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**AREAS OF SPECIALTY**

First Amendment (free speech), civil rights and technology, image-based sexual abuse, Section 230, criminal law & procedure, Second Amendment, family law, gender-based violence.

**EMPLOYMENT AND PROFESSIONAL AFFILIATIONS**

**GEORGE WASHINGTON LAW SCHOOL, 2023-present.**

*Eugene L. and Barbara A. Bernard Professor in Intellectual Property, Technology, and Civil Rights Law  
Affiliated Faculty, GW Center for Law and Technology*

**CYBER CIVIL RIGHTS INITIATIVE, 2013-present (founding member).**

*President, 2018-present; Legislative & Tech Policy Director, 2014-present; Vice-President, 2014-2018.*

**UNIVERSITY OF MIAMI SCHOOL OF LAW, 2010-2023.**

*Michael R. Klein Distinguished Scholar Chair, 2021-2023; Dean's Distinguished Scholar, 2019-2021.  
Professor of Law, 2015-present. Associate Professor of Law, 2010 - 2015.*

Subjects: Criminal Law; Criminal Procedure; First Amendment; Law, Policy, & Technology; Family Law; Second Amendment; Elements; Bias & the Law

**YALE LAW SCHOOL INFORMATION SOCIETY PROJECT, 2019-present. *Affiliate Fellow***

**UNIVERSITY OF MIAMI COLLEGE OF ARTS AND SCIENCES, 2016-2023.**

*Affiliated Faculty, Philosophy Department*

**JOHN S. AND JAMES L. KNIGHT FOUNDATION, 2021.**

*Knight Visiting Scholar (curated research and convened symposium on the Internet and democracy)*

**UNIVERSITY OF NAVARRA, PAMPLONA, SPAIN, Fall 2013.**

*Visiting Professor. Subject: U.S. Criminal Law*

**UNIVERSITY OF CHICAGO LAW SCHOOL, 2008 - 2010.**

*Bigelow Fellow and Lecturer in Law; Faculty Affiliate, Center for Gender Studies*

**THE SAB NEGOTIATION GROUP, 2007 - 2009. *Senior Consultant and Trainer***

**HARVARD UNIVERSITY, Fall 2005 - June 2008 (4 Derek Bok Distinction in Teaching Awards)**

*Lecturer, Dept. of Social Studies; Teaching Fellow, Government, Philosophy, and English Depts*

Courses: Shouting Fire: Laws and Limits of Free Speech (seminar); Intro to Social Theory; Justice; Existentialism in Literature & Film; Art & Thought of the Cold War

**DEBEVOISE AND PLIMPTON, NEW YORK, 2006. *Summer Associate***

**INTERNATIONAL CRIMINAL COURT (ICC), THE HAGUE, NETHERLANDS, Summer 2005.**

*Law Clerk/Visiting Professional, Office of the Prosecutor (Investigations Division)*

**QUINCY COLLEGE, MASSACHUSETTS, 2004 -2005. *Adjunct Faculty, Department of Humanities***

Subjects: Ethics, Introduction to Philosophy, World Religions

## EDUCATION

### **HARVARD LAW SCHOOL, J.D., JUNE 2007 (CUM LAUDE)**

*Honors:* 2007 National Association of Women Lawyers Outstanding Law School Student Award; 2005 Chayes International Public Service Fellow; 2005 Harvard Law School Association Alumnae Fellowship

*Activities:* Senior Executive Editor, HARVARD JOURNAL OF LAW & GENDER; Executive Editor, HARVARD HUMAN RIGHTS JOURNAL; Resident Tutor in Law, Eliot House

### **OXFORD UNIVERSITY, OXFORD, ENGLAND, D.PHIL., M.PHIL.**

Rhodes Scholar, Louisiana and Wadham 1999

- *D. Phil., Modern Languages and Literature*, January 2004  
 Doctoral Thesis: “Enjoying Women: Psychoanalysis, Sex, and the Political”  
 Examination Fields: Continental philosophy (ethics), psychoanalytic theory, gender theory
- *M. Phil.*, with distinction, *European Literature (French and German)*, June 2001.

### **LOYOLA UNIVERSITY NEW ORLEANS, B.A., MAY 1999 (SUMMA CUM LAUDE)**

Philosophy and English Literature double major, Classics minor

*Honors:* Ignatian (Presidential) Scholar; Phi Beta Kappa Outstanding Thesis Award

*Activities:* Founder and Editor-in-Chief of *sous rature* (philosophy journal); President, Philosophy Society

## BAR ADMISSIONS AND PROFESSIONAL ASSOCIATIONS

District of Columbia Bar

Member, American Law Institute

American Association of Law Schools Section on Jurisprudence Executive Committee 2017-present, Chair 2015 - 2016; Member 2014-1015

## PUBLICATIONS

### Books

FEARLESS SPEECH: BREAKING FREE FROM THE FIRST AMENDMENT (forthcoming Oct. 15, 2024) Bold Type Books (Hachette Book Group)

THE CULT OF THE CONSTITUTION: OUR DEADLY DEVOTION TO GUNS AND FREE SPEECH (2019) (paperback edition 2020) Stanford University Press

Awards: 2020 Independent Publisher Book Award Gold Medal; 2020 Association of American Publishers PROSE Excellence Award in Social Sciences; AAP 2020 PROSE Award in Legal Studies

### Book Chapters

1. *The Criminalization of Nonconsensual Pornography in the U.S.* in CRIMINALISING INTIMATE IMAGE ABUSE (Gian Marco Caletti & Kolis Summerer, eds., Oxford Univ. Press) (2024)
2. *The Free Speech Industry*, in SOCIAL MEDIA, FREEDOM OF SPEECH, AND THE FUTURE OF OUR DEMOCRACY (Lee Bollinger & Geoffrey Stone, eds., Oxford Univ. Press, 2022).
3. *The Crime of “Revenge Porn”* in APPLIED ETHICS IN CRIMINAL LAW (Lawrence Alexander & Kimberly Ferzan, eds., Palgrave Macmillan, 2019).
4. *A Thousand and One Stories: Mythology and the #MeToo Movement* in #METOO AND THE POLITICS OF SOCIAL CHANGE (Bianca Fileborn & Rachel Loney-Howes, eds., Palgrave Macmillan, 2019).

5. *Beyond 'Free Speech for the White Man': Feminism and the First Amendment*, in RESEARCH HANDBOOK ON FEMINIST JURISPRUDENCE (Cynthia Bowman & Robin West, eds., Elgar's Legal Theory Research Encyclopedia Series, 2019).
6. *Not Where Bodies Live: The Abstraction of Internet Expression*, in FREE SPEECH IN THE DIGITAL AGE (Susan Brison & Katharine Gelber, eds., Oxford Univ. Press, 2019).
7. *Injury Inequality*, in INJURY AND INJUSTICE: THE CULTURAL POLITICS OF HARM AND REDRESS (Anne Bloom et al, eds., Cambridge Univ. Press, 2018).
8. *How to Stop Online Harassment*, in MEDIATING MISOGYNY: GENDER, TECHNOLOGY, AND HARASSMENT (Palgrave, 2018).
9. *How Stand Your Ground Laws Hijacked Self-Defense*, in GUNS AND CONTEMPORARY SOCIETY: THE PAST, PRESENT, AND FUTURE OF FIREARMS AND FIREARM POLICY, VOL. 3 (ABC-CLIO, 2015).
10. *Where the Law Lies: The Costs of Constitutional Fictions*, in LAW AND LIES: DECEPTION AND TRUTH-TELLING IN THE AMERICAN LEGAL SYSTEM (Austin Sarat, ed., Cambridge Univ. Press, 2015).
11. *Real Men Advance, Real Women Retreat: Stand Your Ground, Battered Women's Syndrome, and Violence as Male Privilege*, in WOMEN AND THE LAW (Tracy A. Thomas, ed., Thomson Reuters, 2015)
12. *An-aesthetic Theory: Adorno, Sexuality, and Memory*, in FEMINIST INTERPRETATIONS OF ADORNO (Penn State Press, 2006).
13. *(Porno)Graphic Depictions: Manufacturing an Erotics of Identity*, in IMAGE INTO IDENTITY (Rodopi, 2006).
14. *Von Sex und Andere Akte (Of Sex and Other Acts)*, in ÜBER ZIZEK: PERSPEKTIVEN UND KRITIKEN (Turia + Kant, 2004).
15. *Controlled Exposure: Gustave Courbet's 'L'origine du monde' and the Woman-Thing*, in EXPOSURE: REVEALING BODIES, UNVEILING REPRESENTATIONS (Peter Lang, 2004).
16. *Obscene Undersides: Women and Evil between the Taliban and the US*, in FEMINIST PHILOSOPHY AND THE PROBLEM OF EVIL (Indiana Univ. Press, 2007) (originally published in the peer-reviewed journal HYPATIA: A JOURNAL OF FEMINIST PHILOSOPHY 18:1, 2003).
17. *Obscene Supplements, or, what we talk about when we talk about death*, in POSTMODERN PRODUCTIONS (Lit Verlag, 2001).

