

PROGRAM  
A SYMPOSIUM ON PRIVACY AND SECURITY: UCLA JOINS THE NATIONAL DEBATE  
UCLA SCHOOL OF LAW | APRIL 25, 2014

**WELCOME | 9:30-10:00**

**PANEL ONE: WHAT IS PRIVACY AND DOES IT MATTER ANY MORE? | 10:00-11:45**

KENT WADA, MODERATOR

UCLA Chief Privacy Officer and Director, Strategic IT Policy

UC Presidential Privacy and Information Security Initiative Working Group Chair

ADAM MOORE

Associate Professor of Philosophy and Information School, University of Washington

Author, *Privacy Rights: Moral and Legal Foundations*

Author, *Information Ethics: Privacy, Property, and Power*

BRUCE FEIN

Bruce Fein & Associates

Constitutional lawyer, author, scholar

Author, *Constitutional Peril: The Life and Death Struggle for Our Constitution and Democracy*

JULIA ANGWIN

Investigative Reporter, *ProPublica*

Former Staff Reporter, *Wall Street Journal* (part of team of reporters awarded the Pulitzer Prize)

Author, *Dragnet Nation: A Quest for Privacy, Security, and Freedom in a World of Relentless Surveillance*

**LUNCHEON | 11:45-12:30**

**KEYNOTE LUNCHEON SPEECH:**

**CAN WE BE SAFE WITHOUT SACRIFICING CIVIL LIBERTIES? | 12:30-1:45**

CINDY COHN

Legal Director and General Counsel, Electronic Frontier Foundation

National Law Journal, "100 Most Influential Lawyers in America, 2013"

**PANEL TWO: DEFINING THE THREAT, FIGHTING TERRORISM | 1:45-3:15**

CYNTHIA C. LEBOW, MODERATOR

Lecturer, UCLA Department of Political Science

HENRY WILLIS

Director, RAND Homeland Security and Defense Center

Professor, Pardee RAND Graduate School

MIKE GERMAN

Fellow, Brennan Center for Justice, New York University, Program on Liberty and National Security

**BREAK | 3:15-3:30**

**PANEL THREE: WAR AND LIBERTY – CIVIL LIBERTIES IN PERILOUS TIMES | 3:30-5:00**

KATHERINE STERN, MODERATOR

Senior Counsel, Rule of Law Program, The Constitution Project

CHRIS EDELSON

Director, Politics, Policy and Law Scholars Program

Assistant Professor, Department of Government, School of Public Affairs, American University

Author, *Emergency Presidential Power: From the Drafting of the Constitution to the War on Terror*

EDINA LEKOVIC

Director, Policy and Programming, Muslim American Public Affairs Council, Los Angeles

SPEAKER PROFILES AND ACKNOWLEDGEMENTS  
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**WELCOME**

**RACHEL MORAN**

Dean and Michael J. Connell Distinguished Professor of Law, UCLA School of Law

Rachel F. Moran is the Dean and Michael J. Connell Distinguished Professor of Law at UCLA School of Law. Prior to her appointment at UCLA, Professor Moran was the Robert D. and Leslie-Kay Raven Professor of Law at UC Berkeley School of Law. From July 2008 to June 2010, Moran served as a founding faculty member of the UC Irvine Law School.

Dean Moran received her A.B. in Psychology with Honors and with Distinction from Stanford University in 1978, where she was elected to Phi Beta Kappa her junior year. She obtained her J.D. from Yale Law School in 1981, where she was an Editor of the Yale Law Journal. Following law school, she clerked for Chief Judge Wilfred Feinberg of the U.S. Court of Appeals for the 2nd Circuit and worked for the San Francisco firm of Heller Ehrman White & McAuliffe. From 1993 to 1996 Moran served as chair of the Chicano/Latino Policy Project at UC Berkeley's Institute for the Study of Social Change, and in 2003, she became the director of the Institute.

In 2009, she was appointed as President of the Association of American Law Schools (AALS).

**JEFFREY LEWIS**

Chair and Associate Professor, UCLA Department of Political Science

Jeffery Lewis is the Chairman and Associate Professor in the UCLA Political Science Department. Dr. Lewis joins the faculty at UCLA after teaching at Princeton University. His interests include political methodology, formal theory, and American elections and legislative institutions. His dissertation, "Who do Representatives Represent?", considers the links between constituency preferences and roll-call voting in the California Assembly. He has also written on direct democracy, models of voting behavior, and methods of ecological inference in such journals as *Political Analysis*, *Historical Methods*, and *World Development*. He holds a B.A. with honors in Political Science from Wesleyan University and a Ph.D. in Political Science from Massachusetts Institute of Technology.

