



Technology Law

Foster Swift's technology group is comprised of a cross-disciplinary team of attorneys. The group is experienced in a wide range of technical areas.

Our clients are diverse and include both large and small tech companies and many non-tech companies that encounter issues related to technology, software, data privacy, and protecting intellectual property and proprietary data.

AREAS OF EXPERTISE

Transactions and Agreements. We regularly negotiate and draft agreements, on both the vendor and user side, for technology services and products, including the following:

- Software licenses, development contracts, implementation, and maintenance agreements
- Source code development agreements
- Master service agreements
- Hardware acquisition, installation, and maintenance agreements
- WiFi, Electronic Network, and website development and hosting agreements
- Technology outsourcing agreements
- Network, Internet and email use policies
- Website terms of use and privacy policies
- Data transfer and Electronic Data Interchange (EDI) agreements

Electronic Privacy Matters. We are experienced with various electronic privacy matters, such as:

- The Gramm-Leach-Bliley Act (GLBA);
- The Health Insurance Portability and Accountability Act of 1996 (HIPAA);
- Identity Theft Protection Act;
- The Child Online Privacy and Protection Act (COPPA); and
- Developing workplace policies for email, instant messaging and computer use.

ATTORNEYS

Shareholder

Taylor A. Gast

Mark T. Koerner

Nicholas M. Oertel

Associate

Lindsey M. Mead

RELATED PRACTICES

Business Contracts

Business Law

Deal Team - Mergers & Acquisitions

Family Owned Businesses

International Business & Trade

Non-Profit Corporate Law

Patents, Copyrights, Trademarks and Intellectual Property

Tax Law

Telecommunications

Trade Secrets & Non-Compete Contracts



Copyright. Copyright and other intellectual property issues often accompany technology matters. Whether it is an issue related to ownership of intellectual property, whether a project is a "Work Made for Hire" or crafting an enforceable Intellectual Property assignment, we have the experience to meet our clients' needs.

PUBLICATIONS & ALERTS

Dept. of Treasury Changes Course Regarding Biogas Property: Upgrading Equipment Included Again, *Foster Swift Agricultural Law News*, March 20, 2024

Will Recent Alabama Ruling Stay Implementation of the Corporate Transparency Act?, *Foster Swift Business & Tax Law News*, March 5, 2024

The AI revolution: A look back at 2023 and the future of AI in the law, *Michigan Bar Journal: February 2024 Edition*, February 11, 2024

Business Update: How will the CTA affect your business?, *Business & Tax Law News E-blast*, January 16, 2024

2023 Year-End Checklist for Businesses, *Foster Swift Business & Tax Law News*, November 17, 2023

2023 Legal and Regulatory Developments for Agribusinesses, *Foster Swift Agricultural Law News*, August 30, 2023

Michigan Court of Appeals Holds Drone Surveillance a Search Under Fourth Amendment, *Foster Swift Municipal Law News*, November 18, 2021

2021 Year-End Checklist for Businesses, *Foster Swift Business & Tax Law News*, October 24, 2021

Drone Registration Requirement: Here's What You Need to Know, *Foster Swift Agricultural Law News*, October 22, 2018

Farm Drones – Steer Clear From Michigan's 230 Airports, *Foster Swift Agricultural Law News*, January 24, 2018

It's Not 'If', It's 'When', *Greater Lansing Business Monthly*, August 8, 2017

Sixth Circuit Decision Encourages Lawsuits by Customers and Employees Affected by Data Breaches, *Foster Swift Business & Corporate Law News*, October 31, 2016

Turning Bytes of Data into a Farming Boon, *Foster Swift Agricultural Law News*, March 27, 2015

HB 5335: A Proposed Change to the OMA to Prohibit Voting by Telephone and Video Conference, *Foster Swift Municipal Law News*, March 2012

The Taxation of Cloud Computing, *Foster Swift Business & Corporate Law Report*, Winter 2011

"Private" Information on Social Networking Websites Deemed Discoverable, *Foster Swift Information Technology E-News*, November 16, 2010

HITECH: New Security and Privacy Requirements, *Foster Swift Employment, Labor & Benefits Quarterly*, Spring 2010

