

# Scott Skinner-Thompson

University of Colorado Law School  
Wolf Law Building, Room 418  
Boulder, CO 80309

## ACADEMIC APPOINTMENTS

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### University of Colorado Law School 2017 - Present

*Associate Professor of Law* (2017 – Present) (awarded tenure in 2022)

*Dean's Faculty Fellow* (2022 – Present)

*Affiliate Faculty*, LGBTQ Studies Program, University of Colorado Boulder (2018 – Present)

*Senior Fellow*, Silicon Flatirons Privacy Initiative, Colorado Law School (2021– Present)

*Fellow*, Excellence in Leadership Program, University of Colorado (2022 – 2023)

*Inclusive Pedagogy Certification* (2021)

*Awards:*

- Hooding Professor (selected by graduating class vote) (2019, 2020, 2021, 2022, 2023)
- Clifford Calhoun Public Service Award (2023) (recognizing person who contributes to public service of the CU Law School)
- Jules Milstein Scholarship Award (2023) (recognizing published research by CU Law Faculty that best demonstrates excellence in legal scholarship)
- Gordon J. Gamm Justice Award (2020) (recognizing outstanding CU Law Faculty scholarship addressing critical issues in justice)

*Courses:* Constitutional Law; Civil Rights; Disability Rights; Sexuality, Gender Identity, & the Law; Independent Legal Research

### New York University School of Law 2014 - 2017

*Acting Assistant Professor of Lawyering* (2014 - 2017)

*Chair*, Lawyering Scholarship Colloquium (2015 - 2017)

*Member*, NYU Privacy Research Group

### Duke University School of Law Wintersession 2014, 2016

*Visiting Lecturing Fellow*

*Courses:* Sexual Orientation, Gender Identity & the Law; LGBT/HIV Impact Litigation

## ACADEMIC AFFILIATIONS

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### Northeastern Law, Center for Law, Innovation & Creativity (Faculty Affiliate) 2021 – 2023

## EDUCATION

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### Duke University School of Law, J.D., *magna cum laude* May 2008

Honors & Activities:     Order of the Coif  
                                  David H. Siegel Scholar (outstanding academic performance & citizenship)  
                                  Law & Contemporary Problems, *Articles Editor*  
                                  AIDS Law Clinic Member

### Duke University School of Law, LL.M., International & Comparative Law May 2008

### Whitman College, B.A., Politics and Rhetoric & Film Studies, *magna cum laude* May 2005

Honors & Activities:     Phi Beta Kappa  
                                  Student Body President  
                                  National Champion Runner-Up in Parliamentary Debate (2004 & 2005)

Chester Maxey Award for Most Outstanding Politics Major  
Recipient of William O. Douglas, Paul Garrett, Robert C. Byrd, and Edmund  
Maxwell Scholarships

## **PUBLICATIONS (SELECTED)**

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### **Books:**

PRIVACY AT THE MARGINS (Cambridge University Press 2021) (220 pages)

- Gordon J. Gamm Justice Award Recipient (2020) (recognizing outstanding CU Law Faculty scholarship addressing critical issues in justice) (co-recipient)
- Reviewed in Jessica Silbey, *Four Privacy Stories and Two Hard Cases*, 37 CONSTITUTIONAL COMMENTARY 221 (2022)
- Reviewed in Jenneke Evers, 37:1 PROMETHEUS 80 (2021)
- Reviewed in Julien Rossi, 7:3 EUROPEAN DATA PROTECTION LAW REVIEW 477 (2021)
- Reviewed in Xiaoxiao Meng, INFORMATION, COMMUNICATION, & SOCIETY (2021)
- Selected for Notable Privacy & Security Books 2020, PRIVACY + SECURITY BLOG (Daniel Solove)

AIDS AND THE LAW (editor, 5th ed. 2016; 6th ed. 2020) (Wolters Kluwer) (1368 pages)

### **Law Review Scholarship:**

*Trans Animus*, 65 BOSTON COLLEGE LAW REVIEW (forthcoming 2024)

*Identity by Committee*, 57 HARVARD CIVIL RIGHTS-CIVIL LIBERTIES LAW REVIEW 657 (2022)

- Jules Milstein Scholarship Award (2023) (recognizing published research by CU Law Faculty that best demonstrates excellence in legal scholarship)
- Reprinted in JAMIE R. ABRAMS, DANIELA KRAIEM, & ANÍBAL ROSARIO LEBRÓN, EDS., *WOMEN AND THE LAW* (2023 edition) (forthcoming)
- Previewed in Lawrence Solum, *Skinner-Thompson on Gender Identity Determinations in Schools and Gender Expression*, LEGAL THEORY BLOG, Feb. 13, 2023 (“Highly Recommended”)

*Agonistic Privacy & Equitable Democracy*, 131 YALE LAW JOURNAL FORUM 454 (2021) (invited contribution)

- Selected as LEGAL THEORY BLOG’s *Download of the Week* (Aug. 7, 2021) (“Highly Recommended”)

*Anti-Subordination Torts*, 83 OHIO STATE LAW JOURNAL 427 (2022) (invited contribution; Festschrift)

*Recording as Heckling*, 108 THE GEORGETOWN LAW JOURNAL 125 (2019) (50 pages)

- Reprinted in RODNEY SMOLLA, ED., *THE FIRST AMENDMENT LAW HANDBOOK* (2020-21 edition)

*Privacy's Double Standards*, 93 WASHINGTON LAW REVIEW 2051 (2018) (56 pages; plus case chart)

- Reviewed in Martha Chamallas, *Privacy for the Privileged Few*, JOTWELL, July 3, 2018
- Reviewed in Ruthann Robson, *Curing the Inequality of Privacy Protections*, CONSTITUTIONAL LAW PROF BLOG, April 17, 2018

- Previewed in Lawrence Solum, *Skinner-Thompson on Privacy, Marginalization, & Privilege*, LEGAL THEORY BLOG, March 16, 2018 (“Interesting and recommended”)

*The First Queer Right*, 116 MICHIGAN LAW REVIEW 881 (2018) (review essay) (24 pages; plus chart)

*Performative Privacy*, 50 U.C. DAVIS LAW REVIEW 1673 (2017) (67 pages)

