

DAVID THAW

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U.S. Citizen
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Education and Academic Experience

J.D., Berkeley Law (Boalt Hall), May 2008 – **University of California, Berkeley**
Samuelson Law, Technology, and Public Policy Clinic

Ph.D., Information Management and Systems, May 2011 – **University of California, Berkeley**
Dissertation: *Characterizing, Classifying, and Understanding Information Security Laws and Regulations: Considerations for Policymakers and Organizations Protecting Sensitive Information Assets*
Principal Advisor: Deirdre K. Mulligan, UC Berkeley School of Information and Berkeley Law (Boalt Hall)

M.A., Political Science, May 2004 – **University of California, Berkeley**
(invited to continue for the Ph.D., declined offer; transferred to School of Information Ph.D. program)

B.A., *cum laude*, Government and Politics with High Honors, May 2003 – **University of Maryland, College Park**

B.S., Computer Science with Honors, May 2003 – **University of Maryland, College Park**
Honors: Phi Beta Kappa; Departmental Honors Program; University Honors Program; President's Scholar

Research Associate, Department of Computer Science – **University of Maryland, College Park** (2011 – Present)

Affiliated Fellow, Information Society Project – **Yale Law School** (2010 – Present)

Visiting (Postdoctoral) Fellow, Information Society Project – **Yale Law School** (2008-2009)

Publications, Presentations, and Works in Progress

- David Thaw, *Comparing Management-Based Regulation and Prescriptive Legislation: How to Improve Information Security Through Regulation* (working paper, job market paper) (extension of dissertation research).
- David Thaw, *Examining the Effects of Information Security Regulation on Information Security Practice: Views from Chief Information Security Officers* (working paper) (extension of dissertation research).
- David Thaw, Neha Gupta & Ashok Agrawala, "Privacy-Friendly" Design for Online Behavioral Advertising Systems, *J. INTERNET SYS. & APPLICATIONS* (under submission).
- Priscilla J. Smith, Nabiha Syed, David Thaw & Albert Wong, *When Machines Are Watching: How Warrantless Use of GPS Surveillance Technology Violates the Fourth Amendment Right Against Unreasonable Searches*, 121 *YALE L.J. ONLINE* 177 (2011), <http://yalelawjournal.org/2011/10/11/smith.html>.
- David B. Thaw, *Characterizing, Classifying, and Understanding Information Security Laws and Regulations: Considerations for Policymakers and Organizations Protecting Sensitive Information Assets* (May 12, 2011) (forthcoming Ph.D. dissertation, University of California, Berkeley (on file with the University of California)), available at <http://www.davidthaw.com/papers/DavidThawDissertationFinal.pdf>.

- David Thaw, Neha Gupta & Ashok Agrawala, *Proposal for a "Down-the-Chain" Notification Requirement in Online Behavioral Advertising Research and Development* (W3C Workshop on Web Tracking and User Privacy Working Paper, Apr. 28, 2011), available at <http://www.w3.org/2011/track-privacy/papers/ThawGuptaAgrawala.pdf>.
- David Thaw, *The Relationship Between Regulatory Models and Information Security Practices* (2010 Privacy Law Scholars Conference (PLSC 2010 Working Paper, June 3, 2010), available at <http://docs.law.gwu.edu/facweb/dsolove/PLSC/PLSC-2010.html> (web access restricted to conference participants, copy available from author upon request).
- David Thaw & Jerome Feldman, *CoPE: Democratic CSCW in Support of e-Learning*, in INTELLIGENT COLLABORATIVE E-LEARNING SYSTEMS AND APPLICATIONS (T. Daradoumis, S. Caballe, J. M. Marques & F. Xhafa eds., 2010).
- David Thaw, Jerome Feldman & Joseph Li, *CoPE: Democratic CSCW in Support of e-Learning*, 2008 IEEE COMPUTER SOC'Y: PROCEEDINGS OF THE INT'L WORKSHOP ON COLLABORATIVE E-LEARNING SYS. & APPLICATIONS 481.
- Sante Caballé, Jerome Feldman & David Thaw, *Supporting Communities of Learning Practice by the Effective Embedding of Information and Knowledge into Group Activity*, 2008 COMPUTER SOC'Y: PROCEEDINGS OF THE INT'L WORKSHOP ON COLLABORATIVE E-LEARNING SYS. & APPLICATIONS 493.
- Nathaniel Good, Rachna Dhamija, Jens Grossklags, Steven Aronowitz, David Thaw, Deirdre Mulligan & Joseph Konstan, *Stopping Spyware at the Gate: A User Study of Privacy, Notice and Spyware*, in SPYWARE: AN INSIGHT (Ravi Kumar, ed. 2007) (reprint of earlier conference paper).
- Jerome Feldman, David Thaw & Daniel Lee, *Computer, Neural, and Social Networks*, Invited Presentation to the Stanford University Dep't of Elec. Eng'g (Apr. 18, 2007).
- Jerome Feldman, Daniel Lee & David Thaw, *Communities of Practice Environment*, in THE INTERNET AND SOCIETY (Morgan, Bebbia & Spector eds., 2006).
- Nathaniel Good, Jens Grossklags, David Thaw, Aaron Perzanowski, Deirdre Mulligan & Joseph Konstan, *User Choices and Regret: Understanding Users' Decision Process About Consensually Acquired Spyware*, 2 I/S: J. L. INFO. SOC'Y 283 (2006).
- Nathan Good, Rachna Dhamija, Jens Grossklags, Steven Aronowitz, David Thaw, Deirdre Mulligan & Joseph Konstan, *Stopping Spyware at the Gate: A User Study of Privacy, Notice and Spyware* 2005 ASS'N OF COMPUTING MACHINERY: PROCEEDINGS OF THE SYMPOSIUM ON USABLE PRIVACY AND SECURITY 43.
- David Thaw, *Toward an Understanding of the Politics of Internet Regulation* (Apr. 13, 2004) (unpublished M.A. thesis, University of California, Berkeley) (on file with author).
- David Thaw, *The Effects of Monopoly in Information Technology on Democracy: A New Perspective on Microsoft's Monopoly* (May 12, 2003) (unpublished B.S./B.A. thesis, University of Maryland) (on file with the Department of Computer Science and the Department of Government and Politics, University of Maryland).

