

WOODROW HARTZOG

Professor of Law
Class of 1960 Scholar
Boston University
School of Law

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Boston, MA 02215
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CURRICULUM VITAE

(updated January 2022)

ACADEMIC APPOINTMENTS

Professor of Law and Class of 1960 Scholar, Boston University School of Law, 2022-present (Visiting Professor, 2020-2021).

- Tenured on arrival.

Professor of Law and Computer Science, Northeastern University School of Law and Khoury College of Computer Sciences, 2017-2022 (Courtesy Professor at Khoury College, 2022-present).

- Tenured on arrival.
- Joint appointment with a tenure home in the School of Law.
- University Faculty Award for Excellence in Research and Creativity, 2021.

Starnes Professor of Law, Samford University's Cumberland School of Law, 2016-2017 (Associate Professor, 2014-2016, Assistant Professor, 2011-2014).

- Tenured in 2016.
- Harvey S. Jackson Excellence in Teaching Award, 2013.
- Lightfoot, Franklin & White Faculty Scholarship Award, 2012, 2015.

Visiting Professor, Faculty of Policy Management, Keio University, 2023-present.

Visiting Associate Professor, Notre Dame Law School, Fall 2014, Summer 2016, 2017.

Visiting Professor, University of Maine School of Law, Summer 2014, 2018.

Faculty Fellow, Technology + Policy Research Institute at Boston University, 2022-present.

Faculty Affiliate, Cybersecurity and Privacy Institute at Northeastern University, 2020-present.

Faculty Affiliate, Center for Law, Information and Creativity (CLIC) at Northeastern University, 2018-2022 (Resident Scholar, 2019-2020).

Non-resident Fellow, Cordell Institute at Washington University, 2019-present.

Faculty Associate, Berkman Klein Center for Internet & Society at Harvard University, 2018-2022.

Affiliate Scholar, Center for Internet and Society at Stanford Law School, 2010-present.

Senior Researcher, Japan Institute of Law and Information Systems (JILIS), 2019-present.

Roy H. Park Fellow, Instructor of Record, University of North Carolina at Chapel Hill, School of Journalism and Mass Communication, 2008-2011.

PUBLICATIONS

BOOKS

BREACHED!: WHY DATA SECURITY LAW FAILS AND HOW TO IMPROVE IT
(Oxford University Press, 2022) (with Daniel J. Solove).

PRIVACY'S BLUEPRINT: THE BATTLE TO CONTROL THE DESIGN OF NEW TECHNOLOGIES
(Harvard University Press, 2018).

- *Translated into Chinese and Korean*

LAW REVIEW ARTICLES, ESSAYS, AND BOOK REVIEWS

A Model Statute for Data Loyalty

32 HARVARD JOURNAL OF LAW AND TECHNOLOGY (forthcoming 2023) (symposium with Neil Richards).

A Scientific Approach to Tech Accountability

32 HARVARD JOURNAL OF LAW AND TECHNOLOGY (forthcoming 2023) (symposium with Dave Choffnes, Scott Jordan, Athina Markopoulou, and Zubair Shafiq).

The Surprising Virtues of Data Loyalty

71 EMORY LAW JOURNAL 985 (2022) (symposium with Neil Richards).

- *Winner of the Future of Privacy Forum's Privacy Papers for Policy Makers award*

Legislating Data Loyalty

97 NOTRE DAME LAW REVIEW REFLECTION 356 (2022) (with Neil Richards).

A Duty of Loyalty for Privacy Law

99 WASHINGTON UNIVERSITY LAW REVIEW 961 (2022) (with Neil Richards).

What is Privacy? That's the Wrong Question.

88 THE UNIVERSITY OF CHICAGO LAW REVIEW 1677 (2021).

A Relational Turn for Data Protection Law?

4 EUROPEAN DATA PROTECTION LAW REVIEW 1 (2020) (with Neil Richards).

COVID-19 and the Technology Trust Gap

51 SETON HALL LAW REVIEW 1505 (2021) (symposium with Johanna Gunawan, Dave Choffnes, Alan Mislove, and Christo Wilson).

An Education Theory of Fault for Autonomous Systems

2 NOTRE DAME JOURNAL ON EMERGING TECHNOLOGIES 33 (2021) (with Cindy Grimm and Bill Smart).

Privacy's Constitutional Moment and the Limits of Data Protection

61 BOSTON COLLEGE LAW REVIEW 1687 (2020) (with Neil Richards).

- *Winner of the Future of Privacy Forum's Privacy Papers for Policy Makers award*

The Inconsentability of Facial Surveillance

65 LOYOLA LAW REVIEW 101 (2020) (symposium with Evan Selinger).

The Pathologies of Digital Consent

96 WASHINGTON UNIVERSITY LAW REVIEW 1461 (2019) (symposium with Neil Richards).

The Upside of Deep Fakes

78 MARYLAND LAW REVIEW 960 (2019) (symposium with Jessica Silbey).

The Public Information Fallacy

98 BOSTON UNIVERSITY LAW REVIEW 459 (2019).

- Winner of the Future of Privacy Forum's Privacy Papers for Policy Makers award

The Case Against Idealising Control

4 EUROPEAN DATA PROTECTION LAW REVIEW 423 (2019).

Are Privacy Laws Deficient?

2 INT'L J. DATA PROTECTION OFFICER, PRIVACY OFFICER & PRIVACY COUNS. 17 (2018).

Body Cameras and the Path to Redeem Privacy Law

96 NORTH CAROLINA LAW REVIEW 1257 (2018) (symposium).

Talking About Automation

CUMBERLAND LAW REVIEW (2018) (introduction).

The Inadequate, Invaluable Fair Information Practices

76 MARYLAND LAW REVIEW 952 (2017) (symposium).

Privacy's Trust Gap

126 YALE LAW JOURNAL 1180 (2017) (book review with Neil Richards).

Trusting Big Data Research

65 DEPAUL LAW REVIEW 579 (2017) (symposium) (with Neil Richards).

Taking Trust Seriously in Privacy Law

19 STANFORD TECHNOLOGY LAW REVIEW 431 (2016) (with Neil Richards).

- Winner of the Future of Privacy Forum's Privacy Papers for Policy Makers award

Anonymization and Risk

90 WASHINGTON LAW REVIEW 703 (2016) (with Ira Rubinstein).

- Winner of the Future of Privacy Forum's Privacy Papers for Policy Makers award

The Internet of Heirlooms and Disposable Things

17 NORTH CAROLINA JOURNAL OF LAW AND TECHNOLOGY 581 (2016) (symposium with Evan Selinger).

- Excerpted in David S. Levine & Sharon K. Sandeen, INFORMATION LAW AND GOVERNANCE (West: 1st ed. 2019)

Inefficiently Automated Law Enforcement

2015 MICHIGAN STATE LAW REVIEW 1763 (2016) (with Gregory Conti, Lisa Shay and Jon Nelson).

Unfair and Deceptive Robots

74 MARYLAND LAW REVIEW 785 (2015).

The Scope and Potential of FTC Data Protection

- 83 GEORGE WASHINGTON LAW REVIEW 2230 (2015) (symposium) (with Daniel J. Solove).
- Winner of the Future of Privacy Forum's Privacy Papers for Policy Makers award

Surveillance as Loss of Obscurity

72 WASHINGTON AND LEE LAW REVIEW 1343 (2015) (symposium with Evan Selinger).

The FTC and the New Common Law of Privacy

- 114 COLUMBIA LAW REVIEW 583 (2014) (with Daniel J. Solove).
- Winner of the International Association of Privacy Professionals Scholarship award
 - Winner the Future of Privacy Forum's Privacy Papers for Policy Makers award

Reviving Implied Confidentiality

89 INDIANA LAW JOURNAL 763 (2014).

The Value of Modest Privacy Protections in a Hyper Social World

12 COLORADO TECHNOLOGY LAW JOURNAL 332 (2014) (symposium).

Social Data

74 OHIO STATE LAW JOURNAL 995 (2013) (symposium).

Obscurity by Design

- 88 WASHINGTON LAW REVIEW 385 (2013) (symposium with Fred Stutzman).
- Winner of the Future of Privacy Forum's Privacy Papers for Policy Makers award

The Fight to Frame Privacy

111 MICHIGAN LAW REVIEW 1021 (2013) (book review).

The Case for Online Obscurity

- 101 CALIFORNIA LAW REVIEW 1 (2013) (with Fred Stutzman).
- Winner of the International Association of Privacy Professionals – Future of Privacy Forum Privacy Papers for Policy Makers award
 - Excerpted in Daniel J. Solove & Paul M. Schwartz, INFORMATION PRIVACY LAW (Wolters Kluwer: 5th ed. 2014)

Big Data in Small Hands

66 STANFORD LAW REVIEW ONLINE 81 (2013) (with Evan Selinger).

Chain-Link Confidentiality

46 GEORGIA LAW REVIEW 657 (2012) (symposium).

Website Design as Contract

- 60 AMERICAN UNIVERSITY LAW REVIEW 1635 (2011).
- Excerpted in Daniel J. Solove & Paul M. Schwartz, INFORMATION PRIVACY LAW (Wolters Kluwer: 4th ed. 2011, 5th ed. 2014)
 - Excerpted in David S. Levine & Sharon K. Sandeen, INFORMATION LAW AND GOVERNANCE (West: 1st ed. 2019)

Promises and Privacy: Promissory Estoppel and Confidential Disclosure in Online Communities

82 TEMPLE LAW REVIEW 891 (2009).

- Excerpted in Daniel J. Solove & Paul M. Schwartz, INFORMATION PRIVACY LAW (Wolters Kluwer: 4th ed. 2011, 5th ed. 2014)

Falling on Deaf Ears: Is the 'Fail Safe' Triennial Exemption Provision in the Digital Millennium Copyright Act Effective in Protecting Fair Use?