#### Articles and Essays

1. *The Supreme Court as Death Panel: The Necropolitics of Bruen and Dobbs*, 98 NYU L. REV. 1881 (2023).
2. *How Stalking Became Free Speech: Counterman v. Colorado and the Supreme Court's Continuing War on Women*, GEO. WASH. L. REV. ON THE DOCKET (July 28, 2023).
3. *How Law Schools Can Fight for Fearless Speech*, 51 HOFSTRA L. REV. 613 (2023).
4. *The Lost Cause of Free Speech*, 2 J. OF FREE SPEECH LAW 327 (2023).
5. *Freedom From Speech*, 20 GEO. J. L. & PUB. POL'Y 865 (2022).
6. *Speaking of Women: Feminism and Free Speech*, SIGNS: JOURNAL OF WOMEN IN CULTURE AND

- SOCIETY (*Feminist Frictions: Key Concepts and Controversies* series, 2022)
7. *Beyond the Public Square: Imagining Internet Democracy*, 131 YALE L.J. F. 427 (2021).
  8. *Book Talk: The Cult of the Constitution*, 13 CONLAWNOW 33 (2021).
  9. *The Internet as a Speech Machine and Other Myths Confounding Tech Policy Reform*, 2020 U. CHI. LEGAL F. 45 (2020) (with Danielle Keats Citron).
  10. *The Second Amendment's Safe Space, or The Constitutionalization of Fragility*, 83 LAW & CONTEMP. PROBS. 137 (2020).
  11. *How the Internet Unmakes the Law*, 16 OHIO STATE TECH. L.J. 10 (2020).
  12. *The Miseducation of Free Speech*, 105 VA. L. REV. ONLINE 218 (2019) (Symposium issue: Speech Inside the Schoolhouse Gates: 50 Years After *Tinker v. Des Moines*).
  13. *Witch Hunts: #MeToo, Free Speech, and the Fear of Women's Words*, 2019 U. CHI. LEGAL F. 123 (2019)
  14. *Sex, Lies, and Videotape: Deep Fakes and Free Speech Delusions*, 78 MARYLAND L. REV. 892 (2019) (with Ari Waldman).
  15. *Fearless Speech*, 17 FIRST AMEND. L. REV. 294 (2019).
  16. *Revenge Porn Reform: A View from the Front Lines*, 69 FLA. L. REV. 1251 (2018).
  17. *The Desert of the Unreal: Inequality in Virtual and Augmented Reality*, 51 U. C. DAVIS L. REV. 499 (2017).
  18. *Democratic Surveillance*, 30 HARV. J.L. & TECH 425 (2017).
  19. *Men, Women, and Optimal Violence*, 3 U. ILL. L. REV. 929 (2016).
  20. *Real Men Advance, Real Women Retreat: Stand Your Ground, Battered Women's Syndrome, and Violence as Male Privilege*, 68 MIAMI L. REV. 1099 (2014) (11<sup>th</sup> Circuit issue).
  21. *I Am/I Am Not: On Angela Harris's Race and Essentialism in Feminist Legal Theory*, 102 CAL. L. REV. 1053 (2014) (Festschrift for Angela Harris).
  22. *Criminalizing Revenge Porn*, 49 WAKE FOREST L. REV. 345 (2014) (with Danielle Keats Citron)
  23. *How to Feel Like a Woman, or, Why Punishment is a Drag*, 61 UCLA L. REV. 566 (2014).
  24. *Sexual Harassment 2.0*, 71 MARYLAND L. REV. 655 (2012).
  25. *When Bad Speech Does Good*, 43 LOY. CHI. L.J. 395 (2012) (Symposium issue).
  26. *Lies, Damned Lies, and Judicial Empathy*, 51 WASHBURN L.J. 61 (2011) (response to Susan Bandes's Foulston Siefkin Lecture).
  27. *Unwilling Avatars: Idealism and Discrimination in Cyberspace*, 20 COLUM. J. GENDER & L. 224 (2011); excerpted in INTERNET LAW: CASES AND PROBLEMS (James Grimmelman, ed.).
  28. *The Banality of Cyber Discrimination, or, The Eternal Recurrence of September*, 87 DU PROCESS 5 (2010) (symposium issue).

29. *Remote Locutions: Mediation, Alienation, and Superfluity in Cyberspace Ideology*, JANUS HEAD: JOURNAL OF INTERDISCIPLINARY STUDIES IN LITERATURE, CONTINENTAL PHILOSOPHY, PHENOMENOLOGICAL PSYCHOLOGY, AND THE ARTS (Duchesne University, peer-reviewed journal) 1:3 (1999).

#### Selected Short Essays, Op-eds, Blog Posts

1. *The Abortion Pill and the Hypocritical Oath*, Ms. Magazine, March 28, 2024.
2. *The Constitution as a Homicide Pact*, Ms. Magazine, Dec. 5, 2023.
3. *The Supreme Court Just Legalized Stalking*, Slate, July 6, 2023.
4. *Chief Justice John Roberts' Mockery of Stalking Victims Points to a Deeper Problem*, Slate, April 21, 2023.
5. *Who Pays for Cheap Speech?* Balkinization Symposium on Richard L. Hasen's CHEAP SPEECH, April 10, 2022.
6. *Redo the First Two Amendments*, BOSTON GLOBE, Dec. 2021.
7. *Section 230 and the Anti-Social Contract*, LAWFARE, Feb. 2021.
8. *Reforming Section 230 and Platform Liability*, Cyber Policy Recommendations for the New Administration, STANFORD CYBER POLICY CENTER, Jan. 27, 2021.
9. *The End of Philanthropy*, KNIGHT/KETTERING SERIES ON DEMOCRACY AND CIVIC LIFE: What is the Long Game for Philanthropy? Nov. 2020.
10. *A Dangerous Form of Unanswerable Speech*, BOSTON GLOBE, Oct. 12, 2020.
11. *The Utter Incoherence of Trump's Battle with Twitter*, THE ATLANTIC, May 30, 2020.
12. *Cyber Civil Rights in the Time of Covid-19*, HARV. L. REV. BLOG, May 14, 2020 (with Danielle Keats Citron).
13. *Constitutional Reckoning*, BALKINIZATION, Dec. 10, 2019.
14. *Congress Failed Katie Hill*, NEWSWEEK, Nov. 4, 2019.
15. *Katie Hill's Staffer Deserves Better Than This*, SLATE, Oct. 31, 2019.
16. *Nude Photos of Katie Hill Had Nothing to Do with Her Conduct*, WASH. POST, Oct. 30, 2019.
17. *Our Collective Responsibility for Mass Shootings*, NEW YORK TIMES, Oct. 9, 2019.
18. *The Free Speech Black Hole: Can the Internet Escape the Gravitational Pull of the First Amendment?* KNIGHT FIRST AMENDMENT INSTITUTE, Aug. 2019.
19. *Feelings, Facts, and Firearms: Teaching the Second Amendment*, DUKE MINI-SYMPOSIUM: Teaching Firearms Law, July 9, 2019.
20. *Evaluating New York's 'Revenge Porn' Law: A Missed Opportunity to Protect Sexual Privacy*, HARV. L. REV. BLOG (April 23, 2019) (with Danielle Keats Citron).

