

# Hanni M. Fakhoury

## Partner

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### Experience

Founding & Equity Partner, Moel Lah Fakhoury LLP, Berkeley, California, 2021-

Assistant Federal Public Defender, Northern District of California, Oakland, California, 2015-2021

Senior Staff Attorney/Staff Attorney, Electronic Frontier Foundation, San Francisco, California, 2011-2015

Trial Attorney, Federal Defenders of San Diego, Inc., San Diego, California, 2007-2011

### Professional Activities

Northern District of California Criminal Justice Act (“CJA”) Administration Committee

Northern District of California Criminal Rules and Practice Committee

Northern District of California Standing Committee on Professional Responsibility

Vice-Chair, Alameda County Bar Association Appellate Section Executive Committee

National Association of Criminal Defense Lawyers’ Fourth Amendment Center Tech Advisory Board

National Institute of Standards and Technology’s Forensic Science Standards Board Legal Task Group

### Education

Pacific McGeorge School of Law, Sacramento, California, J.D. with distinction, 2007

University of California, Berkeley, B.A. *cum laude* History, B.A. Political Science, 2004

### Representative Appellate Matters

*United States v. Hudson*, 986 F.3d 1206 (9th Cir. 2021)

Addressing constitutionality of recidivist penalty in 18 U.S.C. § 2252(b)(2) for first time.

*United States v. Henderson*, 906 F.3d 1109 (9th Cir. 2018)

Holding search warrant issued in violation of a magistrate judge’s jurisdictional limits under Federal Rule of Criminal Procedure 41(b) violated Fourth Amendment.

*Doe v. Harris*, 772 F.3d 563 (9th Cir. 2014) (appellate co-counsel)

Affirming preliminary injunction finding portions of the California CASE Act requiring sex offender registrants to turn over online identifiers and service providers to police violated First Amendment.

*United States v. Auernheimer*, 748 F.3d 525 (3d Cir. 2014) (appellate co-counsel)

Reversing Computer Fraud and Abuse Act (18 U.S.C. § 1030) conviction because of improper venue.

*In re U.S. for Historical Cell Site Data*, 724 F.3d 600 (5th Cir. 2013), *overruled Carpenter v. United States*, 138 S. Ct. 2206 (2018)

Permitted by Fifth Circuit to argue before three judge panel on behalf of *amici* Electronic Frontier Foundation (EFF), American Civil Liberties Union (ACLU) and National Association of Criminal Defense Lawyers (NACDL) on issue of whether law enforcement could obtain historical cell site records from cell phone provider without a search warrant.

*United States v. Leal-Del Carmen*, 697 F.3d 964 (9th Cir. 2012) (trial counsel)

Reversing conviction after district court improperly denied trial counsel’s motions to dismiss the indictment, give a missing witness jury instruction and play videotaped statement of deported exculpatory witness to the jury in human smuggling (8 U.S.C. § 1324) trial. All charges dismissed upon remand.

*United States v. Sandoval-Gonzalez*, 642 F.3d 717 (9th Cir. 2011) (trial and appellate counsel)

Reversing conviction and 84-month sentence for reentry after deportation (8 U.S.C. § 1326) because district court and prosecutor shifted burden onto the defendant to disprove the element of “alienage.” Charge dismissed upon remand.



*United States v. Alcazar-Bustos*, 382 Fed. Appx. 568 (9th Cir. 2010) (unpublished)  
Reversing reentry after deportation conviction (8 U.S.C. § 1326) based on an illegal deportation.

*United States v. Lara*, 366 Fed. Appx. 831 (9th Cir. 2010) (unpublished)  
Reversing supervised release sentence when district court failed to calculate the Sentencing Guideline range.

#### **Representative Post-Conviction Matters**

*United States v. Kramer*, 2023 WL 361092 (N.D. Cal. 2023)  
Granting 74-year-old inmate with cancer compassionate release.

*United States v. Quinn*, 467 F. Supp. 3d 824 (N.D. Cal. 2020)  
Granting inmate compassionate release due to changes in sentencing law and reducing 47-year armed bank robbery prison sentence to time served of approximately 28 years.

*United States v. Johnson*, 227 F. Supp. 3d 1078 (N.D. Cal. 2016)  
Vacating three consecutive life sentences for drug, firearm and explosives offenses following Supreme Court's decision in *Johnson v. United*, 135 S. Ct. 2551 (2015), and holding arson in violation of 18 U.S.C. § 844(f) is not a "crime of violence." Client resentenced to time served in 2020.