- Previewed in Lawrence Solum, *Skinner-Thompson on Performative Privacy*, LEGAL THEORY BLOG, March 10, 2017 (“Highly recommended”)

*Marriage, Abortion, and Coming Out*, 116 COLUMBIA LAW REVIEW ONLINE 126 (2016) (with Sylvia Law & Hugh Baran) (26 pages)

*Outing Privacy*, 110 NORTHWESTERN UNIVERSITY LAW REVIEW 159 (2015) (64 pages)

*Title IX's Protections for Transgender Student Athletes*, 28 WISCONSIN JOURNAL OF LAW, GENDER & SOCIETY (2013) (with Ilona Turner) (symposium) (30 pages)

*Tenth Amendment Challenges after Bond v. United States*, 46 UNIV. SAN FRANCISCO LAW REVIEW 995 (2012) (with Christopher Klimmek) (34 pages)

*House of Wisdom or a House of Cards? Why Teaching Islam in U.S Foreign Detention Facilities Violates the Establishment Clause*, 88 NEBRASKA LAW REVIEW 341 (2009) (44 pages)

*Abbott, AIDS, and the ADA: Why a Per Se Disability Rule for HIV/AIDS is Both Just and a Must*, 15 DUKE JOURNAL OF GENDER LAW & POLICY 1 (2008) (17 pages)

### **Book/Treatise Chapters:**

*Applying HIV Activism's Public Health Approach to Defeat COVID*, in ROUTLEDGE COMPANION TO GENDER & COVID-19 (Aziza Ahmed & Linda McClain, eds. (invited contribution) (forthcoming)

*HIV Law and Policy in the United States: A Tipping Point*, in OXFORD ENCYCLOPEDIA OF LGBT POLITICS AND POLICY (Don Haider-Markel, ed.) (2020) (invited contribution) (peer reviewed) (19 pages)

*A Feminist Rewriting of Sipple v. Chronicle Publishing Co.*, in FEMINIST JUDGMENTS: REWRITTEN TORTS OPINIONS (Lucinda M. Finley & Martha Chamallas, eds.) (Cambridge University Press) (2020) (invited contribution) (10 pages)

*Negligence and Intentional Torts*, in AIDS AND THE LAW (Skinner-Thompson ed., 5th ed. 2016; 6th ed. 2020) (64 pages)

*HIV and Employment*, in AIDS AND THE LAW (Skinner-Thompson ed., 5th ed. 2016; 6th ed. 2020) (174 pages)

*Access to Public Services and Accommodations*, in AIDS AND THE LAW (Skinner-Thompson ed., 5th ed. 2016; 6th ed. 2020) (70 pages)

*Issues in Family Law for People with HIV*, in AIDS AND THE LAW (Skinner-Thompson ed., 5th ed. 2016; 6th ed. 2020) (with Carol Suzuki) (116 pages)

## **Columns/Commentary:**

*Sexuality's Promise for Sexual Privacy*, JOTWELL (Aug. 30, 2023) (reviewing Brenda Dvoskin, *Speaking Back to Sexual Privacy Invasions*, 99 WASH. L. REV. (forthcoming 2023)).

*Trans Emancipation Through Challenging the State*, LAW & POLITICAL ECONOMY, Oct. 27, 2022 (reviewing ERIC A. STANLEY, *ATMOSPHERES OF VIOLENCE: STRUCTURING ANTAGONISM AND THE TRANS/QUEER UNGOVERNABLE* (2021) & PAISLEY CURRAH, *SEX IS AS SEX DOSE: GOVERNING TRANSGENDER IDENTITY* (2022)).

*Introduction: Privacy Studies, Surveillance Law*, 20(3) SURVEILLANCE & SOCIETY 294 (2022)

*Privacy isn't in the Constitution – but it's everywhere in constitutional law*, THE CONVERSATION, June 15, 2022

*Debunking the Myth that Policy Body Cams are Civil Rights Tool*, JOTWELL, Jan. 28, 2022, (reviewing BRYCE CLAYTON NEWELL: *POLICE VISIBILITY: PRIVACY, SURVEILLANCE, AND THE FALSE PROMISE OF BODY-WORN CAMERAS* (2021))

*Resisting Regulatory Oppression of Transgender Children*, THE REGULATORY REVIEW, July 1, 2021

*Pinkwashing the Supreme Court*, TAKE CARE, July 2, 2020 (with Kate Levine)

*Trump Administration Tells Schools: Discriminate Against Trans Athletes or We'll Defund You*, SLATE, June 4, 2020

*Don't Criminalize COVID-19*, SLATE, March 27, 2020

*Free Speech Isn't a Free Pass for Privacy Violations*, SLATE, March 9, 2020 (with Margot Kaminski)

*Arguing Queer Rights*, TAKE CARE, Nov 18, 2019

*Reclaiming the Right to the Future Tense*, LAW & POLITICAL ECONOMY, September 4, 2019

*Queering the Gay Agenda*, SLATE, June 18, 2019, (reviewing LIBBY ADLER, *GAY PRIORI* (2018) & LIZ MONTEGARY, *FAMILIAR PERVERSIONS* (2018))

*The Person is Political*, SLATE, October 24, 2018

*Federal Courts are Standing Up for the Sanctity of Transgender Lives*, SLATE, June 21, 2018

*Masterpiece Cakeshop is Not a License to Discriminate*, SLATE, June 4, 2018

*How Trump May Inadvertently Advance Transgender Rights*, SLATE, Nov. 30, 2017

*Rules for Digital Radicals*, JOTWELL, Nov. 14, 2017, (reviewing ZEYNEP TUFEKCI, *TWITTER AND TEAR GAS: THE POWER AND FRAGILITY OF NETWORKED PROTEST* (2017))

*Trump's Anti-Trans Animus, Unmasked*, TAKE CARE, Nov. 6, 2017

*Animus, Not Readiness: Trump & Mattis Move Full Speed Ahead on Unconstitutional Trans Military Ban*, JUST SECURITY, Sept. 1, 2017

*Appeals Court: Discrimination Against Trans Students is Likely Illegal*, SLATE, May 30, 2017