Experience

Legal Practice Experience

- **Hogan Lovells US LLP** (formerly Hogan & Hartson LLP), Washington, DC
Attorney, Privacy and Information Management Practice, January 2010 – December 2010
Advised clients on privacy and data security issues. Illustrative matters include conducting comprehensive assessments of organizations' privacy and data security practices, drafting privacy and cybersecurity policies and breach response plans, and providing FTC, state, and international regulatory advice for data security and behavioral advertising initiatives.
- **Dewey & LeBoeuf LLP** (formerly LeBoeuf, Lamb, Greene & MacRae LLP), New York, NY
Summer Associate, Summer 2007
Assisted in various representative and client development matters including data breach response, IP due diligence for a corporate merger, research on privacy law developments, and assisted in pro bono housing litigation matters.
- **United States District Court for the Southern District of New York**, New York, NY
Law Intern to the Honorable Victor Marrero (U.S. District Judge), Summer 2006
Assisted in the preparation of legal memoranda and conducted legal research for pending cases.
- **Samuelson Law, Technology, and Public Policy Clinic**, Berkeley, CA
Legal Intern/Technology Researcher, December 2004 – May 2008
Assisted with various law and technology advocacy and research projects. Further details available upon request.

Briefs and Memoranda

- Brief of *Amici Curiae*, Yale Law School Information Society Project Scholars and Other Experts in the Law of Privacy and Technology in Support of the Respondent, to the United States Supreme Court in *U.S. v. Jones* (No. 10-1259) (Oct. 3, 2011) (brief on the merits).
- Brief of *Amici Curiae*, Information Society Project at Yale Law School Fellows Nabiha Syed, Albert Wong, David Thaw and Priscilla Smith in Support of the Petition, to the United States Supreme Court in *Pineda-Moreno v. U.S.* (No. 10-7515) (Dec. 16, 2010) (brief in support of certiorari).
- David Thaw (with Deirdre K. Mulligan, et. al.), Memorandum to the Org. for Econ. Dev. (Working Party on the Info. Econ.) Study on “Digital Broadband Content: Music” (Jan. 14, 2005) (on file with authors).

Teaching Experience

- **University of Maryland Department of Computer Science/Honors College**, University of Maryland
HONR268E: Exploring Cybersecurity Law, Fall 2011
Undergraduate honors seminar covering interdisciplinary topics in cybersecurity law and policy. Three credits.
- **University of Maryland Beacon Project and Laboratory**, University of Maryland, College Park
Director, 2000-2001; *Assistant Director*, 1998-2000
Responsible for teaching an undergraduate engineering course and directing the research laboratory for the Beacon Project.
- **University of Maryland Honors Program**, University of Maryland, College Park
Honors 100 Instructor, Fall 1999
Responsible for co-teaching a section of the introductory course for entering students in the University Honors Program.

Technical Experience and Other Research Experience

- Available upon request and in my technical c.v. at <http://www.davidthaw.com/DavidThawCVTechnical.pdf>.

References

Dissertation Committee

- Professor Deirdre K. Mulligan, UC Berkeley School of Information and Berkeley Law (Boalt Hall)
510-642-0499 | dkm@ischool.berkeley.edu
- Professor Pamela Samuelson, UC Berkeley School of Information and Berkeley Law (Boalt Hall)
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- Professor Todd LaPorte, UC Berkeley Department of Political Science
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Other Academic and Professional References

- Professor Ashok Agrawala, University of Maryland Department of Computer Science
301-405-2525 | agrawala@cs.umd.edu
- Mark D. Paulding, Esq., Hogan Lovells US LLP
202-637-2454 | mark.paulding@hoganlovells.com
- Elizabeth A. Khalil, Esq., Federal Deposit Insurance Corporation (formerly of Hogan Lovells US LLP)
202-898-3534 | elizabethkhalil@gmail.com
- Professor Jack Balkin, Yale Law School
203-432-1620 | jack.balkin@yale.edu
- Hon. Victor Marrero, United States District Judge (Southern District of New York)
212-805-6374 | victor_marrero@nysd.uscourts.gov
- Professor Jerome Feldman, UC Berkeley Department of Electrical Engineering and Computer Science
510-666-2914 | feldman@icsi.berkeley.edu

(Other academic and professional references listed in order of most recent experience with my scholarly and/or professional activities.)

Bar Admissions

- **Connecticut (2008)**
- **District of Columbia (2010)**
- **New York (2009)**