**JIM DAVIS**

Vice Provost of IT and Chief Academic Technology Officer, UCLA

Jim Davis is UCLA's Vice Provost, Information Technology, and Chief Academic Technology Officer, an executive leadership role focused on UCLA's academic research and education mission. Jim has broad oversight of campuswide planning, governance, and strategic investment of IT, manages the Office of Information Technology, and has responsibility for the Institute for Digital Research and Education. Included in his portfolio are UCLA's digital presence, cyberinfrastructure, informatics, policy, mobility, and the Office of the UCLA Chief Privacy Officer. Among the many initiatives Jim is involved with, he currently co-leads a national initiative on Smart Manufacturing and U.S. manufacturing competitiveness. Jim is also a professor in the Department of Chemical and Biomolecular Engineering at UCLA, where his research interests are in the areas of data analysis, decision support, and intelligent systems.

**CYNTHIA C. LEBOW**

Lecturer, UCLA Department of Political Science

Cynthia Lebow is a Lecturer in the UCLA Department of Political Science, where she teaches courses on the Supreme Court and Constitutional law. During the Winter Quarter, 2014, she taught a seminar on the topic of privacy versus national security, which was the genesis of this symposium. She previously served as the General Counsel and Staff Director of the United States Senate Judiciary Committee under then-Chairman Joseph R. Biden, Jr. (D-DE). She is a cum laude graduate in Political Science from UCLA, where she took the very classes that she now teaches, and subsequently earned a J.D. degree from the UCLA School of Law. Lebow previously served as the Associate Director of the RAND Institute of Civil Justice and has practiced law in Washington DC and Los Angeles.

**PANEL ONE: WHAT IS PRIVACY AND DOES IT MATTER ANY MORE? | 10:00-11:45**

**MODERATOR**

**KENT WADA**

UCLA Chief Privacy Officer and Director, Strategic IT Policy

UC Presidential Privacy and Information Security Initiative Working Group Chair

Kent was designated UCLA chief privacy officer in October 2012, the first in the University of California system with an overarching privacy mandate. In this role, Kent works with campus and systemwide colleagues, and the executive committee of the UCLA Board on Privacy and Data Protection, to address the many privacy challenges that affect the campus community and the University mission. Kent is also director, strategic IT policy and in this role, works broadly across the campus and system to shape the institutional agenda for technology policy issues of strategic concern to the campus – privacy, copyright, accessibility, participating fully as a digital citizen and more.

Kent has held a number of different positions at UCLA since 1990. He put up the first page at [www.ucla.edu](http://www.ucla.edu) in 1993, subsequently jointly leading the development of UCLA's gateway pages through its first three major incarnations; jointly led the development of the campus's strategy for curbing illegal file sharing; was UCLA's first IT security officer; and is now UCLA's first chief privacy officer. Kent has chaired a number of higher education advisory and policy committees related to information technology and has spoken widely on policy and privacy topics.

Kent's personal interest continues to be in the application of emergent technologies to people's lives in a manner respectful of civil liberties in the digital realm.

**PANELISTS**

**ADAM MOORE**

Associate Professor of Philosophy and Information School, University of Washington

Author, *Privacy Rights: Moral and Legal Foundations*

Author, *Information Ethics: Privacy, Property, and Power*

Adam Moore is an Associate Professor at the University of Washington Information School. He received his doctorate in philosophy from Ohio State University. He teaches and publishes in the areas of intellectual property, privacy, and information control.

## BRUCE FEIN

Bruce Fein & Associates

Constitutional lawyer, author, scholar

Author, *Constitutional Peril: The Life and Death Struggle for Our Constitution and Democracy*

Mr. Fein served as associate deputy attorney and general counsel to the Federal Communications Commission under President Ronald Reagan. He served as Research Director for Republicans on the Joint Congressional Committee on Covert Arms Sales to Iran, and on the American Bar Association's Committee on Presidential Signing Statements. He has been a Visiting Fellow for the Constitutional Studies at the Heritage Foundation and an adjunct scholar at American Enterprise Institute. He has advised numerous countries on constitutional reform, including South Africa, Hungary, and Russia.

