

NATIONALLY RECOGNIZED LEGAL SOLUTIONS

SOUTH DAKOTA LEGAL NOTES

JUN 2018

Welcome TAYLOR HAYES



Taylor
Hayes

Welcome Taylor Hayes, our newest attorney. Taylor's keen analytical approach to decision making will help you plan for business needs.

You can find out more about Taylor at SwierLaw.com/Bio.

SOUTH DAKOTA DATA BREACH LAW GIVES BUSINESS ANOTHER REASON TO MAKE DATA SECURITY A TOP PRIORITY

Gone are the days when business owners can consider data security the realm of the IT department. A recently enacted South Dakota law places legal responsibility for data breach squarely on the business owner (and possibly employees).

Data Security is the province of "Information Holders" - which if you're reading this, might be you

Under the new law, "information holders" who undergo certain kinds of data breach are required to notify persons whose information is compromised. In some cases, the information holder is also required to notify the Attorney General. "Information holder" means "any person or business that conducts business in South Dakota, and that owns or licenses computerized personal or protected information..." The law's obligations thus seem to apply to any business entity *as well as* any individual who engages in qualifying commercial activity.

Reporting requirement & civil liability

Because the definition of information holder includes individuals as well as entities, the duty to report appears to be both personal and corporate. Likewise, violation of the law can give rise to both personal and/or corporate liability. Violators can be criminally prosecuted and forced to pay a civil fine of up to \$10,000 per day. Data security is not just IT's job, it's an owner's job. Owners, and their business entities, are on the hook for it.

STAFF SPOTLIGHT

What do you do for the firm? I am a **Business & Corporate Law** attorney. My goal is to help individuals set up and operate businesses of all kinds, especially those that operate in complex legal environments. I am particularly interested in agriculture, technology, financial, and cyber industries. On a different note, I also represent clients in criminal matters.

What do you find most rewarding about your work? **Both the criminal defense and business law aspects of my practice are extremely rewarding. At the end of the day, it is about helping hard working people solve whatever problem they are facing.**

What's your favorite hobby? **Reading.**

What is the next thing you are going to do on your "Bucket List"? **Go to the Rocky Mountains.**

How do you balance work and home life? **By constantly reassessing the balance and being intentional about devoting the proper amount of time to each, every day.**

What is your favorite season and why? **Fall, because of the temperature.**

What is your favorite sport and what has it taught you about life? **Lacrosse. According to some accounts, Native Americans practiced the activity as a substitute for war. Lacrosse players certainly do battle with each other. The sport creates toughness and mutual respect between athletes.**

SUMMER BERRY TRIFLE

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WINNER OFFICE

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This no-bake trifle is as delicious as it is simple to prepare. If you don't have strawberries or blueberries on hand, any other fruit can be substituted.

INGREDIENTS:

- 1-5 ounce package instant vanilla pudding mix
- 3 cups cold milk
- 1-9 in angel food cake, cut lengthwise through the middle
- 16 ounces fresh strawberries, cleaned, hulled, cut in half lengthwise
- 24 ounces blueberries, cleaned
- 1-16 ounce container frozen whipped topping, thawed

DIRECTIONS:

1. Prepare pudding with milk according to package directions. In a trifle bowl or other glass-serving dish, layer one half of the angel food cake, half the pudding, half the strawberries, half the blueberries and half the whipped topping. Repeat layers.
2. Cover and chill in refrigerator 4 hours before serving.

VETERAN OF THE GAME NOW INCLUDES LOCAL HEROES!



Ben Laabs was our Veteran of the Game May 18, 2018.



We have expanded the Veteran of the Game campaign to include local heroes!

Do you know an outstanding local police officer, EMT, or fireman? If so, nominate that person for the Swier Law Hero of the Game.

Maybe you have a neighbor or co-worker who you think is a hero. If so, nominate that person for the Swier Law Hero of the Game.

Each hero honored will be recognized during the game, receive up to four (4) tickets to a Sioux Falls Canaries home game during the 2018 season, and will receive a swag bag full of goodies!

SWIER LAW FIRM, PROF. LLC

TITLE IX TRAINING IN LENNOX SCHOOL DISTRICT

We believe one of the most important things we do is help our clients make solid, informed decisions - and we do that through education. Scott worked with the staff and administrators in the Lennox School District to ensure they know what Title IX encompasses and how to help protect students.



SWIER LAW FIRM SPONSORS AVON BASKETBALL CAMP!



We are very proud to once again sponsor the Avon Basketball Camp! Thank you to Coach Brad Poppe and his varsity girls basketball players for teaching the next generation of Pirate hoopsters!



TOP 25 WOMEN IN BUSINESS AWARDED

Congratulations, Brooke! In March, we announced Brooke Swier Schloss was honored as one of the Top 25 Women in Business by Prairie Business Magazine for 2018. Brooke, her husband, Chris, and Scott traveled to Fargo for the presentation on May 17, 2018! We know how hard she works for the best interests of her clients and are incredibly proud of her. Way to go, Brooke!





Scott
Swier



Brooke
Schloss



Jake
Fischer



Mike
Henderson



Amanda
Work



Rebekkah
Steinwand



Lindsay
Harris

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Hero of the Game*

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*Title IX Training In Lennox
Avon Basketball Camp
Brooke's Award*

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Concert Ticket Giveaway!

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TIM MCGRAW & FAITH HILL CONCERT TICKET GIVEAWAY!



We had so much fun giving away a pair of concert tickets last Christmas that we are doing it again! Tim McGraw and Faith Hill will bring their Soul2Soul World Tour to the Denny Sanford Premier Center in Sioux Falls on Sunday, July 8, 2018, and we are giving away 2 tickets to a lucky person!!

It's easy to enter! 1. Go to Facebook.com/swierlawfirm and LIKE our PAGE, 2. COMMENT with your favorite Tim or Faith song on the original post, and 3. SHARE the original post. (You must like the PAGE to qualify).

The lucky winner will be drawn on Monday, July 2, 2018 and will be announced on Facebook.