#### **Representative District Court Matters**

*United States v. Ehrman*, 2022 WL 390716 (N.D. Cal. Feb. 9, 2022)  
Suppressing statements made during custodial interrogation without *Miranda* advisal.

*United States v. Hammond*, 263 F. Supp. 3d 826 (N.D. Cal. 2016)  
Suppressing statements taken during in home custodial interrogation not preceded by *Miranda* warnings.

*United States v. Tavizon-Ruiz*, 196 F. Supp. 3d 1076 (N.D. Cal. 2016)  
Dismissing illegal reentry after deportation (8 U.S.C. § 1326) indictment based on invalid deportations.

*United States v. Shabudin*, 2018 WL 5310683 (N.D. Cal. Mar. 1, 2018) (unpublished)  
After Ninth Circuit reversed original \$934 million restitution award, denying government's request for \$7 million, and awarding no restitution at all.

*United States v. Reyes-Laguna*, 2009 WL 1396359 (S.D. Cal. May 18, 2009) (unpublished)  
Suppressing statements after defendant did not knowingly waive his *Miranda* rights.

#### **Selected Amicus Briefs**

*United States v. Sealed Warrant*, 2019 WL 4047615 (N.D. Cal. Aug. 26, 2019) (for Federal Public Defender)  
After requesting amicus brief, magistrate judge found Fifth Amendment privilege against self-incrimination applies to act of providing biometric feature to unlock an electronic device.

*United States v. Valle*, 807 F.3d 508 (2d Cir. 2015) (for EFF, NACDL and scholars)  
Reversing Computer Fraud and Abuse Act (18 U.S.C. § 1030) conviction based on violation of private computer use restriction.

*In re Application for Telephone Information*, 119 F. Supp. 3d 1011 (N.D. Cal. 2015) (for EFF)  
Fourth Amendment requires law enforcement use a search warrant to obtain historical cell site information.

*United States v. Vargas*, 2014 U.S. Dist. LEXIS 184672 (E.D. Wash. 2014) (for EFF)  
Finding long term warrantless pole video camera surveillance violated Fourth Amendment.

*State v. Roden*, 321 P.3d 1183 (Wash. 2014) (for EFF)  
Interception of text messages violated state privacy act.

*State v. Hinton*, 319 P.3d 9 (Wash. 2014) (for EFF)  
Expectation of privacy in text message sent to another's phone under state constitution.



*Commonwealth v. Augustine*, 4 N.E.3d 846 (Mass. 2014) (for EFF)

State constitution requires police obtain search warrant to acquire historical cell site records to track a cell phone.

*In re Search Warrant*, 71 A.3d 1158 (Vt. 2012) (for EFF, ACLU and ACLU of Vermont)

Magistrates have Fourth Amendment authority to issue *ex ante* restrictions on how police can search a computer.

*United States v. Nosal*, 676 F.3d 854 (9th Cir. 2012) (en banc) (for EFF)

Violation of use restrictions cannot be basis of a Computer Fraud and Abuse Act (18 U.S.C. § 1030) charge.

*In re Grand Jury Subpoena Duces Tecum Dated March 25, 2011*, 670 F.3d 1335 (11th Cir. 2012) (for EFF)

In first published Circuit Court opinion on issue, finding Fifth Amendment protected suspect from being compelled to decrypt a computer.

### **Selected Publications**

Contributor: *Cultural Issues in Criminal Defense, 4th Edition*  
Juris Publishing, June 2015

“Drones Require Striking the Right Balance”

*Asbury Park Press*, June 16, 2015

“Digital Searches After *Riley v. California*”

*The Champion*, March 2015

“Legislature Needs to Look Inward to Limit NSA Data Gathering”

*Daily Journal*, May 28, 2014

“Viewpoint: The Supreme Court Should End Cellphone Searches Incident to Arrest”

*The Recorder*, April 30, 2014

“State Courts Stepping Up on Cell Phone Privacy”

JURIST - Hotline, March 19, 2014

“Will Supreme Court Bring the Fourth Amendment into the 21st Century?”

