

Associate, Chicago

Litigation; Cybersecurity and Data Privacy



T: 312.407.0546
kyle.kysela@skadden.com

Education

J.D., The University of Chicago
Law School, 2020

B.A., Middlebury College, 2016

Bar Admissions

Illinois
New York

Kyle Kysela has extensive experience counseling clients in response to complex cybersecurity incidents, including ransomware, extortion, insider malfeasance, fraudulent wires, technical outages and attacks by nation-state actors. As a member of Skadden's Cybersecurity and Data Privacy Practice, Mr. Kysela has substantial experience coordinating all aspects of incident response, including from the first hours of crisis management and investigation to engagement with regulators and in litigation. He also has experience conducting internal investigations in the wake of cyberattacks and other major incidents.

Additionally, Mr. Kysela's practice focuses on proactively advising clients on cybersecurity and data privacy-related compliance concerns and incident response preparedness. He also works with clients across a wide array of sectors and global jurisdictions on SEC reporting and compliance, corporate governance, vulnerability management, operational risk management and insider threat programs.

Mr. Kysela has worked on numerous matters on behalf of clients, including:

- responding to complex ransomware and extortion attacks on behalf of large global companies and an international law firm, which included extensive regulatory, law enforcement and intelligence investigations across multiple jurisdictions
- negotiating and engaging with cyber threat actors in tandem with experienced private sector ransomware response and cyber extortion negotiation firms
- engaging with information sharing/analysis centers and a range of federal entities, both on voluntary and mandatory bases, on cyber threat information sharing
- conducting tabletop exercises focused on hypothetical cyber and business continuity incidents involving ransomware, insider threats, nation-state attacks and third-party and supply chain attacks
- advising clients on compliance with data privacy laws in numerous U.S. and international jurisdictions
- revising data privacy policies, procedures and disclosures for clients in various industries
- counseling hospital networks and insurers in response to ransomware and extortion-related breaches of HIPAA-covered health information
- representing a web hosting company in a Federal Trade Commission investigation into its cybersecurity practices
- advising a global financial services company on compliance with a variety of international data privacy laws, including in the EMEA and APAC regions
- conducting an internal investigation of practices and controls at a large commercial bank in the wake of a data breach involving customer information

Mr. Kysela is also committed to *pro bono* work and has extensive experience representing clients who are incarcerated, including several people on Alabama's death row who challenged their sentences through post-conviction appeals. He has also assisted an indigent client in a direct appeal to the Seventh Circuit of their federal criminal conviction. Additionally, Mr. Kysela has experience representing clients who are petitioning for asylum and working with housing justice organizations in Chicago.