

# Brian L. Owsley

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Dallas, Texas 75201  
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## ACADEMIC EXPERIENCE

**University of North Texas – Dallas College of Law** **Dallas, TX**  
Associate Professor (tenured) September 2021—present  
Assistant Professor July 2015—August 2021  
I teach or have taught Advanced Federal Criminal Procedure, Constitutional Law, Criminal Law, Federal Criminal Procedure, First Amendment, Fourth Amendment & Electronic Surveillance, and Torts.

**University of Dayton School of Law** **Dayton, OH**  
Adjunct Professor January 2023—present  
I have taught Constitutional Law, Torts, and Introduction to United States Law to students in the online L.L.M. in the American and Transactional Law program. I revised and updated the program's course on Constitutional Law for availability in the summer of 2024.

**American University Washington College of Law** **Washington, DC**  
Visiting Professor Spring 2024  
I taught Criminal Law and Plea Bargaining.

**Indiana Tech Law School** **Fort Wayne, IN**  
Assistant Professor July 2014—July 2015  
I taught Criminal Law and Professional Responsibility in the fall semester as well as Torts and Legal Ethics in the spring semester.

**Texas Tech University School of Law** **Lubbock, TX**  
Visiting Assistant Professor August 2013—May 2014  
I taught Torts and Professional Responsibility in the fall semester and taught Professional Responsibility and Employment Law in the spring semester.

**Columbia University School of International and Public Affairs** **New York, NY**  
Teaching Assistant Fall 1993  
I served as a Teaching Assistant for Professor Louis Henkin's International Law course. I conducted a weekly review session to address the week's lectures, and I graded the final examinations.

## EDUCATION

**Columbia University School of International and Public Affairs**  
**M.I.A., received May 1994** GPA: 3.25/4.0

**Columbia University School of Law**  
**J.D., received May 1993** Harlan Fiske Stone Scholar  
Certificate with honors - Parker School of Foreign and Comparative Law  
Columbia Human Rights Law Review 1991-1993  
Executive Editor 1992-1993  
Black Law Students Association  
Columbia Society of International Law  
Columbia Journal of Gender and Law 1991-1993

**UNIVERSITY OF NOTRE DAME**  
**B.A., received with honors, May 1988**  
Majors: Program of Liberal Studies & Government

GPA: 3.42/4.0

## LEGAL EXPERIENCE

**United States District Court for the Southern District of Texas** **Corpus Christi, TX**  
United States Magistrate Judge **May 2005—May 2013**  
Presided over civil trials and criminal misdemeanor trials by consent of the parties; conducted initial appearances, preliminary hearings, detention hearings, arraignments, re-arraignments and other criminal proceedings; took guilty pleas and sentenced criminal misdemeanor defendants; issued orders and memoranda and recommendations; resolved discovery disputes; and conducted mediation proceedings.

**United States Department of Justice** **Washington, DC**  
Trial Attorney **September 2001—May 2005**  
Served as lead attorney in complex litigation cases; supervised teams of trial attorneys, paralegals, consultants and experts; argued motions in the Court of Federal Claims and appeals in the Federal Circuit; took and defended expert and fact witness depositions; examined and cross-examined trial witnesses; supervised and conducted discovery; researched and drafted motions, pleadings, and briefs on behalf of the Commercial Litigation Branch in the Civil Division.

**Ross, Dixon & Bell, L.L.P.** **Washington, DC**  
Associate **November 1999—August 2001**  
Researched and drafted legal memoranda, complaints, motions, and briefs regarding civil claims and insurance matters; engaged in and prepared discovery; deposed witnesses; attended trial court hearings; attended settlement negotiations; analyzed insurance claims; determined coverage positions for insurer clients; monitored insurance defense counsel.

**United States Equal Employment Opportunity Commission** **Washington, DC**  
General Attorney **September 1997—November 1999**  
Researched and drafted legal memoranda, motions and briefs on behalf of the Office of the General Counsel, primarily in federal appellate courts; argued appeals; negotiated settlement agreements.