JURIST - Hotline, March 6, 2014

“Challenging Cell Phone Searches Incident to Arrest”

*The Champion*, November 2013

“iPhone 5S’ Big Privacy Dilemma”

*Daily Journal*, September 25, 2013

“Mixed Signals in Cell Phone Location Decisions”

JURIST - Hotline, September 18, 2013

“The Google Street View Case: Good News and Bad News”

*Slate*, September 16, 2013

“Technology and Privacy Can Co-Exist”

*New York Times* Room for Debate, December 12, 2012

“A Combination or a Key? The Fifth Amendment Privilege Against Compelled Decryption”

*Digital Evidence and Electronic Signature Law Review*, Volume 9: 2012

### **Selected Presentations**

“Defense Strategies for Getting Social Media Evidence”

National Association of Criminal Defense Lawyers

Washington, D.C., October 2024



“Defense Strategies for Getting (and Challenging) Social Media Evidence”  
National Association of Criminal Defense Lawyers  
Webinar, May 2024

Moderator: “A Busy Lawyer’s Guide to the California Supreme Court”  
Alameda County Bar Association  
Webinar, July 2023

“‘Predictive Policing’ – The Impact of Data & Analytics in Criminal Cases”  
Administrative Office of U.S. Courts Crimes Decoded: Emerging Digital Technology Litigation Strategies  
Workshop  
San Francisco, CA, April 2023

Panelist: “Why Trial Lawyers are Also Appellate Lawyers”  
Alameda County Bar Association  
Webinar, March 2023

“Gospel In, Garbage Out: Predictive Policing and Social Media Monitoring in Criminal Cases”  
National Association of Criminal Defense Lawyers Unlocking the Black Box  
Chicago, Illinois, May 2022

“Evidentiary Foundations and Challenges of Social Media Evidence”  
National Association of Criminal Defense Lawyers Defending Drug Overdose Homicides  
Webinar, February 2021

“‘Predictive Policing’ and Using Police Data”  
Texas Criminal Defense Lawyer’s Association Fourth Amendment Pre-and Post-Trial Litigation Seminar  
Webinar, February 2021

Panelist: “On the Criminal Justice System: Evidence, Expert Testimony and Race”  
Berkeley Technology Law Journal Symposium: Technology Law as a Vehicle for Anti-Racism  
Webinar, November 2020

“4th Amendment Litigation After *Carpenter v. United States*”  
Northern District of California Federal Public Defender First Friday Training Series  
Webinar, September 2020

“Getting and Using Police Data”  
Central District of California Federal Public Defender Lunchtime Training Series  
Webinar, September 2020

“‘Predictive Policing’ and Using Police Data”  
Administrative Office of U.S. Courts Crimes Decoded: Emerging Digital Technology Litigation Strategies  
Workshop III  
Webinar, September 2020

Panelist: “Likes, Posts and Shares: When the Government Uses Social Media to Prosecute Your Client”  
National Association of Criminal Defense Lawyers  
Webinar, August 2020

Panelist: “Q&A: Graduating into a Recession”  
American Bar Association  
Webinar, July 2020

Moderator: “Privacy and Porn: New Fourth Amendment Challenges for Child Pornography Cases”  
Federal Public Defender, Northern District of California T3 Trainings  
Webinar, April 2020

“Biometrics, the Fourth & the Fifth: Constitutional Implications of Face Scan & Fingerprint Recognition  
Technologies”  
Federal Public Defender, Northern District of California T3 Trainings



Webinar, March 2020

“Predictive Policing: The Impact of Data and Analytics in Criminal Cases”  
Oregon Association of Criminal Defense Lawyers Winter Conference  
Portland, Oregon, December 2019

“Predictive Policing: The Impact of Data and Analytics in Criminal Cases”  
District of Nevada Federal Public Defender Training  
Las Vegas, Nevada, October 2019

“Predictive Policing: The Impact of Data and Analytics in Criminal Cases”  
Administrative Office of U.S. Courts Crimes Decoded: Emerging Digital Technology Litigation Strategies  
Workshop  
Oakland, California, September 2019

“‘Predictive Policing’ and Defense Use of Police Data”  
National Seminar for Federal Defenders  
Detroit, Michigan, May 2019

Panelist, “The 4th Amendment in the 21st Century”  
Federal Bar Association, Northern District of California Chapter  
San Francisco, California, May 2019

“‘Predictive Policing’ and Defense Use of Police Data”  
Eastern District of California Criminal Justice Act (CJA) Training Series  
Fresno, California, March 2019

“4th Amendment Litigation after *Carpenter v. United States*”  
Northern District of California Criminal Justice Act (CJA) Training Series  
Oakland, California, March 2019

“‘Predictive Policing’ and Defense Use of Police Data”  
Administrative Office of the U.S. Courts Winning Strategies: Drugs, Guns, and Violent Felonies Seminar  
San Diego, California, December 2018

