

DANIEL J. SOLOVE

CURRICULUM VITAE

(last updated May 4, 2011)

John Marshall Harlan Research Professor of Law
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Blog: <http://concurringopinions.com>

EMPLOYMENT

Current

**John Marshall Harlan Research Professor of Law,
George Washington University Law School** (2004-present)
John Marshall Harlan Research Professor, 2010-present
Full Professor 2008-2010
Associate Professor 2004-2008

Senior Policy Advisor, Hogan Lovells LLP, Washington, DC (2011-present)

Principal and Founder, TeachPrivacy LLC (2010-present)

Previous

Associate Professor of Law, Seton Hall Law School (2000-2004)

Law Clerk, The Honorable Pamela Ann Rymer (1999-2000)
U.S. Court of Appeals, 9th Circuit, Pasadena, CA

Associate, Arnold & Porter, Washington, DC (1998-1999)

Law Clerk, The Honorable Stanley Sporkin (1997-1998)
U.S. District Court, Washington, DC

EDUCATION

Yale Law School, New Haven, Connecticut (J.D. 1997)

- Field Prize (university-wide scholarly writing prize)
- Coker Fellow (teaching assistant to Professor Joseph Goldstein)
- Symposium Editor, *Yale Law Journal* (1996-1997)
- Editor, *Yale Law Journal* (1995-1996)
- Editor, *Yale Journal of Law & the Humanities* (1994-1995)

Washington University, St. Louis, MO (A.B., English Literature, 1994)

- Phi Beta Kappa (early selection)

PUBLICATIONS

Books

NOTHING TO HIDE: THE FALSE TRADEOFF BETWEEN PRIVACY AND SECURITY
(Yale University Press, 2011)

UNDERSTANDING PRIVACY
(Harvard University Press, 2008)

THE FUTURE OF REPUTATION: GOSSIP, RUMOR, AND PRIVACY ON THE INTERNET
(Yale University Press, 2007)

- *Winner of the 2007 Donald McGannon Award for Social and Ethical Relevance in Communications Policy Research*
- *Translated into Italian, Korean, and Chinese*

THE DIGITAL PERSON: TECHNOLOGY AND PRIVACY IN THE INFORMATION AGE
(NYU Press, 2004)

- *Translated into Bulgarian*

Textbooks

PRIVACY LAW FUNDAMENTALS (with Paul Schwartz)
(IAPP, 2011)

INFORMATION PRIVACY LAW

- 4th edition (Aspen, forthcoming 2012) (with Paul M. Schwartz)
- 3rd edition (Aspen, 2009) (with Paul M. Schwartz)
(1st edition published in 2003)

PRIVACY, INFORMATION, AND TECHNOLOGY

- 2nd edition (Aspen, 2009) (with Paul M. Schwartz)
(1st edition published in 2006)

PRIVACY AND THE MEDIA

- 1st edition (Aspen, 2009) (with Paul M. Schwartz)

INFORMATION PRIVACY STATUTES AND REGULATIONS 2010-2011
(Aspen, 2010) (with Paul M. Schwartz)

Articles, Essays, and Book Reviews

The PII Problem: Privacy and a New Concept of Personally Identifiable Information
86 NEW YORK UNIVERSITY LAW REVIEW (forthcoming 2011) (with Paul M. Schwartz)

Fourth Amendment Pragmatism
51 BOSTON COLLEGE LAW REVIEW 1511 (2010)

Prosser's Privacy Law: A Mixed Legacy
98 CALIFORNIA LAW REVIEW 1887 (2010) (with Neil M. Richards)

Rethinking Free Speech and Civil Liability
109 COLUMBIA LAW REVIEW 1650 (2009) (with Neil M. Richards)

Data Mining and the Security-Liberty Debate
74 UNIVERSITY OF CHICAGO LAW REVIEW 343 (2008)

Privacy's Other Path: Recovering the Law of Confidentiality
96 GEORGETOWN LAW JOURNAL 123 (2007) (with Neil M. Richards)

The First Amendment as Criminal Procedure
82 NEW YORK UNIVERSITY LAW REVIEW 112 (2007)
• selected to be reprinted in *The First Amendment Law Handbook 2007-08* (Rodney Smolla ed.)