12 JOURNAL OF INTELLECTUAL PROPERTY LAW 309 (2005).

Gaining Momentum: A Review of Recent Developments Surrounding the Expansion of the Copyright Misuse Doctrine and Analysis of the Doctrine in its Current Form

10 MICHIGAN TELECOMMUNICATIONS AND TECHNOLOGY LAW REVIEW 373 (2004).

The Magic Lantern Revealed: A Report of the FBI's New 'Key Logging' Trojan and Analysis of its Possible Treatment in a Dynamic Legal Landscape

20 JOHN MARSHALL JOURNAL OF COMPUTER & INFORMATION LAW 287 (2002).

BOOK CHAPTERS

The Case of the Nosy Neighbors

MIT CASE STUDIES IN SOCIAL AND ETHICAL RESPONSIBILITIES OF COMPUTING (2021) (with Johanna Gunawan).

BIPA: The Most Important Biometric Privacy Law in the US?

REGULATING BIOMETRICS: GLOBAL APPROACHES AND URGENT QUESTIONS (AI NOW 2020).

Obscurity and Privacy

SPACES FOR THE FUTURE: A COMPANION TO THE PHILOSOPHY OF TECHNOLOGY (Routledge: by Joseph Pitt & Ashley Shew, eds. 2017) (with Evan Selinger).

Do Robots Dream of Electric Laws? An Experiment in Law as Algorithm

ROBOT LAW (Edward Elgar: Ryan Calo, Michael Froomkin, & Ian Kerr, eds. 2016) (with Lisa Shay, Greg Conti, Dominic Larkin, and John Nelson).

Confronting Automated Law Enforcement

ROBOT LAW (Edward Elgar: Ryan Calo, Michael Froomkin, & Ian Kerr, eds. 2016) (with Lisa Shay, Greg Conti, and John Nelson).

Privacy & Terms of Use

SOCIAL MEDIA & THE LAW: A GUIDE FOR PROFESSIONAL COMMUNICATORS (Routledge: Daxton Stewart, ed. 2012).

PEER-REVIEWED WORKS

Understanding Dark Patterns in Home IoT Devices

ACM Computer-Human Interaction Conference (CHI '23). Hamburg, Germany, May 2023 (with Johanna Gunawan, Dave Choffnes, and Christo Wilson) (publication in proceedings).

A Comparative Study of Dark Patterns Across Web and Mobile Modalities

ACM Conference on Computer Supported Cooperative Work (CSCW '21). Virtual, October 2021 (with Johanna Gunawan, Dave Choffnes, and Christo Wilson) (publication in proceedings).

Towards an Understanding of Dark Patterns Privacy Harms

ACM Computer-Human Interaction Workshop “What Can CHI Do About Dark Patterns?,” 2021 ACM CHI Conference (with Johanna Gunawan, Dave Choffnes, and Christo Wilson) (publication in proceedings).

An Education Model of Reasonable and Good-Faith Effort for Autonomous Systems

AAAI/ACM Conference on Artificial Intelligence, Ethics, and Society (AIES '18). New Orleans, LA, February 2018 (with Cindy Grimm and Bill Smart) (publication in proceedings).

The Anonymization Debate Should Be About Risk, Not Perfection

60 COMMUNICATIONS OF THE ACM (VIEWPOINT) 22 (2017) (with Ira Rubinstein).

Et Tu, Android? Regulating Dangerous and Dishonest Robots

5 JOURNAL OF HUMAN ROBOT INTERACTION 70 (2016).

Facebook’s Emotional Contagion Study and the Ethical Problem of Co-opted Identity in Mediated Environments Where Users Lack Control

12 RESEARCH ETHICS 35 (2016) (with Evan Selinger).

Beyond Sunglasses and Spray Paint: A Taxonomy of Surveillance Countermeasures

IEEE International Symposium on Technology and Society (ISTAS '13). Toronto, Canada, June 2013 (with Lisa Shay and Greg Conti) (publication in proceedings).

Boundary Regulation in Social Media

ACM Conference on Computer Supported Cooperative Work (CSCW '12). Seattle, WA, February 2012 (with Fred Stutzman) (publication in proceedings).

The New Price to Play: Are Passive Online Media Users Bound by Terms of Use?

15 COMMUNICATION LAW AND POLICY 405 (2010).

The Privacy Box: A Software Proposal

14(11) FIRST MONDAY (2009).

SHORTER WORKS

Facial Recognition as Oppressive Technology

98 THE PHILOSOPHER’S MAGAZINE 82 (2022).

Data Vu: Why Breaches Involve the Same Stories Over and Over Again

SCIENTIFIC AMERICAN (2022).

We're So Close to Getting Data Loyalty Right

INTERNATIONAL ASSOCIATION OF PRIVACY PROFESSIONALS (2022).

We Still Haven't Learned the Major Lesson of the 2013 Target Hack

SLATE (2022).

Massachusetts has a chance to clean up our national privacy disaster

BOSTON GLOBE (2021).

Banning Trump from Twitter and Facebook isn't nearly enough

LOS ANGELES TIMES (2021) (with Ryan Calo).

Getting the First Amendment Wrong

BOSTON GLOBE (2020) (with Neil Richards).

The Dangers of Tech-Driven Solutions to COVID-19

BROOKINGS (2020) (with Julie Cohen and Laura Moy).

The Case for Banning Law Enforcement from Using Facial Recognition Technology

THE JUSTICE COLLABORATIVE INSTITUTE (2020) (with Evan Selinger).

Coronavirus tracing apps are coming. Here's how they could reshape surveillance as we know it

LOS ANGELES TIMES (2020).

Don't use face recognition to fight COVID: We need disease surveillance, not a surveillance state

NEW YORK DAILY NEWS (2020) (with Evan Selinger).

Masks and our face-recognition future: How coronavirus (slightly) clouds the picture painted by tech firms

NEW YORK DAILY NEWS (2020) (with Evan Selinger).

Why Europe's GDPR Magic Will Never Work in the US

WIRED (2020) (with Neil Richards).

Should Cities and Towns Ban Their Government's Use of Facial Recognition Technology?

BOSTON GLOBE (2020).

How Should Facial Recognition Be Regulated?

2 JAPAN INSTITUTE OF LAW AND INFORMATION SYSTEMS REPORT 1 (2020).

What Happens When Employers Can Read Your Facial Expressions?

THE NEW YORK TIMES (2019) (with Evan Selinger).

There's a Lot to Like About the Senate Privacy Bill, If It's Not Watered Down

THE HILL (2019) (with Neil Richards).

Why You Can't Really Consent to Facebook's Facial Recognition

MEDIUM'S ONEZERO (2019) (with Evan Selinger).

Why You Are No Longer Safe in the Crowd

THE NEW YORK TIMES (2019) (with Evan Selinger).

The FTC Can Rise to the Privacy Challenge, but Not Without Help From Congress

LAWFARE & BROOKINGS (2019) (with Chris Hoofnagle and Daniel Solove).

Our Government Should Not Be Conducting Facial Surveillance

MEDIUM'S ONEZERO (2019) (with Evan Selinger).

It's Time to Try Something Different on Internet Privacy

THE WASHINGTON POST (2018) (with Neil Richards).

Facebook's Failure to End 'Public by Default'

MEDIUM (2018) (with Evan Selinger).

Stop Saying Privacy is Dead

MEDIUM (2018) (with Evan Selinger).

Facial Recognition Is the Perfect Tool for Oppression

MEDIUM (2018) (with Evan Selinger).