**Southern Poverty Law Center** **Montgomery, AL**  
Law Fellow **September 1996—August 1997**  
Researched and drafted legal memorandum, met and discussed matters with clients, and drafted complaints.

**United States Court of Appeals for the Sixth Circuit** **Nashville, TN**  
Law Clerk for the Honorable Martha Craig Daughtrey **September 1995—August 1996**

**Human Rights Watch** **New York, NY**  
Leonard H. Sandler Fellow **September 1994—September 1995**  
Middle East Division, focusing primarily on Iraq and Iran. Established a network of contacts, monitored daily human rights situation, engaged in advocacy, and wrote and edited reports, press releases, and letters; participated in a human rights mission to Sudan to examine human rights abuses, including the effects of the civil war; interviewed victims of human rights violations and government officials; and planned and conducted a mission in Amman, Jordan focusing on human rights violations in Iraq, especially freedom of expression.

**United States District Court for the Southern District of Texas** **Corpus Christi, TX**  
Law Clerk for the Honorable Janis Graham Jack **May 1994—August 1994**

**Simpson Thacher & Bartlett** **New York, NY**  
Summer Associate **Summer 1993**

**Rogers & Wells**  
Summer Associate

**New York, NY**  
Summer 1992

**Kituo Cha Sheria**  
Human Rights Legal Intern

**Nairobi, Kenya**  
Summer 1991

## LAW REVIEW PUBLICATIONS

*Searching A Person's Thoughts: Keyword Search Warrants and Fourth Amendment Concerns*, 28 Stan. Tech. L. Rev. \_ (pending).

*Protesting While Black*, 15 Ala. Civ. Rts. & Civ. Lib. L. Rev. 1 (2024).

*How Do You Solve a Problem Like Clarence?*, 45 Mitchell Hamline L. J. Pub. Pol'y The Quadriga (Nov. 13, 2023), <https://mitchellhamline.edu/law-journal/2023/11/13/how-do-you-solve-a-problem-like-clarence/>.

*Re-envisioning Criminal Prosecutions for Child Labor Violations Pursuant to the FLSA*, ACCESSIBLE LAW, Summer 2023, at 1.

*The Best Offense is a Good Defense: The Fourth Amendment Implications of Geofence Warrants*, 50 Hofstra L. Rev. 829 (2022).

*Supply and Demand In the Illegal Employment of Undocumented Aliens*, 71 Cath. U. L. Rev. 227 (2022).

*George Floyd, General Warrants, and Cell Site Simulators*, 59 Am. Crim. L. Rev. 149 (2022).

*Seeking the Source: Criminal Defendants' Constitutional Right to Source Code*, 17 Ohio St. Tech. L.J. 1 (2020) (co-authored with Steven M. Bellovin, Matt Blaze, and Susan Landau).

*Impeaching Brett Kavanaugh*, 55 U.S.F. L. Rev. Forum 479 (2020).

*Is The Supreme Court Irrational: Trump v. Hawaii*, 29 S. Cal. Interdisc. L.J. 591 (2020).

*Due Process and the Impeachment of Donald Trump*, 2020 Ill. L. Rev. Online 67 (Apr. 17, 2020).

*Know Your Rights*, UNT Dall. L. Rev. On The Cusp, Fall 2019, at 1 (reviewing Cyrus Farivar, *Habeas Data: Privacy vs. the Rise of Surveillance Tech* (2018)) (book review).

*Are President Trump's Travel Bans Rational?*, UNT Dall. L. Rev. On The Cusp, Spring 2018, at 1.

*Network investigative source code and due process*, 14 Digital Evid. & Electronic Signature L. Rev. 39 (2017) (solicited piece).

*Lavabitten*, 119 W. Va. L. Rev. 941 (2017) (symposium).

*Can Apple Build a Privacy Minded iPhone Security System so Secure that Apple Cannot Access It?*, HEALTH & TECH., June 7, 2017, doi:10.1007/s12553-017-0192-4 (peer reviewed).