"I've Got Nothing to Hide" and Other Misunderstandings of Privacy
44 SAN DIEGO LAW REVIEW 745 (2007)

A Taxonomy of Privacy
154 UNIVERSITY OF PENNSYLVANIA LAW REVIEW 477 (2006)
• winner of the 2006 Privacy Enhancing Technologies Award (sponsored by Microsoft) for outstanding scholarship

The Multistate Bar Exam as a Theory of Law
104 MICHIGAN LAW REVIEW 1403 (2006)

A Model Regime of Privacy Protection
2006 UNIVERSITY OF ILLINOIS LAW REVIEW 357 (2006) (with Chris Hoofnagle)

A Tale of Two Bloggers: Free Speech and Privacy in the Blogosphere
84 WASHINGTON UNIVERSITY LAW REVIEW 1195 (2006)

Fourth Amendment Codification and Professor Kerr's Misguided Call for Judicial Deference
73 FORDHAM LAW REVIEW 747 (2005)

Melville's Billy Budd and Security in Times of Crisis
26 CARDOZO LAW REVIEW 2443 (2005)

Reconstructing Electronic Surveillance Law

72 GEORGE WASHINGTON LAW REVIEW 1264 (2004)

The Virtues of Knowing Less: Justifying Privacy Protections Against Disclosure

53 DUKE LAW JOURNAL 967 (2003)

Can Pragmatism Be Radical?: Richard Posner and Legal Pragmatism

113 YALE LAW JOURNAL 687 (2003) (with Michael Sullivan)

Identity Theft, Privacy, and the Architecture of Vulnerability

54 HASTINGS LAW JOURNAL 1227 (2003)

Digital Dossiers and the Dissipation of Fourth Amendment Privacy

75 SOUTHERN CALIFORNIA LAW REVIEW 1083 (2002)

Conceptualizing Privacy

90 CALIFORNIA LAW REVIEW 1087 (2002)

Access and Aggregation: Privacy, Public Records, and the Constitution

86 MINNESOTA LAW REVIEW 1137 (2002)

Privacy and Power: Computer Databases and Metaphors for Information Privacy

53 STANFORD LAW REVIEW 1393 (2001)

The Darkest Domain: Deference, Judicial Review, and the Bill of Rights

84 IOWA LAW REVIEW 941 (1999)

Postures of Judging: An Exploration of Judicial Decisionmaking

9 CARDOZO STUDIES IN LAW & LITERATURE 173 (1997)

Faith Profaned: The Religious Freedom Restoration Act and Religion in the Prisons

106 YALE LAW JOURNAL 459 (1996)

- winner of Yale University's Field Prize

Fictions About Fictions

105 YALE LAW JOURNAL 1439 (1996)

Book Chapters

Speech, Privacy, and Reputation on the Internet

THE OFFENSIVE INTERNET: SPEECH, PRIVACY AND THE INTERNET (Martha Nussbaum & Saul Levmore eds. 2011)

Bedeutung soziale Netzwerke das Ende der Privatsphäre?

PUBLIC LIFE: DIGITALE INTIMITÄT, DIE PRIVATSPHÄRE UND DAS NETZ (Hrsg. von der Heinrich-Böll-Stiftung ed. 2011)

Radical Pragmatism

THE CAMBRIDGE COMPANION TO PRAGMATISM (Alan Malacowski ed. forthcoming 2011)
(with Michael Sullivan)

The New Vulnerability: Personal Information and Data Security

SECURING PRIVACY IN THE INFORMATION AGE (Stanford University Press: Anupam Chander,
Lauren Gelman, & Margaret Jane Radin eds. 2008)

A Brief History of Information Privacy Law

PROSKAUER ON PRIVACY (Christopher Wolf, ed. 2006)

The Digital Person and the Future of Privacy

DESAFÍOS DEL DERECHO A LA INTIMIDAD Y A LA PROTECCIÓN DE DATOS PERSONALES EN LOS
ALBORES DEL SIGLO XXI (Maria Verónica Pérez Asinari – Pablo Palazzi, eds., 2006)

The Digital Person and the Future of Privacy

PRIVACY AND IDENTITY: THE PROMISE AND PERILS OF A TECHNOLOGICAL AGE (Kluwer, 2005)