*Why Trans People Have a Constitutional Right to Change Their Birth Certificates*, SLATE, April. 27, 2017

*The Right to the Public Square: Hoodies, Head Veils, & Bathrooms*, MUFTAH, March 23, 2017

*The Supreme Court Should Decide the Gavin Grimm Case Now*, SLATE, Feb. 27, 2017

*Trump Isn't the Sole Decider of Trans Students' Rights*, SLATE, Feb. 17, 2017

*North Carolina's Catch-22*, SLATE, May 16, 2016 (outlining HB2's interference with autonomous decision making over medical treatment)

*Bathroom Bills and the Battle Over Privacy*, SLATE, May 10, 2016

*How Nixon and Rehnquist Paved the Way for Transgender Rights*, SLATE, April 1, 2016

*North Carolina just lost some of its charm*, SALON, March 25, 2016 (critiquing North Carolina's anti-LGBT legislation as violating constitutional privacy protections)

*Clinton's Mistake on Reagan is an Opportunity for Action on HIV/AIDS*, SLATE, March 18, 2016 (with Carolyn McAllaster)

*Anti-Transgender Bathroom Bills are Unconstitutional*, SLATE, Feb. 11, 2016

*The Department of Education's Common-Sense Approach to Transgender Inclusion*, SLATE, Nov. 4, 2015

*How Obergefell Could Help Transgender Rights*, SLATE, June 26, 2015

*Bad Blood: The FDA's donation rule change for gay and bisexual men is sending the wrong message on HIV*, THE NEW REPUBLIC, May 19, 2015

*The FDA Should Follow Europe's Lead and Create Blood Donor Policies Based on Evidence*, SLATE, April 30, 2015

*The "Straight" Faces of Same-Sex Marriage*, SLATE, April 24, 2015

*For LGBT rights, the to-do list is still long*, THE SEATTLE TIMES, June 26, 2013

### **Supreme Court Amicus Briefs:**

Brief of Colorado Organizations and Individuals in Support of Respondents in *Masterpiece Cakeshop v. Colorado Civil Rights Commission*, No. 16-111 (2017) (co-counsel to amici)

Brief of Amicus Curiae American Sociological Association in *Hollingsworth v. Perry* and *United States v. Windsor*, Nos. 12-144, 12-307 (2013) (counsel to amicus)

## CLERKSHIPS

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**Hon. Dolores K. Sloviter**, United States Court of Appeals for the Third Circuit 2010 - 2011

**Hon. Robert N. Chatigny**, United States District Court for the District of Connecticut 2009 – 2010

## LEGAL PRACTICE

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**Dorsey & Whitney LLP**, Seattle, WA 2013 - 2014  
*Associate*

**Cleary Gottlieb Steen & Hamilton LLP**, New York, NY 2008 - 2009, 2011 - 2013  
*Associate*

## PRESENTATIONS (SELECTED)

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*Trans Animus*, presented at:

- Colorado Law School Law Alumni Board Retreat, Sept. 8, 2023
- Rocky Mountain First Amendment All Stars Workshop, July 25, 2023

*Identity by Committee*, presented at:

- University of Georgia School of Law Faculty Workshop, Sept. 19, 2022
- Pac-12 Access to Justice Series, Oct., 26, 2021
- Privacy Law Scholars Conference, June 3, 2021
- Law & Society Conference (Transgender Legal Theory Panel), May 27, 2021
- Freedom of Expression Scholars Conference, Yale Law School, April 30, 2021
- University of Colorado Law School Works-in-Progress Series, Boulder, CO, April 21, 2021
- Rocky Mountain First Amendment All Stars Workshop, Aug. 7, 2020; June 10, 2021
- Ira C. Rothgerber Conference, University of Colorado Law School, April 3, 2020
- Loyola Con Law Colloquium, Chicago, IL, Nov. 8, 2019

*Privacy at the Margins*, presented at:

- New Books in Public Policy Podcast, August 16, 2023
- Law & Society Conference (Author Meets Reader Panel), Lisbon, Portugal, July 16, 2022
- University of Virginia School of Law LawTech Center (Prof. Danielle Citron), March 30, 2022
- Duke Law School & Kenan Institute for Ethics (Prof. Jolynn Dellinger), March 18, 2022
- Byron White Center for the Study of American Constitutional Law, Colorado Law, March 8, 2022
- Digital Civil Liberties (Prof. Neil Richards), Washington Univ. School of Law, Feb. 23, 2022
- Topics in Privacy & Security Law (Prof. Paul Schwartz), Berkeley School of Law, Aug. 30, 2021
- Future of Privacy Forum Book Club, May 13, 2021
- Silicon Flatirons Student Group Primer, Colorado Law School, March 11, 2021
- Advanced Information Privacy (Prof. Margot Kaminski), Colorado Law School, March 1, 2021
- Berkeley Technology Law Journal, Big Conversations Podcast, Jan. 27, 2021
- Boulder Book Store, Jan. 21, 2021 (in conversation with Prof. Kristen Carpenter)
- Simon Chair in Constitutional Law Series, Loyola Univ. Chicago Law School, Dec. 7, 2020
- PrivSec Global, Data Protection World Forum, Dec. 3, 2020
- Colorado Law Talks, Nov. 11, 2020
- Yale Information Society Project, Yale Law School, Oct. 28, 2020
- American Constitution Society At-Large, Colorado & Colorado Law Student Chapters, Oct. 6, 2020
- University of Virginia Frank Batten School of Leadership & Public Policy, Sept. 15, 2020
- Governance Workshop (Prof. Margaret Kwoka), Sturm College of Law, Denver, CO, Oct. 7, 2019
- CU-DU First Amendment All Stars Workshop, Denver, CO, Aug. 20, 2019

*Recording as Heckling*, presented at:

St. John's University School of Law Faculty Workshop Series, New York, NY, Feb. 6, 2019  
University of Colorado Law School Works-in-Progress Series, Boulder, CO, Nov. 8, 2018  
Privacy Law Scholars Conference, Washington, DC, May 30, 2018  
Freedom of Expression Scholars Conference, Yale Law School, New Haven, CT, April 28, 2018  
Internet Law Scholars Works-in-Progress, New York Law School, New York, NY, March 24, 2018  
Law & Society Conference, Mexico City, Mexico, June 20, 2017  
Loyola Constitutional Law Colloquium, Chicago, IL, Nov. 4, 2016  
Privacy Research Group, NYU School of Law, New York, NY, Nov. 2, 2016

