



## **Cyberbullying**

### **“Cyberbullying During Litigation: What All Lawyers Need to Know”**

This 60-minute session will help all lawyers navigate cases where cyberbullying occurs during the litigation process.

**Panelist:** Honorable Lauren Burke  
Honorable James Martz, Retired

**Session Moderator:** Stephanie Cagnet Myron, Esquire.

- **Overview of the Session and Introduction of Panelist**
- **Florida Laws**
  - Stalking Statute: F.S. § 784.0485
    - Cyberstalking is included under definition of stalking
  - Sexual Cyberharassment Statute: F.S. § 784.049
  - Extortion Statute: F.S. § 836.05
- **Legal Consequences:**
  - Criminal consequences
  - Injunctions
  - Remedies within the civil case
- **Litigation When a Party is a Crime Victim:**
  - R. Regul. FL. Bar 4-3.4: Do not threaten criminal charges
- **Discussion**
  - *Sexually explicit images provided as part of discovery responses (when not related to the case)*
  - *Stating that if the case does not resolve then intimate photos of the other party will be made part of the court record*
  - *During settlement discussions opposing counsel states that their client will use media outlets to “tell their story” if the other side does not agree to pay the settlement demand*
  - *Opposing counsel or opposing side is making harassing social media posts targeting you, your client, or your firm*
  - *Opposing counsel or opposing side is contacting your office repeatedly or threatening to come to your office*
  - *The use of AI to create fake harassing content*

- **Question & Answer**
- **Resources**
  - ***FLORIDA BAR ETHICS HOTLINE:***
    - *1-800-235-8619*
  - **Victim Services Palm Beach County**
    - <https://www.15thcircuit.com/program-page/domestic-violence/service-locations>
  - *National Stalking Resource Center*
    - <https://victimsofcrime.org/stalking-resource-center/>
  - *Cyber Civil Rights Initiative*
    - <https://cybercivilrights.org/research/>
  - *Start by Believing*
    - <https://www.startbybelieving.org>