



Mark G. McCreary, CIPP/US

Chief Privacy Officer and Partner

Philadelphia, PA

Tel: 215.299.2010

Fax: 215.299.2150

mmccreary@foxrothschild.com

As Chief Privacy Officer and co-chair of the Privacy and Data Security Practice, Mark focuses a segment of his practice on compliance with privacy-related laws, rules and regulations as well as responses in the event of a data breach. Because of the incredibly wide range of applicable laws, rules and regulations, Mark understands that advising on privacy-related issues is not an area of law that should be practiced “on the side,” and diligently stays up-to-date on this ever-changing field. Mark, who is CIPP/US certified by the International Association of Privacy Professionals, regularly prepares privacy policies (both intra-company and for customers), handles privacy issues under the Gramm-Leach-Bliley Act and related requirements for the privacy of consumer financial information (including the Fair Credit Reporting Act (FCRA)), prepares data security plans and assists with data breach responses and notifications.

Mark's [Privacy Desk Reference](#) is a concise set of guidelines for protecting your business from existing and future threats, and plugging existing data security holes. Download it here or contact Mark for a copy you can share with your Chief Privacy Officer.

Mark also practices intellectual property and the law of the Internet. He prosecutes various intellectual property matters, negotiates transactions, and provides counsel on a wide range of technology-related matters including:

- copyright application, analysis, protection, and enforcement
- trademark availability opinions, application preparation, and licensing
- patent licensing
- software licensing and digital data security protection
- Internet hosting, design agreements, and data-sharing agreements
- preparation and launch of Website e-commerce stores
- online transactions
- product and brand integration with operating systems and related advertising agreements
- administrative and federal domain name ownership challenge procedures involving the Internet Corporation for Assigned Names and Numbers (ICANN) domain name dispute resolution procedure, the Federal Anti-Cybersquatting Act, and anti-cybersquatting claims in general

In addition, Mark serves as the firm's Corporate Administrative Partner in Philadelphia, and practices general corporate and mergers and acquisitions law, which includes:

- drafting confidentiality policies, employment agreements and non-competition agreements
- analyzing the exposure of prospects in potential acquisitions
- providing advice on venture capital offerings and securities filings

Mark also has significant experience handling bankruptcy matters for businesses, debtors and trustees. Mark has substantial experience prosecuting and defending avoidance actions. After more than fifteen years of experience managing avoidance action programs on behalf of trustees, Mark has streamlined these programs to be efficient and provide the maximum return to the applicable bankruptcy estates, including in the following cases:

- Winstar Communications, Inc.
- Dollarland, Inc.
- Pennsylvania Gear Corporation
- Cytometrics, Inc.
- Ultimate, Inc.
- Forest City Auto Parts
- Langston Corporation
- Automata International, Inc.
- Midland Steel Products
- The Gingiss Group, Inc.
- AM Communications
- Zoom Media Group, Inc.
- U.S. Wood Products, Inc.
- Phoenix Structures and Services, Inc., and C&S Fabricators, Inc.
- Channel Master Holdings, Inc.
- Breuners Home Furnishings Corp.
- American Remanufacturers, Inc.
- Joan Fabrics Corporation
- Hospital Partners of America, Inc.
- Sports Collectibles Acquisition Corp.
- Weisman Discount Home Centers, Inc.
- Downey Financial Corp.
- WBE, LLC f/k/a Everything But Water, LLC
- Axiant, LLC
- Bionol Clearfield, LLC
- Cycle World of Cherry Hill, Inc.
- Hess Industries
- Transvantage Solutions

Among his leadership roles, Mark serves as the firm's Hiring Partner, a member of the Firm's Finance Committee and a member of the Executive Committee.

Beyond Fox Rothschild

Mark writes for numerous legal and technology publications and is a frequent media source on these issues.



Client Resources

GDPR Check App

Compliance made simple. GDPR Check makes it easy for companies to gauge their compliance with the EU's General Data Protection Regulation – a complex set of data privacy rules governing the personal data of all EU citizens. The app maps an organization's data management practices and policies across 17 areas to help determine GDPR compliance. It's now easier for businesses to understand GDPR law and avoid heavy noncompliance penalties.

