

## **CATHERINE CRUMP**

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### CURRENT EMPLOYMENT

University of California, Berkeley, School of Law

Clinical Professor of Law (July 2020-present)

Assistant Clinical Professor of Law (July 2014 – June 2020)

Samuelson Law, Technology & Public Policy Clinic  
Director (Feb. 2017-present)  
Acting Director (Sept. 2014-Feb. 2017)  
Associate Director (July 2014-Sept. 2014)

Co-Director, Berkeley Center for Law & Technology (June 2015 – present)

### PREVIOUS EMPLOYMENT

2005 – 2014      American Civil Liberties Union Foundation  
Staff Attorney (2007-2014)  
Fellow (2005-2007)

Developed and managed an active litigation docket focused on free expression and privacy issues. Litigated First and Fourth Amendment challenges to national security-related policies as well as police surveillance. Argued in federal circuit and district courts, testified before Congress, drafted public education reports, spoke to major media outlets.

### CLERKSHIP

2004 – 2005      Judge M. Margaret McKeown  
United States Court of Appeals for the Ninth Circuit

### EDUCATION

J.D., 2004, Stanford Law School, with distinction

Fulbright Fellow, 2000-2001, University of Turku (Finland)

B.A., 2000, Stanford University

## SCHOLARLY WORKS

*Tracking the Trackers: An Examination of Electronic Monitoring of Youth in Practice*, 53 UC DAVIS L. REV. 795 (2019)

*Surveillance Policy Making By Procurement*, 91 WASH. L. REV. 1595 (2016)

## ADVOCACY REPORTS

*Preserving Incarcerated Persons' Attorney-Client Privilege in the 21st Century: Why the Federal Bureau of Prisons Must Stop Monitoring Confidential Legal Emails*, Dec. 2020 (Samuelson Clinic report co-authored with National Association of Criminal Defense Lawyers)

*Electronic Monitoring of Youth in the California Juvenile Justice System: Additional Data*, Nov. 2020 (Samuelson Clinic report)

*Electronic Monitoring of Youth in the California Juvenile Justice System*, July 2017 (Samuelson Clinic report co-authored with East Bay Community Law Center)

*No Tape, No Testimony: How Courts Can Ensure the Responsible Use of Body Cameras*, Nov. 2016 (Samuelson Clinic report co-authored with ACLU of Massachusetts)

*You Are Being Tracked: How License Plate Readers Are Being Used to Record Americans' Movements*, July 2013 (ACLU report)

*Protecting Privacy from Aerial Surveillance: Recommendations for Government Use of Drone Aircraft*, Dec. 2011 (ACLU report, co-authored with Jay Stanley)

## POPULAR PRESS

*The Unjust Prison Email Policy*, June 2020, Los Angeles Times (co-authored with Ken White)

*A Win for Digital Privacy — But That's Just the Tip of the Government Surveillance Iceberg*, July 2018, San Francisco Chronicle (co-authored with Megan Graham)

*Clerkships are invaluable for young lawyers. They can also be a setup for abuse*, Dec. 2017, Washington Post

*Electronic Monitoring Isn't Kid Friendly*, July 2017, Sacramento Bee (co-authored with Kate Weisburd and Christina Koningisor)

*Citizens need more say over police surveillance technology*, Nov. 2016, San Francisco Chronicle

*It's important for SF to get body-camera rules for police right*, June 2016, San Francisco Chronicle

*Police Should Be Required To Dashcam Everything*, Mar. 2016, Slate.com (co-authored with Matthew Segal)

*A Cop May Be Following You Everywhere*, Oct. 2014, cnn.com

*Invasion of the Data Snatchers: Big Data and the Internet of Things Means Surveillance of Everything*, Mar. 2014, TomDispatch.com (co-authored with Matthew Harwood)

*The Best Week for Civil Liberties In a Long Time*, Dec. 2013, cnn.com

*Cell Phone Companies Reveal How Often They Hand Over Your Data to Law Enforcement*, Dec. 2013, slate.com

*The Vast, Troubling Call Database Drug Agents Use to Identify Burner Phones*, Sept. 2013, slate.com

*Why Americans are Saying No to Domestic Drones*, Feb. 2013, Slate.com (co-authored with Jay Stanley)

*Location Tracking After United States v. Jones: Continued Uncertainty Harms Americans' Privacy*, Bloomberg BNA, 11 Privacy & Security Law Report 1258, Aug. 2012

*The GPS Act Supports Legitimate Investigations and Protects Privacy*, June 2012, U.S. News & World Report

*How GPS Tracking Threatens Our Privacy*, Nov. 2011, cnn.com

*Court Rulings Unreasonably Silence Student Speech*, Dec. 2010, Knoxville News-Sentinel (co-authored with Hedy Weinberg)

#### LEGISLATIVE TESTIMONY

California State Assembly, Joint Hearing of Committee on Privacy and Consumer Protection and Select Committee on Emerging Technologies and Innovation, *Testimony Regarding "Shaping the future of facial recognition technology in California: Identifying its promises and challenges"* (March 17, 2020)