The Origins and Growth of Information Privacy Law

- 748 PLI/PAT FOURTH ANNUAL INSTITUTE ON PRIVACY LAW 29 (2003)
- 828 PLI/PAT SIXTH ANNUAL INSTITUTE ON PRIVACY LAW 83 (2005) (updated version)

Shorter Works

Privacy Matters Even If You Have “Nothing to Hide”

THE CHRONICLE OF HIGHER EDUCATION (May 2011)

Dizzied by Data

THE CHRONICLE OF HIGHER EDUCATION (August 29, 2010)

The Meaning and Value of Privacy

OPEN Magazine (Netherlands) (2010) (in Dutch)

Preface to WILLIAM J. CUDDIHY, THE FOURTH AMENDMENT: ORIGINS AND ORIGINAL

MEANING: 602-1791 (Oxford University Press, 2008)

The End of Privacy?

SCIENTIFIC AMERICAN MAGAZINE (September 2008)

The Future of Privacy

AMERICAN LIBRARIES MAGAZINE (September 2008)

Understanding Privacy

BNA PRIVACY & SECURITY LAW REPORTER (September 2008)

Is John Doe Dead? With the Loss of Our Anonymity Comes the Loss of Our Freedom

PLAYBOY MAGAZINE (March 2008)

Data Privacy and the Vanishing Fourth Amendment
CHAMPION MAGAZINE (May 2005)

Privacy in the Digital Age: Information-Age Privacy Concerns Are More Kafkaesque Than Orwellian. THE CHRONICLE OF HIGHER EDUCATION (December 10, 2004) at B6

United States v. Miller, in ENCYCLOPEDIA OF AMERICAN CIVIL LIBERTIES
(Paul Finkelman, ed. 2006)

California v. Greenwood, in ENCYCLOPEDIA OF AMERICAN CIVIL LIBERTIES
(Paul Finkelman, ed. 2006)

Privacy Torts, in ENCYCLOPEDIA OF PRIVACY
(William Staples, ed. 2006)

Reasonable Expectation of Privacy, in ENCYCLOPEDIA OF PRIVACY
(William Staples, ed. 2006)

COURSES

Information Privacy Law
Law and Literature

Criminal Law
Criminal Procedure

MEMBERSHIPS AND AFFILIATIONS

Electronic Frontier Foundation
Advisory Board (2009-present)

Future of Privacy Forum
Advisory Board (2008-present)

The Ponemon Institute
Fellow (2010-present)

Yale Law School's Information Society Project
Fellow (2007-present)

Law and Humanities Institute
President (2005-2007)
Board of Governors (2002-present)

Bar of the District of Columbia (since 1998)

PRESENTATIONS

2011

131. "What Every School Official Must Know about Privacy"
Southern Association of Colleges and Schools, Orlando, FL (Dec. 4-5, 2011) (forthcoming)
130. Keynote, "Information Privacy for Higher Education"
Institute for Computer Policy and Law, Cornell University, Ithaca, NY (July 20, 2011)
(forthcoming)
129. Keynote, "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
Institute for Computer Policy and Law, Cornell University, Ithaca, NY (July 20, 2011)
(forthcoming)
128. "Nothing to Hide: The False Tradeoff Between Privacy and Security"
Politics and Prose Bookstore, Washington, DC (July 9, 2011) (forthcoming)
127. "What Every School Official Must Know about Privacy"
Northwest Academic Computing Consortium (NWAAC), Stevenson, WA (June 23, 2011)
(forthcoming)
126. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
Northwest Academic Computing Consortium (NWAAC), Stevenson, WA (June 23, 2011)
(forthcoming)
125. "Nothing to Hide: The False Tradeoff Between Privacy and Security"
Federal Communications Commission (FCC), Washington, DC (June 9, 2011) (forthcoming)
124. Co-Organizer, 4th Annual Privacy Law Scholars Conference
Berkeley School of Law, Berkeley, CA (June 2-3, 2011) (forthcoming)
123. Panelist, "Discourse: Gossip, Bullying and the Digital Age"
Emory University, Atlanta, GA (Apr. 5, 2011)
122. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
EDUCAUSE Live (Mar. 2, 2011)
121. "What Every School Official Must Know about Privacy"
National Association of Independent Schools Annual Conference
Washington, DC (Feb. 25, 1011)
120. "What Every School Official Must Know about Privacy"
Cornell University, Ithaca, NY (Feb. 4, 2011)
119. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
Cornell University, Ithaca, NY (Feb. 3, 2011)