21. *The Free Speech Fraternity*, FIRST AMENDMENT NETWORK, Concurring Opinions (Sept. 2018).
22. *Moral Hazard on Stilts: Zeran's Legacy*, THE RECORDER, Law.com (Nov. 10, 2017).
23. *The Conversation We Need to Have About Revenge Porn*, REFINERY29, March 30, 2017.
24. *Whose Civil Liberties? Legislative Responses to Technology-Facilitated Violence Against Women*, ORTNER CENTER ON FAMILY VIOLENCE, Feb. 11, 2017.
25. *Stand Your Ground Laws Jeopardize Public Safety in the Name of Public Safety*, in ISSUES: UNDERSTANDING CONTROVERSY AND SOCIETY, ABC-CLIO, 2017.
26. *Revenge Porn is not free speech*, PROVIDENCEJOURNAL, Dec. 21, 2016.
27. *It's Time for Congress to Protect Intimate Privacy*, HUFF. POST, July 18, 2016.
28. *Fears of attack on free speech are groundless*, PROVIDENCEJOURNAL, June 10, 2016.
29. *Why Hulk vs. Gawker is not About Privacy vs. Free Speech*, HUFF. POST, March 23, 2016.
30. *Unequal Exposure*, CONCURRING OPINIONS ONLINE SYMPOSIUM on Bernard Harcourt's *Exposed: Desire and Disobedience in the Digital Age*, March 18, 2016.
31. *The Fight Against Digital Abuse: The View from the US*, WOMEN'S AID INTERNATIONAL, Day Opposing Violence against Women Conference 2015, Dec. 2015.
32. *Censoring Women*, BOSTON U. L. REV. ANNEX: Online Symposium on Danielle Citron's *Hate Crimes in Cyberspace*, Oct. 2015.
33. *Who's Afraid of "Hot Girls"?* HUFF. POST, June 26, 2015.
34. *How to Defeat Revenge Porn: First, Recognize It's About Privacy, Not Revenge*, HUFF. POST, June 22, 2015.
35. *Supreme Court May Have Made Online Abuse Easier*, TIME, June 3, 2015 (with Soraya Chemaly).
36. *The ACLU's Frat House Take on "Revenge Porn,"* HUFF. POST, April 1, 2015.
37. *Protecting Sexual Privacy: New York Needs a 'Revenge Porn' Law*, ATTICUS (New York State Association of Criminal Defense Lawyers), Winter 2015, 15-21.
38. *'Revenge porn' law is flawed, but suit goes too far*, LOS ANGELES DAILY JOURNAL, Oct. 23, 2014.
39. *Why Nonconsensual Porn Should be a Sex Crime*, DAILY DOT, Oct. 9, 2014.
40. *The Need for Sexual Privacy Laws*, BROOKINGS INSTITUTION, Sept. 9, 2014.
41. *Precautions and Privacy*, NEW YORK DAILY NEWS, Sept. 3, 2014
42. *The Internet's Privacy Hypocrisy*, DAILY DOT, Sept. 3, 2014.
43. *The Many Ways Twitter is Bad at Responding to Abuse*, THE ATLANTIC, Aug. 14, 2014.
44. *Presumed Unworthy*, HUFF. POST, Aug. 13, 2014.

45. *Drafting An Effective “Revenge Porn” Law: A Guide for Legislators*, SSRN, 2014.
46. *Does California’s “Revenge Porn” Law Pass Muster?* DAILY JOURNAL, May 6, 2014.
47. *It’s Simple: Criminalize Revenge Porn, Or Let Men Punish Women They Don’t Like*, THE GUARDIAN, April 17, 2014 (with Danielle Citron).
48. *Stand Your Ground’s Woman Problem: Laws Expanding Self-Defense Raise Questions about Gender as Well as Race*, HUFF. POST, March 3, 2014.
49. *Why Revenge Porn Must be a Crime*, NEW YORK DAILY NEWS, Feb. 26, 2014.
50. *We Need New Laws to Put a Stop to Revenge Porn*, THE INDEPENDENT, Feb. 23, 2014.
51. *Free Speech Elitism: Harassment is not the Price ‘We’ Pay for Free Speech*, HUFF. POST, Jan. 23, 2014.
52. *The Lawless Internet? Myths and Misconceptions about CDA Section 230*, HUFF. POST, Dec. 18, 2013.
53. *More Thoughts on the Dangerous Fragility of Men*, CONCURRING OPINIONS, March 4, 2013.
54. *The Dangerous Fragility of Men*, CONCURRING OPINIONS, Feb. 28, 2013.
55. *Why We Need a Federal Criminal Law Response to Revenge Porn*, CONCURRING OPINIONS, Feb. 15, 2013.
56. *Why You Can’t Punch a Boxer in the Face When He Asks You for Directions: Consent, Context, and Humanity*, CONCURRING OPINIONS, Feb. 9, 2013.
57. *Adventures in Victim Blaming: Revenge Porn Edition*, CONCURRING OPINIONS, Feb. 1, 2013.
58. *Combating Non-Consensual Pornography: A Working Paper*, SSRN, 2013.
59. *The Normative Jurisprudence of Creepshots* (contribution to symposium on Robin West’s NORMATIVE JURISPRUDENCE), CONCURRING OPINIONS, Oct. 22, 2012.
60. *The Sext Wars: Consent, Secrecy, and Privacy*, CONCURRING OPINIONS, March 31, 2011.
61. *For the Love of Hate: Why We Have Little to Fear From the Westboro Baptist Church*, CONCURRING OPINIONS, March 8, 2011.
62. *That Obscure Object of Concern: Selective Feminism and the Rise of Anti-Sharia Laws*, CONCURRING OPINIONS, Feb. 16, 2011.
63. *There are No Children in Afghanistan*, CONCURRING OPINIONS, Feb. 4, 2011.
64. *A Philosopher and a Psychoanalysis Walk into a Classroom, Redux*, PRAWFSBLAWG, Jan. 31, 2011.

#### Book Reviews

1. *For the NRA’s leaders, lives of privilege and private security* (Reviewing Tim Mak, MISFIRE: INSIDE THE DOWNFALL OF THE NRA) WASH. POST, Dec. 23, 2021.
2. *Unpoliced* (Reviewing Barry Friedman, UNWARRANTED: POLICING WITHOUT PERMISSION) 53 NEW ENG. L. REV. 217 (2019).

3. *Justice Beyond Dispute* (Reviewing Ethan Katsh & Orna Rabinovich-Einy, *DIGITAL JUSTICE: TECHNOLOGY AND THE INTERNET OF DISPUTES*) 131 HARV. L. REV. 1374 (2018).
4. *What's Left of Pleasure?* (Reviewing Janet Halley, *SPLIT DECISIONS: HOW AND WHY TO TAKE A BREAK FROM FEMINISM*) 30 HARV. J. L. & GENDER 257 (2007).
5. *Guantánamo Forever: U.S. Sovereignty and the Unending State of Exception* (Reviewing Brandt Goldstein, *STORMING THE COURT: HOW A BAND OF YALE LAW STUDENTS SUED THE PRESIDENT-AND WON*) 1 HARV. L. & POL'Y REV. 259 (2007).

## LEGISLATIVE, ADVOCACY, AND CONSULTING WORK

### Legislation and Advocacy

Advisor to multiple members of Congress on legislation relating to online privacy, interstate threats, digital audiovisual manipulation (also known as “deepfakes”), “doxing,” Section 230 reform, stalking, and sexual extortion, including the *Stopping Harmful Image Exploitation and Limiting Distribution* (SHIELD) Act (bipartisan federal criminal statute protecting sexual privacy sponsored by Congresswoman Jackie Speier) and the *Preventing Deepfakes of Intimate Images Act of 2024* (bipartisan federal legislation sponsored by Congressman Joe Morelle). 2013-present.

Drafted first model U.S. criminal statute on the unauthorized distribution of intimate images (also known as “revenge porn,” or “non-consensually distributed intimate imagery”) in 2013, which became the template for multiple U.S. state and federal laws on the issue and was consulted by legislators in countries including the United Kingdom and Iceland (2013).

Assisted legislators in 30+ states and the District of Columbia in drafting, evaluating, or testifying regarding legislation against non-consensual distribution of intimate images (aka “revenge porn”). 2013-present.

Testified in favor of Maryland House Bill 555 (creating criminal and civil liability for “doxing,” or the unauthorized disclosure of personally identifying information), Annapolis, MD, Feb. 13, 2024.