*Teaching Criminal Procedure—Especially on Fourth Amendment and Electronic Surveillance—to Everyone but Law Students*, 60 St. Louis University L.J. 507 (2016) (solicited piece for symposium edition).

*Cell Site Simulators and the Fourth Amendment*, 43 Search & Seizure L. Rep. 1 (2016).

*Cell Phones Tracking in the Era of United States v. Jones and Riley v. California*, 48 Texas Tech L Rev. 207 (2015) (solicited piece for symposium edition).

*A Reply to Judicial Participation in Plea Bargaining: A Dispute Resolution Perspective*, 76 Ohio State L.J. Furthermore 51 (2015).

*Supreme Court Jurisprudence of the Personal in City of Los Angeles v. Patel*, 114 Mich. L. Rev. First Impressions 51 (2015).

*Spies in the Skies: Dirtboxes and Airplane Electronic Surveillance*, 113 Mich. L. Rev. First Impressions 75 (2015).

*Drug Sniffing Dogs and the Fourth Amendment*, 42 Search & Seizure L. Rep. 37 (2015).

*Beware of Government Agents Bearing Trojan Horses*, 48 Akron L. Rev. 315 (2015).

*TriggerFish, StingRays and Fourth Amendment Fishing Expeditions*, 66 Hastings L.J. 183 (2014).

*Distinguishing Immigration Violations from Criminal Violations: A Discussion Raised by Justice Sonia Sotomayor*, 163 U. Pa. L. Rev. Online 1 (2014).

*To Unseal or Not to Unseal: The Judiciary's Role in Preventing Transparency in Electronic Surveillance Applications and Orders*, 5 Calif. L. Rev. Circuit 259 (2014).

*The Supreme Court Goes to the Dogs: Reconciling Florida v. Harris and Florida v. Jardines*, 77 Alb. L. Rev. 349 (2014).

*The Fourth Amendment Implications of the Government's Use of Cell Tower Dumps in Its Electronic Surveillance*, 16 U. Pa. J. Const. L. 1 (2013).

*Cops and Robbers: The Use of Cell Tower Dumps to Investigate Bank Robberies*, Am. Crim. L. Rev. (Jan. 26, 2013), <http://www.americancriminallawreview.com/aclr-online/cops-and-robbers-use-cell-tower-dumps-investigate-bank-robberies/>

*Issues Concerning Charges for Driving While Intoxicated in Texas Federal Courts*, 42 St. Mary's L.J. 411 (2011).

*Survivorship Claims Under Employment Discrimination Statutes*, 69 Miss. L.J. 423 (1999).

*Black Ivy: An African-American Perspective on Law School*, 28 Colum. Hum. Rts. L. Rev. 501 (1997).

*Ethnic Vietnamese in Cambodia: A Case Study of the Tension Between Foreign Policy and Human Rights*, 6 Touro Int'l L. Rev. 377 (1995).

*Landmines and Human Rights: Holding Producers Accountable*, 21 Syracuse J. Int'l L. & Com. 101 (1995).

*Racist Speech and 'Reasonable' People*, 24 Colum. Hum. Rts. L. Rev. 323 (1993).

## **OTHER PUBLICATIONS**

Commentary: "I signed countless warrants. Search of Trump's house is shocking – and constitutional," San Antonio Express-News, Aug. 18, 2022, *available at* <https://www.expressnews.com/opinion/commentary/article/I-signed-countless-warrants-Search-of-Trump-s-17381885.php>.

"I signed countless warrants. Search of Trump's house is shocking – and constitutional," Houston

Chronicle, Aug. 12, 2022, available at <https://www.houstonchronicle.com/opinion/outlook/article/Opinion-I-signed-countless-warrants-Search-of-17370089.php#photo-22800201>

Drunk & Disorderly Blog, "Letter from Dallas," Oct. 28, 2021, available at <https://boulderlaw.us/letter-from-dallas/>.

"The FBI and the Apple Redux," Just Security, Feb. 27, 2020, available at <https://www.justsecurity.org/68848/the-fbi-and-apple-redux/>

"If National Security Was Driving Immigration Arrests, Employers Would Be Charged Too," Just Security, Sept. 12, 2019, available at <https://www.justsecurity.org/66155/if-national-security-was-driving-immigration-arrests-employers-would-be-charged-too/>.