*Privacy's Double Standards/Equal Protection Privacy*, presented at:

Rocky Mountain Junior Scholars Forum, Provo, UT, Nov. 16, 2017  
Loyola Constitutional Law Colloquium, Chicago, IL, Nov. 4, 2017  
University of Colorado Law School Works-in-Progress Series, Boulder, CO, Oct. 25, 2017  
Privacy Law Scholars Conference, Berkeley, CA, June 1, 2017  
Lawyering Scholarship Colloquium, NYU School of Law, New York, NY, Jan. 26, 2017  
Privacy Research Group, NYU School of Law, New York, NY Jan. 25, 2017

*Performative Privacy*, presented at:

Lavender Law Conference, Washington, DC, Aug. 4, 2016  
Law & Society Conference, New Orleans, LA, June 4, 2016  
Privacy Law Scholars Conference, Washington, DC, June 2, 2016  
Internet Law Scholars Works-in-Progress, New York Law School, New York, NY, March 5, 2016  
Lawyering Scholarship Colloquium, NYU School of Law, New York, NY, Feb. 11, 2016  
The Present and Future of Civil Rights Movements Conference, Duke, Durham, NC, Nov. 20, 2015  
Loyola Constitutional Law Colloquium, Chicago, IL, Nov. 6, 2015  
Privacy Research Group, NYU School of Law, New York, NY, Sept.16, 2015  
NY LGBT Law Faculty Workshop, Cardozo Law School, New York, NY, Aug. 18, 2015

*Outing Privacy*, presented at:

Talks on Law, New York, NY, March 7, 2015  
Privacy Research Group, NYU School of Law, New York, NY, Jan. 28, 2015  
AALS Employment Discrimination Works-in-Progress, Washington, DC, Jan. 3, 2015  
Lawyering Scholarship Colloquium, NYU School of Law, New York, NY, Dec. 5, 2014

*The "Straight" Faces of Same-Sex Marriage*, presented at:

Duke Journal of Gender Law & Policy Symposium, Durham, NC, March 1, 2016  
Lawyering Scholarship Colloquium, NYU School of Law, New York, NY, April 2, 2015  
University of Mississippi Law School LGBT Law Symposium, Oxford, MS, March 20, 2015

*Title IX's Protections for Transgender Student Athletes*, presented or panelist at:

University of Mississippi Law School LGBT Law Symposium, Oxford, MS, March 21, 2014  
Lavender Law Conference, San Francisco, CA, Aug. 23, 2013  
Wisconsin Journal of Law, Gender & Society Symposium, Madison, WI, Feb. 22, 2013

Commentator, *Gender Data in the Automated Administrative State* (Ari Waldman), Privacy Law Scholars Conference, Boulder, CO, June 2, 2023

Panelist, *Intrusion Upon Seclusion*, Private Torts in the Digital Age Conference, University of Denver Sturm College of Law, Denver, CO, March 31, 2023

Panelist, *Contextualizing Privacy Issues in LGBTQ+ Advocacy*, Privacy & Queer Rights: Freedom from Regulation of Gender & Sexual Identity, Fordham OUTLAWS Symposium, New York, NY March 23, 2023

Moderator, *LGBTQ Rights at the Supreme Court with Prof. Helen Norton*, OUTLaw & Byron White Center for the Study of Constitutional Law Panel, Colorado Law School, Boulder, CO, Jan. 26, 2023

Keynote Speaker, *Brussels Privacy Symposium: Vulnerable People, Marginalization, and Data Protection*, Future of Privacy Forum & Brussels Privacy Hub of Vrije Universiteit Brussel, Brussels, Belgium, Nov. 15, 2022

Speaker, *Disability Justice & Public Services*, Justice Sonia Sotomayor Inn of Court, Boulder, CO, Oct. 20, 2022

Guest Lecturer, *The First Queer Right*, First Amendment Clinic (Prof. Clare Norins), University of Georgia School of Law, Sept. 14, 2022

Panelist, *Tecnologia e discriminação*, Pontificia Universidade Católica do Rio Grande do Sul y do Rio de Janeiro, August 25, 2022

Roundtable Participant, *Technology, Law and Society: New Books in the Field*, Law & Society Conference, Lisbon, Portugal, July 13, 2022

Speaker, *After Roe v. Wade: What Happens Next?*, Out Boulder County, Boulder, CO, June 29, 2022

Commentator, *Reining in Tenant Screening: A Legal Roadmap* (Tinuola Dade, Natasha Duarte, & Victoria Copeland), Privacy Law Scholars Conference, Boston, MA, June 2, 2022

Panelist, *Privacy Harms & Marginalized Communities*, EPIC Member Symposium, May 4, 2022

Moderator, *Does the Supreme Court Need Reforming?*, Conference on World Affairs, Boulder, CO, April 8, 2022

Moderator, *Con Law Convo with Slate's Mark Joseph Stern*, Colorado Law School, April 6, 2022

Panelist, *Privacy's Intersectionality: Reproductive Autonomy & the LGBTQIA+ Community*, ACS Philadelphia Symposium on Privacy in the Modern Age, March 25, 2022

Panelist, *Elimination of Bias: How Surveillance Disproportionately Harms Marginalized Communities*, Midwest Legal Conference on Privacy & Data Security, Feb. 7, 2022

Panelist, *Regulating tech sector transgressions in the EU*, Privacy Camp 2022 (Digital at the Centre, Rights at the Margins?), Jan. 25, 2022

Panelist, *Whether or Not to Disclose a Disability*, Lawyers with Disabilities Group & Colorado Disability Justice Alliance Panel, Jan. 12, 2022



Panelist, *Data Processing & Structural Inequalities*, NTIA Virtual Listening Sessions on Personal Data: Privacy, Equity, and Civil Rights, Dec. 15, 2021

