



Exceptional service. Dykema delivers.

# BIPA

Illinois' Biometric Information Privacy Act  
and Dykema's Class Action Experience



## BIPA Practice

BIPA is the only state biometric privacy statute with a private right of action, which has garnered national attention and class action litigation, with dozens of cases pending alleging violations of the statute. Defendants typically include employers of all types and businesses that interact with Illinois residents that collect biometric information, such as fingerprints and hand or face scans, including biometric tolls to track employee hours and access to restricted areas.

## Proven Class Action Experience

Dykema has an established record of developing and employing aggressive strategies to resolve class actions before certification and trial. Our many years of experience in crafting and developing class defense strategies enables us to defeat class certification and successfully employ motions on the pleadings to cut off class actions quickly. However, when a case proceeds, we have experienced class action trial lawyers who have been identified as “tremendous” and “very skilled” litigators (*Chambers USA*) with jury trial experience that few firms can match. Our class action defense team draws on the expertise of a dedicated collection of Dykema attorneys with strong experience in multiple facets of data privacy and security risk management and litigation. We have obtained many positive outcomes in defending privacy class actions across the country.

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**Dykema possesses many strengths in the privacy litigation and class action arena, including:**

- We are one of few law firms currently defending Illinois companies against BIPA class action lawsuits.
- Leading the development of case law around the country, we have a successful track record of defending high stakes class actions.
- We have a wealth of experience litigating disputes applying innovative strategies to defeat and/or substantially reduce ultimate liability on the merits.
- Dykema offices are strategically located in the “hub” jurisdictions, such as Illinois, which is becoming the preferred jurisdiction for privacy class action lawsuits. With a nationwide reach, our team represents clients in both federal and state courts nationwide.
- We have significant experience defending privacy and consumer lawsuits brought against companies and their board of directors.
- Our team has unparalleled expertise in negotiating low figure settlements in privacy class action lawsuits, including against consumer law violations.
- We successfully defend U.S. and multinational companies in the U.S. and abroad against data privacy and protection laws, both in trial and appellate courts.
- We monitor privacy case law developments on a daily basis and stay up to date on the latest regulations and developing communication technologies.
- We offer a robust compliance practice to assist clients as they navigate the often confusing and ambiguous data privacy and security regulatory scheme.
- We are thought leaders in this field, regularly speaking and writing on developing trends affecting companies who find themselves face to face with this challenging case law.



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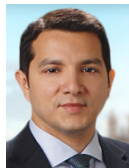
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