"Yes, teenagers have the right to refuse to say the Pledge of Allegiance in school," Dallas Morning News, Oct. 12, 2018, available at <https://www.dallasnews.com/opinion/commentary/2018/10/12/yes-teenagers-right-refuse-say-pledge-allegiance-school>.

Written Statement, "Hearing on Hailstorm/Stingray type surveillance devices" Michigan House of Representatives, Oversight Committee Meeting (Lansing, Michigan, May 13, 2014), available at <http://house.mi.gov/sessiondocs/2013-2014/testimony/Committee237-5-13-2014.pdf>.

Iraq Chapter of *Human Rights Watch World Report 1996* (New York: Human Rights Watch, December 1995).

Human Rights Watch/Middle East, *Iraq's Brutal Decrees: Amputation, Branding and the Death Penalty* (New York: Human Rights Watch, June 1995).

Iraq Chapter of *Human Rights Watch World Report 1995* (New York: Human Rights Watch, December 1994).

## PRESENTATIONS

Presenter, "Supreme Court 2024 Term Preview" UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Oct. 3, 2024).

Panelist, "2024 SCOTUS Updates" State Bar of Texas African American Lawyers Section Legislative Committee (Austin, Texas, Sept. 18, 2024) (live webcast).

Presenter, "Supreme Court 2023 Term Review" UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Aug. 29, 2024).

Co-Moderator, "Aspiring Law Teachers Workshop: Crafting Your Scholarship Goals," Southeastern Association of Law Schools Annual Conference (Fort Lauderdale, Florida, July 23, 2024).

Co-Moderator, "New and Established Voices in Criminal Procedure," Southeastern Association of Law Schools Annual Conference (Fort Lauderdale, Florida, July 22, 2024).

Panelist & Program Chair, "Upcoming Trends," Mobile Device Evidence for the Defense at The Center for American and International Law (Plano, Texas, May 2, 2024).

Presenter & Program Chair, "Current Caselaw & Decisions on the Horizons," Mobile Device Evidence for the Defense at The Center for American and International Law (Plano, Texas, May 2, 2024).

Presenter, "Keyword Search Warrants and the Fourth Amendment" American Constitution Society, Eighth Annual Constitutional Law Scholars Forum (Norman, Oklahoma, Feb. 16, 2024).

Panelist, “Texas Ballot Breakdown: Decoding the November Ballot Amendments” State Bar of Texas African American Lawyers Section Legislative Committee (Austin, Texas, Oct. 31, 2023) (live webcast).

Presenter, “Supreme Court 2023 Term Preview” UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Sept. 26, 2023).

Presenter, “Supreme Court 2022 Term Review” UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Aug. 31, 2023).

Co-Moderator, “Aspiring Law Teachers Workshop: Crafting Your Scholarship Goals,” Southeastern Association of Law Schools Annual Conference (Boca Raton, Florida, July 26, 2023).

Co-Moderator & Presenter, “New and Established Voices in Criminal Procedure,” Southeastern Association of Law Schools Annual Conference (Boca Raton, Florida, July 24, 2023).

Moderator, “Dobbs and Its Implications for Civil Rights: Where Are We Now?” State Bar of Texas—Texas Bar CLE (Austin, Texas, May 25, 2023) (live Webcast).

Moderator, “Criminal Law Panel,” UNT-Dallas College of Law (Dallas, Texas, Feb. 8, 2023).

Presenter, “Supreme Court 2022 Term Preview” UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Sept. 29, 2022).

Presenter, “Supreme Court 2021 Term Review” UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Aug. 25, 2022).

Discussant, “Workshop on Online Education: The Changing Online Landscape,” Southeastern Association of Law Schools Annual Conference (Miramar Beach, Florida, July 30, 2022).

Moderator, “Ready or Not: The New UBE,” Southeastern Association of Law Schools Annual Conference (Miramar Beach, Florida, July 28, 2022).

