BENJAMIN WINTERS

WASHINGTON, D.C.

EXPERIENCE

Consumer Federation of America, Washington, DC

Director of AI and Privacy October 2024 - Present

Establishing a data privacy and AI advocacy program at long-standing consumer-focused non-profit. Researching, writing, and advocating with the aim to get protective privacy and AI legislation passed. Working with state and federal legislators to curb harms from data brokers, AI, Submitting comments to local, state, federal, and international agencies to improve privacy and AI-related work. Work with issue area experts in housing, insurance, investor protection, financial services, and food policy to help ensure advocacy is reflective of the modern AI and data ecosystem.

University of District of Columbia David A. Clarke School of Law, Washington, DC

Instructor, January 2023 - Present
Proposed, developed, and taught Technology Policy & Law in Spring 2023, received positive feedback and taught two-credit courses in Fall 2023 and 2024. Sponsored students in their thesis writing processes.

Department of Justice, Civil Rights Division, Policy and Strategy Section, Washington, DC

Attorney Advisor, March 2024 - October 2024 Coordinating and providing legislative, regulatory, and other policy response to federal legislation, regulation, and reports.. Building capacity to enforce civil rights laws when AI is used throughout the division through training, event planning, and regulatory work. Created the AI State and Local Enforcers Community of Practice to build coalitions and improve capacity throughout the country to enforce against AI harm. Improving and creating new public-facing documents to fill gaps in public education about their civil rights. Developing and evaluating legislative, regulatory, and other public texts that affect civil rights policy.

Electronic Privacy Information Center, Washington D.C.

Senior Counsel - January 2023 - March 2024 EPIC Counsel - Sept 2021 - January 2023

Led the EPIC AI and Human Rights Project. Investigating algorithmic injustice through state and federal open government requests and primary research. Supervised collaborations with law school clinics to submit a petition for enforcement with the Consumer Financial Protection Bureau and submit regulatory comments with the Colorado Attorney General. Submitted comments to local, state, federal, and international agencies. Testified before D.C. Council, Massachusetts Legislature, Washington Legislature, California Privacy Protection Agency, and Colorado Attorney General. Presented to several federal and state agencies on algorithmic and privacy issues. Supervised several interns and fellows. Drafting and editing Amicus briefs to the DC Circuit and Massachusetts Supreme Court. Planned several symposia and events related to algorithmic harm and AI policy. Publishing analytical blog posts. Developing and leading coalitions.

AI Now, Washington, DC

Senior Fellow, July 2023 - January 2024

Tracked, analyzed, and created resources on Federal AI policy developments for audience of consumer advocates. Assist in preparations for events, testimony, and more.

Electronic Privacy Information Center, Washington D.C.

Equal Justice Works Fellow, August 2019 - August 2021

Developed and secured funding for two-year research and advocacy plan regarding disparate impact on carceral technologies. Drafted and delivered testimony and comments to legislatures and state, federal, and international agencies. Wrote model legislation to improve algorithmic accountability and transparency. Published report about Artificial Intelligence in the Criminal Justice System. Organized and spoke on several panels.

The Wendy Williams Show, New York, NY

Legal and Production Counsel Intern, September 2018 - May 2019

Drafted, reviewed, and negotiated contracts for giveaways, sweepstakes, and branding partnerships. Researched and reviewed court documents and news sources for live daily production purposes for defamation and trademark claims.

New York City Department of Buildings (Loft Board), New York, NY

Legal Intern, May 2018 - August 2018

Drafted proposed determinations for legalization application of manufacturing and commercial buildings to code-compliant residences. Prepared research memoranda on administrative, bankruptcy, government ethics, real estate, and contract issues. Attended rule-making and adjudicative meetings.

New York Attorney General's Office, New York, NY

Legal Extern, January 2018 - May 2018

Researched and prepared memoranda and public-facing guides on relevant data privacy and internet service for the Bureau of Internet and Technology. Investigated corporate compliance with data breach reporting laws to ensure consumer protection. Assisted with litigation drafting.

