

# STATE ATTORNEYS GENERAL: CONSUMER PROTECTION PRIORITIES FOR 2023

**JANUARY 26, 2023**

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# WELCOME



**Kelley**  
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# QUESTION AND ANSWER

# Q&A Round: Background and Policy

- How is the AG selected in your state?
- How is consumer protection organized in your office?
- How are consumer protection priorities set in your office?
- Do you participate in multistate consumer investigations?
- Do you receive consumer complaints?
- Do you perform any complaint resolution role?

# Q&A Round: State-specific UDAP law

- What is your primary consumer protection statute?
- Are you able to conduct pre-suit investigations by statute?
- Can you request documents? Take statements? Send interrogatories?
- Are CIDs confidential? Are answers confidential?
- Does your law allow a party to object or set aside? If so, in what timeframe?
- How can you enforce compliance?
- Do you have a statute of limitations? If so, what is it?
- Do you have to provide pre-suit notice? If so, what timeframe?

# Q&A Round: Remedies and Other Laws

- What types of settlements can you enter into?
- What is your civil penalty authority?
- Can you obtain restitution? Disgorgement?
- Are there times you don't get injunctive relief? Penalties/payment?
- How are IR terms enforced? What if they are in an AVC?
- Do you have specific laws and remedies for price gouging?
- Do you have specific laws and remedies for auto-renewals?
- Do you have a comprehensive state privacy law?

# TOPICAL DISCUSSION

# 2023: Consumer Priorities

- Collaborative Enforcement?
- Dark Patterns
- Fake Reviews
- Fees and Pricing
- Novel consumer matters

# THANK YOU



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# Upcoming Kelley Drye Webinars

- Surviving the FTC's Assault on Noncompetes

February 2, 2023 | 12:30 – 1:30 PM ET

- Privacy Litigation Trends in 2023

February 15, 2023 | 12:00 – 1:00 PM ET

Be on the lookout for an invite for our next State AG webinar, and visit [www.kelleydrye.com/News-Events](http://www.kelleydrye.com/News-Events) for information on all our events.

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