Keynote Panelist, *Privacy & Equity*, Federal Privacy Council Privacy Summit, Nov. 3, 2021

Commentator, *Policing Families* (Dorothy Roberts), 14<sup>th</sup> Annual Berkeley Center for Law & Technology Privacy Lecture, Oct. 28, 2021

Lecturer, *The Original Constitution Today*, Colorado Law School Mini-Law School, Boulder, CO, Oct. 6, 2021

Panelist, *Civil Rights/Civil Liberties Legacy of Justice Douglas*, William O. Douglas Centennial Conference, Whitman College, Walla Walla, WA, Sept. 24, 2021

Discussant, *Government Speech as Sovereign Speech* (Alex Sinha), National Security Junior Scholars Workshop, University of Florida Levin College of Law, July 8, 2021

Commentator, *Judging Offensiveness: A Rubric for Privacy Torts* (Alissa Del Riego & Patricia Sanchez Abril), Privacy Law Scholars Conference, June 4, 2021

Chair/Discussant, *Rights and Identities*, Law & Society Conference, May 29, 2021

Chair/Discussant, *Privacy, Law, & Society*, Law & Society Conference, May 28, 2021

Panelist, *IP, Technology, & Bias*, Technology and the Law: Examining and Addressing Bias Symposium, Boston University Journal of Science & Technology Law, Feb. 19, 2021

Panelist, *Virtual Talkback: The Laramie Project*, CU Boulder Theatre & Dance, Boulder, CO, Nov. 7, 2020

Panelist, *Justice Ginsburg: Her Legacy & Impact in LGBTQ Communities*, Out Boulder County & Colorado Law School OUTLaw Panel, Boulder, CO, Oct. 1, 2020

Lecturer, *Civil Rights in the Balance*, Colorado Law School Mini-Law School, Boulder, CO, Sept. 29, 2020

Panelist, *Defending and Promoting Civil Rights in a Time of Coronavirus* Virtual Symposium, University of Miami School of Law & AALS Civil Rights Section, Sept. 17, 2020

Moderator, *What Went Wrong and What Comes Next*, Data and Borders in a Post-Privacy Shield World, Silicon Flatirons, University of Colorado Law School, Sept. 17, 2020

Panelist, *Supreme Court Review (2019-2020)*, Colorado Law CLE Webinar, July 16, 2020

Discussant, *Digital Disease Surveillance* (Alan Rozenshtein), National Security Junior Scholars Workshop, University of Florida Levin College of Law, July 15, 2020

Moderator/Panelist, *Out at Work*, University of Colorado Law School OUTLaw Panel, April 23, 2020

Panelist, *Disability Law, Inclusion, & Accommodation*, Leaders in Law & Community (LILAC) Program, University of Colorado Law School, Boulder, CO, April 17, 2020

Discussant, *Mapping Citizenship: Status, Membership, and the Path in Between* (D. Carolina Núñez), Citizenship & Equality Colloquium, University of Colorado Law School, Boulder, CO, Feb. 26, 2020

Panelist, *Sexual Privacy in the Digital Age*, If/When/How & Silicon Flatirons Student Groups, University of Colorado Law School, Boulder, CO, Feb. 26, 2020

Discussant/Moderator, *HATE: Why We Should Resist It with Free Speech, Not Censorship* (Nadine Strossen), Silicon Flatirons, University of Colorado Law School, Boulder, CO, Jan. 23, 2020

Lecturer, *Free Expression & The First Queer Right*, University of Colorado Law School American Constitution Society Chapter, Boulder, CO, Nov. 18, 2019

Panelist, *Is Privacy Overrated? Privacy Torts and Media in the 21st Century*, The Future of Cyber Speech, Media, and Privacy Symposium, Washburn University School of Law, Nov. 6, 2019

Panelist, *After Marriage, Now What: The Next Frontier in the Fight for LGBTQ Rights*, American Constitution Society Western Regional Convening, Denver, CO, Oct. 26, 2019

Panelist, *Free Speech and Civil Rights*, Center for the Study of Institutions & Innovation, Univ. of Wisconsin-Stout, Menomonie, WI, Oct. 23, 2019

Panelist, *Supreme Court Workplace Discrimination Cases*, University of Colorado Law School If/When/How, ACLU, & OUTLaw Panel, Boulder, CO, Oct. 22, 2019

Lecturer, *Everyday Privacy*, Colorado Law School Mini-Law School, Boulder, CO, Sept. 10, 2019

Guest Lecturer, *Inequality & The Public Disclosure Tort*, Information Privacy & Cybersecurity Course (Prof. Margot Kaminski), University of Colorado Law School, Boulder, CO, Sept. 9, 2019

Moderator, *State and Local Privacy—Bans and Regulation*, The Near Future of Privacy Law Conference, Silicon Flatirons, University of Colorado Law School, Boulder, CO, Sept. 6, 2019

Panelist, *Supreme Court Review (2018-2019)*, Colorado Law CLE, Wells Fargo Center, Denver, CO, July 17, 2019

Discussant, *Feminist Legal Issues in Cyberspace*, Law & Society Conference, Washington, DC, May 31, 2019

Discussant, Author Meets Reader, *Gay Priori: A Queer Critical Legal Studies Approach to Law Reform* (Libby Adler) & *Familiar Perversions: The Racial, Sexual, and Economic Politics of LGBT Law Reform* (Liz Montegary), Law & Society Conference, Washington, DC, May 31, 2019

Chair/Discussant, *A Socio-Legal Analysis and Understanding of Masculinity*, Law & Society Conference, Washington, DC, May 31, 2019

Discussant, *How to do Things with Doctrine* (Pierre Schlag & Amy Griffin), Colorado Law School Faculty Scholarship Retreat, Estes Park, CO, May 24, 2019

Moderator, *The Supreme Court: Defining the New Normal*, Conference on World Affairs, Boulder, CO, April 12, 2019

Panelist, *Freedom of the Press in the Trump Era*, University of Colorado Law School ACLU Chapter Panel, Boulder, CO, April 4, 2019

Panelist, *Regulating Queerness: Gender Identity, First Amendment, Religion & Politics*, Midwest LGBTQIA Rights Conference, Washington Univ. School of Law, St. Louis, MO, March 21, 2019