Oakland, CA Privacy Advisory Commission, *Testimony Regarding Impact of Supreme Court Decision in Carpenter v. United States on Government Surveillance* (Oct. 4, 2018)

California Assembly Committee on Privacy and Consumer Protection, *Testimony Regarding SB 1186, surveillance transparency ordinance* (June 26, 2018)

Oakland, CA Privacy Advisory Commission, *Testimony Regarding Draft Surveillance Equipment and Public Safety Ordinance* (Jan. 5, 2017)

Vermont Senate Committee of Judiciary, *Bill S.18, An Act Relating to Privacy* (Oct. 21, 2015)

Minnesota House of Representatives Committee on Civil Law, *Government Use of Surveillance Technology and the Balance of Law Enforcement Purposes with Individual Rights* (Jan. 28, 2014)

European Parliament, Committee on Civil Liberties, Justice and Home Affairs, *Inquiry on Electronic mass surveillance of EU citizens* (Sept. 30, 2013)

U.S. Congress, House Judiciary Subcommittee on Crime, Terrorism, and Homeland Security, *The Electronic Communications Privacy Act (ECPA), Part 2: Geolocation Privacy and Surveillance* (Apr. 25, 2013)

U.S. Congress, House Judiciary Subcommittee on Crime, Terrorism, and Homeland Security, *The Geolocation Privacy and Surveillance Act* (May 12, 2012)

### SELECTED PRESENTATIONS

*Workshop: Calibrating Data Surveillance*, UCLA Institute for Technology, Law & Policy, Los Angeles, CA, Oct. 2021 (panelist)

*Algorithmic Policing, Algorithmic Criminal Justice?* UCLA School of Law, Los Angeles, CA, Jan. 2020 (panelist)

*GPS in Juvenile Court: What We Don't Know But Should*, The Future of GPS in Juvenile Court: A Convening, Oakland, CA, Oct. 2019 (panelist)

*Law Enforcement Accountability*, Yale Access & Accountability Conference, New Haven, CT, Oct. 2019 (panelist)

*Search Warrant and Surveillance Order Sealing Practices*, Yale Law School Workshop on Court Records Access, New Haven, CT, Mar. 2019 (panelist)

*Digital Device Searches - Searching Computers, Phones, and Even Your Home Appliances*, National Association of Criminal Defense Lawyers & Berkeley Center for Law & Technology: Combatting the Surveillance State in Criminal Proceedings, Berkeley, CA, Nov. 2018 (panelist)

*Habeas Data: A Panel Discussion on Data and Surveillance*, University of California, Berkeley, School of Information, Berkeley, CA, Aug. 2018 (panelist)

*Privacy and Security in the Modern World*, Sun Valley Writer's Conference, Sun Valley, ID, July 2018 (panelist together with Justice Stephen Breyer and Facebook General Counsel Colin Stretch)

*The New Shiny Toy: Legal and Policy Implications for the Procurement of New Technologies by Police*, International Association of Chiefs of Police Technology Conference, Providence, RI, May 2018 (panelist)

*Fourth Amendment and New Technologies*, United States District Court for the Northern District of California Judicial Conference, Napa, CA, April 2018 (panelist)

*Can Electronic Monitoring Serve the Purpose of Juvenile Justice?* UCLA School of Law Faculty Colloquium, Los Angeles, CA, April 2018 (solo presentation)

*A Conversation on Big Data, Surveillance & Policing*, University of California, Center for Long Term Cybersecurity, Berkeley, CA, March 2018 (panelist)

*Where's the Public Interest? Situating and Teaching Traditional Public Interest in Non-Traditional Clinics*, Northern California Clinical Conference, Stanford, CA, Feb. 2018 (panelist)

*Federal Funding and Local Police Surveillance Technology*, Privacy Localism: A New Research Agenda, New York, NY, Nov. 2017 (solo presentation)

*Stanford/Harvard Roundtable on Policing and Technology*, Stanford, CA, Oct. 2017 (participant)

*Resolved: Tech Companies Should Be Required To Help Law Enforcement Agencies Access Customer Data*, Intelligence Squared / National Constitution Center, San Francisco, CA, June 2017 (Oxford-style debate)

*Bridging Divides: Interfacing with Law Enforcement and Intelligence Agencies*, Media Law Resource Center / Berkeley Center for Law & Technology, Legal Frontiers in Digital Media, Mountain View, CA, May 2017 (panelist)

*Transparency Litigation and Advocacy in Clinics: Supporting Activism, Journalism, and Organizing in Tumultuous Times*, AALS Conference on Clinical Legal Education, Denver, CO, May 2017 (panelist)

*Electronic Monitoring in Practice*, Information Privacy Seminar, University of Arizona James E. Rogers College of Law, Tucson, AZ, Apr. 2017 (class presentation on scholarly work)