Mr. Fein graduated from Harvard Law School with honors in 1972. He has worked in and out of government in Washington, D.C. for 39 years, and penned a weekly column for *The Washington Times* for more than two decades. He is a frequent witness before Congress. Mr. Fein is the founding member of Bruce Fein & Associates, Inc., and is a principal of a public advocacy organization, The Lichfield Group. He is the author of *Constitutional Peril: The Life and Death Struggle for Our Constitution and Democracy*, and *American Empire Before the Fall*.

## JULIA ANGWIN

Investigative Reporter, *ProPublica*

Former Staff Reporter, *Wall Street Journal* (part of team of reporters awarded the Pulitzer Prize)

Author, *Dragnet Nation: A Quest for Privacy, Security, and Freedom in a World of Relentless Surveillance*

Julia Angwin is an award-winning investigative journalist at the independent news organization *ProPublica*. From 2000 to 2013, she was a reporter at *The Wall Street Journal*, where she led a privacy investigative team that was a Finalist for a Pulitzer Prize in Explanatory Reporting in 2011 and won a Gerald Loeb Award in 2010. Her book, *Dragnet Nation: A Quest for Privacy, Security and Freedom in a World of Relentless Surveillance*, was published by Times Books in 2014.

In 2003, she was on a team of reporters at *The Wall Street Journal* that was awarded the Pulitzer Prize in Explanatory Reporting for coverage of corporate corruption. She is also the author of *Stealing MySpace: The Battle to Control the Most Popular Website in America* (Random House, March 2009). She earned a B.A. in mathematics from the University of Chicago, and an MBA from the Graduate School of Business at Columbia University.

## KEYNOTE LUNCHEON SPEECH:

CAN WE BE SAFE WITHOUT SACRIFICING CIVIL LIBERTIES? | 12:30-1:45

## CINDY COHN

Legal Director and General Counsel, Electronic Frontier Foundation

National Law Journal, "100 Most Influential Lawyers in America, 2013"

Cindy Cohn is the Legal Director for the Electronic Frontier Foundation as well as its General Counsel. Ms. Cohn is a graduate of the University of Michigan Law School. She did her undergraduate studies at the University of Iowa and the London School of Economics. For 10 years prior to joining the EFF, she was a civil litigator in private practice handling technology related cases. The National Law Journal named Ms. Cohn one of 100 most influential lawyers in America in both 2006 and 2013. In 2007 the National Law Journal named her one of the 50 most influential women lawyers in America.

Ms. Cohn serves as counsel in *Jewel v. NSA*, and *First Unitarian Church v. NSA*, each seeking to stop the ongoing dragnet warrantless surveillance of millions of ordinary Americans. Ms. Cohn also served as coordinating counsel for over forty national class action lawsuits against the telecommunications carriers and the government seeking to stop the warrantless surveillance. EFF filed the first such case, *Hepting v. AT&T*, in 2006 against telecom giant AT&T for violating its customers' privacy.

EFF represents service providers who have brought challenges to the National Security Letter statute, which was dramatically expanded as part of the USA Patriot Act, including placing broad and permanent gag orders on providers. In addition, Ms. Cohn has worked to free up communications and other human-rights supportive technologies from U.S. government export control and to draw attention to the problems caused by the sale of U.S. surveillance technologies to repressive regimes around the world.

## PANEL TWO: DEFINING THE THREAT, FIGHTING TERRORISM | 1:45-3:15

### MODERATOR

**CYNTHIA C. LEBOW,**

Lecturer, UCLA Department of Political Science

Cynthia Lebow is a Lecturer in the UCLA Department of Political Science, where she teaches courses on the Supreme Court and Constitutional law. During the Winter Quarter, 2014, she taught a seminar on the topic of privacy versus national security, which was the genesis of this symposium. She previously served as the General Counsel and Staff Director of the United States Senate Judiciary Committee under then-Chairman Joseph R. Biden, Jr. (D-DE). She is a cum laude graduate in Political Science from UCLA, where she took the very classes that she now teaches, and subsequently earned a J.D. degree from the UCLA School of Law. Lebow previously served as the Associate Director of the RAND Institute of Civil Justice and has practiced law in Washington DC and Los Angeles.

### PANELISTS

**HENRY H. WILLIS**

Director, RAND Homeland Security and Defense Center

Professor, Pardee RAND Graduate School

Henry H. Willis is director of the RAND Homeland Security and Defense Center and a professor at the Pardee RAND Graduate School. Willis has applied risk analysis tools to resource allocation and risk management decisions in the areas of public health and emergency preparedness, homeland and national security policy, energy and environmental policy, and transportation planning. He is the author of dozens of publications, book chapters, and op-ed pieces and has testified before Congress as an expert on applying risk analysis to homeland security policy. Willis's recent research has involved assessing the costs and benefits of terrorism security measures like the Western Hemisphere Travel Initiative and evaluating the impact of public health emergency preparedness grant programs like the Cities Readiness Initiative. Willis earned his B.A. in chemistry and environmental studies from the University of Pennsylvania, his M.A. in environmental science from the University of Cincinnati, and his Ph.D. from the Department of Engineering and Public Policy at Carnegie Mellon University.

