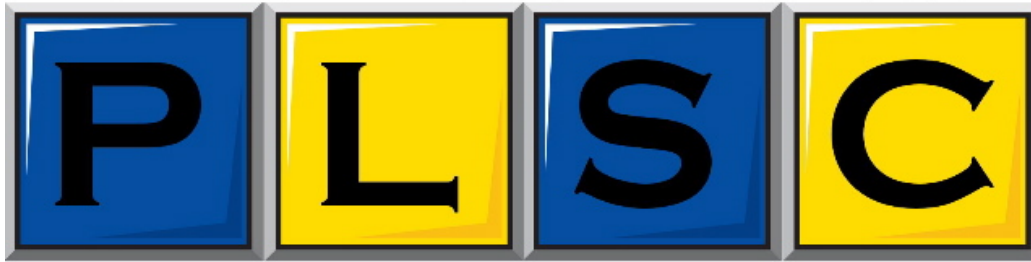


# PRIVACY LAW SCHOLARS CONFERENCE



## GW LAW SCHOOL - BERKELEY LAW

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[OVERVIEW](#) [SPONSORS](#) [PAPERS](#) [SCHEDULE](#) [PARTICIPANTS](#)

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### The 3rd Annual Privacy Law Scholars Conference June 3-4, 2010

Hosted by the George Washington University Law School  
at the George Washington University Marvin Center  
Washington, DC



**Berkeley Law School** and **The George Washington University Law School** will be holding the third annual Privacy Law Scholars Conference (PLSC) on **June 3-4, 2010**. The PLSC aims to assemble a wide array of privacy law scholars and practitioners from around the world to discuss current issues and foster greater connections between academia and practice. It will bring together privacy law scholars, privacy scholars from other disciplines (economics, philosophy, political science, computer science), and practitioners (industry, legal, advocacy, and government). Our goal is to enhance ties within the privacy law community and to facilitate dialogue between the different parts of that community (academy, government, industry, and public interest).

The PLSC is an annual event, alternating between Berkeley and GW Law Schools. Click below for the websites of:

[1st Annual PLSC of 2008](#), held at GW Law School on June 12-13, 2008.

[2nd Annual PLSC of 2009](#), held at Berkeley Law School on June 4-5, 2009.

**Hosts:** The GW Law School and the Berkeley Center for Law & Technology.

**Organizers:** [Daniel J. Solove](#) and [Chris Hoofnagle](#)

**Participants:** A list of participants is below.

**Location:**

[George Washington University Marvin Center](#)

800 21st Street Northwest  
Washington, DC 20052-0029  
(202) 994-7470

## SPONSORS

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The organizers of this conference thank the following sponsors their generous support:



# Doug Curling



Technology | Academics | Policy 

## PAPERS

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Paper titles, authors, and abstracts are listed in the schedule below. There will be 6 groupings of concurrent workshops, with 6 papers being workshopped concurrently during each time slot.

Prior to the conference, please select the workshop you want to attend (A, B, C, D, E, or F) for each of the 6 time slots below. There will be 6 concurrent workshops held for each of the 6 time slots.

### INSTRUCTIONS TO PARTICIPANTS:

1. Please select and download the papers for the workshops you wish to attend.

(a) **ABSTRACTS:** Please check out the *paper abstracts* to decide which paper workshops you desire to attend.

[CLICK HERE TO SEE THE ABSTRACTS](#)

(b) **PAPERS:** In the chart below, please download one paper (A, B, C, D, E, or F) for each of the 6 time slots (on

the left).

You should download and read 6 papers in all. You can certainly download and read more of the papers if you desire.

For each time slot, you can choose whichever paper workshop you want to attend. You need not commit to any one particular track.

As papers become available, hyperlinks will be inserted to the paper titles in the chart below.

**PLEASE NOTE: Participants are expected to have read the papers in advance of the conference so that discussions can launch quickly into the issues.**

	TRACK A	TRACK B	TRACK C	TRACK D	TRACK E	TRACK F
	General and Philosophical	Empirical and Regulatory	Technology	Torts, Contracts, and Harm	International and Comparative	Communications and Surveillance
June 3	<b>BREAKFAST &amp; INTRODUCTORY REMARKS</b>					
8:00 AM	Location: Grand Ballroom (Marvin Center 3rd Floor)					
9:15 AM						
June 3	Helen Nissenbaum	Alessandro Acquisti & Catherine E. Tucker	Jacqueline D. Lipton	Woodrow Hartzog	Frank Pasquale	Carol M. Bast & Cynthia A. Brown
9:15 AM	<a href="#">Privacy in Context: Technology, Policy, and the Integrity of Social Life</a>	<a href="#">Guns, Privacy, and Crime</a>	<a href="#">Righting Cyber Wrongs</a>	<a href="#">Privacy in an Age of Contracts</a>	<a href="#">Reputation Regulation: Disclosure and the Challenge of Clandestinely Commensurating Computing</a>	<a href="#">A Contagion of Fear: Post-9/11 Alarm Expands Executive Branch Authority and Sanctions Prosecutorial Exploitation of America's Privacy</a>
10:30 AM	(Commenter: Anita Allen) Location: Continental Ballroom (3rd Floor)	(Commenter: Aaron Burstein) Location: Grand Ballroom (3rd Floor)	(Commenter: Rafi Cohen-Amalgor) Location: 404	(Commenter: William McGeeveran) Location: 402	(Commenter: Tal Zarsky) Location: 101	(Commenter: Laura Donohue) Location: 401
June 3	<b>BREAK</b>					
10:30 AM						
11:00 AM						