Presenter, “Supreme Court 2021 Term Preview” UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Sept. 30, 2021) (via Zoom).

Panelist, “The Future of Roe v. Wade: Dobbs v. Jackson Women’s Health,” Georgia College and State University (Milledgeville, Georgia, Sept. 23, 2021) (via Zoom).

Presenter, “Geofencing and Geofence Warrants” Southeastern Association of Law Schools Annual Conference (Amelie Island, Florida, Aug. 1, 2021) (via Zoom).

Moderator, “How to Assure Effective Formative and Summative Assessments,” Southeastern Association of Law Schools Annual Conference (Amelie Island, Florida, July 27, 2021).

Presenter, “Geofencing and Geofence Warrants” American Constitution Society, Sixth Annual Constitutional Law Scholars Forum (Orlando, Florida, Mar. 26, 2021) (via Zoom).

Participant, “Searches and Seizures of Digital Communications,” Policing Technology Salon Series, Policing Project NYU School of Law (Mar. 16, 2021) (via Zoom).

Presenter, “Supreme Court 2020 Term Preview” UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Oct. 1, 2020) (via Zoom).

Presenter, “Supreme Court 2019 Term” UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Sept. 17, 2020) (via Zoom).

Panelist, “Supreme Court Update” The Dallas Bar Association (Dallas, Texas, August 21, 2019) (Via Zoom).

Discussant, “The Past, Present, and Future of the Fourth, Fifth, and Sixth Amendments,” Southeastern Association of Law Schools Annual Conference (Aug. 3, 2020) (Via Zoom).

Panelist, “The Promises of the 15th and 19th Amendment in the Wake of Shelby, Voter Suppression, and Disenfranchisement: How You Can Secure Reform,” State Bar of Texas Annual Meeting (June 25, 2020) (Via Zoom).

Panelist, “Advocating for LGBTQ+ Dignity and Humanity: What You Need to Know,” State Bar of Texas Annual Meeting (June 25, 2020) (Via Zoom).

Commentator, “Public Video Surveillance and Searches of ‘Persons’ After *Carpenter*,” by Marc Jonathan Blitz, Privacy Law Scholars Conference, (Washington, D.C., June 4, 2020) (Via Zoom).

Presenter, “The Constitutionality of Sheltering in Place Orders” UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Apr. 28, 2020) (Via Zoom).

Panelist, “The Future of Immigration to the U.S.” Southern California Interdisciplinary Law Journal Symposium and University of Southern California’s Immigrant and Global Migration Initiative (Los Angeles, California, Mar. 10, 2020).

Presenter, “General Warrants and StingRays” American Constitution Society, Fifth Annual Constitutional Law Scholars Forum (Orlando, Florida, Feb. 28, 2020).

Presenter, “Supreme Court 2018 Term” UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Sept. 3, 2019).

Presenter, “Supreme Court Update” The Dallas Bar Association (Dallas, Texas, August 16, 2019).

Moderator, “New and Established Voices in Criminal Procedure,” Southeastern Association of Law Schools Annual Conference (Boca Raton, Florida, July 31, 2019).

Commentator, “The CLOUD Act and the right to privacy of non US persons,” by Chinmayi Arun, Privacy Law Scholars Conference, (Berkeley, California, May 31, 2019).

Presenter, “Constitutional Law & the FDA” The Food and Drug Administration (Dallas, Texas, May 9, 2019).

Panelist, “Presidential Power Panel Discussion,” UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Feb. 18, 2019).

Commenter, “Presentation by Joshua Blackman Click to Shoot The 1st Amendment, 2nd Amendment and 3D Guns,” UNT-Dallas College of Law, Federalist Society (Dallas, Texas, Jan. 31, 2019).

Moderator, “Civil Rights Panel Discussion on Police Misconduct,” UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Nov. 14, 2018).

Moderator, Book Talk of “Habeas Data: Privacy vs. the Rise of Surveillance Tech” by Cyrus Farivar, UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Oct. 11, 2018).

Panelist, “Immigration Panel Discussion,” UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Sept. 26, 2018).

