

Artificial Intelligence

Overview

Day Pitney LLP brings together cross-functional capabilities drawn from our experienced attorneys in the technology transactions, data privacy, cyber security, litigation, data and records management, employment, intellectual property, and other practice groups to advise businesses on a full range of issues related to Artificial Intelligence (AI).

With keen interest in emerging AI technologies and business models, backed by our significant experience across a broad spectrum of business and technology domains, we counsel clients in the healthcare, insurance, financial services, energy, technology, and other sectors as they explore responsible and secure use of AI.

Our capabilities are evolving rapidly to match the accelerated pace of AI innovation, enabling us to guide clients on legal and strategic aspects of AI. Our services include:

- **AI Governance and Risk Management** – Development of internal AI policies, product development guidelines, and governance structures addressing human oversight, transparency, fairness, accountability, liability, and ethical use of AI.
- **Commercial and Technology Transactions**– Structuring and negotiating agreements for AI-powered platforms and services, including AI vendor agreements, data licenses, and open source licenses, as well as joint ventures and strategic collaborations for the development and commercialization of AI technology.
- **Data Privacy and Cybersecurity** – Advising on data protection and compliance with data privacy laws and regulations, including the General Data Protection Regulation (GDPR), the California Consumer Privacy Act (CCPA), the Health Insurance Portability and Accountability Act (HIPAA), and state and sector-specific privacy and cyber laws and regulations, as they relate to the use of AI technologies; structuring data handling, including cross-border data transfers, in compliance with jurisdictional requirements.
- **Employment and Workplace Automation** – Counsel on the use of AI in employment decisions, employee monitoring, and workplace automation, including compliance with labor and anti-discrimination laws and evolving regulations and best practices.
- **Discovery and Litigation Support** – Guidance on the lawful and effective use of AI in e-discovery, generative AI, and machine learning, with the goal to reduce review costs and facilitate compliance with local rules.
- **Information Governance** – Advice on data retention policies for AI-generated or AI-processed information.
- **Intellectual Property** – Advice on patent, copyright, trademark, and trade secret considerations in the protection of AI models, AI training data sets and weights, and AI-generated works, code, inventions, and content.
- **Litigation and Dispute Resolution** – Representation in disputes involving the use of AI, including liability claims, bias allegations, and IP infringement.
- **Mergers & Acquisitions** – Due diligence and strategic advice on transactions involving AI assets, including risk assessment, integration planning, and IP ownership analysis.
- **Regulatory and Compliance Advisory** – Guidance on U.S. and global AI regulatory frameworks, including the Federal Trade Commission (FTC) regulations, the Telephone Consumer Protection Act (TCPA), state-level AI laws, and sector-specific compliance requirements related to AI in healthcare, insurance, energy, and financial services.