Testified in favor of Illinois Senate Bill 1392 and House Bill 2123 (amending existing civil remedy for “revenge porn” to extend to “deepfake” porn), March 8, 2023 (became law July 28, 2023).

Drafted model statute on digital forgeries (also known as “deepfakes,” or digitally manipulated audio-visual material) used as a template for Illinois HB2123, the Digital Forgeries Act (introduced Feb. 2023).

Testified against Florida Senate Bill 68 (expanding concealed-carry to college campuses), Tallahassee, FL, Oct. 2015 (defeated).

Uniform Law Commission (ULC), Study Committee on Deepfakes, Observer. 2023-present.

Uniform Law Commission (ULC) Enactment Committee for the 2018 *Uniform Civil Remedies for the Unauthorized Disclosure of Intimate Images Act*, Member. Aug. 2018-present.

Uniform Law Commission (ULC) Reporter, 2018 *Uniform Civil Remedies for the Unauthorized Disclosure of Intimate Images Act*. 2016-18.

### Amicus Briefs (primary drafter)

1. *U.S. v. Rahimi* (U.S. Supreme Court, 2023) (urging the Court to acknowledge that *Dobbs v. Jackson Women's Health Org.* (2022) requires the conclusion that no text, history, or tradition supports an individual constitutional right to gun possession and thus both *NYSRPA v. Bruen* (2022) and *D.C. v Heller* (2008) must be overruled).



2. *Counterman v. Colorado* (U.S. Supreme Court, 2023) (First Amendment Scholars' brief supporting Colorado's objective intent test for stalking).
3. *Gonzalez v. Google* (U.S. Supreme Court, 2022) (urging the Court to overrule existing lower-court caselaw that mistakenly interpret 47 U.S.C. § 230 as granting technology companies virtually limitless immunity for all harms that occur on their platforms).
4. *Indiana v. Katz* (Indiana Supreme Court, 2021) (defending constitutionality of the state's nonconsensual pornography statute).
5. *AFT Michigan v Project Veritas* (Michigan Supreme Court, 2021) (supporting all-party consent interpretation of Michigan eavesdropping law).
6. *Dababneh v. Lopez* (Third Appellate District, Cal. App. 2020) (supporting First Amendment rights of sexual assault survivors against retaliatory defamation suits).
7. *Minnesota v. Casillas* (Minnesota Supreme Court, 2020) (defending constitutionality of state's nonconsensual pornography statute).
8. *Daniel v. Armslist* (U. S. Supreme Court, 2019) (supporting plaintiff's petition for United States Supreme Court certiorari, arguing that Section 230 does not immunize online firearms marketplace for the design of its website).
9. *Illinois v. Bethany Austin* (Illinois Supreme Court, 2019) (defending constitutionality of state's nonconsensual pornography statute).
10. *Daniel v. Armslist* (Wisconsin Supreme Court, 2019) (supporting ruling that Section 230 does not offer complete immunity to online firearms marketplace).
11. *Ex parte Jordan Bartlett Jones* (Texas Court of Criminal Appeals, 2019) (defending constitutionality of state's nonconsensual pornography statute).
12. *Vermont v. Rebekah S. VanBuren* (Vermont Supreme Court, 2017) (defending constitutionality of the state's nonconsensual pornography statute).

### **Governmental Hearings, Briefings, and Panels**

U.S. House Committee on Oversight and Accountability, Subcommittee on Cybersecurity, Information Technology, and Government Innovation, Hearing on Addressing Real Harm Done by Deepfakes, March 12, 2024 (written testimony).

White House Roundtable on AI Safety & Solutions for Image-Based Sexual Abuse, Nov. 13, 2023.

White House Cross-Cutting Priorities in Tech Stakeholders Convening, National Economic Council, May 11, 2023.

White House State Legislative Convening on Non-Consensual Intimate Image Abuse, White House Task Force to Address Online Harassment and Abuse, April 26, 2023.

Non-Government Advisor to the U.S. Delegation to the 67<sup>th</sup> Session of the United Nations Commission on the Status of Women (CSW), New York City, March 6-17, 2023.

U.S. Senate Committee on the Judiciary, Subcommittee on Privacy, Technology, and the Law Hearing on Platform Accountability: *Gonzalez* and Reform, Washington D.C., March 8, 2023 (oral and written testimony).

White House Task Force to Address Online Harassment and Abuse Inaugural Meeting, June 16, 2022.

U.S. House of Representatives Select Committee to Investigate the January 6<sup>th</sup> Attack on the United States Capitol, April 2022 (written statement).

U.S. Department of Homeland Security, Department of State, Shorenstein Center at Harvard University, & Office of the Director of National Intelligence: *Counter Disinformation Webinar*, Feb. 22, 2022.

U.S. House of Representatives Committee on Energy and Commerce, Subcommittee on Communications and Technology Hearing on *Holding Big Tech Accountable: Targeted Reforms to Tech's Legal Immunity*, Washington D.C., Dec. 1, 2021 (oral and written testimony).

U.S. Senate Committee on Homeland Security and Governmental Affairs Hearing on *Social Media Platforms and the Amplification of Domestic Extremism & Other Harmful Content - Part I*, Washington D.C., Oct. 28, 2021 (oral and written testimony).

Department of Justice (Office of Civil Rights): *Confronting Hate*, Oct. 25, 2021.

Independent Review Commission (IRC) Expert Briefing on Sexual Assault in the Military: *Cyber Sexual Abuse*, April 8, 2021.

Department of Justice: *Section 230 Workshop - Nurturing Innovation or Fostering Unaccountability?* FBI Headquarters, Washington DC, Feb. 19, 2020.

Congressional Bipartisan Task Force to End Sexual Violence: Roundtable on *Cyber Violence and Harassment*, Washington, D.C., April 3, 2019.

Roundtable with New Zealand Privacy Commissioner John Edwards: *Section 230 and Internet Regulation*, Washington DC, April 30, 2019.

Office of Congresswoman Yvette Clarke: Symposium on *"Deep Fake" Technology*, Washington D.C., March 6, 2019.

Department of Justice (Criminal Division), & Georgetown Law Center: Cybercrime Symposium 2020: *Legislating Future Crimes: Will New Prosecutorial Tools Be Necessary? Revisiting the Future of Online Crime and Investigations*, Washington, DC, Nov. 2018.

Department of Justice (Computer Crime and Intellectual Property Section), & University of Maryland Law School: Cybercrime Symposium 2017: *When Cybercrime Turns Violent and Abusive*, Baltimore, MD, Sept. 2017.

Congressional Bipartisan Task Force to End Sexual Violence: Briefing on *Online Violence & Harassment*, Washington D.C., July 14, 2017.

New York City Mayor's Office to Combat Domestic Violence: *"Revenge Porn": Emerging Law and Technology*, New York, NY, Jan. 2016.

Congressional Internet Caucus Advisory Committee's Congressional Briefing: *Technology and Sexual Privacy*, Washington D.C., Nov. 2014.

### **Advising, Consulting, Working Groups**

White House Task Force to Address Online Harassment and Abuse, 2022-present (Expert Advisor).

White House Gender Policy Council, 2022-present (Advisor).

Everytown Center for the Defense of Gun Safety Advisory Board 2023-present.

Electronic Privacy Information Center (EPIC), Advisory Board, 2023-present.

National Academies of Sciences, Engineering, and Medicine, Scientists and Engineers in Exile or Displaced (SEED) Advisory Committee, 2023-present.

Council for Responsible Social Media, 2022-present (Member).

Joint Center for Political and Economic Studies White Paper on Section 230's Impacts on Black Communities, 2021-present (Expert).

PEN America, Online Abuse Defense Program, 2022 (Expert).

Rebuild Congress Initiative (RCI) Social Media Initiative, 2022 (Expert).

Pew Research Center Report on The Metaverse in 2040, June 2022 (Expert).

Harvard Kennedy School Democracy and Internet Governance (DIGI) Initiative Working Group, 2022 (Member).

Knight-Ipsos Report on Free Expression in America Post-2020, Jan. 2022 (Contributor).

Aspen Commission on Information Disorder Final Report, Nov. 2021 (Expert Advisor).

World Economic Forum Global Future Council on Data Policy, "Pathways to Digital Justice," March-October 2021 (Advisory Committee Member).