Thanks to Amazon, the Government Will Soon Be Able to Track Your Face

THE GUARDIAN (2018) (with Peter Asaro, Kelly Gates, Lilly Irani, Evan Selinger and Lucy Suchman).

Amazon Needs to Stop Providing Facial Recognition Tech for the Government

MEDIUM (2018) (with Evan Selinger).

User Agreements Are Betraying You

MEDIUM (2018).

Click by Click, Drowning in Data, We Internet 'Users' are Being Used

THE BOSTON GLOBE (2018).

Privacy and the Dark Side of Control

INSTITUTE OF ART AND IDEAS NEWS (2017).

Five Unexpected Lessons from the Ashley Madison Breach

ARS TECHNICA (2016) (with Danielle Citron).

The Feds Are Wrong to Warn of "Warrant-Proof" Phones

MIT TECHNOLOGY REVIEW (2016).

There Is No Such Thing as "Public" Data

SLATE (2016).

Apple v the FBI: Why the 1789 All Writs Act is the Wrong Tool

THE GUARDIAN (2016) (with Neil Richards).

The Ugliest Side of Facial Recognition Technology

THE CHRISTIAN SCIENCE MONITOR (2015) (with Evan Selinger).

When Selfies Become Surveillance Beacons

SCHIRN MAGAZINE (of the Schirn Kunsthalle Frankfurt) (2016) (with Evan Selinger).

The Ultimate Unifying Approach to Complying with All Laws and Regulations

19 GREEN BAG 2d 223 (2016) (with Daniel Solove).

Facebook's New Digital Assistant 'M' Will Need to Earn Your Trust

THE GUARDIAN (2015) (with Neil Richards).

It's Time to Give Up on the Ideal of Perfect Privacy Online

AEON MAGAZINE (2015) (with Evan Selinger).

Increasing the Transaction Costs of Harassment

BOSTON UNIVERSITY LAW REVIEW ANNEX (2015) (with Evan Selinger).

Don't Kill the Password. Change the Password

WIRED (2015) (with Daniel Solove).

Google's Action on Revenge Porn Opens the Door on Right to Be Forgotten in US

THE GUARDIAN (2015) (with Evan Selinger).

The Dangers of Trusting Robots

BBC (2015) (with Evan Selinger).

Twitter's Privacy Blunder

THE CHRISTIAN SCIENCE MONITOR (2015) (with Evan Selinger).

Should the FTC Kill the Password? The Case for Better Authentication

BLOOMBERG BNA PRIVACY AND SECURITY LAW REPORT, 14 PVLR 1353 (July 27, 2015)
(with Daniel J. Solove).

It's Time for an About-face on Facial Recognition

THE CHRISTIAN SCIENCE MONITOR (2015) (with Evan Selinger).

Social Media Needs More Limitations, Not Choices

WIRED (2015).

Why You Have the Right to Obscurity

THE CHRISTIAN SCIENCE MONITOR (2015) (with Evan Selinger).

The Decision That Could Finally Kill the Revenge-Porn Business

THE ATLANTIC (2015) (with Danielle Citron).

Keep Nude Photos Offline? Here's a Better Idea

CNN (2014).

Don't Listen to Snapchat's Excuses. Security Is Its Job

WIRED (2014).

Google Can't Forget You, But It Should Make You Hard to Find

WIRED (2014) (with Evan Selinger).

Deconstructing the Relationship Between Privacy and Security

IEEE TECHNOLOGY AND SOCIETY MAGAZINE (Summer 2014) (with Greg Conti and Lisa Shay).

How to Stop Facebook From Making Us Pawns in Its Corporate Agenda

WIRED (2014) (with Evan Selinger).

The FTC as Data Security Regulator: FTC v. Wyndham and its Implications

BLOOMBERG BNA PRIVACY AND SECURITY LAW REPORT, 13 PVLR 621 (April 14, 2014) (with Daniel J. Solove).

The FTC and Privacy and Security Duties for the Cloud

BLOOMBERG BNA PRIVACY AND SECURITY LAW REPORT, 13 PVLR 577 (April 7, 2014) (with Daniel J. Solove).

I See You: The Databases That Facial-Recognition Technologies Need To Survive

THE ATLANTIC (2014) (with Evan Selinger).

Less Kept, Soonest Mended

NEW SCIENTIST (2013).

Why is Facebook Putting Teens at Risk?

BLOOMBERG (2013) (with Evan Selinger).

Fighting Facebook, a Campaign for a People's Terms of Service

THE NATION (2013) (with Ari Melber and Evan Selinger).

How to Fight Revenge Porn

THE ATLANTIC (2013).

Quitters Never Win: The Costs of Leaving Social Media

THE ATLANTIC (2013) (with Evan Selinger).

Obscurity: A Better Way to Think About Your Data Than 'Privacy'

THE ATLANTIC (2013) (with Evan Selinger).

Privacy, in OXFORD ENCYCLOPEDIA OF AMERICAN POLITICAL AND LEGAL HISTORY

(Paul Boyer, ed. 2012).

About That Fine Print: What Are the Promises to be Kept?

CAROLINA COMMUNICATOR, Summer (2010).

TESTIMONY

Written Testimony submitted to Massachusetts Legislature in Support of S.1385 & H.1538 The Face Surveillance Moratorium Act.

Written Testimony submitted to Washington Legislature in Support of HB 2856, An Act relating to a moratorium on facial recognition technology.

Congressional Testimony: *Policy Principles for a Federal Data Privacy Framework in the United States*, Committee on Commerce, Science, and Transportation, U.S. Senate, February 27, 2019.

Congressional Testimony: *What are the Elements of Sound Data Breach Legislation?*, Committee on Energy and Commerce, U.S. House of Representatives, January 27, 2015.

Congressional Testimony: *The Federal Trade Commission and Its Section 5 Authority: Prosecutor, Judge, and Jury*, Committee on Oversight and Government Reform, U.S. House of Representatives, July 24, 2014.

GRANTS

SaTC: Frontiers: Collaborative: Protecting Personal Data Flow on the Internet, NSF CNS-1955227, 10/2020–09/2025. Co-Primary Investigator, joint with David Choffnes and Alan Mislove. \$1,697,253 (NEU), \$10,000,000 (total).

EDUCATION

Ph.D., Mass Communication

University of North Carolina at Chapel Hill, Chapel Hill, NC, December 2011.

- Recipient, Outstanding Graduating Ph.D. Student
- Recipient, John B. Adams Award for Excellence in Mass Communication Law
- Recipient, Margaret Blanchard Dissertation Support Fund

LL.M., Intellectual Property, *with highest honors*

The George Washington University Law School, Washington, DC, May 2004.

J.D., *cum laude*

Samford University's Cumberland School of Law, Birmingham, AL, December 2002.

- Member, *Curia Honoris*
- Associate Editor, Cumberland Law Review

B.A., Journalism and Mass Communication

Samford University, Birmingham, AL, May 2000.

COURSES

Information Privacy Law
Advanced Privacy
Torts
Contracts
Copyright Law

Digital Civil Liberties
Intellectual Property
Media Law
Payment Systems
Internet Law

The FTC and Privacy
Information Law, Policy & Ethics

Comparative Privacy & Data Protection Law

PRESENTATIONS

REFEREED PAPERS PRESENTED

“The Public Information Fallacy”

Amsterdam Privacy Conference, The University of Amsterdam, The Netherlands,
October 2018

“Privacy Colonialism: Europe as United States Privacy Regulator”

Amsterdam Privacy Conference, The University of Amsterdam, The Netherlands,
October 2018 (with Neil Richards).

Using Education as a Model to Capture Good-Faith Effort for Autonomous Systems

AAAI/ACM Conference on Artificial Intelligence, Ethics, and Society (AIES '18). New Orleans, LA, February 2018 (with Cindy Grimm and Bill Smart) (oral presentation).

A Theory of Privacy and Trust

AEJMC National Conference, Law & Policy Division, San Francisco, CA, August 2015
(with Neil Richards).

The Life, Death, and Revival of Implied Confidentiality

AEJMC National Conference, Law & Policy Division, Chicago, IL, August 2012.

The Case for Online Obscurity

AEJMC Southeast Colloquium, Law & Policy Division, Blacksburg, VA, March 2012.

- *Top Faculty Paper, Law & Policy Division*

Boundary Regulation in Social Media

ACM Conference on Computer Supported Cooperative Work (CSCW '12). Seattle, WA,
February 2012 (with Fred Stutzman).

The New Price to Play: Are Passive Online Media Users Bound by Terms of Use?

AEJMC Southeast Colloquium, Law & Policy Division, Chapel Hill, NC, March 2010.