					Francesca Bignami	<b>COMBINED WORKSHOP</b> Ariana R. Levinson
		Kirsty Hughes	Jane Winn	M. Ryan Calo	<a href="#">The Non-Americanization of European Regulatory Styles: Data Privacy Regulation in France, Germany, Italy, and Britain</a>	<a href="#">Reconsidering the Electronic Communications Privacy Act as a Source of Employee Privacy from Electronic Monitoring</a>
<b>June 3</b>	Andrea Matwyshyn	<a href="#">A Behavioural Understanding of Privacy as a Right to Respect for Barriers</a>	<a href="#">Technical Standards as Information Privacy Regulation</a>	<a href="#">A Hybrid Conception of Privacy Harm</a>		
<b>11:00 AM</b>	<a href="#">Information Paradoxes</a>					
<b>to</b>	(Commenter: Fred Cate)	(Commenter: Jens Grossklags)	(Commenter: Ed Felten)	(Commenter: Siva Vaidhynathan)	(Commenter: Herbert Bukert)	***** Corey Ciocchetti
<b>12:15 PM</b>	Location: Grand Ballroom (3rd Floor)	Location: 402	Location: 101	Location: Continental Ballroom (3rd Floor)	<b>SESSION IS CANCELLED</b>	<a href="#">Employee Monitoring: Emerging Technologies &amp; Contemporary Issues</a>
						(Commenter: Eileen Ridley)
						Location: 404

**June 3**  
**12:15 PM**  
**to**  
**1:45 PM**

**LUNCH**  
Location: Grand Ballroom (3rd Floor)

**June 3**  
**1:45 PM**  
**to**  
**2:45 PM**

**PLENARY SESSION**  
**Keynote**  
**David Vladeck, FTC**  
Location: Grand Ballroom (3rd Floor)

	Deirdre Mulligan & Colin Koopman	Aleecia McDonald & Lorrie Cranor	Matthew Bodie	Mark MacCarthy	Henry Farrell & Abraham Newman	Susan Freiwald
	<a href="#">A Multi-Dimensional Analysis of Theories of Privacy</a>	<a href="#">An Empirical Study of How People Perceive Online Behavioral Advertising</a>	<a href="#">Employee Privacy and Autonomy in Restatement Third of Employment Law</a>	<a href="#">New Directions in Privacy: Disclosure, Unfairness, and Externalities</a>	<a href="#">Domestic Security and Privacy Regulation in the Transatlantic Relationship</a>	<a href="#">Fourth Amendment Protection for Stored Cell Site Location Information</a>
<b>June 3</b>						
<b>3:00 PM</b>						
<b>to</b>	(Commenter: Harry Surden)		(Commenter: Tanya Forsheit)	(Commenter:)	(Commenter: Gavin Phillipson)	(Commenter: Katherine Strandburg)
<b>4:15 PM</b>	Location: 404			(Commenter:)	Location: 101	Location: 402

(Commenter:  
Joseph Turow)

Location: Lauren Willis)  
Grand Ballroom Location: 401  
(3rd Floor)  
Continental  
Ballroom (3rd  
Floor)

June  
3

4:15  
PM

to

5:30  
PM

**FREE TIME**

June  
3

5:30  
PM

to

6:30  
PM

**RECEPTION**

Location: [Cosmos Club](#)

2121 Massachusetts Avenue, NW  
Washington, DC 20008  
(202) 387-7783

June  
3

6:30  
PM

**DINNER**

Location: [Cosmos Club](#)

2121 Massachusetts Avenue, NW  
Washington, DC 20008  
(202) 387-7783

TRACK A	TRACK B	TRACK C	TRACK D	TRACK E	TRACK F
General and Philosophical	Empirical and Regulatory	Technology	Torts, Contracts, and Harm	International and Comparative	Communications and Surveillance

June  
4

8:00  
AM

to

9:00

**BREAKFAST**

Location: Grand Ballroom (3rd Floor)