PEN America, No Excuse for Abuse Report, 2021 (Expert).

Berkeley Comparative Equality and Anti-Discrimination Law Study Group, May 2018-present (Member).

Former California Attorney General Kamala Harris's Working Group on Cyber Exploitation, 2015-2016 (Member).

*Hot Girls Wanted*, Emmy-nominated documentary on the "professional amateur" pornography industry, 2014 (Co-producer and Legal Expert).

### **Expert Witness Experience**

Expert witness in civil and criminal cases involving doxing, privacy, image-based sexual abuse, and voter intimidation.

### **SELECTED INVITED LECTURES**

1. *Selling Out Free Speech*, Inaugural Ann S. Bowers College of Computing and Information Science Distinguished Speaker on Free Expression, Cornell University, Dec. 7, 2023.
2. *Selling Out Free Speech*, Susan and James Wright Lecture on Computation & Just Communities, Dartmouth College, Oct. 23, 2023.
3. *Gender and Power in an Age of Disinformation: A Conversation with Mary Anne Franks*, Council on Foreign Relations, Roundtable Series on Women and Foreign Policy, June 23, 2022.
4. *The Free Speech Industry: How the Internet Commodifies Freedom*. Center for Information, Technology, and Public Life (CITAP), University of North Carolina, Feb. 3, 2022.
5. *What is Image-Based Abuse and Why Does it Matter?* (Keynote Address). Center for Media at Risk at

- Penn's Annenberg School for Communication, in partnership with the Cyber Civil Rights Initiative, Dec. 2, 2021.
6. *The Faithless Constitution*. Tresolini Lecture in Law, Lehigh University, September 16, 2021.
  7. *Rewriting the Code: Changing the Law, Technology, and Culture of Abuse* (Keynote Address). Massachusetts Virtual Technology Symposium, Massachusetts Office for Victim Assistance & Jane Doe Inc., Jan. 8, 2021.
  8. *The Cult of the Constitution*. Constitution Day Lecture, Washington and Lee University, Sept. 17, 2020.
  9. *The Constitution and Free Speech Fundamentalism*. Muhlenberg College, Sept. 15, 2020.
  10. *White Man's Constitution?* University of Akron Regula Lecture at the Center for Constitutional Law, Sept. 14, 2020.
  11. *The Cult of the Constitution* (in conversation with Prof. Danielle Keats Citron). Books and Books, Miami, FL, Jan. 21, 2020.
  12. *All the World's a University: The Real Campus Speech Crisis* (Keynote Address). Faculty Research Network National Symposium, Miami, FL, Nov. 2019.
  13. *How the Internet Undoes the Law*. Ohio State Technology Law Journal Distinguished Lecture on the State of Internet Law, Ohio State Moritz College of Law, Columbus, OH, Sept. 20, 2019.
  14. *Free Speech for the Last Girl*. Fordham University School of Law, New York, NY, Sept 12, 2019.
  15. *The Cult of Free Speech*. Constitutional Law Series, University of Pennsylvania Law School, March 2019.
  16. *Privacy at the Intersection* (Keynote Address). University of Miami Data Privacy Day, Miami, FL, Feb. 6, 2019.
  17. *The Cult of the Internet*. Law & Technology Speaker Series, Information Society Project, Yale Law School, CT, Nov. 2018.
  18. *Fearless Speech*. Faculty Workshop, Stanford Law School, CA, October 2018.
  19. *The Last Girl: The Intersection of Technology & Sexual Assault/Sexual Harassment*. Facebook Mental Health Summit, Palo Alto, CA, October 4, 2018.
  20. *The Cult of the Internet*. Hibbert R. Roberts Lecture, Illinois State University, Sept. 2018.
  21. *Protecting Sexual Privacy*. Center for Professional and Applied Ethics, University of North Carolina Charlotte, NC, March 2018.
  22. *Black Lives Matter and Constitutional Fundamentalism*. University of Miami School of Law, Miami, FL, Feb. 22, 2018.
  23. *Telling Stories* (Keynote Address). From #MeToo to #NowWhat: The Role of Law in Responding to the #MeToo Social Media Campaign, Brandeis School of Law, Louisville, KY, Feb. 9, 2018.
  24. *The Cult of the Constitution*. Faculty Workshop, Vanderbilt University Law School, Nashville, TN, January 2018.
  25. *First Amendment in a New Media Environment*. Allen L. Poucher Lecture, University of Florida Levin

- College of Law, Gainesville, FL, Nov. 2017.
26. *Free Speech Elitism*. Agnes Scott College, Decatur, GA, Nov. 2017.
  27. *Equality by Design: Race, Gender, and Technology*. Microsoft Latin America Corporate & Legal Affairs Summit 2017, Miami, FL, August 2017.
  28. *First Amendment Fanaticism*. Yale Law School, Hartford, CT, April 2017.
  29. *Revenge Porn Reform: A View from the Front Lines*. George Washington University School of Law, Washington D.C., Oct. 2016.
  30. *Guns, Speech, and Sex: The Rise of Constitutional Extremism*. Constitution Day Lecture, Drake University Law School, Des Moines, IA, Sept. 2016.
  31. *Fighting Revenge Porn in the US* (Keynote Address). More than Revenge: Developing Effective Law Reform to Address the Harms of "Revenge Pornography," Melbourne, Australia, Feb. 2016.
  32. *Fighting Fundamentalism*. Skepticon 8, Springfield, MO, Nov. 2015.
  33. *Women's Online Equality*. International Conference on the 100 Years' Anniversary of Women's Suffrage in Iceland, Reykjavik, Iceland, Oct. 2015.
  34. *Privacy and Privilege* (Keynote Address). International Congress on Privacy, University of Passau, Germany, Oct. 2015.
  35. *Shutting Down "Revenge Porn": Progress and Challenges*. Talks-at-Google, Google Headquarters, Mountain View, CA, June 2, 2015.
  36. *Challenging the Gospel: "Revenge Porn" Reform and Its Critics*. Regulation of Family, Sex, and Gender Workshop, University of Chicago Law School, IL, April 29, 2015.
  37. *Responding to "Revenge Porn"* (Keynote Address). Florida Coalition Against Domestic Violence Regional Training, Palm Beach County, FL, Jan. 2015.
  38. *Combating Nonconsensual Pornography*. Google Headquarters, Mountain View, CA, Dec. 2014.
  39. *The Other Chilling Effect: Equality, Online Abuse, and Free Expression*. Facebook's Safety Speaker Series, Facebook Headquarters, Menlo Park, CA, Dec. 2014.
  40. *Internet Inequality as a Civil Rights Issue*. Association for Education in Journalism and Mass Communication (AEJMC) Commission on the Status of Women Luncheon, Montreal, Canada, Aug. 8, 2014.
  41. *Revenge Porn: A Survivor's Story & The Social Context* (Plenary Address). National Network to End Domestic Violence 2<sup>nd</sup> Annual Technology Summit, San Jose, CA, July 30-31, 2014.
  42. *Internet Rights and Wrongs*. 2014 Washington Superior Court Judges' Spring Program, Stevenson, WA, April 28, 2014.
  43. *Non-Consensual Pornography and the Law*. Google Headquarters, Mountain View, CA, Sept. 26, 2013.
  44. *Equal Protection and the Internet*. Washington 55<sup>th</sup> Annual Judicial Conference, Wenatchee, WA, Sept. 23, 2013.

45. *'So Great a Favourite': Coverture's Long Shadow*. Legal Theory Colloquium, University of Illinois Law School, IL, Jan. 26, 2012.
46. *Myths and Realities of Sexual Assault*. University of Arkansas at Monticello, Monticello, AR, April 26, 2011.
47. *How to Feel Like a Woman*, Regulation of Family, Sex, and Gender Workshop, University of Chicago Law School, Chicago, IL, April 14, 2010.
48. *Unwilling Avatars: Idealism and Objectification in Cyberspace*. Regulation of Family, Sex, and Gender Workshop, University of Chicago Law School, Chicago, IL, April 29, 2009
49. *Love Your Neighbor (To Death): Freud on Love, Sex, and Death*. Lecture at Harvard University, Cambridge, MA, April 1, 2008.
50. *Placing Guantánamo: Torture, Terror, and the Zone of Indistinction*. Lecture at Amherst College, Amherst, MA, May 2007.
51. *Breaking Down and Breaking Away: Film, Feminism, and Fantasy*. Lecture at Harvard University, Cambridge, MA, April 2007.
52. *The Philosophy of Misogyny*. Guest lecture in Diane Rosenfeld's course Gender Violence, Law, and Social Justice, Harvard Law School, Cambridge, MA, March 2005.
53. *The Mismeasure of Knowledge: Pedagogy and Postmodernism*. Quincy College Faculty Workshops, Quincy, MA, May 2004.
54. *Nothing to see here: Sex, Sight, and the Body in Ingeborg Bachmann and Jean Baudrillard*. Institut für Wissenschaft und Kunst (Institute for Arts and Sciences) Feministische Theorie und Frauenforschung (Feminist Theory & Women's Studies Lecture Series). Vienna, Austria, April 2001.

