

## Travis LeBlanc

### Partner



Washington, DC  
1299 Pennsylvania Avenue, NW  
Suite 700  
Washington, DC 20004-2400

t: +1 202 728 7018  
t: +1 415 693 2178  
tleblanc@cooley.com

Cyber/Data/Privacy  
Technology  
Telecommunications & Wireless  
Communications Regulatory  
Commercial Litigation  
Antitrust Litigation  
White Collar Defense & Investigations  
Intellectual Property Litigation  
Crisis Management  
National Security

Travis is a member of Cooley's litigation department leadership team and vice chair of the firm's cyber/data/privacy practice. He is a leading authority on cybersecurity, data privacy, telecommunications and the regulation of emerging and disruptive technologies. Drawing on his broad experience in federal and state government, he helps clients manage litigation and regulatory risk, as well as strategically respond to data breaches, cyberattacks, nation-state attacks, dissemination of stolen data, misinformation campaigns and government enforcement efforts, including those by the Federal Trade Commission and state attorneys general. In addition to overseeing crisis management, internal investigations and national security matters, Travis advises and counsels clients on complex commercial, antitrust and intellectual property litigation. The respect and skills Travis has earned during his career have translated into appointments and recommendations across the political spectrum, including his selection by the US Department of Commerce and the European Commission as an arbitrator for the EU-US Privacy Shield Framework in 2017 and his unanimous US Senate confirmation to the Privacy and Civil Liberties Oversight Board in 2019.

Travis was chief of the Federal Communications Commission's (FCC) Enforcement Bureau during the Obama administration, where he spearheaded hundreds of enforcement actions involving consumer issues such as false advertising and the Telephone Consumer Protection Act (TCPA), unfair competition, regulatory compliance and fraud, waste and abuse of government programs. He has also worked closely with senior officials at other federal, state and international agencies, including the Federal Trade Commission (FTC), Securities and Exchange Commission (SEC), Consumer Financial Protection Bureau (CFPB), Department of Justice (DOJ), all 50 state attorneys general and data protection authorities across the globe.

Travis previously served as a senior adviser to former California Attorney General Kamala D. Harris and as special assistant attorney general of California, where he oversaw California's complex litigation and policy in areas such as technology regulation, high-tech crime, cybersecurity, privacy, intellectual property, antitrust, healthcare, telecommunications and human trafficking. Prior to this high-profile California role, he served during the Obama administration as an attorney-adviser in the US Department of Justice's Office of Legal Counsel, which advises the president, attorney general and executive branch agencies on the constitutionality and legality of the programs and activities of the US government.

With his broad understanding of technology, media and telecommunications, as well as his senior government experience at the national and California levels, Travis is uniquely positioned to advise clients on a wide range of privacy, cybersecurity and information management issues, including cases involving data breaches, class actions and government enforcement actions. As former chief of the FCC's Enforcement

Bureau, Travis has assisted clients with federal and state telecommunications needs, including FCC proceedings and regulations, merger reviews, working with Congress and other regulatory agencies on behalf of clients and advocating for emerging and leading technology companies before regulatory bodies. A deep understanding of real-world issues and legal hurdles and solutions helps Travis respond to and favorably resolve governmental inquiries and fact-finding investigations.

His background and leadership roles, as well as his practice at leading law firms in Washington, DC, and San Francisco, have translated into advising global clients with ties both in California and nationally, as well as responding to and finding solutions for novel local, state and federal legal issues. He has also represented companies, boards and individuals on a diverse array of complex and bet-the-company civil litigation, government investigations and white collar matters involving false claims, bid-rigging, patent infringement, trade secrets, bribery, foreign corrupt practices, RICO, off-label advertising, legal malpractice and material support of terrorism.

Travis is a member of the American Law Institute, serves on the board of the Center for Democracy & Technology, on the EPIC advisory board and has affiliations with the UC Hastings Institute for Innovation Law and the Berkman Klein Center for Internet & Society at Harvard University, where he recently helped launch the AGTech Forum. The following is a sample of some of the recent awards and recognitions Travis has received:

- Top Cyber Lawyer by the Daily Journal, 2019
- Incident Response 30 by Cybersecurity Docket (lists the 30 best and brightest data breach response lawyers), 2018 & 2019
- Co-chair of the American Bar Association's National Institute on Cybersecurity Law, 2018
- Georgetown Cybersecurity Law Institute Advisory Board, 2018
- Cybersecurity & Data Privacy Trailblazer by The National Law Journal, 2017

**Notable Representations Include:**

- Representing DraftKings Inc. in litigation seeking to unmask and punish parties linked to a distributed denial-of-service (DDoS) attack on its website
- Represented a prominent global business figure in a national security investigation and litigation arising from a nation-state cyberattack and resulting misinformation campaign
- Defended a data analytics company against a putative class action resulting from an exposure of millions of voter records by a cybersecurity researcher and successfully secured the lawsuit's dismissal
- Represented a leading on-demand mobile application company in an FTC investigation involving a data breach
- Represented a fintech company in connection with a California attorney general investigation of a data security incident
- Represented an online gaming company in connection with a California attorney general investigation of online gambling
- Served as general privacy and security counsel to a leading technology company that innovates in the areas of education, science and justice and opportunity
- Represented a global LED manufacturer in an FCC enforcement investigation
- Represented a counter-unmanned aerial systems manufacturer company in an FCC regulatory investigation

- Represented a multichannel video programming distributor in connection with a multistate antitrust merger review by 20 state attorneys general
- Represented a broadcasting company in a financing dispute with another broadcaster and a financial institution
- Led an internal investigation of bid-rigging conduct on behalf of a public company
- Represented a prominent academic and media commentator against accusations of libel and slander regarding comments he made related to a high-profile government investigation