Presenter, *No Cake for You: Anti-Discrimination Law after Masterpiece*, University of Colorado Diversity & Inclusion Summit, Boulder, CO, Nov. 14, 2018

Presenter, *Crowdsourcing Civil Rights*, Loyola Con Law Colloquium, Chicago, IL, Nov. 3, 2018

Panelist, *The Rising Distrust of Journalism in the Courts*, Privacy, News, and the Future of Freedom of the Press Symposium, Tulane University Law School, New Orleans, LA, September 28, 2018

Lecturer, *The First Amendment and LGBT Rights: Masterpiece and Beyond*, Colorado Law Review Talks, Sherman & Howard, Denver, CO, September 25, 2018

Guest Lecturer, *Inequality & The Public Disclosure Tort*, Information Privacy Course (Prof. Margot Kaminski), University of Colorado Law School, Boulder, CO, September 13, 2018

Panelist, *The First Amendment's Promise for LGBTQ Communities*, Lavender Law Conference, New York, NY, August 8, 2018

Presenter, *Masterpiece Cakeshop Discussion*, Office of Institutional Equity & Compliance, University of Colorado, Boulder, CO, June 21, 2018

Invited Participant, *Convening on Legal Strategies to Overturn State HIV Criminal Exposure Laws*, Center for HIV Law & Policy, New York, NY, June 18, 2018

Panelist, *The Drawbacks of Policing Reform*, Law & Society Conference, Toronto, Canada, June 7, 2018

Lecturer, *Privacy as Resistance*, National Taiwan University, Taipei, Taiwan, May 10, 2018

Lecturer, *The First Queer Right*, Shih Hsin University, Taipei, Taiwan May 8, 2018

Moderator, *Surveillance of Vulnerable Communities*, Social Justice and Technology Symposium, University of Colorado Law School, April 17, 2018

Moderator, *Listeners and the First Amendment (Panel III)*, Ira C. Rothgerber Conference, University of Colorado Law School, April 13, 2018

Panelist, *Colorado at the Supreme Court: The Masterpiece Cakeshop Case*, Conference on World Affairs, Boulder, CO, April 12, 2018

Moderator/Panelist, *Out at Work*, University of Colorado Law School OUTLaw Panel, April 4, 2018

Panelist, *A Gender Identity Conversation*, University of Colorado Law School, March 5, 2018

Invited Lecturer, *A U.S. Legal Perspective on Intersectionality & Algorithms*, Intersectionality and Algorithmic Discrimination Workshop, Lorentz Center, Leiden, Netherlands, Dec. 19, 2017

Invited Participant, *Intersectionality and Algorithmic Discrimination Workshop*, Lorentz Center, Leiden, Netherlands, Dec. 18-21, 2017

Panelist, *Masterpiece Cakeshop U.S. Supreme Court Litigation*, United States Environmental Protection Agency, Region 8, Denver, CO, Dec. 12, 2017

Lecturer, *Supreme Court Oral Arguments: Masterpiece Cakeshop v. Colorado Civil Rights Commission*, University of Colorado Women & Gender Studies Dep't, Boulder, CO, Dec. 5, 2017

Discussant, *Race, Surveillance, & South Asian Exclusion* (Seema Sohi & Shoba Sivaprasad Wadhia), Citizenship & Equality Colloquium, University of Colorado Law School, Boulder, CO, Nov. 2, 2017

Chair/Discussant, *Social and Legal Justice in the Digital Age*, Law & Society Conference, Mexico City, Mexico, June 23, 2017

Chair/Discussant, *Examining Class and Inequality in Different Contexts*, Law & Society Conference, Mexico City, Mexico, June 22, 2017

Invited Participant, *Gender-Based Violence and Safety in IT Design*, Center for Information Technology Policy Design Ethics Workshop, Princeton University, Princeton, NJ, April, 28, 2017

Discussant, *The First Amendment & LGBT Equality: A Contentious History* (Carlos Ball), NYU Bookstore, New York, NY, April 27, 2017

Moderator, *Obfuscating Identities and Locations*, International Workshop on Obfuscation: Science, Technology, & Theory, New York University, New York, NY, April 8, 2017

Presenter, *The First Amendment and Social Movements: Dissent versus Provocation*, NYU Gallatin School of Individualized Study, New York, NY, March 31, 2017

Panelist, *Successes and Challenges at the Federal Level*, Harvard Civil Rights-Civil Liberties Law Review Symposium on Transgender Rights, Cambridge, MA, March 24, 2017

Panelist, *HIV in the Era of Mass Incarceration*, NYU School of Law OUTLaw Panel, New York, NY, March 6, 2017

Moderator, *Analyzing G.G. v. Gloucester County School Board*, Supreme Court Forum, NYU School of Law, New York, NY, Feb. 8, 2017

Panelist, *Carcano v. McCrory: A Look at the Lawsuit Challenging HB2*, Duke Law School, Durham, NC, Sept. 28, 2016

Panelist, *LGBTQ Information Privacy*, Lavender Law Conference, Washington, DC, Aug. 4, 2016

Panelist, *HIV, Stigma, and Barriers to PrEP*, American Bar Association Continuing Legal Education Teleconference, June 27, 2016

Moderator, *Charter Schools and the Community*, Classical Liberal Institute Conference, New York, NY, April 5, 2016

Discussant, *Punishing Sexual Fantasies* (Andrew Gilden), Internet Law Scholars Works-in-Progress, New York Law School, New York, NY, March 5, 2016

Presenter (with Sylvia Law), *Pop Culture Wars: Marriage, Abortion, and the Screen to Creed Pipeline*, Privacy Research Group, NYU School of Law, New York, NY, March 2, 2016

Moderator, *A Next Step to Equality: LGBTQ Immigration and Asylum Today*, NYU School of Law OUTLaw Panel, New York, NY, Jan. 28, 2016

Discussant, *Images of Video Surveillance* (Dietmar Kammerer), Goethe-Institut Images of Surveillance Conference, New York, NY, Dec. 5, 2015

Moderator/Panelist, *Emerging Issues in HIV Law*, NYU School of Law HIV Law Society Panel, New York, NY, Nov. 3, 2015