### DEBATES

1. *"Be it resolved, universities are failing to provide a culture of free speech and open inquiry."* Debate with Ilya Shapiro (Manhattan Institute), Steamboat Institute Campus Liberty Tour, Cornell University, April 2024.
2. *Free Speech and Censorship*: Debate with Nadine Strossen (author and former president of the ACLU). Sponsored by the Miami Law Federalist Society, University of Miami School of Law, FL, Sept. 2018.
3. *Free Speech and Academic Freedom*: Debate with Charles Murray (co-author of *The Bell Curve*). Sponsored by the Miami Law Federalist Society, University of Miami School of Law, FL, March 21, 2018.
4. *Come Heller High Water: The Second Amendment Fight*. Debate with Alan Gura, Esq. (counsel in *D.C. v. Heller* and *McDonald v. Chicago*). Sponsored by the Miami Law Federalist Society, University of Miami School of Law, FL, Feb. 21, 2018.
5. *Hobby Lobby: According to the Constitution* (Constitution Day Event). Debate with Matt Bowman (Senior Legal Counsel, Alliance Defending Freedom), American Constitution Society & Federalist Society, University of Miami School of Law, Miami, FL, Sept. 17, 2014.
6. *Revenge Porn: A Constitutional Debate*. Debate with Jeanne Baker (chair, Greater Miami Chapter of American Civil Liberties Union), ACLU Miami Law School Chapter, University of Miami School of Law, FL, Aug. 28, 2014.

7. *A Constitutional Debate: Original Intent v. A Living Constitution* (Constitution Day Event). Debate with Krisanne Hall (Tea Party activist). Miami Law School American Constitution Society & Federalist Society, University of Miami School of Law, Miami, FL, Sept. 17, 2013.
8. *High Capacity: Guns, Gun Rights, and School Violence*. Debate with Alan Gura, Esq. (counsel in *D.C. v. Heller* and *McDonald v. Chicago*). Constitution Society, Federalist Society, and Child Advocacy & Family Law Society, University of Miami School of Law, Miami, FL, April 18, 2013.

#### **SELECTED CONFERENCE PRESENTATIONS, PANELS, & COMMENTARIES**

1. AI and the Future of American Democracy and The State of Free Expression on Campus and Beyond, National Constitution Center, Third Annual President's Council Retreat, Miami, FL, Feb. 9-10, 2023.
2. Free Speech and Social Media and What to Take Down and Why, Aspen Ideas Festival, Aspen, CO, June 2023.
3. Social Media and Democracy, University of Virginia School of Law Karsh Center for Law and Democracy, May 25-26, 2023.
4. Freedom House, Q&A: Section 230 is at the Supreme Court. Here's Why that Matters for Free Expression, May 18, 2023.
5. The Second Amendment: Gun Rights and Regulation Roundtable, Duke University School of Law, May 5, 2023.
6. Plenary: Robert Post and Jack Balkin on "The Freedom of Speech Today" (moderator/commentator), Free Expression Scholars Conference 11, Yale Law School Information Society Project, April 2023.
7. IP at the Supreme Court Series: *Gonzalez v. Google LLC*, American University Washington College of Law, Feb. 21, 2023.
8. Gonzalez v. Google Live Analysis, Berkman Klein Institute for Rebooting Social Media, Feb. 21, 2023.
9. Free Expression at American Law Schools, Hofstra Law School Symposium, Feb. 10, 2023.
10. Fight for Privacy in a Post-Dobbs World, TeachPrivacy, Dec. 1, 2022.
11. Safety in the Digital Public Square, Informed: Conversations on Democracy in the Digital Age, Knight Foundation, Miami, FL, Nov. 28, 2022.
12. Controlling the Supreme Court, Wisconsin Law Review Symposium, Oct. 28, 2022.
13. Should Donald Trump Be Returned to Social Media? Stanford University Program on Democracy and the Internet and UCLA Law's Safeguarding Democracy Project, Oct. 14, 2022.
14. Gun Rights and Regulation after *Bruen*, Duke Center for Firearms Law and New York University Law Review, Sept. 23, 2022.
15. 12th Annual Supreme Court Term in Review, University of California Irvine School of Law, July 6, 2022.
16. Global Summit to Address Online Harms and Misinformation, Center for Countering Digital Hate, Washington DC, May 19, 2022.
17. *Legislative Responses to Image-based Sexual Violence*, Association Concerning Sexual Violence Against Women International Webinar on Image Based Sexual Violence, May 19, 2022.

18. The Mind of the Censor and the Eye of the Beholder, ABA Forum on Communications Law, April 7, 2022.
19. Social Media, Freedom of Speech, and the Future of our Democracy, University of California National Center for Free Speech and Civic Engagement, April 6, 2022.
20. *The Free Speech Industry*, Non-Governmental Restrictions on Free Speech Symposium, Sandra Day O'Connor College of Law, Phoenix, AZ, March 19, 2022.
21. Social Media and the Future of Democracy (with Katie Harbath and Aza Raskin), National Center for Conflict Resolution, March 10, 2022.
22. The Promise & Limits of Our First Amendment, Fordham Law School, New York City, NY, Jan. 26, 2022.
23. *Freedom From Speech*, Ethics of Freedom of Speech Symposium, Georgetown Institute for the Study of Markets and Ethics, Washington D.C., Nov. 19, 2021.
24. Lessons from the First Internet Ages, Knight Foundation Symposium, Nov. 2-3, 2021 (co-organizer with Prof. Eric Goldman).
25. Guns v. Speech: Does the 2<sup>nd</sup> Amendment Threaten the 1<sup>st</sup>?, Brennan Center for Justice, Sept. 14, 2021.
26. Textual Challenges of Section 230, Federalist Society, June 16, 2021.
27. Free Speech and Compelled Speech: First Amendment Challenges to a Marketplace of Ideas, Federalist Society, June 11, 2021.
28. Regulating Hate Speech (with Nadine Strossen and Geoffrey Stone), Chicago Humanities Festival, May 27, 2021.
29. Section 230 and the First Amendment - Disinfo Discussions: Mary Anne Franks & Jeff Kosseff, Aspen Institute, May 12, 2021.
30. Harms to Individuals: Hate Speech, Violence, Harassment, and Bullying, Section 230 Protections, National Academies of Sciences, Engineering and Medicine's Committee on Science, Technology and Law Workshop. April 22, 2021.
31. The Second Amendment and the Courts, Brady, April 15, 2021.
32. Reimagining Section 230: A Conversation with Senator Warner (Expert Panel Discussion), Protocol, March 22, 2021.
33. Cyber-Hate Session 2: Combating Antisemitism and Hate Online, University of California Berkeley School of Law, March 4, 2021.
34. Section 230: Government, Technology, and Free Speech virtual webinar (with David French), SkepTech, McCandlish Phillips Journalism Institute, Feb 25, 2021.
35. Commentator on Amy Adler's *What Happened to the Feminist Critique of Pornography? Rereading MacKinnon in a Pornhub World*, Workshop on Regulating Family, Sex, and Gender, University of Chicago School of Law, Feb. 17, 2021.
36. How and Why to Reform Section 230, Current Issues in Copyright Seminar, Columbia Law School, Feb. 2, 2021.