Presenter, "Supreme Court Constitution Case Review" UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Sept. 19, 2018).

Panelist, "A Townhall Meeting on 1st Amendment & Campus," Anti-Defamation League (Dallas, Texas, Aug. 28, 2018).

Moderator, "Perspectives on Teaching Criminal Procedure," Southeastern Association of Law Schools Annual Conference (Fort Lauderdale, Florida, Aug. 9, 2018).

Discussant, "Promoting Inclusion and Equity: Connecting Disciplines, Legal Education, and the Legal Profession," Southeastern Association of Law Schools Annual Conference (Fort Lauderdale, Florida, Aug. 8, 2018).

Panelist, "Crisis at the Border and Change at the Court," UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Aug. 1, 2018).

Presenter, "Fourth Amendment & Electronic Surveillance" The Dallas Bar Association (Dallas, Texas, June 15, 2018).

Commentator, "Broken," by Andrea Matwyshyn and Stephanie Pell, Privacy Law Scholars Conference, (Washington, D.C., May 31, 2018).

Panelist, "My Black Is My Badge," UNT-Dallas College of Law, Black Law Students Association (Dallas, Texas, Feb. 27, 2018).

Panelist, "Bivens: A Supreme Court Review," UNT-Dallas College of Law, American Constitution Society (Dallas, Texas, Oct. 11, 2017).

Panelist, "Incorporating Developments in Forensic Science and Technology into the Criminal Justice System," Southeastern Association of Law Schools Annual Conference, (Boca Raton, Florida, Aug. 2, 2017).

Presenter, "Are President Trump's Travel Bans Rational?," The University of Oklahoma College of Law, Oklahoma Junior Scholars Conference (Norman, Oklahoma, July 28, 2017).

Commentator, "Electronic Monitoring Programs in the Juvenile Justice System," by Catherine Crump and Christina Koningisor, Privacy Law Scholars Conference, (Berkeley, California, June 1, 2017).

Presenter, "Lavabitten," West Virginia University College of Law, West Virginia Law Review Symposium: "Evolving Investigative Technologies and the Law" (Morgantown, West Virginia, Mar. 31, 2017).

Presenter, "General Warrants and Cell Site Simulators," University of Cincinnati College of Law, (Cincinnati, Ohio, Mar. 8, 2017).

Panelist, "The Future of Law Enforcement and Investigative Tools," Southeastern Association of Law Schools Annual Conference, (Amelie Island, Florida, Aug. 5, 2016).

Panelist, "Cybersurveillance: Snowden, the NSA, and Beyond," Southeastern Association of Law Schools Annual Conference, (Amelie Island, Florida, Aug. 4, 2016).

Commentator, "Does Rejection of the Third Party Doctrine Change Use of Electronic Surveillance? Evidence from the Wiretap Reports," by Anne Boustead, Privacy Law Scholars Conference, (Washington, D.C., June 3, 2016).

Panelist, "The Supreme Court of Tomorrow," UNT-Dallas College of Law, Black Law Students Association (Dallas, Texas, Mar. 3, 2016).

Presenter, "Not Your Grandmother's Pen Register: A History of Cell Site Simulators," Saint Louis University School of Law, American Constitution Society, Criminal Society & OUTLaws (St. Louis, Missouri, Feb. 25, 2016).

Panelist, "Black And Blue," UNT-Dallas College of Law, Black Law Students Association (Dallas, Texas, Feb. 12, 2016).

Panelist, "Friedrichs v. California Teachers Association and Screening of 'Right to Unite' Documentary" UNT-Dallas College of Law, Alliance for Justice (Dallas, Texas, Jan. 22, 2016) (co-panelist with Nan Aron).

Presenter, "Marriage As A Fundamental Right" UNT-Dallas College of Law, Constitution Day (Dallas, Texas, Sept. 17, 2015).

Panelist, "Practical implications of *Obergefell v. Hodges*" Dallas Association of Young Lawyers (Dallas, Texas, July 22, 2015).