Panelist: “Who’s Reading Your Clients’ Posts? Social Media Monitoring in Criminal Cases”  
National Association of Criminal Defense Lawyers Combatting the Surveillance State in Criminal  
Proceedings  
Berkeley, California, November 2018

Panelist: “The Dark Web: Criminal Justice in the Internet’s Wild West”  
U.S. District Court for the Eastern District of California Judicial Conference  
Yosemite, California, October 2018

“‘Predictive Policing’ and Using Police Data”  
Eastern District of California Criminal Justice Act (CJA) Training Series  
Sacramento, California, May 2018

“21st Century Surveillance: ‘Predictive Policing’”  
National Association of Criminal Defense Lawyers Search, Seizure and Criminal Litigation Seminar  
New York, New York, April 2018

Small Group Leader, Andrea Taylor Sentencing Advocacy Workshop  
Administrative Office of the U.S. Courts  
San Francisco, California, March 2018

“Fighting For Defense Access”  
Oregon Association of Criminal Defense Lawyers Sunny Climate Seminar  
Big Island, Hawaii, November 2017



“What’s New in Electronic Surveillance”

San Diego Criminal Defense Bar Association CLE Program  
San Diego, California, September 2017

“What’s New in Electronic Surveillance”

Alameda County Public Defender’s Office CLE Program  
Oakland, California, July 2017

“Defense Strategies in Material Support of Terrorism Cases”

National Seminar for Federal Defenders  
New Orleans, Louisiana, May 2017

“What’s New in Electronic Surveillance ”

California Attorneys for Criminal Justice/ Public Defenders Association Capital Case Defense Seminar  
San Diego, California, February 2017

Teleconference: “Understanding IMSI Catchers and Stingrays”

Hennepin County (MN) Judicial CLE Program  
January 2017

“Government & Defense Access to Social Media: Understanding CalECPA and *Facebook v. Superior Court*”

San Francisco Bar Association Indigent Defense Administration Lunchtime CLE  
San Francisco, California, December 2016

“What’s New in Electronic Surveillance: Stingrays and NITs”

Multi-Track Federal Criminal Defense Seminar  
New Orleans, Louisiana, August 2016

Panelist: “Judicial Supervision of High-Tech Surveillance”

Federal Judicial Center’s 2016 National Workshop for District Judges II  
San Diego, California, July 2016

“What’s New in Electronic Surveillance”

Federal Defender Investigator and Paralegal Seminar  
Chicago, Illinois, May 2016

Panelist: “Judicial Supervision of High-Tech Surveillance”

Federal Judicial Center’s 2016 National Workshop for District Judges I  
Charleston, South Carolina, April 2016

“Government & Defense Access to Social Media: Understanding CalECPA and *Facebook v. Superior Court*”

California Public Defender Association 45th Annual New Statutes Seminar  
Berkeley, California, February 2016

“Litigating Covert Government Surveillance”

California Attorneys for Criminal Justice/California Public Defenders Association Capital Case Defense Seminar  
San Diego, California, February 2016

“Understanding Stingray and Other Location Tracking Technologies”

Arizona Attorneys for Criminal Justice Winter Seminar  
Phoenix, Arizona, January 2016

Panelist: “Policing Technologies: GPS, Mobile Phones and License Plate Readers”

State Bar of California Public Law Section’s Emerging Technology and Privacy Conference  
Irvine, California, October 2015

“Understanding and Challenging New Surveillance Technologies”

Los Angeles County Public Defender’s Office Annual Capital Case Seminar  
Los Angeles, California, October 2015



Panelist: “The New Frontier: Surveillance Technology and the Law”  
American Bar Association Criminal Justice Section 8th Annual Fall Institute  
Washington, D.C., October 2015

Panelist: “What is a Privacy Crime?”  
Santa Clara University Law School Privacy Crimes: Definition and Enforcement Conference  
Santa Clara, California, October 2015

“Challenging 21st Century Surveillance: Cell Phone Tracking, Stingrays and Hemisphere”  
National Association of Criminal Defense Lawyers “Defending the Modern Drug Case” Seminar  
Las Vegas, Nevada, October 2015

“Understanding ‘Stingray,’ ‘Hailstorm’ and IMSI Catchers”  
Alameda County Public Defender Continuing Legal Education  
Oakland, California, July 2015

“Understanding New Surveillance Tools”  
District of Nevada Federal Public Defender Criminal Justice Act (CJA) Training Series  
Las Vegas, Nevada, July 2015

“Understanding New Surveillance Tools”  
Clark County Public Defender Lunchtime Continuing Legal Education Series  
Las Vegas, Nevada, July 2015