## **Publications and Presentations**

- Keynote Discussion with Christopher Krebs, Cybersecurity and Infrastructure Security Agency Director, Georgetown Cybersecurity Law Institute, Speaker (May 22, 2019)
- Understanding the CCPA - How Enforcement Will Work: Private and Regulatory Action, IAPP Global Privacy Summit, Panelist (May 1, 2019)
- Hear From the Regulators: Enforcement of the California Consumer Privacy Act Through Private and Regulatory Action, RSA Conference 2019, Panelist (March 4, 2019)
- Hear From the Regulators: Enforcement of the California Consumer Privacy Act Through Private and Regulatory Action, 2018 Privacy Security Risk, Panelist (October 17, 2018)
- The California Consumer Privacy Act: Our First "Federal" Privacy Law?, 2018 Privacy & Security Forum, Panelist (October 4, 2018)
- Best Practices for Confronting FTC and FCC Regulations, EBP 2018 15th Annual Stanford Ecommerce, Moderator (June 11, 2018)
- AI Challenges Discussion – Consumer Protection, Harvard University AgTech Forum, Facilitator (May 9, 2018)
- A Wake-Up Call: Data Breach Standing Is Getting Easier, Cybersecurity Law Report (January 17, 2018)
- Cybersecurity and Privacy Challenges – Enforcement and Consumer Protection Perspectives, Harvard University AgTech Forum, Session Leader (December 13, 2017)
- The Year in Data Breach and Privacy Litigation, cyberSecure 2017, Speaker (December 4, 2017)
- The FCC as Privacy Regulator (with Lindsay DeFrancesco), Handbook of Surveillance Law (Cambridge University Press, 2017)
- The FCC and Internet Regulation, Conference of Western Attorneys General Annual Meeting, Panelist (August 1, 2017)
- Ask the Regulators: A Conversation with the Regulators, American Bar Association: The Second National Institute on Cybersecurity Law, Speaker (June 22, 2017)
- Privacy, Security and the Internet of Things, 2017 Cybersecurity and Privacy Protection Conference, Keynote (April 28, 2017)
- Privacy, Security and the Internet of Things, Webit Festival Europe, Speaker (April 26, 2017)
- You Received a CID. Now What?, IAPP's Global Privacy Summit 2017, Panelist (April 20, 2017)
- A Conversation with Travis LeBlanc '03 – Net Neutrality, Cybersecurity and Beyond, Yale Law School, Keynote (March 29, 2017)
- Special Healthcare Industry Issues, Conference of Western Attorneys General 2017 Chair's Initiative and Western Pacific AG Summit, Panelist (March 15, 2017)

- Privacy, Security and the Connected Hairbrush, The State Of Cyberlaw: Security and Privacy in the Digital Age, Keynote (February 10, 2017)
- Future of Broadband Competition Conference, The Capitol Forum, Panelist (December 16, 2016)
- Closing Keynote: The Future of FTC-FCC Collaboration, International Association of Privacy Professionals Practical Privacy Series, Keynote Speaker (December 7, 2016)
- Internet of Things and Cybersecurity, 5th Winnik International Telecoms and Internet Forum, Panelist (November 1, 2016)
- FCC Keynote, Unsolicited Communications Enforcement Network, London Action Plan, Keynote Address (October 25, 2016)
- Collaborating to Eliminate Spam and Nuisance Communications Cross-border Case Studies, International Institute of Communications Annual Conference, Panelist (October 11, 2016)
- Second Data Breach & Privacy Litigation and Enforcement Conference, American Conference Institute, Panelist (September 28, 2016)
- Privacy Law Salon: Policymaker Roundtable, Cambridge Forums, Panelist (September 23, 2016)
- Crumbling the Supercookie and Other Ways the FCC Protects Your Internet Traffic, Black Hat USA 2016, Panelist (August 3, 2016)
- The Regulator's View, International Association of Privacy Professionals Asia Privacy Forum 2016, Panelist (July 19, 2016)
- Managing Risk: New Challenges from the SEC and FCC: Cyber Insurance as a Tool for Addressing Risk, Practising Law Institute on Privacy and Data Security, Panelist (July 11, 2016)
- FCC Bureau Chiefs' Advice to the Next Administration, Federal Communications Bar Association Annual Seminar, Panelist (May 14, 2016)
- Ask the FCC Q&A, National Association of Broadcasters Show, Featured Speaker (April 18, 2016)
- Broadband and Cable Industry Law 2016, Practising Law Institute, Panelist (April 11, 2016)
- Q&A with Travis LeBlanc, International Association of Privacy Professionals Global Privacy Summit 2016, Featured Speaker (April 6, 2016)
- Scope and Limits of Government Investigation of a Data Breach, Practising Law Institute's Government Investigations 2016 Program, Panelist (March 21, 2016)

#### **Government Service**

- Chief, Federal Communications Commission's Enforcement Bureau
- Special assistant attorney general, California attorney general's office
- Attorney-adviser, US Justice Department's Office of Legal Counsel
- Appellate lawyer representative, US Court of Appeals for the Ninth Circuit

#### **Clerkships**

- Hon. Stephen Reinhardt, US Court of Appeals for the Ninth Circuit

## **Education**

Yale Law School

JD

University of Cambridge

LLM, International Law

Harvard Kennedy School

MPA, Public Administration

Princeton University

AB, Philosophy, Politics and Economics, Honors

## Admissions & Credentials

California

District of Columbia

Maryland

## Court Admissions

U.S. Court of Appeals, District of Columbia

U.S. Court of Appeals, Ninth Circuit

U.S. District Court, District of Columbia

U.S. District Court, Northern District of California

U.S. District Court, Central District of California

U.S. District Court, District of Maryland

## Memberships

American Bar Association

American Law Institute