Commentator, "Surveillance Discretion: Automated Suspicion and the Fourth Amendment" by Elizabeth Joh, Privacy Law Scholars Conference, (Berkeley, California, June 4, 2015).

"What is (should be) the scope and limitation of police power to track suspects?" Texas Tech University School of Law Criminal Law Symposium, "The 4th Amendment in the 21st Century" (Lubbock, Texas, April 17, 2015).

"Criminal: Hot Topics in E-Surveillance," United States District Court for the Northern District of California 2015 Judicial Conference (Napa, California, March 28, 2015).

"Ethical Considerations Regarding Social Media," 2014 Annual Hot Topics for Indiana Lawyers, Allen County Indiana Bar Association (Fort Wayne, Indiana, October 29, 2014).

"Ethical Considerations Regarding Contacts with Unrepresented Persons," Ninth Annual Faculty Update for Legal Services Attorneys, Public Interest Practitioners & *Pro Bono* Attorneys, Texas Tech University School of Law (Lubbock, Texas, October 24, 2014).

"Facebook, the Judiciary, and Ethical Considerations," University of Missouri School of Law, Judicial Education and the Art of Judging, Works-in-Progress Conference, (Columbia, Missouri, Oct. 9, 2014).

Panel Discussant, "Transparency in the Open Government Era," Southeastern Association of Law Schools, 2014 Annual Conference (Amelie Island, Florida, August 7, 2014).

Moderator, "Alumni and Former Law Clerk Panel," Second Annual Judicial Clerkship and Internship Training Academy, Texas Tech University School of Law (Lubbock, Texas, April 5, 2014).

"Ethics of Witness Preparation," Eighth Annual Faculty Update for Legal Services Attorneys, Public Interest Practitioners & *Pro Bono* Attorneys, Texas Tech University School of Law (Lubbock, Texas, October 25, 2013).

"Catching a TriggerFish or a StingRay: The Government's Secretive Electronic Surveillance Technique," Southeastern Law Scholars Conference, Charleston School of Law (Charleston, South Carolina, October 5, 2013).

Panelist, "Ethics for Law Clerks," Judicial Clerkship and Internship Training Academy, Texas Tech University School of Law (Lubbock, Texas, April 20, 2013).

Panelist, “Cellular phones and mobile privacy: Direct government surveillance (Stingrays),” Yale Information Society Project: Location Tracking and Biometrics Conference (New Haven, Connecticut, March 3, 2013).

Panelist, “Baseball with the Bench” (discussing practice in federal courts), Corpus Christi Young Lawyers Association (Corpus Christi, Texas, June 16, 2011).

Panelist, “Baseball with the Bench” (discussing practice in federal courts), Corpus Christi Young Lawyers Association (Corpus Christi, Texas, May 28, 2009).

“DWI in the Federal Venue” Corpus Christi Bar Association (Corpus Christi, Texas, April 17, 2009).

Panelist, “Baseball with the Bench” (discussing practice in federal courts), Corpus Christi Young Lawyers Association (Corpus Christi, Texas, June 5, 2008).

Panelist, “Baseball with the Bench” (discussing practice in federal courts), Corpus Christi Young Lawyers Association (Corpus Christi, Texas, June 21, 2007).

“Criminal Practice in Federal Magistrate Court” Corpus Christi Bar Association (Corpus Christi, Texas, May 18, 2007).

## **ACADEMIC SERVICE**

### UNT-Dallas

Faculty Work – Life Committee (2024-present)

### UNT-Dallas College of Law

Ad Hoc Committee on Assistant Dean of Admissions Hire (2023)

Ad Hoc Committee on Campus Safety Issues (2016-2017)

Ad Hoc Committee on Communications Director Hire (2018)

Ad Hoc Grading Task Force (2019-present)

Ad Hoc Needs Assessment Task Force (2018)

Academic Standards Committee (2019-2021)

Academic Success Committee (2015-2016)

Adjunct Faculty Hiring Committee (2017-2018)

Admissions Committee (2017-2019, 2020-2023, 2024-present) (Chair, 2024-present)