“He Has Ruined Himself as a Leader”: How a Campus Newspaper Attempted to Enforce Social Norms Through the Shaming of a Student Body President

AEJMC Southeast Colloquium, History Division, Chapel Hill, NC, March 2010.

- *Top Student Paper, History Division*

Better Left Unsaid? Terms of Use in Citizen Journalism and the Promise of Citizen Participation

Convergence and Society: The Changing Media Landscape, Reno, NV, November 2009
(with Daniel Riffe, Margaret Duffy, Stephen Lacy, and Esther Thorson).

Boundary Regulation in Social Media Through Multiple Profile Maintenance

Association of Internet Research Conference 10.0, Milwaukee, WI, October 2009 (with Fred Stutzman).

We All Need Somebody To Lean On(Line): Can Promises of Confidentiality Protect Digital Self-Disclosure?

AEJMC National Conference, Law & Policy Division, Boston, MA, August 2009.

- *Third Place Student Paper, Law & Policy Division*

We All Need Somebody to Lean On(Line): Can Promises of Confidentiality Make Online Social Networks a Safe Place to Divulge Private Information?

AEJMC Southeast Colloquium, Law & Policy Division, Oxford, MS, March 2009.

INVITED PRESENTATIONS, PAPER WORKSHOPS, LECTURES, AND APPEARANCES

2023

“Duties of Data Loyalty and the Future of Data Protection” (panelist)

Computers, Privacy, and Data Protection, Brussels, Belgium, May 2023.

“A Model Statute for Data Loyalty” (panelist)

Beyond the FTC: The Future of Privacy Enforcement Symposium at Harvard Law School, Cambridge, MA, April 2023.

“A Scientific Approach to Tech Accountability” (panelist)

Beyond the FTC: The Future of Privacy Enforcement Symposium at Harvard Law School, Cambridge, MA, April 2023.

“Privacy Nicks: How the Law Normalizes Surveillance”

Information Society Project at Yale Law School, New Haven, CT, February 2023.

“A Duty of Loyalty for Social Media Algorithms” (panelist)

Regulating Social Media Algorithms, The Law and Technology Centre at The University of Hong Kong, Hong Kong, January 2023 (virtual).

2022

“Privacy Rules for Loyal Robots and Trustworthy Avatars”

AI, Robot, Avatars, Privacy and Law, Keio University, Tokyo, Japan, November 2022.

“Breached! Why Data Security Law Fails and How to Improve It”

Big Ideas in Privacy Symposium, University of California Los Angeles School of Law, Los Angeles, CA, November 2022.

“Law and Technology in a Changing World” (panelist)

Symposium to Celebrate the Publication of BU Faculty Books, Boston University School of Law, Boston, MA, October 2022.

“Technology and Regulation” (commenter)

Vulnerability in the Robot Society (VIROS) Symposium 2022, University of Oslo, Oslo, Norway, September 2022.

“LulaRobot: Consumer Protection in the Face of Automated Marketing” (discussant)

We Robot 11th Annual Conference on Robotics, Law & Policy, University of Washington School of Law, Seattle, WA, September 2022.

“Terrible Ideas for Regulating Robots: What’s the Worst that Could Happen?” (organizer, presenter)

We Robot 11th Annual Conference on Robotics, Law & Policy, Pre-Conference Workshop, University of Washington School of Law, Seattle, WA, September 2022.

- “Breached! Why Data Security Law Fails and How to Improve It” (virtual)
Center for Law, Information, and Policy (CLIP), Fordham Law School, New York, NY, Sept 2022.
- “Against Engagement”
Fifteenth Annual Privacy Law Scholars Conference, Boston, MA, June 2022.
- “Privacy Nicks: How the Law Normalizes Surveillance”
Fifteenth Annual Privacy Law Scholars Conference, Boston, MA, June 2022.
- “Location Data in the Context of Public Health, Research, and Law Enforcement: An Exploration of Governance Frameworks”
National Academy of Sciences, Washington, D.C., June 2022(virtual).
- “The Surprising Virtues of Data Loyalty”
George Washington University Law School IP Speaker Series, Washington, D.C., April 2022 (virtual).
- “The Failure of the GDPR and Privacy’s Best Path Forward” (keynote)
ISACA Sweden Spring Conference, Stockholm, Sweden, March 2022.
- “Breached! Why Data Security Law Fails and How to Improve It” (keynote)
Privacy + Security Forum Spring Academy, Washington, D.C., March 2022 (virtual).
- “Breached! Why Data Security Law Fails and How to Improve It”
The Fletcher School at Tufts University, Somerville, MA, March 2022.
- “Legislating Data Privacy”
Notre Dame Law Review Reflections Data Privacy Symposium, Notre Dame Law School, South Bend, IN, March 2022 (virtual).
- “Breached! Why Data Security Law Fails and How to Improve It”
Cyber Civilization Research Center, Keio University, Tokyo, Japan, March 2022 (virtual).
- “New England as Silicon Valley’s Counterpart”
Symposium on Island as Platform: Interdisciplinary Discussion for Sustainable Society, Kyushu University, Fukuoka, Japan, March 2022 (virtual).
- “The Surprising Virtues of Data Loyalty”
Future of Privacy Forum’s Privacy Papers for Policy Makers Symposium, Washington, D.C., February 2022 (virtual).
- “Designing Privacy into Systems and Corporate Culture”
National Cybersecurity Alliance Data Privacy Week Event, January 2022 (virtual).
- “Fireside Chat: What is Privacy? Foundational Privacy Conceptualizations”
The Rise of Privacy Tech Data Privacy Week Event, January 2022 (virtual).

2021

- “Privacy, Equity, and Civil Rights” (panelist)
National Telecommunications and Information Administration (NTIA) Listening Session, U.S. Department of Commerce, Washington, D.C., December 2021.
- “Why Privacy Matters” (panelist)
Symposium, Washington University School of Law, St. Louis, MO, December 2021.

- “It’s Not Always About Your Data”
Arthur Cox Data Protection Leadership Forum, Dublin, Ireland, November 2021.
- “The Future of Biometric Tech and Permission: Is it Possible” (panelist)
University of Pennsylvania, Penn Wharton China Center & Annenberg School for Communication (virtual), September 2021
- “if(goingToTurnEvil), {don’t()};: Creating Legal Rules for Robots” (organizer, presenter)
We Robot 10th Annual Conference on Robotics, Law & Policy, University of Miami School of Law, Coral Gables, FL, September 2021.
- “The Surprising Virtues of Data Loyalty”
Information Society Project at Yale Law School, New Haven, CT (virtual), June 2021.
- “Privacy and Policy Responses to AI” (moderator and organizer)
Legal and Ethical Issues in Artificial Intelligence, Roux Institute at Northeastern University, Portland, Maine (virtual), June 2021.
- “The Surprising Virtues of Data Loyalty”
Fourteenth Annual Privacy Law Scholar’s Conference, Washington, D.C. (virtual), June 2021.
- “The Case Against Facial Recognition”
Ethics in Information Technology Group’s “Taming the Machines” public lecture series
University of Hamburg, Hamburg, Germany (virtual), May 2021.
- “The Pathologies of Digital Consent”
Conference on Consent and its Alternatives, Cordell Institute, Washington University at St. Louis (virtual), April 2021.
- “Facial Recognition”
Sedona Conference Working Group 11 (virtual), April 2021.
- “The Case Against Facial Recognition” (keynote)
University of Padua, Padua, Italy (virtual), March 2021.
- “A Duty of Loyalty for Privacy Law”
Center for Information Technology Policy (CITP), Princeton University, Princeton, NJ (virtual), March 2021.
- “Privacy’s Blueprint”
Birmingham Rotary Club (virtual), March 2021.
- “Privacy’s Blueprint”
Northeastern University and Fudan University Seminar (virtual), March 2021.
- “Privacy’s Path Dependency” (panelist)
Emory Law Journal’s Thrower Symposium, Personal Data Protection: How Technology Jeopardizes Privacy, Emory University, Atlanta, GA (virtual), February 2021.

2020

- “Limits and Challenges to AI and Privacy Regulation” (moderator)
Electronic Privacy Information Center Advisory Board Member Symposium, Washington, DC (virtual), December 2020.