*Government Access*, Berkeley Center for Law & Technology, Privacy Law Forum, East Palo Alto, CA, Mar. 2017 (moderator)

*Law Enforcement Issues*, State, Local and Regional Issues in Cybersecurity, University of Nebraska, Lincoln, NE, Mar. 2017 (panelist)

*What are Stingrays?* Berkeley Information Privacy Law Association, Berkeley, CA, Mar. 2017 (panelist)

*Electronic Monitoring in Practice*, Internet Law Works in Progress, Santa Clara, CA, Mar. 2017 (solo presentation)

*Domestic Surveillance*, Henderson Center Counter-Inauguration, Berkeley, CA, Jan. 2017 (panelist)

*Separating Fact from Fantasy: Is Fake News Undermining the Truth?*, Berkeley, CA, Jan. 2017 (panelist)

*Surveillance Policy Making By Procurement*, Berkeley Law Faculty Workshop, Berkeley CA, July 2016

*Sustainability and Outreach*, Tech Clinics California Summer Camp, Stanford, CA, June 2016 (solo presentation)

*Information Regulation and Freedom of Expression*, Fordham Center for Law and Information Policy, Tenth Law and Information Society Symposium, New York, NY, May 2016 (panelist)

*Mainstreet Policing Meets Military-Grade Surveillance*, Chaos Communication Camp, Mildenberg, Germany, Aug. 2015 (solo presentation)

*Client and Project Development*, Tech Clinics Base Camp, Boulder, CO, June 2015 (panelist)

*Surveillance, Technology, and the Law*, National Association of Criminal Defense Lawyers, Washington, DC, Apr. 2015 (panelist)

*Surveillance Policy Making By Procurement*, Internet Law Works in Progress, Santa Clara, CA, Mar. 2015 (solo presentation)

*Recent Developments in Fourth Amendment Law*, Stanford University-Peking University-Oxford University Internet Law and Public Policy Conference, Beijing, China, Nov. 2014 (solo presentation)

*The Impact of Emerging Technologies on Civil Liberties*, privacy identity innovation (conference), Palo Alto, CA, Nov. 2014 (panelist)

*The Court in Flux: 2012*, The Conversation at 40: The Court, Mr. Coppola, and the Reasonable Expectation of Privacy, University of California, Hastings, San Francisco, CA, Nov. 2014 (solo presentation)

*After Snowden: Hot Topics in the Debate over Mass Surveillance*, Stanford Law School, Stanford, CA, Oct. 2014 (solo presentation)

*The Small and Surprisingly Dangerous Detail the Police Track About You*, TED Global, Rio de Janeiro, Brazil, Oct. 2014 (TED talk with nearly two million views)

*Drones, Surveillance, and Privacy*, New America Foundation, Washington, DC, May 2013 (panelist)

*Can You Track Me Now? Government and Corporate Surveillance of Geolocation Data*, DEFCON, Las Vegas, NV, July 2012 (panelist)

*Life in the Panopticon: Thoughts on Freedom in an Era of Pervasive Surveillance*, PEN World Voices Festival, New York, NY, May 2012 (panelist)

*The Impact of Domestic Drones on Privacy, Safety, and National Security*, Brookings Institution, Washington, DC, Apr. 2012 (panelist)

*United States v. Jones*, New York Law School, New York, NY, Mar. 2012 (panelist)

*Drones Discussion*, Stanford Law Review Symposium, The Privacy Paradox: Privacy and its Conflicting Values, Stanford, CA, Feb. 2012 (panelist)

*The ACLU Presents: NSA Surveillance and More*, DEFCON, Las Vegas, NV, July 2011 (panelist)

### PROFESSIONAL ACTIVITIES AND SERVICE

#### Law School Service

Equity and Inclusion Committee, 2019-2021

Public Interest Placement Committee, 2018-2019, 2014-2015

Thelen Marrin Prize Committee, 2017-2018 (chair)

Clerkship Committee, 2016-2017

Brian M. Sax Prize Committee, 2015-2016 (chair)

Taskforce on Experiential Education, 2015-2017

#### Professional Service

National Association of Criminal Defense Lawyers, member, Fourth Amendment Center Advisory Board (Jan. 2019-present)

National Association of Criminal Defense Lawyers, member, Technology Advisory Group (Mar. 2016-2017)

Center for Democracy & Technology, academic affiliate (Jan. 2016-present)

The Constitution Project, Committee on Policing Reforms (May 2015-Aug. 2016)

Stanford Center for Internet and Society, affiliate scholar (2014-present), non-residential fellow (2010-2014)

### HONORS AND AWARDS

Miles L. Rubin Public Interest Award, Stanford Law School (2014) (granted annually to one alum to recognize outstanding contributions to public service)

TED Fellow (2014-present)

### BAR MEMBERSHIP

California, New York

Admitted to practice before the Supreme Court of the United States; the First, Second, Third, Ninth, Tenth, and D.C. circuits, and a number of federal district courts