“Post-*Riley* Digital Searches and Litigation”  
Oregon Association of Criminal Defense Lawyers Annual Seminar  
Bend, Oregon, June 2015

“New Technologies: Cell Phone Tracking, Stingrays, Hemisphere and More”  
National Association of Criminal Defense Lawyers and Cardozo Law National Forensic College  
New York, New York, June 2015

Panelist: “Legal Architecture and Doctrinal Implications of Interception and Location Tracking”  
Federal Judicial Center & Georgetown Law Center “National Security, Surveillance Technology & the Law  
Seminar”  
Washington, D.C., June 2015

“Understanding New Surveillance Tools—Cell Phone Tracking, Stingrays, Hemisphere and More”  
National Seminar for Federal Defenders  
Omaha, Nebraska, May 2015

Webinar: “Understanding New Surveillance Tools—Cell Phone Tracking, Stingrays, Hemisphere and More”  
National Association for Public Defense  
May 2015

“Understanding and Challenging Location Tracking”  
National Association of Criminal Defense Lawyers “Skills for Outstanding Representation” Seminar  
Wilmington, Delaware, May 2015

“Digital Search & Seizure: Burning Issues After *Riley v. California*”  
Northern California Association of Law Libraries Spring Institute  
Oakland, California, April 2015

“Understanding New Surveillance Tools: Cell Phone Tracking, Stingrays, Hemisphere & More”  
National Defense Investigator Association Annual Conference  
San Diego, California, April 2015

Panelist: “Challenges to the System: Prosecutors, Judges, and Defense Attorneys in the Digital Age”  
National Association of Criminal Defense Lawyers “Fourth Amendment in the Digital Age” Symposium  
Washington, D.C., April 2015





Panelist: “What’s Next? Surveillance Reform Post-Snowden”  
South by Southwest (SXSW) Interactive Conference  
Austin, Texas, March 2015

“You are Here: Understanding & Challenging Location Tracking”  
California Appellate Defense Counsel Annual Conference and Seminar  
Redondo Beach, California, March 2015

“Current Issues in Cell Phone Surveillance”  
California Attorneys for Criminal Justice/California Public Defenders Association Capital Case Defense Seminar  
Monterey, California, February 2015

“Applying Human Rights to Communications Surveillance”  
Derechos Humanos Y Vigilancia en Internet Seminario + Taller  
Lima, Peru, January 2015

“U.S. Surveillance Technology & the Law: Past and Future”  
Osgoode Hall Law School’s Ninth Annual National Symposium on Technology Crime & Electronic Evidence  
Calgary, Canada, January 2015

Panelist: “How Complex Computer Systems Are Used in Criminal Activity, Investigation and Prosecution”  
Federal Judicial Center Webinar  
Washington D.C., January 2015

“Litigating Digital Searches After *Riley v. California*”  
Arizona Attorneys For Criminal Justice Winter Seminar  
Phoenix, Arizona, January 2015

Panelist: “Reframing Rights: Corporate Responsibility and Civil Society Engagement”  
FGV Direito Rio Seminar on Human Rights in the Digital Environment: Perspectives on Online Terms of Service  
Rio de Janeiro, Brazil, December 2014

“Social Media Ethics for Defense Attorneys”  
Northern District of Illinois Criminal Justice Act Seminar  
Chicago, Illinois, November 2014

“You are Here: Understanding & Challenging Location Tracking”  
Oregon Criminal Defense Lawyers Association 2014 Sunny Climate Seminar  
Big Island, Hawaii, November 2014

Panelist: “Data Protection, Cybersecurity & Human Rights”  
International Institute of Communications Annual Seminar  
Vienna, Austria, October 2014

“Understanding New Surveillance Tools: Stingrays, Hemisphere and Cell Tracking”  
National Association of Criminal Defense Lawyers Defending the Modern Drug Case Seminar  
Las Vegas, Nevada, September 2014

“Understanding New Surveillance Tools: Stingrays, Hemisphere and Cell Tracking”  
Utah Association of Criminal Defense Lawyers Annual Seminar: Defending Violent Crimes  
Salt Lake City, Utah, September 2014

Teleconference: “Hands Off My Phone: The Supreme Court Takes on Cell Phone Privacy”  
West LegalEdcenter CLE  
July 2014

“Current Issues in Cell Phone Surveillance”  
Northern District of California Criminal Justice Act Seminar  
San Francisco, California, June 2014