Represented low-income New Yorkers in contract, property, and disability benefits cases. Drafted and submitted pleadings, motions, and briefs. Interviewed clients and developed case strategy.

Common Cause New York, New York, NY

Media and Democracy Legal Intern, May 2017 - August 2017

Analyzed policies about broadband access issues and net neutrality. Organized public advocacy efforts.

EDUCATION

Benjamin N. Cardozo School of Law, New York, NY

Juris Doctor, May 2019

GPA: 3.43 Class Rank: Top 25%

Honors: Editor-In-Chief, Cardozo Journal of Equal Rights & Social Justice, Vol. 25; Student Director, Howard M. Squadron Program in Media, Law,

and Society; President, Data Law Society

Activities: Courtroom Advocates Project; Young Debaters Program Volunteer; World IP Day

SUNY College at Oneonta, Oneonta, NY

Bachelor of Science, magna cum laude, Communication Studies, December 2015

SELECT PUBLICATIONS

(Full List Including Media Appearances Available Upon Request)

- Generating Harms (Report), Electronic Privacy Information Center (May 2023)
- Scored and Screened in the District of Columbia (Report), Electronic Privacy Information Center (Nov. 1, 2022) Co-Written with Virginia Eubanks, Thomas McBrien, and Enid Zhou
- America's Next "Stop Model!": Algorithmic Disgorgement, Georgetown Law Review (forthcoming 2023) Workshopped at WeRobot September 16, 2022 (forthcoming 2023) Co-Written with Jevan Hutson
- We Can Work It Out: The False Conflict Between Data Protection and Innovation, Colo. Tech. L. J. __ (Sep. 2022) Co-Written with John Davisson and Calli Schroeder
- Open-ish Government Laws and the Disparate Racial Impact of Criminal Justice Technologies, 60 IDEA 507 (2021)
- Layered Opacity: Criminal Justice Algorithms exacerbate Disparate Impact Cycles and Prevent Trust, American University Law School Tech Law & Security Paper Series; j2021.
- Liberty At Risk: Pre-trial Risk Assessment Tools in The U.S. Criminal Justice System (Report), Electronic Privacy Information Center (July 2020)
- Election Information Avengers: A Taxonomy of AI Election Harms and the U.S. Actors that Can Remedy Them, Yale Law School Information and Society Project Special Edition on Propaganda (Forthcoming 2024) Co-Written with Calli Schroeder and Grant Fergusson

SELECT EVENT PARTICIPATION AND PLANNING

(Full list available upon request)

- Consumer Federation of America Financial Services Conference, (December 12, 2024), Planned, moderated
- Ohio State Law School Technology Law Journal Symposium, Regulating the Modern Prometheus (March 7, 2024), Panelist
- Society of Automative Engineers Government/Industry Meeting (January 18, 2024), Panelist
- National Fair Housing Alliance AI Symposium (January 19, 2024), Panelist
- Federal Trade Commission Technology Summit (January 24, 2024), Panelist
- Practising Law Institutue AI Conference (January 25, 2024), Panelist
- Scored and Screened in the District of Columbia, Electronic Privacy Information Center (September 21, 2022) Planned, hosted, and was panelist.
- Connecting algorithmic harm throughout the criminal legal cycle, Privacy Camp 2022 (January 25, 2022), Planned and moderated
- AI Symposium, Electronic Privacy Information Center (September 21, 2021), Planned, edited submissions responsive to CFP, moderated.
- Bill of Rights for an Automated Society, White House Office of Science and Technology Policy (Nov. 16, 2021), Planned and hosted.
- Workshop on AI and Analytics for Good, University of Maryland Business School, (Fall 2021) Panelist.

LICENSES

New York (April 2020 — Active); District of Columbia (March 2021 — Active)