- “A Right to Obscurity” (commentator)
Book Launch - The Right to Be Forgotten: A Canadian and Comparative Perspective, McGill University, Quebec, Canada (virtual), November 2020.
- “Privacy and Democracy” (moderator)
Center for Law, Innovation and Creativity (CLIC) Annual Conference, Northeastern University, Boston, MA (virtual), October 2020.
- “Facial Recognition and Privacy” (panelist)
International Association of Privacy Professionals KnowledgeNet, Northeastern University, Boston, MA (virtual), October 2020.
- “Workshop on Privacy Aspects of Contact Tracing” (moderator and organizer)
ProperData, a National Science Foundation Secure and Trustworthy Cyberspace Frontier project (virtual), October 2020.
- “Testing, Quarantines, and Contact Tracing: Privacy in a Pandemic” (panelist)
Center for Ethics and Human Values, Ohio State University, Columbus, OH (virtual), September 2020.
- “Facial Recognition and Identity Manipulation” (discussant)
We Robot 9th Annual Conference on Robotics, Law & Policy, University of Ottawa Centre for Law, Technology, and Society, Ottawa, Canada (virtual), September 2020.
- “Advocates & Industry - Can we find common ground?” (panelist)
Network Advertising Initiative Webinar, September 2020.
- “Facial Recognition and Privacy” (panelist)
International Association of Privacy Professionals KnowledgeNet, Salt Lake City, UT (virtual), August 2020.
- “The Battle to Control the Design of New Technologies” (featured guest)
Let’s Talk Privacy and Technology Webinar, Santa Clara University, Santa Clara, CA (virtual), August 2020.
- “The Future of Privacy, from Ireland to America” (panelist)
Notre Dame Law School and Trinity College Dublin, Dublin, Ireland (virtual), August 2020.
- “Scrutinizing Surveillance: Discussions in Technology and Justice” (panelist)
Center for Law, Innovation and Creativity (CLIC), Northeastern University, Boston, MA (virtual), July 2020.
- “Let’s Talk Privacy & Technology” (featured guest)
Privacy Law Program, Santa Clara University, Santa Clara, CA (virtual), July 2020.
- “The Global Controversy about Facial Recognition Technology” (discussant)
Last Thursday in Privacy, PrivSec, London, England (virtual), July 2020.
- “A Duty of Loyalty for Privacy Law”
Thirteenth Annual Privacy Law Scholar’s Conference, Washington, D.C. (virtual), June 2020.
- “COVID-19, Contact Tracing, and Privacy” (panelist)
George Mason University, Fairfax, VA (virtual), May 2020.

- “Online Pie & AI: Istanbul - Law in the age of AI”
Istanbul Bar Association, Istanbul, Turkey (virtual), May 2020.
- “COVID-19 A.I., Apps, and Fundamental Rights: A Transatlantic Dialogue” (panelist)
University of Padua, Padua, Italy (virtual), May 2020.
- “Friends or Foes? The Public’s Battle with Data, Privacy, and the Internet” (panelist)
Journal of Science & Technology and Public Interest Law Symposium, Boston University,
Boston, MA, February 2020.
- “How Should Countries Regulate Privacy?” (moderator)
Center for Law, Innovation & Creativity (CLIC), Northeastern University Law School,
Boston, MA, February 2020.
- “Recent Developments in Data Privacy” (moderator)
Privacy Law Salon, Miami, FL, February 2020.
- “A Celebration of the Public Domain” (host)
Center for Law, Innovation & Creativity, Northeastern University Law School, Boston, MA,
January 2020.
- “A U.S. GDPR? Prospects of Legislation, Regulation, and Adequacy” (panelist)
“Face Surveillance: Current Status, Future Action” (panelist)
Conference on Privacy and Data Protection (CPDP), Brussels, Belgium, January 2020.
- 2019**
- “First Annual Fireside Chat on AI, Privacy, War and World Politics—In honor of the life and
legacy of Professor Ian Kerr” (Moderator)
Northeastern University, Boston, MA, November 2019.
- “Privacy’s Constitutional Moment” (co-presenting with Neil Richards)
Privacy Law Scholars Conference-Europe, Amsterdam, The Netherlands, October 2019.
- “Data Protection or Privacy?” (keynote)
International Association of Privacy Professionals (IAPP) ANZ Summit, Sydney, Australia,
October 2019.
- “The Limits of Idealizing Control”
Notre Dame Law School, South Bend, IN, September, 2019.
- “An Education Theory of Fault for Autonomous Systems”
“Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Asia Pacific School of Internet Governance, Bangkok, Thailand, July 2019.
- “Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Cyber Week, Tel Aviv, Israel, June 2019.
- “Privacy’s Constitutional Moment”
Twelfth Annual Privacy Law Scholar’s Conference, Berkeley, CA, June 2019.
- “Privacy’s Blueprint: The Battle to Control the Design of New Technologies” (keynote)
University of Hohenheim Conference “Privacy Online: What have we learned so far?”,
Stuttgart, Germany, May 2019.
- “Alexa, What’s a Tort? It Sounds Delicious: Basic Legal Concepts for the Latest Developments in

Robotics & AI” (organizer, presenter)
We Robot 7th Annual Conference on Robotics, Law & Policy, University of Miami School of Law, Coral Gables, FL, April 2019.

“Japan Data Protection Law” (panelist)
International Privacy and Security Forum, Washington, DC, April 2019.

“Top 10 Technology Trends in Data Privacy”
Northeastern University-Charlotte, Charlotte, NC, March 2019.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
DATA Initiative Seminar, Northeastern University D’Amore-McKim School of Business, Boston, MA, March 2019.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Harvard University School of Law, Cambridge, MA, March 2019.

“The Privacy Challenges of AI” (moderator)
Privacy Law Salon, Miami, FL, February 2019.

“Deep Fakes and Privacy”
Maryland Law Review Symposium, Truth Decay: Deep Fakes and the Implications for Privacy, National Security, and Democracy, University of Maryland Law School, Baltimore, MD, February 2019.

“The Future of Contracts” (moderator)
Journal of Law & Innovation Symposium on Digital Contracts, University of Pennsylvania Law School, Philadelphia, PA, January 2019.

2018

“FTC Data Security Enforcement”
FTC Hearing on Competition and Consumer Protection in the 21st Century, Washington, DC, December 2018.

“The Failure of Privacy as Control” (keynote)
International Association of Privacy Professionals (IAPP) Europe Data Protection Congress, Brussels, Belgium, November 2018.

“The Case for Banning Facial Recognition”
New York Law School, Privacy Lecture Series, November 2018.

“AI, Media & the Threat to Democracy” (moderator)
Northeastern University, School of Journalism, Boston, MA, October 2018.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Google, Mountain View, CA, October 2018.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
University of New Hampshire Law School, Concord, NH, September 2018.

“The Pathologies of Consent for Data Practices” (co-presenting with Neil Richards)
Washington University Law Review Symposium on Trust and Privacy, St. Louis, MO, September 2018.

“Artificial Intelligence Today: Technological Developments and Their Policy Implications”

(panelist)

AI Policy Project, Center for Law & Economics, Seoul National University, Seoul, South Korea, August 2018.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Microsoft, Redmond, WA, August 2018.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Lemuria Books, Jackson, MS, July 2018.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Square Books, Oxford, MS, July 2018.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies” (keynote)
International Association of Privacy Professionals Board of Directors Annual Retreat,
Portsmouth, NH, June 2018.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Google, Sunnyvale, CA, June 2018.

“Breached: Why We Fail at Data Security and How to Fix It”
Eleventh Annual Privacy Law Scholar’s Conference, Washington, DC, June 2018.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies” (keynote)
Future of Privacy Forum Annual Meeting, Middleburg, VA, May 2018.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies” (participant in
dedicated workshop built around my 2018 book from Harvard University Press)
Notre Dame Law School, South Bend, IN, April 2018.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Northeastern University School of Law, Boston, MA, April 2018.

“Many Paths to Privacy: Exploring the Concept of Privacy Across Disciplines” (panelist)
Northeastern University School of Law, Boston, MA, April 2018.

“Smart Cities and Robots in the Public Square” (discussant)

“A Primer on the Law of We Robot” (organizer, presenter)

We Robot 7th Annual Conference on Robotics, Law & Policy, Stanford Law School, Palo Alto,
CA, April 2018.

“Robot Sex: Connection, Privacy & Ethics in the 21st Century”
Museum of Science, Boston, MA, April 2018.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Center for Democracy and Technology, Washington, DC, March 2018.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
University of California, Berkeley School of Law, Berkeley, CA, March 2018.

“The Public Information Fallacy”

Privacy Papers for Policy Makers 2018, Future of Privacy Forum, Washington, DC, February
2018.

“Asian Data Protection Law” (panelist)

International Privacy and Security Forum, Washington, DC, February 2018.

“Recent Developments in Robot, AI, and Automation Law and Policy”
Keio University, Tokyo, Japan, February 2018.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Japan Information Legal Institute (JILIS), Tokyo, Japan, February 2018.

“Data Protection by Design and by Default: Semantics, Rules, and Prospects” (panelist)
Computers, Privacy, and Data Protection, Brussels, Belgium, January 2018.

