



# CIPP-US<sup>Q&As</sup>

Certified Information Privacy Professional/United States (CIPP/US)

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**QUESTION 1****SCENARIO**

Please use the following to answer the next question:

Larry has become increasingly dissatisfied with his telemarketing position at SunriseLynx, and particularly with his supervisor, Evan. Just last week, he overheard Evan mocking the state's Do Not Call list, as well as the people on it. "If they

were really serious about not being bothered," Evan said, "They'd be on the national DNC list. That's the only one we're required to follow. At SunriseLynx, we call until they ask us not to."

Bizarrely, Evan requires telemarketers to keep records of recipients who ask them to call "another time." This, to Larry, is a clear indication that they don't want to be called at all. Evan doesn't see it that way.

Larry believes that Evan's arrogance also affects the way he treats employees. The U.S. Constitution protects American workers, and Larry believes that the rights of those at SunriseLynx are violated regularly. At first Evan seemed friendly,

even connecting with employees on social media. However, following Evan's political posts, it became clear to Larry that employees with similar affiliations were the only ones offered promotions.

Further, Larry occasionally has packages containing personal-use items mailed to work. Several times, these have come to him already opened, even though this name was clearly marked. Larry thinks the opening of personal mail is common

at SunriseLynx, and that Fourth Amendment rights are being trampled under Evan's leadership.

Larry has also been dismayed to overhear discussions about his coworker, Sadie. Telemarketing calls are regularly recorded for quality assurance, and although Sadie is always professional during business, her personal conversations

sometimes contain sexual comments. This too is something Larry has heard Evan laughing about. When he mentioned this to a coworker, his concern was met with a shrug. It was the coworker's belief that employees agreed to be monitored

when they signed on. Although personal devices are left alone, phone calls, emails and browsing histories are all subject to surveillance. In fact, Larry knows of one case in which an employee was fired after an undercover investigation by an

outside firm turned up evidence of misconduct. Although the employee may have stolen from the company, Evan could have simply contacted the authorities when he first suspected something amiss.

Larry wants to take action, but is uncertain how to proceed.

In what area does Larry have a misconception about private-sector employee rights?

- A. The applicability of federal law
- B. The enforceability of local law
- C. The strict nature of state law
- D. The definition of tort law



Correct Answer: A

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## QUESTION 2

If an organization certified under Privacy Shield wants to transfer personal data to a third party acting as an agent, the organization must ensure the third party does all of the following EXCEPT?

- A. Uses the transferred data for limited purposes
- B. Provides the same level of privacy protection as the organization
- C. Notifies the organization if it can no longer meet its requirements for proper data handling
- D. Enters a contract with the organization that states the third party will process data according to the consent agreement

Correct Answer: D

Reference: <https://www.privacyshield.gov/Key-New-Requirements>

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## QUESTION 3

In which situation is a company operating under the assumption of implied consent?

- A. An employer contacts the professional references provided on an applicant's resume
- B. An online retailer subscribes new customers to an e-mail list by default
- C. A landlord uses the information on a completed rental application to run a credit report
- D. A retail clerk asks a customer to provide a zip code at the check-out counter

Correct Answer: A

Reference: [https://en.wikipedia.org/wiki/Implied\\_consent](https://en.wikipedia.org/wiki/Implied_consent)

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## QUESTION 4

Which of the following best describes what a "private right of action" is?

- A. The right of individuals to keep their information private.
- B. The right of individuals to submit a request to access their information.
- C. The right of individuals harmed by data processing to have their information deleted.
- D. The right of individuals harmed by a violation of a law to file a lawsuit against the violation.

Correct Answer: D

Reference: <https://iapp.org/resources/article/private-right-of-action/>

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### QUESTION 5

What is a legal document approved by a judge that formalizes an agreement between a governmental agency and an adverse party called?

- A. A consent decree
- B. Stare decisis decree
- C. A judgment rider
- D. Common law judgment

Correct Answer: A

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