118. Co-Organizer, Privacy Law Salon
Miami, FL (Jan. 27-28, 2011)

2010

117. Keynote, "Privacy, Reputation, and the Internet"
International Seminar on Digital Culture
Columbian Ministry of ICT, Bogota, Columbia (via video conference) (Nov. 11, 2010)
116. Privacy Papers for Policy Makers
George Washington University Law School, Washington, DC (Sept. 15, 2010)
115. Privacy and Reputation: Debate Between Daniel J. Solove and Tyler Cowen
Privacy Working Group, Washington, DC (July 28, 2010)
114. Co-Organizer, 3rd Annual Privacy Law Scholars Conference
George Washington University Law School, Washington, DC (June 3-4, 2010)
113. Moderator and Co-Organizer, "Online Privacy: Where Are Law and Technology Headed?"
George Washington University Law School, Washington, DC (Apr. 13, 2010)
112. Keynote, "Understanding Privacy"
British Columbia Government's Privacy and Security Conference 2010
Victoria, British Columbia, Canada (Feb. 10, 2010)
111. "Prosser's Privacy Law: A Mixed Legacy"
Symposium: Prosser's *Privacy* at 50
Berkeley, CA (Jan. 29, 2010)

2009

110. "Nothing to Hide: How to Balance Privacy and Security"
New York University Law School, New York, NY (Nov. 16, 2009)
109. "Understanding Privacy"
Association of Computing Machinery, Washington, DC (Nov. 2, 2009)
108. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
VeerStichting Symposium, Leiden, Netherlands (Oct. 9, 2009)
107. "Understanding Privacy"
University of Virginia McIntyre School of Commerce, Reston, VA (July 17, 2009)
106. "Understanding Privacy"
Oxford University (Oxford Internet Institute) lecture held in London, UK (June 25, 2009)
105. Co-Organizer, 2nd Annual Privacy Law Scholars Conference
Berkeley Law School, Berkeley, CA (June 4-5, 2009)

104. "Understanding Privacy"
Fordham University, New York, NY (Apr. 21, 2009)
103. Panelist, Technology & Privacy Roundtable on Fusion Centers
University of Maryland School of Law, Baltimore, MD (Apr. 16, 2009)
102. "The Future of Reputation: Gossip, Rumor and Privacy on the Internet"
Duke University, Durham, NC (Apr. 3, 2009)
101. "Balancing Privacy and Free Speech on the Internet: Gossip, Blogs, and Social Network Sites"
University of North Carolina, Chapel Hill, NC (Apr. 2, 2009)
100. "Understanding Privacy and the Future of Reputation"
MedStar's 3rd Annual Privacy and Information Security Roundtable
Ellicott City, MD (Mar. 26, 2009)
99. "Understanding Privacy"
New York University, New York, NY (Mar. 13, 2009)
98. "The Future of Reputation: Gossip, Rumor and Privacy on the Internet"
New York University, New York, NY (Mar. 12, 2009)
97. "The Future of Reputation: Gossip, Rumor and Privacy on the Internet"
Arizona State University College of Law, Phoenix, AZ (Mar. 2, 2009)
96. "Understanding Privacy"
Deirdre Martin Lecture
University of Ottawa Faculty of Law, Ottawa, Canada (Feb. 26, 2009)
95. Panelist, Interdisciplinary Legal Scholarship
AALS Annual Conference, San Diego, CA (Jan. 10, 2009)

2008

94. "Rethinking Free Speech and Civil Liability"
Workshop, Fordham Law School, New York, NY (Dec. 5, 2008)
93. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
Conference : Speech, Privacy, and the Internet
University of Chicago Law School, Chicago, IL (Nov. 21, 2008)
92. "Rethinking Free Speech and Civil Liability"
George Washington University Law School (Oct. 24, 2008)
91. "Rethinking Free Speech and Civil Liability"
Workshop, Georgetown University Law Center (Oct. 23, 2008)