2017

“The Invaluable, Inadequate Fair Information Practices”
Academia Sinica, Taipei, Taiwan, December 2017.

“Body Cameras and the Path to Privacy Law’s Redemption”
North Carolina Law Review’s 2017 Symposium on Badge Cams as Data and Deterrent:
Law Enforcement, the Public and the Press in the Age of Digital Video, UNC Law School,
Chapel Hill, NC, October 2017.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Boston University, Boston, MA, November 2017.

“Designing with Privacy in Mind” (panelist)
Privacy and Security Forum, Washington, DC, October 2017.

“Japanese Privacy and Data Protection Law” (panelist)
Privacy and Security Forum, Washington, DC, October 2017.

“The Invaluable, Inadequate Fair Information Practices”
International Association of Privacy Professionals KnowledgeNet Series, Portsmouth, NH,
August 2017.

“The Public Information Fallacy”
Tenth Annual Privacy Law Scholar’s Conference, Berkeley, CA, June 2017.

“An Education Theory of Fault for Autonomous Systems”
We Robot: Conference on Legal and Policy Issues Related to Robotics, Yale Law School, New
Haven, CT April 2017 (with William Smart and Cindy Grimm).

“Obscurity as a Means of Identity”
University of Melbourne School of Historical and Philosophical Studies Public Lecture
Series, Melbourne, Australia, March 2017.

“Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
University of Melbourne Law School, Melbourne, Australia, March 2017.

“The Indispensable, Inadequate Fair Information Practices”
Maryland Law Review Cyberlaw Symposium, University of Maryland School of Law,
Baltimore, MD, February, 2017.

“The Weakest Data Security Link”
Notre Dame Conference on Data Security, University of Notre Dame, South Bend, IN,
February, 2017.

2016

- “Privacy by Design: The Battle to Control the Design of New Technologies”
Asian Privacy Law Scholars Fifth International Conference, The University of Auckland,
Auckland, New Zealand, December, 2016.
- “Privacy Challenges in Japan” (moderator)
Asian Privacy Law Scholars Fifth International Conference, The University of Auckland,
Auckland, New Zealand, December, 2016.
- “Hiding in Plain Sight: Should "Public Information" be Private?”
Microsoft, Redmond, WA, November, 2016.
- “Privacy’s Blueprint: How Should the Law Regulate Privacy by Design?”
Privacy and Security Forum, Washington, DC, 2016.
- “Japanese Privacy and Data Protection Law” (panelist)
Privacy and Security Forum, Washington, DC, 2016.
- “The Internet Economy: User Access and Filtering: Getting the Balance Right” (panelist)
Association of Pacific Rim Universities (APRU) Summer Sessions, Keio University, Tokyo &
Nagano, Japan, August 2016.
- “What is Open Data, Anyway?” (keynote)
Conference on Sharing and Opening Anonymised Data, Open Data Institute and University
of Southampton, London, England, July 2016.
- “Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Ninth Annual Privacy Law Scholar’s Conference, Washington, DC, 2016.
- “Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Book Workshop, University of Houston, April 2016.
- “Trans Pacific Partnership Rules for the Regional Digital Economy” (moderator)
Association of Pacific Rim Universities (APRU) Off-Site Event, Keio University, Tokyo,
Japan, April 2016.
- “Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Book Workshop, University of California, Berkeley, April 2016.
- “Juris Machina: Legal Aspects of Robotics”
We Robot: Conference on Legal and Policy Issues Related to Robotics, University of
Washington Law School, Miami, FL April 2016.
- “Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Nebrooklyn Scholars Workshop, University of Nebraska College of Law, March 2016.
- “Privacy’s Blueprint: The Battle to Control the Design of New Technologies”
Book Workshop, Fordham Law School, March 2016.
- “The Internet of Things and Digital’s Middle Child”
North Carolina Journal of Law and Technology’s 2016 Symposium on Privacy of the Home
and the Internet of Things, UNC School of Law, Chapel Hill, NC, February 2016.
- “Consumer Robotics Policy”
Japanese Ministry of Economy, Trade and Industry (METI), Tokyo, Japan, February 2016.
- “Human-Robot Interaction”

Slate Future Tense Initiative, Washington, DC, January 2016.

2015

“Trusting Big Data Research”

Beyond IRBs: Ethical Review Processes for Big Data Research, Future of Privacy Forum Event, Washington, DC, December 2015.

“Privacy Design Rules”

Privacy & Security from the Inside Out, UNLV William S. Boyd School of Law, Las Vegas, NV, December 2015.

“Privacy and Robots”

Privacy and Access 20/20 Conference, Vancouver, BC, November 2015.

“Obscurity as Privacy in Smart Cities”

Exposed: Privacy, Security, and the Smart City, IIT Chicago-Kent College of Law, Chicago, IL, November 2015.

“Anonymization and Risk”

Amsterdam Privacy Conference, The University of Amsterdam, The Netherlands, October 2015 (with Ira Rubinstein).

“Understanding the FTC on Privacy and Data Security”

Privacy and Security Forum, Washington, DC, October 2015.

“The Internet Economy: Filtering, Protecting Privacy, and Sharing Data” (moderator, panelist)

Association of Pacific Rim Universities (APRU) Summer Sessions, Keio University, Tokyo & Nagano, Japan, August 2015.

“Obscurity and the Right to Be Forgotten” (moderator, organizer)

AEJMC 2015 Annual Conference, San Francisco, CA, August 2015.

“A Theory of Privacy and Trust”

Eighth Annual Privacy Law Scholars Conference, Berkeley, CA, June 2015 (with Neil Richards).

- *Selected for an encore workshop session by the conference participants*

“Anonymization and Risk”

Eighth Annual Privacy Law Scholars Conference, Berkeley, CA, June 2015 (with Ira Rubinstein).

- *Selected for an encore workshop session by the conference participants*

“Unfair and Deceptive Robots”

We Robot: Conference on Legal and Policy Issues Related to Robotics, University of Washington Law School, Seattle, WA, April 2015.

“A Theory of Privacy and Trust”

Center for Technology, Innovation & Competition (CTIC) Workshop Series, University of Pennsylvania Law School, Philadelphia, PA, March 2015.

“The Emerging Policy and Ethics of Human-Robot Interaction” (moderator, organizer)

HRI 2015 Annual Conference for basic and applied human-robot interaction, Portland, OR, March, 2015.

“Surveillance as Loss of Obscurity” (panelist)

Washington & Lee Law Review Symposium on “The Surveillance Debate,” Washington & Lee Law School, Lexington, VA, January, 2015.

“Mind the Gap! – Contracts, Technology and Legal Gaps” (panelist)

American Association of Law Schools Annual Meeting, Washington, DC, January 2015.

2014

“Privacy: A Matter of Trust”

Microsoft, Redmond, WA, December, 2014.

“The Public Information Fallacy”

Brooklyn Law School, New York, NY, December 2014.

“The FTC as Consumer Protection and Privacy Agency” (panelist)

George Washington Law Review Symposium on “The FTC at 100,” George Washington University Law School, Washington, DC, November, 2014.

“Revenge Porn, Voyeurism, Consent, and Anonymity: Implications for Feminism and Digital Media Law” (panelist)

Association for Education in Journalism and Mass Communication (AEJMC), Montreal, Quebec, August 2014.

“Terms of Service as Speech Rules” (panelist)

Southeastern Association of Law Schools (SEALS), Amelia Island, Florida, August 2014.

“The Scope and Untapped Potential of FTC Privacy and Data Security Regulation”

Seventh Annual Privacy Law Scholars Conference, Washington, DC, June 2014 (with Daniel J. Solove).

“A Conservation Theory for Governing Automated Law Enforcement”

We Robot: Conference on Legal and Policy Issues Related to Robotics, University of Miami Law School, Coral Gables, FL, April 2014 (with Lisa Shay, Greg Conti, and John Nelson).

“The Scope and Untapped Potential of FTC Privacy and Data Security Regulation”

George Mason University Law School, Arlington, VA, March, May 2014 (with Daniel J. Solove).

“Addressing Pseudonymous Data”

International Symposium on Cross-border Data Flow, The University of Tokyo, Japan, March 2014.

“New Frontiers in Privacy and Design” (keynote)
The 15th Annual Privacy and Security Conference, Victoria, British Columbia, February 2014.

“The New Frontiers of Privacy Harm”
Silicon Flatirons Center, University of Colorado Law School, Boulder, CO, January 2014.

“The Cybersurveillance Debate” (panelist)
American Association of Law Schools Annual Meeting, New York, NY, January 2014.

2013

“Confronting Automated Law Enforcement”
John J. Riley Center, University of Notre Dame, Notre Dame, IN, December 2013.

