

JOEL R. REIDENBERG

Professor of Law

Founding Academic Director, Center on Law and Information Policy

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EDUCATION

Université de Paris I (Panthéon-Sorbonne)

Ph.D (Doctorat en droit) (2003) awarded *mention très honorable avec félicitations du jury* (summa cum laude) ; Ph.D Publications: *Le droit et les réseaux internationaux d'information* (« Law and International Information Networks»)

D.E.A. droit international économique (1987) awarded *mention bien* (magna cum laude)

Columbia University School of Law

J. D., (1986) Harlan Fiske Stone Scholar; Parker Program Honors Certificate for Studies in International and Foreign Law; Articles Editor, *Columbia Journal of Transnational Law*

Dartmouth College, A.B. (1983) awarded Magna Cum Laude with High Honors in Government

ACADEMIC POSITIONS

Fordham University

Associate Vice President for Academic Affairs and Associate Chief Academic Officer, 2008 – 2009
Professor of Law, 1997 – ; Associate Professor of Law, 1990-1997 (tenure granted 1995)
Courses: Contracts, Information Technology Law; Information Privacy Law; Intellectual Property Law; International Trade Regulation; Introduction to the US Legal System.

Université de Paris I (Panthéon-Sorbonne)

Visiting Professor, DESS droit et globalisation économique 2003-2004

Visiting Professor, DEA droit anglais et nord américain des affaires, 1996-1997

Courses: Comparative contracts; E-commerce; Internet Regulation

Institut d'études politiques de Paris

Visiting Professor, DESS droit et globalisation économique 2003-2004

Université de Paris V (René Descartes)

Guest Professor, 1996

ACADEMIC ADMINISTRATIVE EXPERIENCE

Fordham University

Associate Vice President for Academic Affairs and Associate Chief Academic Officer, 2008 – 2009
President of the University Faculty Senate, 2007-2008
Executive Committee of the University Faculty Senate, 2006-2008
Chair, University Faculty Technology Committee, 2005 – 2007 (member since 2002)
Elected member of the University Faculty Senate, 2004 – 2008
Presidential Appointment to the University Research Council, 2000-2006
Board of Advisors, Donald McGannon Communications Research Center, GSA&S, 2005-
University Information Technology Advisory Committee, 1997- 1999

Fordham University School of Law

Founding Director, Center on Law and Information Policy, 2005 –
Director of LL.M in Intellectual Property and Information Technology Law, 2006-2008
Director of the Graduate Program, 1999 – 2001
Director of Graduate Program- Academic Affairs, 1998-1999
Chair, International Program & Curriculum Committee, 1997- 2003; 2004 – 2006
Chair, Graduate Program Committee, 1998-2001
ABA Accreditation Self-Study Committee, 1992-1994

Fordham University and Law School Search Committees

Senior Vice President for Academic Affairs, 2006-2007
Vice President for Information Technology/CIO, 2005
Law School Assistant Dean for International and Non-JD Programs 2005/06
Mulligan Distinguished Visitors Chair, 1997 - 1999
Law School Director of Information Systems, 1995

PROFESSIONAL EXPERIENCE

Special Assistant Attorney General for the State of Washington (2003)

Counsel in connection with Verizon Corp. v. Showalter, No. CV02-234R (W.D. Wash.)

AT&T Laboratories, Public Policy Research Department (Summer 1996)

Visiting Professor for project on network policy and technical standardization

Debevoise & Plimpton (Washington, DC) (1987-1990)

Associate with firm's international telecommunications group (matters included European telecommunications liberalization and competition law, data protection regulation, and intellectual property rights)

PROMETHEE (Paris, France) (1986-1987)

Friedmann Fellow (responsible for intellectual property policy studies and publication within PROMETHEE's work program.)