90. "A New Framework for Understanding Privacy"
Privacy Symposium, Harvard University, Cambridge, MA (Aug. 19, 2008)
89. "The Future of Reputation; Gossip, Rumor, and Privacy on the Internet"
Darklight Film Festival, Dublin, Ireland (June 27, 2008)
88. Co-Organizer, 1st Annual Berkeley-GW Privacy Law Scholars Conference
George Washington University Law School, Washington, DC (June 12-13, 2008)
87. "Understanding Privacy"
Treasury Executive Institute (U.S. Mint), Washington, DC (June 10, 2008)
86. "Understanding Privacy"
Department of Homeland Security, Washington, DC (June 9, 2008)
85. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
Law & Society Association Annual Meeting, Montreal, Canada (May 31, 2008)
84. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
Borders Bookstore, Lancaster, PA (May 8, 2008)
83. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
Int'l Assoc. of Privacy Professionals 2008 Summit, Washington, DC (Mar. 27, 2008)
82. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
Google, Inc., Mountain View, CA (Feb. 11, 2008)
81. Keynote, "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
British Columbia Government's Privacy and Security Conference 2008
Victoria, British Columbia, Canada (Feb. 7-8, 2008)
80. Panelist, 4th Annual State of the Net Conference
Congressional Internet Caucus, Washington, DC (Jan. 30, 2008)
79. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
Distinguished Lecture in Law and Technology
Case Western University School of Law, Cleveland, OH (Jan. 23, 2008)
78. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
America Online, Dulles, VA (Jan. 14, 2008)

2007

77. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
Reputation Economies in Cyberspace
Yale Law School, New Haven, CT (Dec. 8, 2007)

76. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
Barnes & Noble Bookstore, Washington, DC (Nov. 5, 2007)
75. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
Drexel University College of Law, Philadelphia, PA (Oct. 29, 2007)
74. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
Treasury Executive Institute (U.S. Mint), Washington, DC (Oct. 24, 2007)
73. "The Future of Reputation: Gossip, Rumor, and Privacy on the Internet"
Princeton University, Princeton, NJ (Oct. 8, 2007)
72. Participant, Privacy Workshop
U.C. Berkeley Law School, Berkeley, CA (June 22, 2007)
71. "Data Mining and the Security-Liberty Debate"
Conference on Surveillance
University of Chicago Law School, Chicago, IL (June 15-16, 2007)
70. "I've Got Nothing to Hide' and Other Misunderstandings of Privacy"
Information Privacy: Philosophical Foundations and Legal Implications
University of San Diego Law School, San Diego, CA (Apr. 26-28, 2007)
69. Moderator & Panel Organizer, "Information, Technology, and Privacy: What's Next?"
AALS Annual Meeting, Washington, DC (Jan. 5, 2007)

2006

68. Panelist, "Blogging"
Southeastern Association of Law Schools, Palm Beach, FL (July 20, 2006)
67. "Is 2006 the Year for a Comprehensive Federal Privacy Law?"
Computers, Freedom, and Privacy Conference, Washington, DC (May 3, 2006)
66. "A Tale of Two Bloggers: Free Speech and Privacy in the Blogosphere"
Bloggership Symposium: How Blogs Are Transforming Legal Scholarship
Harvard Law School, Cambridge, MA (Apr. 28, 2006)
65. Panelist, "Identity Management Symposium"
Georgetown University, Washington, DC (Apr. 25, 2006)
64. "The Digital Person: Technology and Privacy in the Information Age"
Library of Congress, Washington, DC (Apr. 11, 2006)
63. "Is There Privacy in 2006?"
Cosmos Club, Washington, DC (Apr. 6, 2006)

62. "A Taxonomy of Privacy"
University of Pennsylvania Law School, Philadelphia, PA (Feb. 3, 2006)
61. "Digital Dossiers: Privacy in the Information Age"
Symposium: Privacy in the Information Age: Privacy, Digital Dossiers, and Surveillance
Santa Clara University School of Law, San Jose, CA (Jan. 27, 2006)
60. "The Digital Person: Technology and Privacy in the Information Age"
University of Puerto Rico Law School, San Juan, PR (Jan. 14, 2006)
59. "Rethinking Privacy in the Digital Age"
National Science Foundation, Washington, DC (Jan. 11, 2006)

