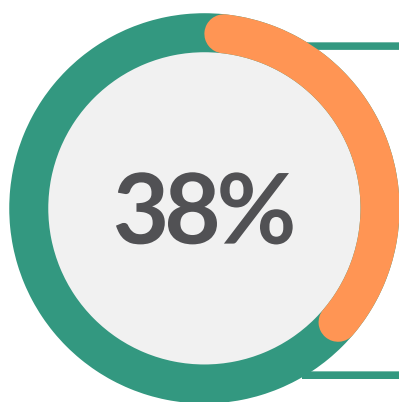


# Board & C-Suite Responsibility to Prevent Breaches



In just the last 3 years, there has been a **38% increase** in healthcare data breaches of 500 records of more.

Source: Department of Health and Human Services' Office for Civil Rights (OCR), 2019-22

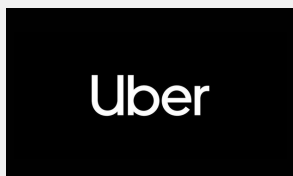
"Coventry Public Schools experienced a ransomware attack in July 2019. That experience made me realize that the potential for litigation against an organization and its leadership has never been greater."

**CRAIG LEVIS**  
SUPERINTENDENT, BOARD MEMBER, PUBLIC SECTOR SPECIALIST

In its famous 1996 **Caremark** decision, the Delaware Chancery Court declared that directors can be held **personally liable** for failing to "appropriately monitor and supervise the enterprise."

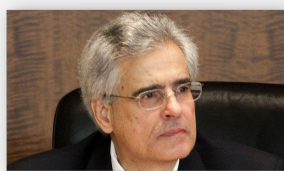
That ruling was echoed in **Tibble v. Edison International (13-550)**, in which the Supreme Court decided, "a plaintiff may allege that a fiduciary breached a duty of prudence by failing to properly monitor investments and remove imprudent ones."

## In the News



"A federal jury convicted Joseph Sullivan, the former Chief Security Officer of Uber, of obstruction of proceedings of the FTC...in connection with his attempted cover-up of a hack."

Press Release, US Attorney's Office, Northern District of CA - October 2022



"There can be little doubt that cyber risk also must be considered as part of the board's overall risk oversight."

SEC Commissioner Luis Aguilar - June 2014



"With *Marchand v. Barnhill*, shareholders sued the officers and directors, alleging that they failed to ensure that the company's regulatory compliance programs were adequate. The principles of *Marchand* apply directly to cybersecurity risk."

William R. Denny, Business Law Today - Feb 2020

## How to Protect Yourself



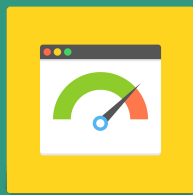
Implement NIST/Zero Trust cybersecurity



Add expert security advice



Allocate adequate staffing & budgeting for prevention



Schedule comprehensive penetration tests



Document and achieve regulatory compliance



Acquire quality cyberliability insurance

Envision Technology Advisors has been expertly supporting the security needs of public sector healthcare organizations for a quarter of a century.

We provide strategic advice, architect NIST/Zero Trust deployments, identify grant funding sources to pay for cybersecurity implementations, and assist with achieving compliance and insurance requirements.