BIBLIOGRAPHY

Books

LES SERVICES EN LIGNE ET LA PROTECTION DES DONNÉES: LES RÉPONSES DE LA RÉGLEMENTATION (avec Paul Schwartz)(Office des publications officielles des Communautés européennes : 1999)

ON-LINE SERVICES AND DATA PROTECTION LAW: REGULATORY RESPONSES (with Paul Schwartz)(Office of Official Publications of the European Commission:1998) also at <<http://europa.eu.int/comm/dg15/en/media/dataprot/studies/regul.pdf>>

DATA PRIVACY LAW (with Paul Schwartz)(Michie: 1996)

Monographs

CHILDREN'S EDUCATIONAL RECORDS AND PRIVACY: A STUDY OF ELEMENTARY AND SECONDARY SCHOOL REPORTING SYSTEMS (with Jamela Debelak et al)(CLIP Research Report: 2009) available at <http://law.fordham.edu/childrensprivacy>

COMPARISON OF PRIVACY AND TRUST POLICIES IN THE AREA OF ELECTRONIC COMMUNICATIONS (with Scott Marcus, Neil Robinson, Yves Poullet, Adam Peake, et al) (European Commission: 2008) available at: http://ec.europa.eu/information_society/policy/ecomms/doc/library/ext_studies/privacy_trust_policies/final_report_29_02_08.pdf

SAFE HARBOR DECISION IMPLEMENTATION STUDY (with Jan Dhont, Maria Veronica Perez Asinari, Yves Poullet, Lee Bygrave) (European Commission: 2004) available at http://europa.eu.int/comm/internal_market/privacy/docs/studies/safe-harbour-2004_en.pdf

THE FUNCTIONING OF THE US-EU SAFE HARBOR PRINCIPLES (with Privacy Laws & Business) (2001)

Book Chapters

La régulation de l'Internet par la technique et la Lex Informatica, in LA COHERENCE DES REGULATIONS ECONOMIQUES, Marie Anne Frison-Roche (Dalloz : 2005)

International Approaches to Public and Private Data Privacy and Security in NATIONAL SECURITY, NEW TECHNOLOGIES, AND INDIVIDUAL PRIVACY: SHAPING A 21st CENTURY PUBLIC INFORMATION POLICY, Peter Shane and John Podesta, eds., (Century Fund Press: 2004)

La faillite de Toysmart, in C.N.I.L., LA 23IÈME CONFÉRENCE INTERNATIONALE DES COMMISSAIRES À LA PROTECTION DES DONNÉES : VIE PRIVÉE-DROIT DE L'HOMME (Doc. française : 2002) companion English version : *The Toysmart Bankruptcy*, in C.N.I.L., THE 23rd INT'L

CONFERENCE OF DATA PROTECTION COMMISSIONERS (Doc. française: 2002)

Privacy Protection and the Interdependence of Law, Technology and Self-Regulation in CAHIERS DU CENTRE DE RECHERCHES EN INFORMATIQUES ET DROIT : VARIATIONS SUR LE DROIT DE LA SOCIÉTÉ DE L'INFORMATION (Bruylant : 2001) companion French version : *La vie privée et l'interdépendance du droit, de la technologie et de l'autorégulation*, in C.N.I.L., LA 23IÈME CONFÉRENCE INTERNATIONALE DES COMMISSAIRES À LA PROTECTION DES DONNÉES : VIE PRIVÉE-DROIT DE L'HOMME (Doc. française : 2002)

L'encadrement juridique de l'Internet aux Etats-Unis, in L'INTERNET ET LE DROIT: DROIT EUROPÉEN ET COMPARÉ DE L'INTERNET (Légipresse: 2001)

L'instabilité et la concurrence des régimes réglementaires dans le Cyberspace, in LES INCERTITUDES DU DROIT (Ejan MacKaay, éd.)(Editions Thémis: 1999).

A Movement toward Obligatory Standards of Fair Information Practices in the United States in VISIONS OF PRIVACY IN THE 21st CENTURY (Colin Bennett & Rebecca Grant, eds., Univ. of Toronto Press: 1999).

Information Flows on the Global Infobahn, in THE NEW INFORMATION INFRASTRUCTURE: STRATEGIES FOR U.S. POLICY (Wm. Drake, ed., Twentieth Century Fund Press: 1995)

Law Review Articles

The Rule of Intellectual Property Law in the Network Economy, 44 HOUSTON L. REV. 1073 (2007)

Technology and Internet Jurisdiction, 153 UNIV. OF PENN. L. REV. 1951 (2005)

Privacy Wrongs in Search of Remedies, 54 HASTINGS L. J. 877 (2003)

E-commerce and TransAtlantic Privacy, 38 HOUSTON L. REV. 717 (2001)

Resolving Conflicting International Privacy Rules in Cyberspace, 52 STANFORD L. REV. 1315 (2000).