Moderator, *Creating and Advocating for Effective Policies to Combat Cyberharassment*, Tyler Clementi Internet Safety Conference, New York Law School, New York, NY, Oct. 4, 2015

Panelist, *LGBTQ Privacy*, Lavender Law Conference, Chicago, IL, Aug. 5, 2015

Moderator, *International LGBT Rights*, NYU School of Law OUTLaw Panel, New York, NY, April 9, 2015

Panelist, *LGBT Diversity in the Legal Field*, University of Mississippi Law School LGBT Law Symposium, Oxford, MS, March 20, 2015

Guest Lecturer, *Alien Tort Statute Litigation in Uganda*, Law and Society in Africa Seminar (Prof. Fareda Banda), NYU School of Law, New York, NY, Oct. 29, 2014

Plenary Session Moderator/Panelist, *International LGBT Rights*, Lavender Law Conference, New York, NY, Aug. 23, 2014

Panelist, *Introduction to Transgender Prisoner Concerns*, Presentation to the Therapeutic Staff of the Special Offenders Unit at the Monroe Correctional Complex, Monroe, WA, July 9, 2013

Panelist, *Fundamentals of Dispositive Motions*, Continuing Legal Education Course, Cleary Gottlieb Steen & Hamilton, New York, NY, Oct. 12, 2012

#### **PRESS & MEDIA APPEARANCES (SELECTED)**

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*How the 303 Creative SCOTUS decision may change anti-discrimination laws*, CU BOULDER TODAY, July 3, 2023 (quoted)

*Joe Biden Has Betrayed Trans Student Athletes*, THE NATION, April 10, 2023 (requoted)

*Biden proposal forbids US schools from outright bans on transgender athletes*, THE GUARDIAN, April 7, 2023 (requoted)

*Biden administration says schools may bar trans athletes from competitive teams*, WASHINGTON POST, April 6, 2023 (quoted)

*Biden Plan Would Forbid Across-the-Board Bans on Transgender Participation in School Sports*, THE 74, April 6, 2023 (quoted)

*Fight over medical care for transgender youth moves from Gold Dome to Court*, CAPITOL BEAT, March 24, 2023 (quoted)

*A Standoff Over Transgender Rights*, CHRONICLE OF HIGHER EDUCATION, Jan. 31, 2023 (quoted)

*Curious about US trend toward LGBTQ equal rights? Look at Colorado.*, CHRISTIAN SCIENCE MONITOR, Dec. 16, 2022 (quoted)

*A battle over Title IX: Can it be used to exclude trans athletes?*, WASHINGTON POST, September 29, 2022 (quoted)

*Colorado asks Supreme Court to uphold anti-discrimination law in case of web designer who opposes same-sex marriage*, COLORADO SUN, Aug. 12, 2022 (quoted)

*Après l'avortement, pourquoi d'autres droits sont menacés par la Cour suprême américaine*, FRANCE 24, June 28, 2022 (quoted)

*The Supreme Court prompts the question: Who gets rights in America?*, WASHINGTON POST, June 25, 2022 (quoted)

*Supreme Court Overturns Roe v. Wade in Historic but Anticipated Reversal: 'This Is an Invasion of a Woman's Body'*, FORTUNE, June 24, 2022 (quoted)

*The Supreme Court Overturned Roe v. Wade. How are Coloradans affected?*, CU INDEPENDENT, June 24, 2022 (quoted)

*Are anti-LGBTQ laws legal? Alabama trans laws spark debate over Constitutional rights*, USA TODAY, April 9, 2022 (quoted)

*Is the US Constitution Broken and Can it Be Fixed?*, COLORADO LAWYER (Aug./Sept. 2021) (interviewed)

*Alamogordo Public Schools to discuss female and transgender athletics at work session*, ALAMOGORDO DAILY NEWS (June 16, 2021) (discussed)

*Court Rulings Could Chill Video Recording of Police*, LAW360, June 6, 2021 (quoted)

*10th Circuit Breaks From Other Circuits on Qualified Immunity*, LAW WEEK COLORADO, April 13, 2021 (quoted)

*There's Covid. And 'Long Covid'*, BIZWEST, March 1, 2021 (quoted)

*Privacy at the Margins: An Interview with Scott Skinner-Thompson and Marginalized Groups*, PRIVACY + SECURITY BLOG, Feb. 24, 2021 (interviewed)

*Citizens question if there will be a peaceful transition of power*, THE BOLD, Oct. 27, 2020 (quoted)

*Hearings on Supreme Court Nominee Amy Coney Barrett Start Today in the Senate Judiciary Committee. Here's Preview of What We Can Expect*, KOA NEWS RADIO, October 12, 2020 (interviewed)

*Only the 11th state: Why was the gay/trans panic defense, recently banned by state law, ever even a thing?*, BOULDER WEEKLY, July 23, 2020 (quoted)

*Pandemic Postpones SCOTUS Finale*, LAW WEEK COLORADO, June 29, 2020 (quoted)

*No hay que criminalizar la ley pandemia*, EL ESPECTADOR, April 27, 2020 (discussed)

*Sanciones y castigos alrededor de COVID-19, una tendencia mundial*, EL ESPECTADOR, April 4, 2020 (quoted)

*#Rethink Aadhaar: A year after SC's Aadhaar judgment, we need to keep talking about Aadhaar*, NATIONAL HERALD, Sept. 24, 2019 (discussed)

*Four New Swing Justices: CLE Panel Discusses Dynamics of new Supreme Court Makeup*, LAW WEEK COLORADO, July 24, 2019 (discussed)

*Tenth Circuit: Detainee's Forced Walk While Nude Was Constitutional Violation*, LAW WEEK COLORADO, July 16, 2019 (quoted)

*Why WA's gay-wedding case is turning out differently than Colorado's*, CROSSCUT, June 7, 2019 (quoted)

*Supreme Court denies challenge to school transgender bathroom policy*, WASHINGTON TIMES, May 28, 2019 (quoted)

*Supreme Court Could Hear Arguments from Students Claiming That School Policies Protecting Transgender Rights Violate Their 'Bodily Privacy'*, THE 74, March 19, 2019 (quoted)