Protecting Company Interests When Employees Use Social Media, *Foster Swift Employment, Labor & Benefits Quarterly*, Spring 2010

HITECH: February 17, 2010 Deadline Approaching, *Foster Swift Employment, Labor & Benefits E-News*, February 12, 2010



The E-Verify Program: Requirements for Federal Contractors, *Foster Swift Employment, Labor & Benefits Quarterly*, October 2009

Use of Generic Terms Precludes Otherwise Well-Known Brand Names From Obtaining Trademark Protection, *Foster Swift Information Technology E-News*, September 1, 2009

E-Discovery: Text Messages Not Off Limits, *Foster Swift Information Technology E-News*, September 2008

NEWS

Are You Prepared? New Video Series Exposes Potentially Devastating Legal Challenges for Young Adults & Their Families, *EIN Newswire*, November 21, 2023

Foster Swift Elects Four Shareholders, January 10, 2022

Koerner Discusses Dapper Dads on Michigan Business Network, *Michigan Business Network*, August 19, 2021

New Rising Star Listing in Super Lawyers 2021, *Michigan Super Lawyers*, August 13, 2021

Attorney Joins 2021 Dapper Dads for Good Cause, July 15, 2021

Mashni Named SBM ACES Chair, *Foster Swift Business & Tax Law News*, February 4, 2020

Municipal Attorney Joins Dapper Dads, April 24, 2019

Foster Swift Elects New Shareholders, *Lansing Regional Chamber*, January 21, 2019

Mark Koerner Joins Foster Swift, August 1, 2018

Richardson Named VP of MDTC, July 28, 2017

4 Greater Lansing hacks already, who's next?, *Lansing State Journal*, July 13, 2017

Attorney Josh Richardson elected Boys & Girls Club of Lansing Chair, January 26, 2015

Webinar addresses legal issues in software transaction, September 30, 2013

Iris Linder Weighs in on Crowdfunding, "Join the crowd - with caution" - *Michigan Lawyers Weekly*, April 30, 2012

EVENTS

What AI Legal Issues Can Impact Your Business?, *Second Wednesday Sessions*, March 13, 2024

Watching Out for Trademark Trolls, *Michigan Business Network*, February 16, 2024

How Will the CTA Affect Your Business?, *Second Wednesday Sessions*, February 14, 2024

The Latest on the Corporate Transparency Act, *Michigan Business Network: Michigan Business Beat*, December 12, 2023

Employers' Use of Artificial Intelligence (AI), *Fall 2023 Labor & Employment Law Update*, October 12, 2023

Catchup to ChatGPT: An Introduction to and Overview of Artificial Intelligence in 2023, *Insurance Alliance of Michigan (AIM) Claims Seminar*, September 18, 2023

Hot Legal Topics in Ag for 2023, *AgroExpo 2023*, August 15, 2023

ChatGPT: Your New Artificially Intelligent Associate?, *Detroit Bar Association*, June 21, 2023



Should Employers Use Generative AI for the Hiring Process?, *Foster Swift Second Wednesday Lunch Break*, June 14, 2023

Avoid the Virtual Traps of the Rapidly Changing Tech Law Landscape, *MICPA Learning Showcase*, June 15, 2021

TikTok, WeChat & More: Talking Tech and IP in The U.S. & China, *Global Business Club of Mid-Michigan*, February 17, 2021

Municipal Regulation of Wireless Telecommunication Facilities in the Public Right of Way: Guidance for Counsel, *Strafford*, October 29, 2020

You've Been Breached! An Interactive Incident Response Simulation, *Presented by SIKICH*, March 19, 2019

UAVs (Drones) — What's Legal?, *Michigan Agri-Business Association Winter Conference*, January 13, 2015

Social Media Policies — Are they Needed?, *Michigan Business Network*, October 24, 2013

Webinar: Top 5 Legal Issues To Address in Every Software Transaction, October 16, 2013

WEBINAR | Protecting Against the Unknown: How to Successfully Review IT Contracts to Increase Your Rights and Avoid Potential Liability, June 22, 2010

Business Law Issues for Managers of IT Businesses, *LINC-IT Development Association Speed-LINC Forum*, September 2008