**MIKE GERMAN**

Fellow, Brennan Center for Justice, New York University, Program on Liberty and National Security

Mike German is a Fellow with the Brennan Center for Justice's Liberty and National Security Program, which seeks to ensure that our government respects human rights and fundamental freedoms in conducting the fight against terrorism. His work focuses on law enforcement and intelligence oversight and

reform. Prior to joining the Brennan Center, Mr. German served as the policy counsel for national security and privacy for the American Civil Liberties Union Washington Legislative Office.

A sixteen-year veteran of federal law enforcement, Mr. German served as a special agent with the Federal Bureau of Investigation, where he specialized in domestic terrorism and covert operations. As an undercover agent, German twice infiltrated extremist groups using constitutionally sound law enforcement techniques. These operations successfully prevented terrorist attacks by winning criminal convictions against terrorists. He also served as a counterterrorism instructor at the FBI National Academy. There, he taught courses on extremism in democratic societies and developed a graduate-level training program for state, local and international law enforcement officers.

Mr. German left the FBI in 2004 after reporting continuing deficiencies in FBI counterterrorism operations to Congress. He began lecturing on counterterrorism and intelligence matters and served as an adjunct professor for Law Enforcement and Terrorism at the National Defense University. He joined the ACLU Washington Legislative Office staff in 2006. His first book, *Thinking Like a Terrorist: Insights of a Former FBI Undercover Agent*, was published in 2007. Mr. German currently serves on the Constitution Project's Liberty and Security Committee and is a Senior Fellow with GlobalSecurity.org. Mr. German graduated from the Northwestern University Law School, and graduated cum laude from Wake Forest University with a B.A. in Philosophy.

### **PANEL THREE: WAR AND LIBERTY – CIVIL LIBERTIES IN PERILOUS TIMES | 3:30-5:00**

#### **MODERATOR**

##### **KATHERINE STERN**

Senior Counsel, Rule of Law Program, The Constitution Project

Katherine E. Stern is senior counsel for the Constitution Project's Rule of Law Program, where she focuses on counter-terrorism policy and civil liberties, including government secrecy, surveillance, and individual privacy. She works principally with the Project's bipartisan Liberty and Security Committee, seeking to protect Americans' civil liberties as well as our nation's security post-Sept. 11.

Before joining the Constitution Project, Katherine served as post-conviction project counsel at the National Association of Criminal Defense Lawyers, collaborating with the Innocence Project and the Federal Bureau of Investigation on a comprehensive review of flawed FBI evidence that may have led to wrongful convictions. Previously, as an associate at Jones Day, Katherine represented individuals and organizations litigating national security and civil liberties matters with federal agencies, including the Departments of Defense, the Treasury, and the Central Intelligence Agency.

Katherine received her B.A., summa cum laude, in Religion and Oriental Studies from Barnard College, and her Ph.D. from Princeton University. She was Assistant Professor of World Literature at the University of Alaska Fairbanks, and a Junior Fellow at the Harvard Society of Fellows before earning her J.D. at Yale Law School. She is admitted to practice in the State of Florida, the U.S. District Court of Maryland, the U.S. Courts of Appeals for the Fourth and D.C. Circuits, and the U.S. Supreme Court.

#### **PANELISTS**

##### **CHRIS EDELSON**

Director, Politics, Policy and Law Scholars Program

Assistant Professor, Department of Government, School of Public Affairs, American University

Author, *Emergency Presidential Power: From the Drafting of the Constitution to the War on Terror*

Chris Edelson is an Assistant Professor of Government in American University's School of Public Affairs. His teaching and research interests focus on presidential power under the U.S. Constitution. Prior to joining the AU faculty, Professor Edelson practiced employment discrimination law and also served as state legislative director for the Human Rights Campaign. Edelson is a graduate of Brandeis University (B.A., History, 1993) and Harvard Law School (J.D., 1996). His book, *Emergency Presidential Power: From the Drafting of the Constitution to the War on Terror*, was published by the University of Wisconsin Press in fall 2013. He is currently writing a book on the Obama administration's use of national security power.