Lex Informatica: The Formulation of Information Policy Rules through Technology, 76 TEXAS L. REV. 553 (1998).

Governing Networks and Rule-Making in Cyberspace, 45 EMORY L. J. 911 (1996) *reprinted in* BORDERS IN CYBERSPACE: INFORMATION POLICY AND THE GLOBAL INFORMATION INFRASTRUCTURE (Brian Kahin & Charles Nesson, eds., MIT Press: 1997).

Setting Standards for Fair Information Practice in the U.S. Private Sector, 80 IOWA L. REV. 497 (1995)

The Fundamental Role of Privacy and Confidence in Networks, 30 WAKE FOREST L. REV. 105 (1995)(with Françoise Gamet-Pol)

The Privacy Obstacle Course: Hurdling Barriers to Transnational Financial Services, 60 FORDHAM L. REV. S137 (1992).

Specialized Journal Articles

States and Internet Enforcement, 1 UNIV. OTTAWA TECH. L. J. 213 (2004)

Les états et la régulation d'Internet, JURIS CLASSEUR : COMMUNICATION COMMERCE ÉLECTRONIQUE, étude 11, mai 2004

Yahoo and Democracy on the Internet, 42 JURIMETRICS 261 (2002)

L'affaire Yahoo et la démocratisation international de l'internet, JURIS CLASSEUR : COMMUNICATION COMMERCE ÉLECTRONIQUE, chron. 12, mai 2001

Restoring Americans' Privacy in Electronic Commerce, 14 BERKELEY TECH. L. J. 771 (1999).

Rules of the Road on Global Electronic Highways: Merging the Trade and Technical Paradigms, 6 HARVARD J. LAW & TECH. 287 (1993).

Privacy in the Information Economy-- A Fortress or Frontier for Individual Rights?, 44 FED. COMM. L. J. 195 (1992).

Note, U.S. Software Protection: Problems of Trade Secret Estoppel under the Brazilian Transfer of Technology and UNCTAD Regimes, 23 COLUM. J. TRANSNAT'L L. 679 (1985).

Legal Publications

Law and Networks, 6 Int'l Law Forum du droit int'l 5 (2004)

Can user agents accurately represent privacy notices?, TPRC 30th Research Conference Paper # 65 (with Lorrie Cranor) (2002)

L'expérience américaine: aspects juridiques du commerce électronique, GAZETTE DU PALAIS (NOUVELLES TECHNOLOGIES , Nos. 291-293 , 10 (1998).

International Data Flows and Methods to Strengthen International Co-operation in PROCEEDINGS OF 20th INT'L CONFERENCE OF DATA PROTECTION AUTHORITIES (Agencia de Protecciones de Datos: 1998)

The Use of Technology to Assure Internet Privacy: Adapting Labels and Filters for Data Protection, LEX ELECTRONICA, <<http://www.lex-electronica.org>> (Vol. 3, No. 2, 1997).

Multimedia as a New Challenge and Opportunity in Privacy: The Examples of Sound and Image Processing in Symposium: Multimedia and Data Protection, 22 MATERIALIEN ZUM DATENSCHUTZ, 9-12 (Berlin Data Protection Commission: Aug. 1995)
<<http://www.datenschutz-berlin.de/infomat/heft22/teil2.htm>>.

Information Property: Some Intellectual Property Aspects of the Global Information Economy, 10 INFO. AGE 3 (1988).

Observations, Journées de Montpellier consacrées à l'entreprise, l'information et le droit, J.C.P. CAHIERS DE DROIT DE L'ENTREPRISE, Mars, 1988, at 19, 44.

French Taxation of Software: Some International Considerations, 1 INT'L COMPUTER LAW ADVISER 15 (1987).

Miscellaneous Publications

Législation du commerce électronique: Une perspective franco-américaine, TELECOM Revue de l'Association Amicale des Ingénieurs de l'École Nationale Supérieure des Télécommunications, Printemps 1997, 45.

