

Dan advises clients on all aspects of commercial litigation from pretrial matters through trial and appeal. He has tried several cases to verdict and successfully argued before the Supreme Court of the State of New York Appellate Division. Clients trust Dan to resolve disputes swiftly—both in and out of the courtroom—to achieve their business and legal objectives.

Privacy and Data Security

As an integral part of HSE's growing privacy and data security team, Dan quickly identifies any potential security issues and addresses them before they become a serious problem for the client. He provides guidance on best practices to avoid a data breach, security and vulnerability assessments, post breach response, due diligence in acquisitions, potential litigation or regulatory action, and more.

Trade Secrets and Restrictive Covenants

Dan devotes a significant portion of his practice to advising clients on matters concerning the enforceability of restrictive covenants and trade secret cases, including obtaining emergency injunctive relief in many disputes. He is very familiar with the nuances of the process and at a moment's notice can respond quickly and effectively with emergency court actions.

Professional and Civic Affiliations

- Member, Bar Association of Erie County

Honors and Awards

- Selected by his peers for inclusion in 2021 Best Lawyers: Ones to Watch, Commercial Litigation
- Selected to the Upstate New York Super Lawyers Rising Stars list, 2017-2020

Publications

- Author, "Opening the Doors Again: Don't Forget About Protecting Your Data," *Rochester Business Journal*, July 17, 2020
- Co-Author, "New Data Security Laws in New York State Impact Businesses with Residents' Personal Information," Invest Buffalo Niagara *Access US* newsletter, April 2020
- Co-Author, "11th Circuit Decision in LabMD Case Could Have Repercussion Beyond the FTC," *New York Law Journal*, August 6, 2018
- Co-Author, "Pace of Complexity Quickens in Cyber Security Landscape," *Buffalo Law Journal*, June 29, 2016



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Admissions

Florida
New York

Education

University at Buffalo School of Law,
J.D., *magna cum laude*
Niagara University, B.S. in Biology,
cum laude

- Co-Author, "Civil Appeals in New York: Oral Argument, Disposition, and Motions for Reargument in the Fourth Department," *Thomson Reuters Practical Law*, April 4, 2016
- Co-Author, "Employers: Take Care with Restrictive Covenants," *Buffalo Law Journal*, July 22, 2015
- Author, "Developing a Data Security Plan," *Buffalo Law Journal*, August 8, 2014
- Co-Author, "FTC Can Regulate Data Security, But It's Not a Blank Check," *New York Law Journal*, May 5, 2014
- Contributing author to the HSE Privacy and Data Security Blog

Presentations

- Presenter, "Two (and a Half) Weeks In: Ongoing Data Protection Concerns in Light of the COVID-19 Pandemic," Harter Secrest & Emery LLP Webinar, April 1, 2020
- Presenter, "Top 10 Legal Pitfalls to Avoid in Relation to a Data Breach," Harter Secrest & Emery's Labor and Employment Law Conference, April 26, 2018
- Presenter, "Labor and Employment Best Practices: Restrictive Covenants and Workplace Harassment," Niagara Frontier Corporate Counsel Association, Inc. (NFCCA), March 8, 2018
- Presenter, "Top 10 Cyber Concerns for Dealerships," Rochester Automobile Dealers Association Controller Series, October 20, 2016