“Obscurity and the Right to Be Forgotten”
9th Conference on Privacy & Public Access to Court Records, William and Mary University Law School, Williamsburg, VA, October 2013.

“Drones, Law, and the Future of ‘Public Space’” (panelist)
Drones and Aerial Robotics Conference, New York University School of Law, New York, NY, October 2013.

“The FTC and the New Common Law of Privacy”
IP, Information, and Communications Law Program Works-in-Progress Series, Michigan State University College of Law, East Lansing, MI, September 2013.

“The FTC and the New Common Law of Privacy”
International Association of Privacy Professionals Privacy Academy, Seattle, WA, September 2013.

“Big Data in Small Hands”
Future of Privacy Forum Workshop, “Big Data and Privacy: Making Ends Meet,” Washington D.C., September 2013 (with Evan Selinger).

“Reviving Implied Confidentiality”
South Eastern Association of Law Schools Annual Meeting, New Scholars Colloquia, Palm Beach, FL, August 2013.

“The FTC and the New Common Law of Privacy”
Sixth Annual Privacy Law Scholars Conference, Berkeley, CA, June 2013 (with Daniel J. Solove).

- *Selected for an encore workshop session by the conference participants*

“Do Robots Dream of Electric Laws? An Experiment in Law as Algorithm”
We Robot: Getting Down to Business, Stanford Law School, Palo Alto, CA, April 2013 (with Lisa Shay, Greg Conti, and John Nelson).

“Reviving Implied Confidentiality”
2013 Comparative Perspectives on Privacy and Media Law Conference, University of Cambridge, Clare College, United Kingdom, July 2013.

“Obscurity by Design”

Facebook, Menlo Park, CA, July 2013.

“The FTC and the New Common Law of Privacy”

The Federal Trade Commission, Washington, DC, June 2013.

“The Case for Online Obscurity”

International Association of Privacy Professionals Navigate Conference, Portsmouth, NH, June 2013.

“The Law and Economics of Privacy and Data Security”

George Mason University School of Law, Arlington, VA, June 2013.

“Data-Crunched Democracy: Where Do We Go From Here?” (honored participant)

Annenberg School for Communication, University of Pennsylvania, Philadelphia, PA, May 2013.

“Social Data”

Third Annual Internet Law Works-In-Progress Symposium, Santa Clara, CA, March 2013.

“Obscurity by Design and the Role of Skepticism in Mandated Disclosure”

Washington Law Review Symposium on the Disclosure Crisis, University of Washington, Seattle, WA, February 2013.

“Obscurity by Design”

Elon University School of Law, Greensboro, NC, February 2013.

“Law and Information Society Faculty Workshop for Neil Richards” (participant)

Fordham University School of Law Center on Law and Information Policy, New York, NY 2013.

2012

“The Law and Economics of Privacy and Data Security” (commenter)

George Mason University School of Law, Arlington, VA, December 2012.

“Social Data”

Ohio State Law Journal Symposium on the Second Wave of Global Privacy Protections, Ohio State University, Columbus, OH, November 2012.

“Obscurity by Design”

Google, Mountain View, CA, October 2012.

“Social Media and the First Amendment” (panelist)

AEJMC National Conference, First Amendment Award Panel, Chicago, IL, August 2012.

“Texts, and Tweets and Flickr, Oh My: Social Media Law Update”

AEJMC National Conference, Pre-Conference Session, Chicago, IL, August 2012.

“Life Inside a Skinner Box: Confronting our Future of Automated Law Enforcement”

DEF CON 20, Las Vegas, NV, July 2012.

“The Right to Be Lost: Comparative Law Approaches to Internet Privacy and Personal Data Protection”

American Association of Law Librarians Annual Convention, Boston, MA, July 2012.

“The Life, Death, and Revival of Implied Confidentiality”

Fifth Annual Privacy Law Scholars Conference, Washington, DC, June 2012.

“Obscurity by Design”

Fifth Annual Privacy Law Scholars Conference, Washington, DC, June 2012 (with Fred Stutzman).

- *Selected for an encore workshop session by the conference participants*

“Confronting Automated Law Enforcement”

We Robot, Inaugural Conference on Legal and Policy Issues Relating to Robotics, Coral Gables, FL, April 2012 (with Lisa Shay, Greg Conti, John Nelson, and Dominic Larkin).

“The Case for Online Obscurity”

Charlotte School of Law, Charlotte, NC, April 2012.

“The Life, Death, and Revival of Implied Confidentiality”

Second Annual Internet Law Works-In-Progress Symposium, New York, NY, March 2012.

“Commercial Speech Matters: Food, Pharmaceuticals and Online Marketing” (discussant)

AEJMC Southeast Colloquium, Law & Policy Division, Blacksburg, VA, March 2012.

“Obscurity by Design: An Approach to Building Privacy into Social Media”

Conference on Computer Supported Cooperative Work (CSCW '12). Seattle, WA, February 2012 (with Fred Stutzman).

“Is My Phone Spying On Me?” (moderator, organizer)

Cumberland School of Law, Birmingham, AL, February 2012.

2011

“The Case for Online Obscurity”

Cumberland School of Law, Samford University, Birmingham, AL, November 2011.

“The Case for Online Obscurity”

Yale Information Society Project’s Thompson Reuters Speaker Series at Yale Law School, New Haven, CT, October 2011.

“The Case for Online Obscurity”

International Association of Privacy Professionals Privacy Academy, Dallas, TX, September 2011.

“Chain-Link Confidentiality”

Georgia Law Review Symposium on Civil Rights or Civil Wants, Athens, GA, August 2011.

“The Case for Online Obscurity”

Fourth Annual Privacy Law Scholars Conference, Berkeley, CA, June 2011 (with Fred Stutzman).

“Website Design as Contract”

Berkeley Law Privacy Scholarship Seminar, Berkeley, CA, March 2011.

2010 and Earlier

“Citizens United and the First Amendment” (moderator)

First Amendment Law Review Symposium, Chapel Hill, NC, October 2010.

“Privacy in an Age of Contracts”

Third Annual Privacy Law Scholars Conference, Washington, DC, June 2010.

“Future of Privacy and the Web”

WWW2010, FutureWeb Conference, Raleigh, NC, May 2010.

“Social Media and Literature” (moderator)

North Carolina Literary Festival, Chapel Hill, NC, September 2009.

“Student Media Law”

North Carolina Scholastic Media Association’s Journalism Day, Chapel Hill, NC, January 2009, October 2010.

“A Promissory Estoppel Theory for Confidential Disclosure in Online Communities “

Second Annual Privacy Law Scholars Conference, Berkeley, CA, June 2009.

“Intellectual Property Rights”

American Institute of Graphic Arts, Birmingham Chapter, Birmingham, AL, March 2005.

“Intellectual Property Rights”

Alabama Association of Paralegals, Orange Beach, AL, August 2005.

SERVICE

PUBLIC SERVICE

Commissioner, MASSACHUSETTS COMMISSION ON FACIAL RECOGNITION, A commission created by the commonwealth to study facial recognition technology and make recommendations for future rules regarding its use, 2021.

EXTERNAL SERVICE

Proposal Reviewer, YALE UNIVERSITY PRESS, 2019.

Proposal Reviewer, MASSACHUSETTS INSTITUTE OF TECHNOLOGY PRESS, 2017-2022.

Proposal Reviewer, CAMBRIDGE UNIVERSITY PRESS, 2014-2022.

Proposal Reviewer, OXFORD UNIVERSITY PRESS, 2011.

Manuscript Reviewer, IEEE SECURITY & PRIVACY, 2018.

Manuscript Reviewer, JOURNAL OF HUMAN-ROBOT INTERACTION, 2016.

Manuscript Reviewer, LAWS, 2015.

Manuscript Reviewer, COMMUNICATION LAW AND POLICY, 2010-2011.

Manuscript Reviewer, Human-Robot Interaction Conference, 2017.

Manuscript Reviewer, Association for Education in Journalism and Mass Communication National Conference, Law & Policy Division, 2013.

Manuscript Reviewer, Southeast Colloquium of the Association for Education in Journalism and Mass Communication, Law & Policy Division, 2013.

Manuscript Reviewer, INFORMATION & CULTURE: A JOURNAL OF HISTORY, 2012.

Manuscript Reviewer, JOURNALISM AND MASS COMMUNICATIONS QUARTERLY, 2012, 2015.

Co-Organizer, Washington University Law Review Symposium on Trust and Privacy, Washington University School of Law, 2019.

Co-Organizer, Pre-Workshop Day, We Robot Conference on Law and Policy of Robotics, 2017-2022.

