

# Kevin Frazier

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## EDUCATION

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**University of California, Berkeley, School of Law**, Order of the Coif, J.D.

**Harvard Kennedy School**, M.P.A.

**University of Oregon**, B.S., *Summa Cum Laude*, Economics, 4.22 GPA

## EXPERIENCE

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**University of Texas School of Law**, *Inaugural AI Innovation & Law Fellow* Spring 2025 - Present  
Tasked with launching the law school's AI Innovation and Law Program, including teaching two AI and Law-related courses, convening AI policy leaders on campus, and co-hosting the Scaling Laws podcast.

**The Lawfare Institute**, *Senior Editor* (starting Feb. 2025); *AI Fellow* Summer 2024 - Present  
Cover the effect of emerging technology on the rule of law through podcasts and essays. Podcast guests have included scholars such as Professor Ashley Deeks and former FCC Chair Tom Wheeler.

**Institute for Law & AI** (formerly Legal Priorities Project), *Research Affiliate* Summer 2023 - Present  
Collaborating with an international group of scholars to study the impact of AI on democratic institutions.

**Leadership Center for AG Studies**, *Democracy & Tech Law Fellow* Fall 2024 - Spring 2025  
Provide expert legal advice to state attorneys general on how to enforce state Little FTC Acts (or UDAP statutes) amid ongoing threats to free speech and privacy posed by emerging technology.

**St. Thomas University College of Law**, *Assistant Professor*, Miami, FL Summer 2023 - Fall 2024  
Joined the faculty as an assistant professor to teach constitutional law, administrative law, and civil procedure. Developed the first open-source AI and Consumer Protection Law syllabus.

**Chief Justice Mike McGrath**, *Clerk*, Montana Supreme Court Summer 2022-23  
Served as a clerk in the Chief Justice's chambers for the 2022 Term during which I assisted in authoring opinions related to constitutional law, criminal law, administrative law, family law, and civil procedure.

**Google**, *Legal Assistant*, Mountain View, CA Summer 2017-18  
Reviewed and responded to more than 500 requests for user data from law enforcement agencies.

## AFFILIATIONS

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**Adjunct Professor**, Delaware Law Spring 2025

**Senior Research Fellow**, Constitutional Studies Program at the University of Texas at Austin Fall 2024

**Senior Research Affiliate**, Institute for Law & AI Fall 2023 - Present

## SERVICE

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**Founder**, Passport Oregon (environmental nonprofit) and No One Left Offline (digital equity nonprofit)

**Former Board Member**, Public Lands Water Access Association

**Former Member**, Montana Supreme Court Access to Justice (Self-Help Forms Committee)

## PUBLICATIONS

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[forthcoming] *Saving AI Innovation from Antitrust Lag*, South Carolina Law Review (Fall 2025)

*Checking Anti-Constitutional Rivals*, Tennessee Law Review (Spring 2025)

*Responding to a Shift in the Tectonic Plates of Constitutional Interpretation: The Framers' Benchmark for a Minimum Acceptable Theory*, Wake Forest Journal of Law and Policy (Spring 2025)

*Industrial Liberty*, Competition Policy International (2024)

*Adjudicating Existential Risk: Suggestions to Increase the Capacity of the Bench to Decide Complex Scientific and Technological Claims*, 5 Notre Dame Journal of Emerging Technology (2024)

*The Marketplace of Ideas Mandate: What the Postal Power Requires from Congress in the Age of AI*, 34 Fordham Intell. Prop. Media & Ent. L.J. 779 (2024)

*Crowdsourced State Constitutional Revisions*, 74 Rutgers University Law Review 1463 (2022)

## PRESENTATIONS

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Brief the Privacy and Civil Liberties Oversight Board on the nexus of AI and intelligence gathering. Washington, D.C., April 16, 2025.

Shared my paper, "Consequences of Constitutional Ignorance: The Impending Military-AI Complex," at the University of Iowa College of Law at the invitation of Transnational Law & Contemporary Problems, the College's international law journal. Iowa City, Iowa, April 4, 2025.

Lectured on "Dupe Process" at the Northern Illinois Law Review's Symposium, "Coded Liberties: The Impact of AI on the Legal Field and Governance." Naperville, Illinois, March 28, 2025.

Presented "Large Legal Scholarship" paper, co-authored with Alan Rozenshtein, at the Mindfest Conference hosted by the Center on the Future Mind at Florida Atlantic University. Boca Raton, Florida, March 13, 2025.

## SELECT WRITINGS FOR A POPULAR AUDIENCE

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"Why the Feds — Not the States — Should Take the Lead on Regulating AI," *Governing* (May 2025).

"Data Is Destiny. Our Laws Should Reflect That," *Dispatch* (May 2025).

"We Must Avoid Killer Acquisitions at the Birth of AI," *ProMarket* (May 2025) (co-authored with Tennessee Attorney General Jonathan Skrmetti).

"Securing Tomorrow: Why America Needs an AI Education Corps," *Lawfare* (May 2025).

"Why OpenAI's Corporate Structure Matters to AI Development," *Lawfare* (May 2025).

"The Intelligence Community's AI Revolution," *Reason* (April 2025).

## **MEDIA CITATIONS AND APPEARANCES**

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Analysis of the effects of AI on education and the need for adaptive regulatory frameworks for emerging technology. Kaelan Deese, Washington Examiner (April 15-16, 2025).

Review of DOGE's use of AI in light of the Privacy Act with Marketplace Tech Podcast (February 20, 2025).

Examination of whether TikTok deal proposals align with Congress's intent in "US government fund emerges as potential buyer of TikTok amid concerns it will become 'Trump's social networking site,'" Hideki Matsumoto, Nikkei Business (February 5, 2025).

Explanation of the impending TikTok ban on Miami's ABC affiliate (January 11, 2025).

Assessment of proposed update to New York's mini-WARN Act in "Businesses Would Report AI Layoffs to New York Under Hochul Plan," Zach Willaims, Bloomberg (January 14, 2025).

## **AWARDS AND FELLOWSHIPS**

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Mentor, Inaugural AI Futures Fellowship, Mexico City, Mexico, November 2023-March 2024.

Participant, Tech and Cybersecurity Policy Workshop, Tufts University, Boston, MA, June 2023.

Law Fellow, Fellowship at Auschwitz for the Study of Professional Ethics, Berlin, Germany, June 2023.

Finalist, Rhodes Scholarship, Rhodes Trust, Seattle, WA, 2014.

## **INTERESTS**

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Swimming ("Escaped" from Alcatraz) | running (2nd in age group in Woodside Ramble 50k ultra); hiking