2005

58. "National Security and Electronic Surveillance"
George Washington University Law School, Washington, DC (Oct. 19, 2005)
57. "The Digital Person: Technology and Privacy in the Information Age"
Millersville University, Lancaster, PA (Sept. 20, 2005)
56. "Government Use of Commercial Data"
Privacy and Technology: Government Use of Commercial Data for Homeland Security
Department of Homeland Security, Washington, DC (Sept. 8, 2005)
55. "The Digital Person: Technology and Privacy in the Information Age"
Congressional Briefing: Protecting Privacy -- Consortium of Social Science Associations
Rayburn House Office Building, Room B369, Washington, DC (June 23, 2005)
54. "Current Issues in Privacy Law"
PLI Fifth Annual Institute on Privacy Law, New York, NY (June 20, 2005)
53. "The Law of Identification"
Conference: National ID at a Crossroads
Electronic Privacy Information Center, Washington, DC (June 6, 2005)
52. "Author Meets Critics: The Digital Person: Technology and Privacy in the Information Age"
Law & Society Annual Conference, Las Vegas, NV (June 2, 2005)
51. "Public Records and Data Mining"
Computers Freedom and Privacy Conference, Seattle, WA (Apr. 14, 2005)
50. Keynote, "The Digital Person: Technology and Privacy in the Information Age"
Computers Freedom and Privacy Conference, Seattle, WA (Apr. 14, 2005)
49. "Fourth Amendment Codification: A Critique of Professor Kerr's Case for Judicial Restraint"
Symposium: Law and the Information Society
Fordham Law School, New York, NY (Apr. 7-8, 2005) (upcoming)

48. "A Taxonomy of Privacy"
Washington University Law School, St. Louis, MO (Mar. 31, 2005)
47. "The Digital Person: Technology and Privacy in the Information Age"
Washington University Law School, St. Louis, MO (Mar. 31, 2005)
46. "The Digital Person: Technology and Privacy in the Information Age"
George Washington University Law School, Washington, DC (Mar. 24, 2005)
45. Keynote, "The Digital Person and the Future of Privacy"
Conference: Implementing PIPEDA: Internet Privacy Statements and On-Line Practices
University of Toronto Faculty of Law, Toronto, Ontario (Mar. 18, 2005)
44. "The Digital Person: Technology and Privacy in the Information Age"
Harvard Law School, Boston, MA (Mar. 15, 2005)
43. "A Taxonomy of Privacy"
International Association of Privacy Professionals, Washington, DC. (Mar. 10, 2005)
42. "The Digital Person: Technology and Privacy in the Information Age"
Berkeley Law School, Berkeley, CA (Mar. 8, 2005)
41. "The Digital Person: Technology and Privacy in the Information Age"
Stanford Law School, Palo Alto, CA (Mar. 7, 2005)
40. Keynote, "Data Privacy in a Digital World"
Symposium on Emerging Intellectual Property Issues
SMU Dedman School of Law, Dallas, TX (Mar. 4, 2005)
39. "The Digital Person: Technology and Privacy in the Information Age"
Columbia Law School, New York, NY (Feb. 22, 2005)
38. "Profiling the Digital Person"
U.S. Department of Homeland Security Privacy Office, Washington, DC (Feb. 16, 2005)
37. "The Digital Person"
Yale Barnes & Noble Bookstore, New Haven, CT (Feb. 10, 2005)
36. "Understanding Information Privacy in the Digital Age"
Yale Law School, New Haven, CT (Feb. 10, 2005)
35. "The Digital Person: Technology and Privacy in the Information Age"
University of Pennsylvania Law School, Philadelphia, PA (Jan. 25, 2005)
34. "The Digital Person: Technology and Privacy in the Information Age"
Temple Law School, Philadelphia, PA (Jan. 25, 2005)

33. "The Digital Person"
Barnes & Noble Bookstore, Washington, DC (Jan. 19, 2005)
32. Testimony, "RFID Tags and Information Privacy"
National Committee for Vital Health Statistics, Washington, DC (Jan. 11, 2005)
31. "The Digital Person: Technology and Privacy in the Information Age"
AALS Annual Meeting, San Francisco, CA (Jan. 8, 2005)