Host and Organizer, Privacy Law Scholars Conference, 2021.

Organizer, Data Security Conference, Notre Dame Law School, South Bend, IN, 2017.

Organizer, ACM/IEEE International Conference on Human-Robot Interaction (HRI) 2015 workshop on the emerging policy and ethics of human-robot interaction, Portland, OR, 2015.

Organizer, Midwestern Privacy Law Scholars Workshop, Notre Dame Law School, South Bend, IN, 2014.

Organizer, Data Privacy Day event on mobile phone privacy, Samford University, 2012.

Chair, American Association of Law Schools Section on Defamation and Privacy, 2014.

Executive Committee, American Association of Law Schools Section on Internet and Computer Law, 2012-2013.

Program Committee, Law & Policy Section of the 2021 Fairness, Accountability, and Transparency (FAcCT) conference.

Program Committee, Privacy Law Scholars Conference, 2015-2022.

Program Committee, We Robot Conference on Law and Policy of Robotics, 2022-present.

Program Committee, ACM Conference on Computer Supported Cooperative Work and Social Computing (CSCW) 2012 workshop on privacy and social media, Seattle, WA, 2012.

Program Committee, ACM Conference on Human Factors in Computing Systems (CHI) 2011 workshop on privacy and social media, Vancouver, BC, 2011.

Program Committee, IEEE International Conference on Cloud Engineering (IC2E) 2015 workshop on legal and technical issues in cloud computing, Tempe, AZ, 2015.

Program Committee, ACM Conference on Computer Supported Cooperative Work and Social Computing (CSCW) 2015 workshop on the future of networked privacy, Vancouver, Canada, 2015.

Program Committee, ACM Conference on Computer Supported Cooperative Work and Social Computing (CSCW) 2013 workshop on measuring networked social privacy, San Antonio, TX, 2013.

INTERNAL

Co-Organizer, Roux Institute event on Privacy and A.I., Northeastern University and University of Maine School of Law, June 2021.

Co-Organizer, Center for Law Innovation and Creativity (CLIC) Annual Conference, “This is What Democracy Looks Like,” Northeastern University School of Law, May 2020.

Organizer, How Should Countries Regulate Privacy?, Center for Law, Innovation and Creativity (CLIC), Northeastern University School of Law, 2020.

Organizer, Trivia Night, Center for Law Innovation and Creativity (CLIC) Annual Celebration of the Public Domain, Northeastern University School of Law, January 2020.

Co-Organizer, First Annual Fireside Chat on Artificial Intelligence, Privacy, War and World Politics, Northeastern University, 2019.

Co-Organizer, Center for Law Innovation and Creativity (CLIC) Annual Conference, “About Face: The Changing Landscape of Face Recognition,” Northeastern University School of Law, 2019.

Organizer, Many Paths to Privacy Event, Northeastern University School of Law, 2018.

Organizer, Privacy and the White House Event, Northeastern University School of Law, 2018.

Chair, Curriculum Committee, Northeastern University School of Law, 2020.

Chair, Hiring Committee, Northeastern University School of Law, 2019.

Member, Distinguished Lecture Committee, Northeastern University Khoury College of Computer Sciences, 2019.

Chair, Masters in Media Advocacy Program Committee, Northeastern University School of Law, 2017, 2018, 2019.

Member, Hiring Committee, Northeastern University School of Law, 2018.

Member, Hiring Committee, Department of Philosophy and Religion, Northeastern University School of Law, 2019.

Creator of Coursera Course on “Fundamentals of Information Privacy” for Northeastern University, 2020.

Member, Advisory Council, Department of Journalism and Mass Communication at Samford University, 2011-2016.

Member, University Provost Search Committee, 2015.

Member, Institutional Review Board, Samford University, 2011-2013.

Member, Admissions Committee, Cumberland School of Law at Samford University, 2012-2013, Northeastern University School of Law, 2017-2018.

Member, Policy Committee, 2012-2013, 2015-2017.

Member, Ad Hoc Committee for Development of ABA-compliant Policy for Standards in Distance Education Courses, 2011-2012.

Member, Technology Subcommittee, Cumberland School of Law at Samford University, 2011-2016.

Faculty Advisor, American Journal of Trial Advocacy, Cumberland School of Law at Samford University, 2012-2016.

Faculty Advisor, Intellectual Property Society, Cumberland School of Law at Samford University, 2012-2017.

Member, Research Roundtable, UNC School of Journalism and Mass Communication, 2009-10.

Member, Park Fellowship Recruitment Committee, UNC School of Journalism and Mass Communication, 2010.

ACADEMIC COMMITTEES

Johanna Gunawan, Ph.D., Northeastern University Khoury College of Computer Sciences, 2019-present.

Rachel Scall, B.A. (*Honors*), University of North Carolina at Chapel Hill School of Journalism and Mass Communication, 2011.

OTHER LEGAL EXPERIENCE

Trademark Examining Attorney, United States Patent and Trademark Office, Alexandria, VA, 2005-2008.

Associate Attorney, Burr & Forman LLP, Birmingham, AL, 2003, 2004-2005.

Clerk, Electronic Privacy Information Center, Washington, DC, 2004.

BAR ADMISSIONS

Alabama State Bar, inducted 2003.

Mississippi State Bar, inducted 2004.

AFFILIATIONS

Scholar, Technology | Academics | Policy (TAP), 2014-present.

Director, Privacy Law Scholars Foundation, 2016-2021.

Advisory Board Member, Electronic Privacy Information Center (EPIC), 2018-present.

Advisory Board Member, The Law & Technology Centre, The University of Hong Kong, 2017-present.

Academic Advisory Council Member, Asia Pacific Institute for the Digital Economy (APIDE), 2015-2020.

Advisory Board Member, Future of Privacy Forum, 2013-present.

Advisory Board Member, Cybersecurity, Data Privacy & eDiscovery Law & Policy Social Science Research Network (SSRN) eJournal, 2016-present.

Member, Association for Education in Journalism and Mass Communication, Law and Policy Division, 2009-2012.

Member, Omicron Delta Kappa Honor Society, 2013-2017.

HONORS AND RECOGNITIONS

Recognized as the #7 most cited law faculty in law & technology in the U.S. (and on the “Under 50” most cited list) for the period of 2016-2020 according to Sisk, et. al.

Recognized as the #17 most downloaded U.S. Law Professor of 2021 according to SSRN.

Samford University’s Cumberland School of Law’s 2016 Young Alumnus of the Year.

Samford University’s Cumberland School of Law’s 2015 Keynote Commencement Address.

OTHER PROFESSIONAL ACTIVITIES

Contributor, FORBES, 2013-2014.

Guest Blogger, LINKEDIN, CONCURRING OPINIONS, FIERCEITSECURITY, DATA PRIVACY DAY, and CONTRACTSPROFBLOG.

SELECTED MEDIA APPEARANCES AND REFERENCES

Newspapers:

The Birmingham News
The Boston Globe
The Charlotte Observer
The Chicago Tribune
The City Paper (Nashville)
The Globe and Mail
The Guardian
Le Monde
The Los Angeles Times
The New York Times
San Francisco Chronicle
South Bend Tribune
The Toronto Star
The Tuscaloosa News
USA Today
The Wall Street Journal
The Washington Post
Weld for Birmingham

Magazines:

Ad Week
Consumer Reports
Fortune
Money
National Journal
Nature
New Scientist
Outside
The Week
Time
Vanity Fair (Italy)

News Services:

Bloomberg

Radio:

BBC Radio
NPR(All Things Considered, Talk of the Nation)
Deutschlandradio
KCBS (San Francisco)
KUCI (Orange County)
KUOW (Puget Sound)
KZSU-FM (Stanford)
Wisconsin Public Radio (Central Time on WPR)
WBHM (Birmingham)
The Voice of Russia (American Edition)

Television:

MSNBC
CBS 42 (Birmingham)
ABC 33/40 (Birmingham)
NBC 13 (Birmingham)
WSBT 22 (South Bend)

Online:

Ad Age
Al Jazeera
Ars Technica
Bank Info Security
Bloomberg Businessweek
Bloomberg BNA
CBC
CIO
Computerworld
CNBC
CNET
CNN

The Daily
The Daily Dot
Die Zeit
Forbes
Fusion
Gawker
GigaOM
Gizmodo
The Hill
How Stuff Works
The Huffington Post
The Information
Information Week
Inside Higher Ed
Inverse
The King's Review
Lawfare
Marketwatch
NBC News
The New York Times
PC World
PolitiFact
Postlight
Quartz
Re/Code
Salon
Slate Magazine
Surprisingly Free
TechCrunch
Tue/Night
The Verge
Vice
Washington Internet
Daily
Wire