AM

		Nadja Kanellopoulou, Liam Curren, & Jane Kaye	Marilyn Prosch	Paul Ohm	Larry Ponemon	
<b>June 4</b>	Marc Blitz					Matthew Tokson
<b>9:00 AM</b>	<a href="#">Privacy and the Thought Centered First Amendment</a>	<a href="#">3-Dimensional Privacy, Consent, and Revocation of Consent: A Story of Two Tales</a>	<a href="#">Privacy by Design: A Case Study of the Mobile Millennium Traffic Pilot</a>	<a href="#">The Benefits of the Old Privacy: Restoring the Focus to Traditional Harm</a>	<a href="#">How Global Organizations Approach the Challenge of Protecting Personal Data</a>	<a href="#">Automation and the Fourth Amendment</a>
<b>to</b>	(Commenter: Ann Bartow)	(Commenter: Ted Janger)	(Commenter: Steve Wicker)	(Commenter: Bruce Boyden)	(Commenter: Ken Anderson)	(Commenter: Stephen Henderson)
<b>10:15 AM</b>	Location: 401	Location: 404	Location: 402	Location: Grand Ballroom(3rd Floor)	Location: Continental Ballroom (3rd Floor)	Location: 101

June 4

10:15 AM

**BREAK**

to

10:45 AM

		Priscilla M. Regan & Gerald FitzGerald	Guilherme Roschke	Jennifer Rothman	David Thaw	Christopher Soghoian
<b>June 4</b>	Neil Richards					
<b>10:45 AM</b>	<a href="#">The Puzzle of Brandeis, Privacy, and Speech</a>	<a href="#">Generational Views of Privacy?</a>	<a href="#">PETs, PITs and Safety: Privacy Enhancing and Privacy Invasive Technologies for Online Safety and Parental Control</a>	<a href="#">The Inalienability of the Right of Publicity</a>	<a href="#">Relationship Between Regulatory Models and Information Security Practices</a>	<a href="#">An End to Privacy Theater: Exposing and Discouraging Corporate Disclosure of User Data to the Government</a>
<b>to</b>	(Commenter: Andrew Taslitz)	(Commenter: Mary Culnan)	(Commenter: Alissa Cooper)	(Commenter: Deven Desai)	(Commenter: Gerry Steigmaier)	(Commenter: Paul Ohm)
<b>12:00 PM</b>	Location: 402	Location: Grand Ballroom (3rd Floor)	Location: 404	Location: 401	Location: 101	Location: Continental Ballroom (3rd Floor)

June 4

**LUNCH**

12:00 PM

Location: Grand Ballroom (3rd Floor)

to

1:30  
PM

<p><b>June 4</b></p> <p>1:30 PM</p> <p>to</p> <p>2:45 PM</p>	<p>Wendy Seltzer</p> <p><a href="#">Privacy, Attention, and Political Community</a></p> <p>(Commenter: Stephen Hetcher)</p> <p>Location: 402</p>	<p>Peter Winn</p> <p><a href="#">History of the Law of Privacy in the 16th &amp; 17th Century</a></p> <p>(Commenter: Neil Richards)</p> <p>Location: 404</p>	<p>Anne Klinefelter</p> <p><a href="#">Negotiating for Privacy and Confidentiality in Electronic Legal Research</a></p> <p>(Commenter: Michael Zimmer)</p> <p>Location: 401</p>	<p>Lior Strahilevitz</p> <p><a href="#">Reunifying Privacy Law</a></p> <p>(Commenter: Ryan Calo)</p> <p>Location: Grand Ballroom (3rd Floor)</p>	<p>Cheryl Brown</p> <p><a href="#">China's Pragmatic Privacy Laws Beyond APEC: Does Generational Culture Matter?</a></p> <p>(Commenter: Stefaan Verhulst)</p> <p>Location: 101</p>	<p>Joel R. Reidenberg</p> <p><a href="#">Transparent Citizens and the Rule of Law</a></p> <p>(Commenter: Rebecca Hulse)</p> <p>Location: Continental Ballroom (3rd Floor)</p>
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June 4

2:45  
PM

to

3:00  
PM

**BREAK**

<p><b>June 4</b></p> <p>3:00 PM</p> <p>to</p> <p>4:00 PM</p>	<p><b>DISCUSSION SESSION</b></p> <p>How to best distribute the Facebook Beacon Settlement funds</p> <p>(led by Chris Hoofnagle)</p> <p>Location: 404</p>	<p><b>DISCUSSION SESSION</b></p> <p>"Not If or When, But How": The privacy implications of large scale machine triage of sensitive data</p> <p>(led by Jeff Jonas and Bryan Cunningham)</p> <p>Location: 402</p>	<p><b>DISCUSSION SESSION</b></p> <p>Facebook: Time for the Pitchforks and Torches?</p> <p>(led by James Grimmelman and William McGeeveran)</p> <p>Location: Continental Ballroom</p>	<p><b>DISCUSSION SESSION</b></p> <p>The Boucher Bill</p> <p>(led by Danielle Citron and Will DeVries)</p> <p>Location: Grand Ballroom</p>	<p><b>DISCUSSION SESSION</b></p>	<p><b>DISCUSSION SESSION</b></p>
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June 4

4:15  
PM

**CLOSING REMARKS**

Location: Grand Ballroom (3rd Floor)