2004

30. "The Digital Person"
Barnes & Noble Bookstore, Lancaster, PA (Dec. 28, 2004)
29. "The Patriot Act and Privacy"
George Washington University Law School, Washington, DC (Nov. 17, 2004)
28. "Financial Privacy"
Fourth Reed Smith Roundtable of the Financial Industry, Washington, DC (Oct. 28, 2004)
27. "Privacy and the Digital Person"
Symposium: Privacy and Identity
De Paul University College of Law, Chicago, IL (Oct. 14-15, 2004)
26. "*Macbeth* and the Consequences of Murder"
George Washington University Law School, Washington, DC (Oct. 6, 2004)
25. "Emerging Issues in Privacy Law"
Symposium: Freedom 2.0
Electronic Privacy Information Center, Washington, DC (May 22, 2004)
24. "Melville's *Billy Budd* and Security in Times of Crisis"
Symposium: *The Failure of the Word* and the Rise of Law and Literature
Benjamin N. Cardozo School of Law, New York, NY (Apr. 18, 2004)
23. "Access and Aggregation: Public Access to Court Records"
Conference: Technology and Its Impact on New Jersey's Federal Courts
Federal Bench Bar Forum, New Brunswick, NJ (Apr. 14, 2004)
22. "The Legal Construction of Identity Theft"
Symposium: Digital Cops in a Virtual Environment
Yale Law School, New Haven, CT (Mar. 26-28, 2004)
21. "The New Vulnerability: Data Security and Personal Information"
Symposium: Securing Privacy in the Internet Age
Stanford Law School, Palo Alto, CA (Mar. 14-15, 2004)

20. "The Virtues of Knowing Less"
Hofstra Law School, Hempstead, NY (Jan. 29, 2004)

2003

19. "The Virtues of Knowing Less"
George Washington University Law School, Washington, DC (Nov. 20, 2003)
18. "Reconstructing Electronic Surveillance Law"
Symposium: The Future of Internet Surveillance Law
George Washington University Law School, Washington, DC (Oct. 23, 2003)
17. "The Origins and Growth of Information Privacy Law"
PLI Fourth Annual Institute on Privacy Law, New York, NY (June 23, 2003)
16. "Beyond Total Information Awareness: The Future of Government Information Gathering"
Conference: Privacy and Technology: Looking Back, Looking Ahead
National Press Club, Washington, DC (June 2, 2003)
15. "Privacy, Public Records, and the Constitution"
Conference: Uniting Privacy and the First Amendment in the 21st Century
California Office of Privacy Protection, Oakland, CA (May 9, 2003)
14. "Privacy in the Information Age"
Cornell University, Ithaca, NY (Apr. 10, 2003)

2002

13. "Identity Theft and the Architecture of Vulnerability"
Symposium: Enforcing Privacy
Berkeley Law School, Berkeley, CA (Nov. 16, 2002)
12. "Robert Post and Privacy: Community, Norms, and Practices"
Symposium: Enforcing Privacy
Berkeley Law School, Berkeley, CA (Nov. 15, 2002)
11. "Access and Aggregation: Privacy and Court Records"
Conference: Privacy and Court Records
New Jersey Judicial Administration Forum, New Brunswick, NJ (Sept. 20, 2002)
10. "Electronic Privacy and the Government"
PLI Third Annual Institute on Privacy Law, New York, NY (June 24, 2002)
9. "New Rights for a New World: Cyberspace and the Problem of Privacy"
Symposium: Rights: Philosophical Foundations and Practical Possibilities
American Philosophical Ass'n Pacific Division Annual Meeting, Seattle, WA (Mar. 28, 2002)

8. "Privacy, Public Records, and the Constitution"
Symposium: Modern Studies in Privacy Law
University of Minnesota Law School, Minneapolis, MN (Feb. 9, 2002)
7. "Cyberspace and Privacy: Understanding the New Architecture of Power"
AALS Annual Meeting, New Orleans, LA (Jan. 6, 2002)