#### **EDINA LEKOVIC**

Director, Policy and Programming, Muslim American Public Affairs Council, Los Angeles

Edina Lekovic is MPAC's Director of Policy and Programming, where she oversees strategic initiatives in government and policy, media and communications, and leadership development. From 2004-2010, Edina served as MPAC's Communications Director, and has appeared regularly in major media outlets, including CNN, MSNBC, Fox News, CBS Television, the Wall Street Journal, Washington Post, Associated Press, Chicago Tribune, and Los Angeles Times.

A recent appointee to Los Angeles Mayor Eric Garcetti's Service Cabinet, Edina has been committed to promoting relationships between diverse Angelenos for nearly 15 years. As a co-founder and the current chair of NewGround: A Muslim-Jewish Partnership for Change, Edina is proud to have been part of an impactful high school dialogue program that was named Gov. Jerry Brown's top interfaith group in 2013. Edina joined the faculty of Bayan Claremont, part of the Claremont Lincoln University, as an Adjunct Professor in Fall 2013, where she teaches "Religious and Spiritual Leadership in a Muslim Context."

She is co-founder and graduate of the American Muslim Civic Leadership Institute and also co-founded Elev8, an arts-based youth leadership development program. She has an M.A. in Communication from Pepperdine University and a B.A. in American Literature & Culture from UCLA, where she also served as the Editor in Chief of the Daily Bruin.

#### **ACKNOWLEDGEMENTS**

The UCLA Department of Political Science, The UCLA School of Law, and The UCLA Office of Information Technology, wish to acknowledge and thank the following organizations for their sponsorship and participation.

#### **THE BRENNAN CENTER FOR JUSTICE AT THE NEW YORK UNIVERSITY SCHOOL OF LAW**

The Brennan Center for Justice at NYU School of Law is a nonpartisan law and policy institute that seeks to improve our systems of democracy and justice. We work to hold our political institutions and laws accountable to the twin American ideals of democracy and equal justice for all. The Center's work ranges from voting rights to campaign finance reform, from racial justice in criminal law to Constitutional protection in the fight against terrorism. A singular institution — part think tank, part public interest law firm, part advocacy group, part communications hub — the Brennan Center seeks meaningful, measurable change in the systems by which our nation is governed.

#### **THE CONSTITUTION PROJECT, WASHINGTON D.C.**

Created out of the belief that we must cast aside the labels that divide us in order to keep our democracy strong, The Constitution Project brings together policy experts and legal practitioners from across the



political spectrum to foster consensus-based solutions to the most difficult constitutional challenges of our time.

#### **THE OFFICE OF THE UCLA CHIEF PRIVACY OFFICER**

UCLA designated its first chief privacy officer in 2012 as the point of contact on matters concerning the privacy of individuals and of their information. Privacy is critical to the University's mission, its values of academic and intellectual freedom, and to the well-being of its community, even as the institution's compliance obligations with privacy legislation and commitment to transparency in the administration of a public institution escalate. The chief privacy officer works closely with the many campus offices that have compliance or operational responsibilities for privacy; and with the chief compliance officer of the UCLA Health System and the David Geffen School of Medicine. The UCLA Board on Privacy and Data Protection, whose chair is jointly appointed by the Academic Senate and the Executive Vice Chancellor and Provost, provides oversight to the chief privacy officer role in guiding and balancing the University's values with its legal, policy, administrative, security, and privacy responsibilities.

#### **PI SIGMA ALPHA**

Pi Sigma Alpha, the National Political Science Honor Society, is the only honor society for college students of political science and government in the United States. Pi Sigma Alpha is a member of the Association of College Honor Societies (ACHS) and is designated as a "Specialized, Upper-Division" society by ACHS. There are now over 740 chapters of Pi Sigma Alpha located on college and university campuses in every state of the United States and one in Canada.

#### **YOUNG AMERICANS FOR LIBERTY**

Young Americans for Liberty (YAL) is the largest, most active, and fastest-growing pro-liberty organization on America's college campuses. With more than 500 YAL chapters and 162,000 youth activists nationwide, YAL seeks to identify, educate, train, and mobilize young people committed to winning on principle.

We would also like to thank the following individuals for their invaluable assistance:

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Stephanie Arriaza  
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Tiffani Mellado  
Andrew Metz  
Joseph Riser  
Brad Sears  
Belinda Sunnu  
and all the Political Science staff and student volunteers

#### **OFFICE OF THE UCLA CHIEF PRIVACY OFFICER**

Kelly Arruda