Appointments Committee (2015-2016, 2018-2020, 2021-present) (Chair, 2019-2020)

Curriculum and Instruction Committee (2015-2016, 2017-2018, 2023-present)

Faculty Development Committee (2021-present) (Chair, 2021-2024)

Faculty Development Task Force (2019-2021)

Financing of Legal Education Committee (2015-2018)

Retention, Promotion & Tenure Committee (2021-present)

Student Affairs Committee (2015-2018)

Faculty Advisor: American Constitution Society (2017-present)

Faculty Advisor: Black Law Students Association (2017-2018, 2020-present)

Faculty Advisor: Criminal Law Society (2018-2020)

Faculty Advisor: Secular Legal Society (2017-2019)

### Indiana Tech Law School

Appointments Committee

Diversity Committee

Library Committee

Faculty Advisor: Black Law Students Association

Texas Tech University School of Law

Judicial Clerkship Committee

Southeastern Association of Law Schools

Online Education Committee (2021-present)

Aspiring Law Teachers Committee (2022-present)

## PEER REVIEWS

Review of Criminal Law by John M. Scheb II & Hemant K. Sharma for Cognella.

Review of Criminal Procedure by John M. Scheb II & Hemant K. Sharma for Cognella.

Review of Margaret Hu's Big Data Cybersurveillance and the Rise of the Cybersurveillance State for Cambridge University Press.

## MEDIA COMMENTARY

Garrett Gravley, "With HERO Prop S Approved, Will People Start Suing the City of Dallas?," Dallas Observer, Nov. 18, 2024 available at [www.dallasobserver.com/news/will-dallas-get-sued-now-that-proposition-s-is-approved-21080267](http://www.dallasobserver.com/news/will-dallas-get-sued-now-that-proposition-s-is-approved-21080267) (newspaper interview).

Kelli Smith & Everton Bailey, Jr., "How will Dallas hire 900 cops? City in uncertain place as it confronts 'monumental task,'" Dallas Morning News, Nov. 10, 2024 available at <https://www.dallasnews.com/news/public-safety/2024/11/10/how-will-dallas-hire-900-cops-city-in-uncertain-place-as-it-confronts-monumental-task/> (newspaper interview).

L.P. Phillips, "5th Circuit Court of Appeals sends Texas social media law back to federal judge," KRLD News Radio, Nov. 8, 2024, available at <https://www.audacy.com/krlld/news/state/5th-circuit-court-sends-texas-social-media-law-back-to-judge> (radio interview).

Shannon West, "Judge accused of breaking law after using university email for campaigning purposes," San Marcos Daily Record, Oct. 30, 2024, at 1 (newspaper interview).

Everton Bailey, Jr., "Dallas Hero propositions could have unintended consequences, experts say," Dallas Morning News, Oct. 25, 2024 available at <https://www.dallasnews.com/news/politics/2024/10/25/dallas-hero-propositions-could-have-unintended-consequences-experts-say/> (newspaper interview).

Dalton Sweat & Shannon West, "Complaint filed against Hipolito alleging campaign finance violation," San Marcos Daily Record, Oct. 20, 2024, at 1 (newspaper interview).

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## PODCASTS

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## TESTIMONY

“Hearing on Hailstorm/Stingray type surveillance devices” Michigan House of Representatives, Oversight Committee Meeting (Lansing, Michigan, May 13, 2014), available at <http://www.house.mi.gov/MHRPublic/videoarchive.aspx>.

## SELECTED PUBLISHED OPINIONS

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## HONORS

Selected to serve as the faculty to hood the graduates by the graduating class of 2024 at University of North Texas at Dallas College of Law

University of North Texas at Dallas Faculty Senate Aware for Excellence in Research for 2020-2021.

Commendation by the Senate of the State of Texas in Senate Resolution Number 849 for service as a United States Magistrate Judge on May 8, 2013.

Special Commendation for Outstanding Service in the Civil Division of the United States Department of Justice awarded on December 7, 2004.

## BAR ADMISSIONS

State of New York, October 31, 1994

District of Columbia, June 4, 2000