“How NSA Spying Can Affect Your Case and Steps You Can Take to Protect Your Client”  
San Francisco Bar Association Barristers Club Monthly CLE Meeting  
San Francisco, California, June 2014

“NSA Spying & Mass Surveillance: How it Affects Criminal Cases and What You Can Do About It”  
San Luis Obispo County Bar Association Criminal Defense Section Monthly CLE Meeting  
San Luis Obispo, California, June 2014

“Cybersecurity and Human Rights: A Global Approach”  
Foro Seguridad y Defensa Cibernetica: Una Estrategia Pais  
Bogota, Colombia, May 2014

Panelist: “Scraping Content: the CFAA, DMCA, and Terms of Use”  
Media Law Resource Center Legal Frontiers in Digital Media Conference  
Mountain View, California, May 2014

“Surveillance, Technology and the Fourth Amendment”  
Tucson Federal Bar Association Roll/Zapata Criminal Law Seminar  
Tucson, Arizona, April 2014

“Raising Old Fourth Amendment Challenges to New Technologies”  
Southern California Association of Law Libraries Institute on Privacy  
Ventura, California, April 2014

Panelist: “Government, Data Collection, & Surveillance”  
University of California, Hastings College of Law Constitutional Law Quarterly Symposium  
San Francisco, California, April 2014

“Constitutional Limitations on Government Electronic Surveillance”  
Indiana Public Defender Council Evidence and Suppression Seminar  
Indianapolis, Indiana, April 2014

Panelist: “The 21<sup>st</sup> Century Fourth Amendment”  
University of Texas Austin Strauss Center for International Security & Law “NSA at the Crossroads”  
Seminar  
Austin, Texas, April 2014

Teleconference: “Chipping Away at the Fourth Amendment: Cell Phone Privacy Makes it to the Supreme Court”  
West LegalEdcenter  
February 2014

“Crash Course on Electronic Privacy Statutes”  
California Public Defender’s Association Annual New Statutes for 2014 Seminar  
Berkeley, California, February 2014

“Social Media Ethics”  
California Public Defender’s Association Juvenile Defense Seminar  
Monterey, California, January 2014

Panelist: “Protecting Individual Privacy in the Internet Age”  
Pacific McGeorge School of Law Capital Center for Public Law & Policy Lecture Series  
Sacramento, California, December 2013

“The Law and Ethics of Social Media”  
New Hampshire Association of Criminal Defense Lawyers Annual Meeting  
Manchester, New Hampshire, December 2013

“Social Media Ethics”  
Southern District of California Criminal Justice Act Seminar  
San Diego, California, October 2013



“When the Government Comes Knocking, Who Has Your Back?”  
District of Kansas Criminal Justice Act Seminar  
Topeka & Lawrence, Kansas, October 2013

“The Fourth Amendment in the Digital Era”  
Connecticut Division of Public Defender Services Seminar  
Hartford, Connecticut, October 2013

“Prosecution Ethics, Social Networks and Investigations”  
California Public Defender’s Association Annual MCLE Specialty Areas Seminar  
Berkeley, California, August 2013

Panelist: “To See or Not to See? That is the Question: Maintaining Privacy in the Age of Social Media”  
International Association of Defense Counsel Annual Meeting  
Maui, Hawaii, July 2013

Panelist: “Digital Defense: Representing the Alleged Cyber Criminal”  
National Association of Criminal Defense Lawyers West Coast White Collar Conference  
Lake Tahoe, Nevada, June 2013

Moderator: “The Computer Fraud and Abuse Act: Transformation After Tragedy”  
University of California, Hastings College of Law Symposium  
San Francisco, California, March 2013

Teleconference Moderator: “Videotaping Police, Wiretapping Laws, and the First Amendment”  
American Bar Association  
December 2012

“Silence is Golden: Protecting Your Client’s Electronic Information and Communications”  
National Association of Criminal Defense Lawyers Defending the White Collar Case Seminar  
New York, New York, November 2012

“GPS as the new Constable: Applying the old Fourth Amendment in the New Cyber World”  
Bar Association of San Francisco Barristers Annual Meeting  
San Francisco, California, October 2012

Teleconference: “Government, Technology and the Expectation of Privacy in the Aftermath of *U.S. v. Jones*”  
American Bar Association  
June 2012

Teleconference: “Tracking Your Every Move: GPS Devices, the Fourth Amendment Rights and *US v. Jones*”  
West LegalEdcenter  
April 2012

“Electronic Search and Seizure”  
U.S. Army Trial Defense Services West Coast Conference  
San Francisco, California, September 2011