

# Your Website – Nine Key Questions

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## Review your website using this list to assess potential legal risks and liability

- 1) Domain name rights**  
Do you own your domain name? If not, do you have sufficient rights to it?
- 2) Website design and hosting**  
Do you actually own what's on your website? Do you have the right to control the look and content?
- 3) Website and data security**  
Do you use adequate security measures to deter hackers and to protect your data?
- 4) How your page treats visitors**  
Do you need terms of service? A privacy policy?
- 5) Website content**  
Is there material on your website that could expose you to liability?
- 6) Information collected from users**  
Do you collect information from or about visitors in accordance with your privacy policy? When was the last time that you checked?
- 7) Publication liability**  
Does your website permit users to post comments, photos or other content? Could that leave you with liability?
- 8) Employment issues**  
Do you have the proper policy that governs use of technology, Internet access and social media in the workplace?
- 9) Globalization**  
Do you do business with customers in the EU? If so, you may need to consider how to comply with the EU Privacy Directive.

## E-Commerce, Social Media and Web-Based Businesses Practice

Montgomery McCracken represents all types of companies and individuals involved in web-based businesses, social media and e-commerce. We provide counsel on legal issues that the Internet presents and are fully prepared to pursue or defend litigation. We also counsel our clients on preventive measures that can head off more costly disputes later.

**We counsel our clients regarding:** Intellectual property rights; Domain name disputes; Free speech and defamation; Linking and access questions; Privacy issues and policies; False advertising; Trade libel; and Drafting effective Terms of Use.



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[Jeremy D. Mishkin](#) is co-chair of Montgomery McCracken's Litigation Department. His practice emphasizes complex commercial matters, catastrophic injury, technology, the Internet and First Amendment/Media Law issues.

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