37. Reconsidering Freedom of Speech in a Digital, Viral World, Global Summit, International Forum on the Future of Constitutionalism, Jan. 12, 2021.
38. Where Do We Go from Here With Section 230? SLATE, Dec. 2020 (with Jeff Kosseff, Mike Godwin, and Andrés Martínez).
39. Firearms Litigation: Liability, Regulation, and the Constitution, Center on Civil Justice at New York University School of Law, Dec. 1, 2020.
40. Technology-Assisted Sex Harassment: An Introduction to the Issues and Guidance for Litigating Attorneys, Legal Network for Gender Equity and the TIME'S UP Legal Defense Fund, Nov. 12, 2020.
41. Pandemic, Protest, and Power, Salzburg Academy on the Media and Global Change, Nov. 5, 2020.
42. Everything You Need to Know About Section 230, Lawfare, July 17, 2020.
43. The Harm in Online Speech, Knight Foundation, VISION: The Future of Democracy, July 9, 2020.
44. Showdown: Free Speech and the Internet, The Aspen Institute, June 2, 2020.
45. Guns, Torts, and Market Regulation, Duke Center for Firearms Law, Durham, NC, March 2020.
46. Combatting Cyber Sexual Predators, RSA IT Security Conference, San Francisco, CA, Feb. 2020.
47. *The Miseducation of Free Speech*, Virginia Law Review Online Symposium, Speech Inside the Schoolhouse Gates: Fifty Years After *Tinker v. Des Moines*, Charlottesville, VA, Jan. 2020.
48. *The Freedom to Restrict Firearms: Halleck and the Future of the Second Amendment*, Hot Topic Program: The Second Amendment at the Supreme Court and the Future of *Heller*, American Association of Law Schools, Washington, DC, Jan. 4, 2020.
49. The Second Amendment: Past, Present, and Opportunities for the Future, Giffords Law Center to Prevent Gun Violence, Center for American Progress, Washington, DC, Dec. 3, 2019.
50. Not Your Father's First Amendment, Drexel Law Review, Philadelphia, PA, Nov. 15, 2019.
51. *The Second Amendment's Safe Space, or The Constitutionalization of Fragility*, Gun Rights and Regulation Outside the Home, Duke Center for Firearms Law, Duke Law School, Durham, NC, Sept. 2019.
52. The Digital First Amendment: Internet Platforms, Service Providers, and the New Frontiers of Free Speech, Stanford Law School, May 2019.
53. Deepfakes: Emerging Threats to Individual Safety and Democracy, Screen Actors' Guild, Los Angeles, CA, May 2019.
54. *Free Speech for the Last Girl*, 7th Annual Freedom of Expression Scholars Conference, Yale Law School, New Haven, CT, April 25-27, 2019.
55. *The Free Speech Black Hole: Can the Internet Escape the Gravitational Pull of the First Amendment?* Knight First Amendment Institute Convening, Columbia Law School, New York City, NY, April 12, 2019.
56. The Limits of the Constitution: Harper's Magazine Forum, NYU Law School, New York City, NY, Feb. 22, 2019.

57. Protest vs. Speech: When Does Protest Infringe on Other Students' Free Speech? *Tinker* at 50, University of Pennsylvania Journal of Constitutional Law, Penn Law School, Philadelphia, Jan. 25, 2019.
58. Law in the Era of #MeToo, University of Chicago Legal Forum, Chicago, IL, Nov. 2018.
59. Gender Equality and the First Amendment, Fordham Law School, New York, NY, Nov. 2018.
60. Sex and the First Amendment, First Amendment Law Review Symposium, University of North Carolina School of Law, Chapel Hill, NC, Nov. 2018.
61. *The Politics of Sexual Privacy*. Making it Safe for Women in Politics: Seeking Institutional Solutions, 62<sup>nd</sup> session of the Commission on the Status of Women, Inter-Parliamentary Union of the United Nations, New York, NY, March 2018.
62. *Cyber Confidential: The Challenge of Revenge Porn*. Microsoft Digital Crimes Consortium, Honolulu, HI, March 2017.
63. *Augmented Inequality*. University of California Davis Law Review 50<sup>th</sup> Anniversary Symposium, Davis, CA, Jan. 2017.
64. *Intersectional Privacy*. University of Maryland Law Review Cyberlaw Symposium, University of Maryland Francis King Carey School of Law Baltimore, MD, Feb. 2017.
65. *"Revenge Porn" Reform in the United States*. International Conference on Revenge Porn, Taipei Women's Rescue Foundation, Taipei, Taiwan, Oct. 2016.
66. Doxing, Swatting, Trolls, and SJWS: Harassment and Gender Discrimination on Social Media Platforms, American Bar Association, Committee on Copyright and Social Media, Bethesda, MD, April 2016.
67. *Trolls, Threats and Online Free Speech* (sponsored by PEN America). RightsCon 2016, San Francisco, CA, April 2016.
68. *Is A Safer, Saner & Civil Internet Possible?* South by Southwest (SXSW) Interactive Online Harassment Summit, Austin, TX, March 2016.
69. *Tackling Violence Against Women in Politics: Toward a Global Consensus*. National Democratic Institute, Washington, D.C., Dec. 2015.
70. *The Summit on Pornography, Youth, and Sexual Socialization* (moderated by Rashida Jones). Harnisch Foundation. Indiana University, Bloomington, IN, June 2015.
71. *The Democratization of Surveillance*. Privacy Law Scholars Conference, Berkeley, CA, June 2015; Brooklyn Law School, Brooklyn, NY, March 2015.
72. *Cross Industry Best Practices Summit on Revenge Porn*. Facebook Headquarters, Menlo Park, CA, Feb. 2015.
73. *Where the Law Lies: Constitutional Fictions and Their Discontents*. Symposium: Law and Lies, University of Alabama Law School, Tuscaloosa, AL, Oct. 2014.
74. *Injury Inequality*. Injury as Cultural Practice Symposium, Loyola Law School Los Angeles, CA, Sept. 2014.
75. *Revenge Porn, Voyeurism, Consent, and Anonymity: Implications for Feminism and Digital Media Law*. Association for Education in Journalism and Mass Communication (AEJMC) Research Panel, Montreal, Canada, Aug. 8, 2014.

76. *On Angela Harris's "Race and Essentialism in Feminist Legal Theory."* Festschrift Symposium in Honor of Angela Harris, University of California Berkeley School of Law, Berkeley, CA, Sept. 27, 2013.
77. *Protecting Sexual Privacy in the Internet Age: The Rise of Revenge Porn and How to Stop It.* Washington State Supreme Court Gender & Justice Commission, Olympia, WA, April 30, 2014.
78. *The Unequal Burden of Cyber Discrimination.* Power and Reach of the Internet, National Association of Women Judges Annual Conference, Miami, FL, Nov. 9, 2012.
79. *The Merits of Overreaction: Responding to Aggregate Asymmetries of Force.* International Conference on the Victims of Crime in the Public and Legal Arenas, Bar Ilan University, Tel Aviv, Israel, March 14, 2012
80. *The Future of Guantánamo.* With Prof. Eric Posner. Sponsored by University of Chicago chapter of ACLU. University of Chicago, Chicago, IL, March 5, 2009.
81. *Believing Our Eyes: U.S. Policy on Women's Rights in Iraq and Afghanistan.* Panel on Women and International Armed Conflict. Sponsored by the University of Chicago Law Women's Association. University of Chicago Law School, Chicago, IL, Oct. 27, 2008.
82. *Fates Worse Than Death? Race, Gender, and Genocide in Gujarat and Rwanda.* Society for the Philosophical Study of Genocide and the Holocaust, Memphis, TN, Oct. 2004.
83. *Desire, Despair - The Language is Leaving: Of Masters, Masochists, and Neighbors.* Fifth Annual University of South Carolina Comparative Literature Conference: The Desire of the Analysts: Psychoanalysis and Cultural Criticism in the New Millennium, Columbia, SC, Feb. 2003.
84. *Of Sex and Other Acts: Violence and Resistance in Slavoj Žižek and Judith Butler.* International Philosophical Seminar (IPS) XII: Reading Slavoj Žižek's *Ticklish Subject*. Alto Adige/Südtirol, Italy, July 2002.
85. *Sex/Marks/Bodies: Death and the Maiden in South Africa and Afghanistan.* InterMedialities, International Association of Philosophy & Literature (IAPL) Conference. Rotterdam, the Netherlands, June 2002.
86. *Woman Does Not Exist: Fantasy, Otherness, and the Taliban Regime in Afghanistan.* Society for the Philosophical Study of Genocide and the Holocaust (SPSGH), American Philosophical Association (APA Eastern) 2000. New York City, NY, Dec. 2000.
87. *Crimes of Anti-Memory: Women, Rape Warfare, and Genocide.* American Philosophical Association (APA Eastern), Boston, MA, Dec. 1999.

