

ADA WEBSITE & MOBILE APP ACCESSIBILITY TEAM

ADA website and mobile app accessibility putative class actions are being filed every day in federal district courts under the Americans with Disabilities Act, 42 U.S.C. § 12102 et. seq. (“ADA”) and under state statutes such as the New York State Human Rights Law and California Unruh Act. The legal terrain is constantly evolving in part because of the uncertain status of the Website Content Accessibility Guidelines 2.1 (“WCAG 2.1”), the private industry standards for website accessibility developed by technology and accessibility experts.

Beckage recommends clients take a proactive response to website accessibility, working with seasoned counsel versed in this technical space.

Why choose Beckage?

Beckage is uniquely situated to help clients navigate website accessibility and work towards compliance with national and international standards and other privacy and security laws. Our Accessibility Team includes:

- **Web Designers • Tech Business Owners • Labor and Employment Counsel**
 - **Certified Information Privacy Professionals (CIPP/US), (CIPP/E)**
- **Lawyers with experience representing global clients on accessibility matters**

Beckage monitors filing trends daily, both to determine targeted industries and the focus of the allegations that are being asserted. Our firm has been involved with global clients on ADA accessibility matters and has defended clients in national putative class actions. We are one of the few law firms nationwide with a practice group dedicated to litigation filed under the Americans with Disabilities Act, with former tech owners and website developers on staff to assist clients navigate this unique area of the law.

Under privilege, our team of tech lawyers can help businesses address ADA compliance matters.

Pre-Litigation ADA Compliance & Audits

Beckage works with clients to take a proactive approach to website accessibility by building comprehensive and defensive policies, procedures, and programs and incorporating accessibility-by-design into changing platforms and programs.

- **Compliance Advice:** We routinely advise clients on best practices for achieving website, mobile, and digital application accessibility under national and international accessibility standards and work with them to create high-impact, low cost changes to their practices and procedures to put them in a defensible legal position.
- **Website/Mobile App Audits:** Our team works with our in-house technologists, outside developers, members of the disability community, and internal assistive technologies to conduct internal and remedial audits of client websites and mobile applications, evaluate platform compatibility, and oversee implementation of recommended remedial or accessibility-enhancement measures.
- **Production, Copy & Prototype Evaluation:** We also evaluate production server, website copy and product, prototypes for compliance with ADA and international accessibility regimes.
- **E-commerce Industry Compliance:** For e-commerce, sales, ticketing, reservations, and transportation bookings, we work with members of the disability community and assistive technologies to help evaluate practical impediments to accessibility.
- **Accessibility Programs:** We work with our clients to build a robust accessibility programs that incorporate potential accessibility barriers into their existing business practices and growth that include:
 - Developing internal accessibility programs and conduct employee training to handle disability and accessibility related complaints; and
 - Drafting accessibility statements that incorporate accessibility principles into company privacy policies, terms of use, and related website and application policies, procedures, and contracts.

ADA Litigation & Class Action Defense

Beckage attorneys have worked with corporate clients in a variety of industries facing litigation from assisting with pre-filing settlement negotiations to reviewing demands for settlement, advising on settlement strategy and technical compliance requirements, as well as offering a full range of defense litigation as well as advising on dismissal trends including Article III standing, mootness and personal jurisdiction grounds, and monitor industry trends.

Visit us at [Beckage.com/ADA](https://www.beckage.com/ADA) or call us at 716.898.2102.