*Abortion rights are on the line at the Supreme Court. What does that mean for Colorado?*, COLORADO INDEPENDENT, July 24, 2018 (quoted)

*Transgender Woman Says CVS Pharmacist Refused to Fill Hormone Prescription*, NEW YORK TIMES, July 21, 2018 (quoted)

*The Future of Long-Standing Precedents After Kennedy*, LAW WEEK COLORADO, July 8, 2018 (quoted)

*What's Next for Civil Rights After the Supreme Court's Masterpiece Ruling?*, KGNU COMMUNITY RADIO, June 6, 2018 (interviewed)

*Controversial Speaker Jason Riley Praises CU, Protestors for Engaging Dialogue*, DAILY CAMERA, Feb. 14 (2018) (discussed)

*Colorado Baker to Go Before US Supreme Court*, 9NEWS, Dec. 1, 2017 (quoted)

*Trump Administration Faces Lawsuit Over Transgender Ban*, BLOOMBERG RADIO, Aug. 29, 2017 (interviewed)

*Trump Administration Changes on Transgender Bathroom Issue*, WWL FIRST NEWS, Feb. 23, 2017 (interviewed)

*Judge Blocks Transgender Bathroom Policy*, BLOOMBERG RADIO, Aug. 22, 2016 (interviewed)

*North Carolina discrimination law violates US constitution, experts warn*, THE GUARDIAN, March 25, 2016 (quoted)

*The Question Every Reporter Should Be Asking About Transgender Bathroom Bans*, MEDIA MATTERS FOR AMERICA, March 16, 2016 (discussed)

*Ellen Pao Faces an Uphill Battle if She Appeals Her Anti-Discrimination Case*, FUSION, June 2, 2015 (quoted)

## **SERVICE**

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### **Colorado Law School:**

Chair, Faculty Appointments Committee (2022 – Present)

Faculty Secretary, University of Colorado Law School (2017 – 2019)

Member, Dean Search Committee, University of Colorado Law School (2020 – 2021)

Member, Academic & Student Affairs Committee, University of Colorado Law School (2017 – 2021)

Member, Admissions Committee, University of Colorado Law School (2021 – 2022)

Member, Video Camera Policy Committee, University of Colorado Law School (2019 – 2020)

Member, Colloquium Committee, University of Colorado Law School (2018 – 2019)

Member, Ass't. Dean for Diversity, Equity, & Inclusive Excellence Search Committee (2018)

Faculty Advisor, Civil Rights & Racial Justice Certificate Program (2021 – Present)

Informal Faculty Advisor, OUTLaw, University of Colorado Law School (2018 – Present)

Informal Faculty Advisor, American Constitution Society, University of Colorado Law School (2018 – Present)

Academic Advisor, University of Colorado Law School Academic Advising Program (2018 – Present)



Co-organizer, Women's Enfranchisement: Beyond the 19<sup>th</sup> Amendment, 28<sup>th</sup> Annual Ira C. Rothgerber Conference, University of Colorado Law School, April 3, 2020

Co-organizer, Privacy at the Margins, Silicon Flatirons Privacy Initiative Annual Privacy Conference, University of Colorado Law School, March 12, 2021

Teaching Evaluator for Legal Writing Faculty (2019)

Judge, Marshall-Brennan Moot Court Competition (2018; 2020)

**University of Colorado Boulder:**

Member, Chancellor's Committee on Gender and Sexuality, University of Colorado Boulder (2018 – 2019)

Member, Masters Thesis Committee for Moriah Arnold, Department of Religious Studies, University of Colorado Boulder (2018 – 2019)

Member, Undergraduate Honors Thesis Committee for Nicholas Turco, Department of Political Science, University of Colorado Boulder (2021)

Member, Selection Committee, Karen Raforth Scholarship in LGBTQ Studies, University of Colorado Boulder (2023)

Member, Selection Committee, Evan Wolfson Prize in LGBTQ Studies, University of Colorado Boulder (2018) (undergraduate writing award)

**Academic Profession/Community:**

Member, Privacy Law Scholars Conference Program Committee (2020 – 2023)

Co-organizer/Host, Privacy Law Scholars Conference, University of Colorado Law School (2023)

Member, Electronic Privacy Information Center (EPIC) Advisory Board (2021 – Present)

Guest Editor, "Privacy Studies, Surveillance Law" Dialogue Section, *Surveillance & Society* (2022)

Mentor, New York University Law School Academic Careers Program (2017 – Present)

Member, AALS Civil Rights Section Working Group on Civil Rights in a Time of Coronavirus (2020 – 2021)

Contributing Editor, JOTWELL, Technology Law Section (2021 – Present)

Advisor to Content Committee, *Digital at the Centre, Rights at the Margin?*, Privacy Camp (2022)

Reviewer, *The Role of Data Protection in Regulating Harmful Uses of Sexual Orientation & Gender Identity Information*, Future of Privacy Forum & LGBT Tech White Paper (2021)

Peer Reviewer, *New England Journal of Medicine* (2023)

Peer Reviewer, Springer Books (2023)

Peer Reviewer, *Yale Law Journal* (2022 x 2)

Peer Reviewer, *Colorado Law Review* (2022)

Peer Reviewer, Routledge Books (2021)

Peer Reviewer, *California Law Review* (2021)

Peer Reviewer, *Columbia Law Review* (2021)

Peer Reviewer, *Constellations: An International Journal of Critical and Democratic Theory* (2020)

Peer Reviewer, *Griffith Journal of Law & Human Dignity* (2020)

Peer Reviewer, *Journal of Law & the Biosciences* (2020)

Peer Reviewer, *Stanford Law Review* (2018)

Peer Reviewer, *Law & Social Inquiry* (2018, 2021)

Peer Reviewer, Cambridge University Press (2017, 2018, 2022)

Peer Reviewer, *Int'l Journal of Communication*, Special Section on “Privacy at the Margins” (2017)

Board Member, Ingersoll Gender Center, Seattle, WA, 2013-2014

#### **AWARDS (NON-INSTITUTIONAL)**

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- Best LGBT Lawyers Under 40 - National LGBT Bar Association (2014)