Personal Information and Global Interconnection: The Challenge of Regulatory Convergence, PROJECT PROMETHEE PERSPECTIVES, Dec. 1991, 27.

An American Solution to TBDF Personal Data Contractual Problems, PRIVACY L. & BUS., Dec. 1991, at 12-14.

A Commentary on Data Protection, Privacy and Regulatory Conflicts Between the European Community and the United States, ACCESS REPORTS, May 1991, 5.

The European Community Broadcast Directive: The Need for a Fresh Look at its Impact on Fundamental Human Rights of Broadcasters and the Public (with Robert Bruce and Fred Cate), The Annenberg Washington Program Working Papers on the Transatlantic Dialogue on European Broadcasting (Paris: October 3, 1989).

Trade Solutions Should Avoid Extremes (with Eric Schnurrer), ST. LOUIS POST-DISPATCH, Jan. 24, 1989, at 3B, col. 2.

Toward Information Rights and Fair Competition, PROJECT PROMETHEE PERSPECTIVES, July 1987, C-9.

Networking Strategies and the Search for a New Regulatory Framework (with A. Bressand and C. Distler), PROJECT PROMETHEE PERSPECTIVES, Apr. 1987, C-5.

PROFESSIONAL MEMBERSHIPS AND ASSOCIATIONS

Association of American Law Schools

Chair, 1996, Section on Computers & Law

Chair, 1998, Secretary, 1996, Section on Defamation & Privacy

American Bar Association

ABA Site Inspector for Columbia University School of Law ABA Approved Cooperative Program for Foreign Study (2002); ABA Site Inspector for Cornell Law School ABA Approved Cooperative Program for Foreign Study(2002)

Member of the Association of the Bar of the City of New York (1988 -)

Served on the Computer Law Committee; Foreign & Comparative Law Committee; Information

Technology Law Committee
Fordham Continuing Legal Education Program
Lecturer on computer law (1991)
Admitted to the Bar of the State of New York (1986) and the District of Columbia (1988)

ACADEMIC RESEARCH GRANTS AND FELLOWSHIPS

Commission of the European Communities/WiK Rand-Europe Consortium (2007)
Commission of the European Communities/FUNDP, Namur Belgium (2003-04)
Commission of the European Communities/ARETE (Paris, France)(1997/98)
AT&T Laboratories Public Policy Research (1996)
Commission of the European Communities
/Research Institute for Data Protection Law, Goethe University (1993/94)
The Twentieth Century Fund Global Information Economy Project (1992-95)
Fordham University Faculty Fellowships 2003/04; 1996/97
Fordham School of Law Summer Research Grants: 1991-1992, 1994-1996; 2000-2003
Fordham University Faculty Research Grant Award (1991/92)
Parker School of Foreign & Comparative Law (Columbia University) Fellowship for Graduate Study (1986/87)

CORPORATE TEACHING GRANTS

Mead Data Central (1994) Software and development support for electronic course materials
Lawyer's Cooperative Publishing (1995) Hardware support and CD-Rom technology

GOVERNMENT SERVICE, ADVISORY PANELS AND TESTIMONY

Elected Member, Millburn Township (New Jersey) Board of Education (K-12 school district with approximately 4500 students and \$63 million budget in 2005/06. Elected 2001, re-elected 2002, reelected 2005. Committee Assignments: Finance, Negotiations, Policy, Program, Student Liaison)

French National Privacy Commission. Audition relative à la problématique des « centrales positives » en séance plénière du 13 mai 2004 de la Commission nationale d'informatique et des libertés. Hearing before the French National Privacy Commission on Credit Reporting (May 13, 2004)(statement on US experiences and the Fair Credit Reporting Act)

Congressional testimony. Hearing on "Affiliate Sharing Practices and Their Relationship to the Fair Credit Reporting Act" before the Senate Banking Committee, 108th Cong., 1st Sess. (June 25, 2003) (Statement on affiliate sharing)

Congressional testimony. Hearing on "The Importance of the National Credit Reporting System to Consumers and the U.S. Economy" before the Subcomm. on Financial Institutions and Consumer Credit of the House Committee on Financial Services, 108th Cong., 1st Sess. (May 8, 2003) (Statement on affiliate sharing and pre-screening)