GDPR Check is available for free download in the [Apple App](#) and [Google Play](#) stores.

Data Breach 411 App

Sensitive data. Gone. Stolen by faceless thieves who breached the company's seemingly secure network. But combatting potential catastrophe and navigating proper response protocol has never been easier, thanks to a new iPhone app launched by Fox. Mark was instrumental in the creation of the app, which promises a guide to swift damage control at the fingertips.

The app is currently available for free in the iTunes Store. To download it, [click here](#).

Privacy Compliance & Data Security Blog

Mark is an author of the firm's [Privacy Compliance & Data Security Blog](#). This blog helps readers navigate through the policies and best practices of data breach response and covers topics such as compliance with data protection laws and regulatory enforcement and litigation as well.

Honors & Awards

- Named to a list of Trailblazers in Cyber Security Law by *The National Law Journal* (2016)
- Named among the "Best Attorneys in Business" by *Philly Biz* (2016)
- CIPP/US certified by the International Association of Privacy Professionals
- Named among the "Pennsylvania Rising Stars" by *Philadelphia Magazine and Law & Politics Magazine* (2006, 2007, 2008 and 2010)

Practice Areas

- Corporate
- Privacy & Data Security
- Technology
- Automotive
- Emerging Companies & Venture Capital
- Financial Restructuring & Bankruptcy
- Intellectual Property
- Mergers & Acquisitions
- REITs
- Trade Secrets
- Trademarks

Bar Admissions

- Pennsylvania
- New Jersey

Education

- Southern Methodist University School of Law (J.D., 1998)
- Villanova University (B.A., 1995)

Memberships

- American Bar Association
- Pennsylvania Bar Association
- Philadelphia Bar Association
- International Association of Privacy Professionals
- Villanova University Paralegal Studies Advisory Committee
- Fox Rothschild Executive Committee

Firm Leadership

Mark serves in a variety of leadership roles within the firm, including Chief Privacy Officer, Co-Chair of the Privacy and Data Security Practice, Co-Chair of the firm's Technology Practice, Corporate Administrative Partner in Philadelphia, Firm Hiring Partner, a member of the Firm's Finance Committee and a member of the Executive Committee.

As the firm's first Chief Privacy Officer, Mark is responsible for directing and maintaining the firm's ongoing commitment to protecting the confidential and personal information of clients and employees. In this role, he focuses on:

- Reviewing existing policies and formulating new policies regarding the collection, handling, storage and use of confidential and personal information in the possession of the firm.
- Reviewing existing practices and implementing new practices and standards concerning the collection, handling, storage and use of confidential and personal information on all firm devices, as well as physical documents and records.
- Responding to client requests and inquiries regarding the firm's confidentiality, privacy and security policies and practices.
- Developing educational programs for the firm on confidentiality, privacy and security policies and best practices.

Data Privacy Work

Mark focuses a segment of his practice on compliance with privacy-related laws, rules and regulations, both domestic and international, as well as responses in the event of a data breach. As the firm's Chief Privacy Officer and co-chair of the Privacy and Data Security Practice, Mark has in-depth experience with the data privacy and security issues facing companies on a daily basis.

Because of the incredibly wide range of applicable laws, rules and regulations, Mark understands that advising on privacy-related issues is not an area of law that should be practiced "on the side," and diligently stays up-to-date on this



ever-changing field. He regularly prepares privacy policies (both intra-company and for customers), handles privacy issues under the Gramm-Leach-Bliley Act and related requirements for the privacy of consumer financial information, including the Fair Credit Reporting Act (FCRA), prepares data security plans and assists with data breach responses and notifications.

Mark is a regular contributor to the firm's [Privacy Compliance & Data Security Blog](#), which helps readers navigate through the policies and best practices of data breach response and covers topics such as compliance with data protection laws and regulatory enforcement and litigation as well. He authored a Privacy Desk Reference, which can be downloaded at <http://tinyurl.com/PrivacyDeskReference>, and was also instrumental in the development of the firm's Data Breach 411 iPhone app, which promises a guide to swift damage control at the fingertips. The app is currently available for free in the iTunes Store. To download the app, [click here](#).