#### **GRANTS & RECOGNITION**

Knight Foundation Grant (\$120,000) to support research on freedom of expression, 2023.

Knight Foundation Grant (\$50,000 to support research for second book, *Fearless Speech*), 2020.

Principal Investigator, National Science Foundation grant project, "COVID-19 and sexual cyberviolence: Impact on general users and vulnerable populations," 2020-present.

University of Miami Provost's Award for Scholarly Activity (2019-2020).

Dean's Distinguished Scholar, 2019-2021.

*Miami Herald's* 50 Most Influential Florida Leaders 2018.

Mary E. Doyle Award, Miami Law Women, 2017.

*Daily Dot* “Internet Freedom Hero,” 2015, 2014.

“Women Making History” Award, Miami-Dade Florida Association of Women Lawyers (MDFAWL), 2015.

*Daily Business Review* Top 20 Women in Law, 2015.

*Miami New Times* People of the Year, 2013.

### **SERVICE & OTHER ACTIVITIES**

Member, George Washington Law School Hiring Committee, 2024-present.

Member, George Washington Law School Communications and Marketing Committee, 2023-present.

Member, George Washington Law School Intellectual Life Committee, 2023-present.

Member, George Washington Law School Library Committee, 2023-present.

Chair, University of Miami School of Law Promotion and Tenure Committee, 2022-23.

Member, University of Miami Termination for Cause Committee, 2022-23.

Faculty Advisor, University of Miami School of Law Asian Pacific American Law Students Association (APALSA), 2022-2023.

Faculty Advisor, University of Miami School of Law If/When/How: Lawyering for Reproductive Justice (formerly Law Students for Reproductive Justice), 2011-2023.

University of Miami Faculty Senate Hearing Panel, 2018-2023.

Member, University of Miami School of Law Promotion and Tenure Committee, 2017-2018; 2020-2022.

Faculty Advisor, University of Miami Child Advocacy Family Law Society, 2011-2021.

University of Miami School of Law Dean’s Search Committee, 2018-2019.

Peer Review Board, Northwestern University Law Review, 2020-present.

Huffington Post Contributor, 2013-2018.

Krav Maga Instructor, I Am Elite Krav Maga, 2011-2018.

Rhodes Selection Committee (District X), 2008 – 2010.

### **PROFILES, INTERVIEWS, REVIEWS**

Jotwell, Reconsidering the Public Square: Review of Mary Anne Franks, *Beyond the Public Square: Imagining Digital Democracy*, Oct. 16, 2023.

Harvard Law Review, Recent Publications: *The Cult of the Constitution*, Feb. 10, 2020.

Law and Politics, Book Review of *The Cult of the Constitution*, Nov. 2019.

- Balkinization, Symposium on *The Cult of the Constitution*, Oct. 2019.
- Rorotoko, Mary Anne Franks, On her book *The Cult of the Constitution*, Cover Interview, Oct. 30, 2019.
- NBC Think, Like the Bible, the Constitution can be a harmful document in the wrong hands, July 2, 2019.
- Fast Company, Blind reverence for the U.S. Constitution—on the left and right—is tearing us apart, June 20, 2019.
- San Francisco Review of Books Review of *The Cult of the Constitution*, May 12, 2019.
- Kirkus Review of *The Cult of the Constitution*, March 17, 2019.
- Glamour, Can a Feminist Like Porn? June 2015 (interviewed by Rashida Jones).
- CBS Miami, “Women to Watch,” May 20, 2015.
- Bitch Magazine, Information Superhighway Patrol: For Mary Anne Franks, Cyber Harassment is a Civil Rights Issue, Spring 2015.
- Daily Dot, Meet the Krav Maga-Fighting Law Professor Behind U.S. Revenge Porn Laws, April 15, 2014.
- Miami New Times, Mary Anne Franks, Dangerous Mind, November 28, 2013.
- Legal Developments in Revenge Porn: An Interview with Mary Anne Franks*, CONCURRING OPINIONS, Oct. 10, 2013.
- Ocean Drive Magazine, Local Law Professor Promotes Self-Defense, May 28, 2013.
- The Rhodes Project, Profile with Mary Anne Franks, 2013.

### SELECTED MEDIA APPEARANCES

*Complete list of 500+ documentary, television, radio, and print interviews available upon request.*

#### TV/Video

1. ABC News, Pornographic deepfakes target women across the country, Feb. 5, 2024.
2. PBS American Experience, Past Forward: Star-Spangled Fascism: Extremists and the First Amendment, Jan. 31, 2024.
3. CNN, When a conservative podcaster came to campus, students did not want to listen, April 28, 2023.
4. Anderson Cooper 360, Court Filing: Fox News stars privately trashed Trump’s election fraud claims, Feb. 17, 2023.
5. True Crime Story: Indefensible, Ep. 9, “Stand Her Ground” (premiered on Sundance TV), Nov. 10, 2022.
6. Anderson Cooper 360, Historic Verdict: Alex Jones Should Pay Nearly \$1 Billion to Sandy Hook Families, Oct. 12, 2022.
7. The Price of Freedom (documentary), 2021 (also featured in CNN roundtable discussion following broadcast premiere of film, Sept. 19, 2021).
8. Washington Post Live, Free to State: The New Free Speech, Oct. 7.

9. Matter of Fact with Soledad O'Brien, Deepfake Danger: How Manipulated Videos Could Impact Democracy, June 8, 2019.
10. New York Times, Terror in Real Time: How the New Zealand Gunman Used Social Media, March 17, 2019.
11. Vice News (HBO), Defending Alt-Right Trolls, July 27, 2017.

#### **Radio & Podcasts**

1. National Public Radio, Supreme Court sets new standards for what constitutes 'true threats.' June 27, 2023.
2. National Public Radio's Throughline: The Freedom of Speech, May 25, 2023.
3. Amicus with Dahlia Lithwick, John Roberts' Unfunny Stalking Jokes at SCOTUS, April 22, 2023.
4. BBC, Big Tech's Big Legal Headache, Feb. 24, 2023.
5. National Constitution Center's We the People podcast, Google, Twitter, Section 230 and the Future of the Internet, Feb. 23, 2023.
6. Supreme Myths with Prof. Eric Segall, Episode 55, March 24, 2022.
7. National Public Radio, Homicide Or Self-Defense: The Rittenhouse And Arbery Cases, Nov. 17, 2021.
8. BBC's Documentary Podcast, A Constitutional Conversation, March 23, 2021.
9. The Lawfare Podcast: Mary Anne Franks on Section 230, Feb. 26, 2021.
10. National Public Radio's Innovation Hub, Rethinking the Constitution, Feb. 19, 2021.
11. The Brian Lehrer Show, A Call for a Federal 'Revenge Porn' Law, Nov. 5, 2019.
12. Amicus with Dahlia Lithwick, The End of an Era, and the Cult of the Constitution, July 20, 2019.

#### **Print**

1. Rolling Stone, Fake Photos, Real Harm: AOC and the Fight Against AI Porn, April 8, 2024.
2. Scientific American, Tougher AI Policies Could Protect Taylor Swift—And Everyone Else—From Deepfakes, Feb. 8, 2024.
3. Washington Post, Attacks in the metaverse are booming. Police are starting to pay attention, Feb. 6, 2024.
4. New York Times, University Chancellor Fired After Making Pornographic Videos With His Wife, Dec. 28, 2023.
5. Associated Press, Teen girls are being victimized by deepfake nudes. One family is pushing for more protections, Dec. 2, 2023.
6. Mother Jones, Ron DeSantis Is All In—on Creating an American Autocracy, July/August 2023.
7. New York Times, Are Google and Meta to Blame for the Racist Massacre in Buffalo? July 23, 2023.

8. New York Times, [At UChicago, a Debate Over Free Speech and Cyberbullying](#), July 2, 2023.
9. Guardian, [‘Victims are terrified’: supreme court ruling on stalking cases sparks alarm](#), June 28, 2023.
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