2001

6. "Information Gathering and Privacy: Toward a New Paradigm"
Symposium: Information Gathering in the 21st Century
Seton Hall Law School, Newark, NJ (Nov. 16, 2001)
5. "Privacy, Electronic Surveillance, and the USA-Patriot Act"
America's New War on Terrorism: The Changing Legal Landscape
Seton Hall Law School, Newark, NJ (Nov. 7, 2001)
4. "Conceptualizing Information Privacy in Cyberspace"
Association of Internet Researchers 2.0, Minneapolis, MN (Oct. 12, 2001)
3. "Kafka vs. Orwell: Metaphors for Information Privacy"
Emory Law School, Atlanta, GA (Apr. 20, 2001)

2000 and Earlier

2. "Napster and DoubleClick: The Internet, Copyright, and Privacy"
Columbia Law School Alumni Association of New Jersey, Newark, NJ (Oct. 18, 2000)
1. "Postures of Judging: Dworkin vs. Dostoyevsky"
Law and Humanities Institute, New York, NY (Apr. 1997)

TESTIMONY AND COMMENTS

Congressional Testimony: *Hearing on Securing Consumers' Data*
Before the House Subcommittee on Commerce, Trade, and Consumer Protection,
Committee on Energy & Commerce, 109th Cong., 1st Sess. (May 11, 2005)

Testimony: *RFID Tags and Information Privacy*
National Committee for Vital Health Statistics (Jan. 11, 2005)

Comments to the FTC Regarding Free Credit Reports Under the FACTA
Federal Trade Commission (Apr. 16, 2004) (with Chris Hoofnagle, EPIC)

Addendum to Comments on the Privacy of Home Addresses and Phone Numbers Under OPRA
(Reply to the Testimony of Professor Fred Cate)
New Jersey Privacy Study Commission (Mar. 19, 2004)

Comments on the Privacy of Home Addresses and Phone Numbers Under OPRA
New Jersey Privacy Study Commission (July 2003)

Comments on the Draft Model Policy on Public Access to Court Records
National Center for State Courts and the Justice Management Institute (Apr. 26, 2002)

OTHER PROFESSIONAL ACTIVITIES

Blogger & Founding Member, *Concurring Opinions*,
<http://www.concurringopinions.com> (October 2005 – present)
• selected by the *ABA Journal* as one of the top 100 law blogs in 2007, 2008, and 2009

Blogger, *Huffington Post*, <http://www.huffingtonpost.com/> (October 2010 – present)

Blogger, *Balkinization*, <http://balkin.blogspot.com> (June 2005 – September 2005)

Blogger, *PrawfsBlawg*, <http://prawfsblawg.blogs.com> (May 2005 – September 2005)

American Association of Law Schools Defamation & Privacy Section Chair (2006-2007)

Letter to the FTC Requesting Investigation into Data Broker Products for Compliance
with FCRA (Dec. 16, 2004) (co-authored with Chris Hoofnagle, EPIC)

Participated in drafting U.S. Supreme Court amicus briefs in *Hiibel v. Sixth Judicial Circuit, Doe v. Chao*, *Bureau of Alcohol, Tobacco, and Firearms v. Chicago*, and *Watchtower Bible v. Stratton*

SELECTED MEDIA INTERVIEWS AND PROFILES

Newspapers (US)

New York Times
Washington Post
Wall Street Journal
USA Today
LA Times
Boston Herald
Chicago Tribune
Philadelphia Inquirer
Denver Post
Houston Chronicle
Newsday
Chronicle of Higher Education
San Francisco Chronicle
Newark Star-Ledger
Richmond Times Dispatch
Associated Press
Knight-Ridder News Service

Newspapers (International)

Toronto Star
Toronto Globe and Mail
Le Monde
Montreal Gazette
Financial Times

Television

NBC Evening News
NBC Today Show
ABC Evening News
ABC Good Morning America
CBS The Early Show
CBS Up to the Minute
CBS Evening News
CBS Sunday Morning
CNN News Night
CNN International
CSPAN Book TV
PBS

Radio

NPR
Air America
ABC Radio
Kojo Nnamdi Show
KTRS-St. Louis
KQED-N. California
WHYY-Philadelphia
IT Conversations

Magazines

Time
Newsweek
Business Week
Computer World
PC World
Wired
Reader's Digest
People
MIT's Technology Review
ABA Journal
Money Magazine
Forbes
Oprah Magazine

Other Media

MSNBC.com
BNA Privacy & Security Report
CNET News
CNN.com
Congressional Quarterly
Findlaw.com
Slate