European Commission. Internal Market Directorate General,, Data Protection Conference on the Implementation of Directive 95/46/EC, presentation on international issues (Brussels: Sept. 30-Oct. 1,

2002)

Congressional testimony *Hearing on the EU Data Protection Directive: Implications for the US Privacy Debate before the Subcomm. on Commerce, Trade and Consumer Protection of the House Comm. On Energy and Commerce, 107th Cong., 1st Sess. (March 8, 2001)(statement on the safe harbor agreement)*

N.Y. Attorney General's Office, Invited Expert for Privacy Workshop, New York, NY: Feb. 8, 2001.

Congressional testimony. *Oversight Hearing on Privacy and Electronic Commerce before the Subcomm. on Courts and Intellectual Property of the House Comm. on the Judiciary, 106th Cong., 2nd Sess. (May 18, 2000)(statement on information privacy regulation)*

National Association of Attorneys General. Invited expert presentations on privacy in financial services and direct marketing at NAAG Privacy Workshop (New York: Sept. 23-24, 1999)

U.S. Department of Commerce. Filed Joint Comment Letter on International Privacy Safe Harbor Principles (November, 1998)

Comptroller of the Currency. Presentation at OCC Privacy Forum (Washington, DC: Oct. 19, 1998)

White House Privacy Summit: *Public Meeting on Internet Privacy, U.S. Department of Commerce, Washington, D.C.:* June 23-24, 1998 (panelist on "Evaluating the effectiveness of self-regulation.")

U.S. Department of Commerce. *Invited Expert, Privacy Consultation Workshops, Washington, D.C.:* May - June 1998.

Member, Project Group of the Organization for Economic Co-operation and Development. Proposals for Consumer Protection in Electronic Commerce (1997/98).

In re: Trans Union Corporation, F.T.C. Docket No. 9255 (on remand from *Trans Union Corp. v. F.T.C.*, 81 F.3d 228 (D.C. Cir., 1996). Expert Consultant/Witness for the Federal Trade Commission (1997 -).

Forum on Protecting Children in an Information Society convened by Congressman Bob Franks, Cranford, N.J.: June 24, 1996 (presentations on risks and solutions).

Federal Trade Commission. *Public Workshop on Consumer Privacy on the Global Information Infrastructure, F.T.C. Project P954807, Washington, DC:* June 4, 1996 (presentation and panel discussant.)

European Commission. *Expert Presentation before the Working Party on the Protection of Individuals with regard to the Processing of Personal Data, European Commission, Directorate General XIII, Brussels, Jan. 17, 1996* (presentation and discussion of fair information practices in the United States).

Member, Advisory Panel of the U.S. Congress Office of Technology Assessment, Study of Information Technology and International Money Laundering (1994/95).

Member, Advisory Panel of the U.S. Congress Office of Technology Assessment, Study of Information Security in a Networked Environment (1994).

National Information Infrastructure Security Issues Forum. "Security of the Electronic Delivery of Government Information and Services:" Joint Hearings before the Information Infrastructure Task Force and the U.S. Advisory Council on the N.I.I., Raleigh, N.C., Jan. 27, 1995 (statement on the use and treatment of personal information).

Information Infrastructure Task Force, Working Group on Privacy, Washington, D.C., Dec. 7, 1993 (statement on fair information practice issues).

Congressional testimony. *Telecommunications Network Security: Hearings before the Subcomm. on Telecommunications and Finance of the House Comm. on Energy and Commerce*, 103rd Cong., 1st Sess. 63-76 (1993)(statement on computer privacy issues).

Commission d'accès à l'information du Québec, Québec, Canada, Nov. 19, 1992 (Visiting Scholar Presentation: "La protection des renseignements personnels dans le secteur privé (approche américaine).")

Computer Associates v. Altai, E.D.N.Y. Case No. 89-0811. Expert affidavit on international intellectual property issues (filed on behalf of Altai, November 1994)[continuation of *Computer Assoc. v. Altai*, 982 F.2d 693 (2nd Cir., 1992)].