

Jeffrey L. Vagle

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Research interests

Privacy law, AI law & policy, cybersecurity law, technology and society

Academic appointments

- | | |
|----------------|--|
| 2025 – Present | Georgia State University College of Law
Associate Professor of Law |
| 2020 – 2025 | Assistant Professor of Law |
| | Stanford Law School |
| 2015 – Present | Affiliate Scholar, Center for Internet and Society |
| | University of Pennsylvania Law School |
| 2014 – 2020 | Lecturer in Law and Executive Director, Center for Technology, Innovation, & Competition |

Publications

Books

Being Watched: Legal Challenges to Government Surveillance
(N.Y.U. Press 2017)
[\[www\]](#)

The Tech Ideology: How the Politics of Silicon Valley Evolved to Become an Anti-Democratic Quest for Oligarchic Power
(under contract with Cambridge University Press for publication in 2027)

Articles & Essays

AI Agnotology, Cognitive Surrender, and Policing Accountability
79 Stan. L. Rev. Online ____ (forthcoming 2026)
[\[ssrn\]](#)

Revisiting Reasonable Cybersecurity
46 Cardozo L. Rev. 997 (2025)
[\[ssrn\]](#)

Privacy's Commodification and the Limits of Antitrust
77 Ark. L. Rev. 51 (2024)
[\[ssrn\]](#)

Strengthening Our Intuitions About Hacking

99 Ind. L. J. 335 (2023)

[\[ssrn\]](#)

Rethinking Antitrust

38 Ga. St. U. L. Rev. 4 (2022) (with Susan Navarro Smelcer)

[\[www\]](#)

Cybersecurity and Moral Hazard

23 Stan. Tech. L. Rev. 71 (2020)

[\[www\]](#)

The History, Means, and Effects of Structural Surveillance

9 Ne. L. Rev. 103 (2017)

[\[ssrn\]](#)

Tightening the OODA Loop: Police Militarization, Race, and Algorithmic Surveillance

22 Mich. J. Race & L. 101 (2016)

[\[ssrn\]](#)

Laird v. Tatum and Article III Standing in Surveillance Cases

18 Univ. of Pa. J. Const. L. 1055 (2016)

[\[www\]](#)

Furtive Encryption: Power, Trust, and the Constitutional Cost of Collective Surveillance

90 Ind. L. J. 101 (2015)

[\[www\]](#)

Has Katz Become Quaint? Use of Big Data to Outflank the Fourth Amendment

Future of Privacy Forum, Big Data & Privacy Workshop Proc. (2013)

[\[ssrn\]](#)

A Kind of Hydraulic Pressure: Extraordinary Rendition, State Secrets, and the Limits of Executive Power

Note, 22 Temple Int'l & Comp. L.J. 523 (2008)

[\[ssrn\]](#)

Book chapters & symposia

The Implications of Ubiquitous Encryption

in Cybersecurity Compendium (2017)

Cognitive Agents for Sense and Respond Logistics

in Lecture Notes in Computer Science 3890 (2006)

Adaptive Mirroring of System of Systems Architectures

in Proceedings of the First Workshop of Self-Healing Systems (2002)

A Gentle Introduction to Elliptic Curve Cryptography

BBN Technical Report 2000-05 (2000)

Works in Progress

AI's Ex Ante/Ex Post Problem

(2025)

Shorter Works & Commentary

The Tangled History of the State Secrets Privilege

Lawfare (Apr. 08, 2025)

[\[www\]](#)

Taking the Politics of Technology Seriously

Dorf on Law (Apr. 02, 2025)

[\[www\]](#)

Musk Poses Cybersecurity Risks

Lawfare (Feb. 13, 2025)

[\[www\]](#)

Software Backdoor is a Wakeup Call for Cybersecurity

Just Security (Apr. 25, 2024)

[\[www\]](#)

Standing is as Standing Does: What the Mifepristone Rulings Mean for the US Rule of Law

Jurist (Apr. 19, 2023)

[\[www\]](#)

Dobbs Decision Has Big Impact on Privacy Too

The Atlanta Journal-Constitution (Jul. 20, 2022)

[\[www\]](#)

Client-Side Scanning: A New Front in the War on User Control of Technology

Just Security (Oct. 28, 2021)

[\[www\]](#)

App Stores as Back-Doors for Government Regulation of End-to-End Encryption

Just Security (Oct. 15, 2020)

[\[www\]](#)

Zoom and the Problem of Cybersecurity Moral Hazard

Just Security (Apr. 24, 2020)

[\[www\]](#)

Does the Oakland Mayor Face Legal Liability for Warning About ICE Raids?

Just Security (Mar. 15, 2018)

[\[www\]](#)

“Neural Lace,” Extended Cognition, and Privacy

Stanford Law School Center for Internet and Society (Mar. 27, 2017)

[\[www\]](#)

Trump’s Law and Order Platform

University of Pennsylvania Law School (Nov. 11, 2016) (with Dorothy Roberts)

[\[www\]](#)

Cybersecurity, Unscrupulous Diners, and Internet Stewardship

Stanford Law School Center for Internet and Society (Oct. 22, 2016)

[\[www\]](#)

Technological Redlining

Stanford Law School Center for Internet and Society (Jul. 19, 2016)

[\[www\]](#)

Surveillance is Still About Power

Just Security (Feb. 9, 2016)

[\[www\]](#)

Content is Content, No Matter How Small

Just Security (Jan. 13, 2016)

[\[www\]](#)

Racial Surveillance Has a Long History

The Hill (Jan. 4, 2016) (with Dorothy Roberts)

[\[www\]](#)

Why We All Have a Stake in Encryption Policy

The Christian Science Monitor (Oct. 14, 2015)

[\[www\]](#)

The Difficulty with Metaphors and the Fourth Amendment

Just Security (Aug. 31, 2015)

[\[www\]](#)

Government Cheating on the Sotomayor Surveillance Scale

Stanford Law School Center for Internet and Society (Aug. 24, 2015)

[\[www\]](#)

The Risks of Regulating Zero-Days

Stanford Law School Center for Internet and Society (Jul. 12, 2015)

[\[www\]](#)

A Few Brief Thoughts on Ferguson and Structural Surveillance

Stanford Law School Center for Internet and Society (Mar. 8, 2015)

[\[www\]](#)

The Twin Obstacles of Standing and State Secrecy Live on in Surveillance Challenges

Stanford Law School Center for Internet and Society (Feb. 11, 2015)

[\[www\]](#)

When Algorithmic Surveillance Becomes Structural Surveillance

Stanford Law School Center for Internet and Society (Jan. 30, 2015)

[\[www\]](#)

The Criminalization of Cryptography

Stanford Law School Center for Internet and Society (Jan. 16, 2015)

[\[www\]](#)

Charlie Hebdo and the Problem of Structural Surveillance

Stanford Law School Center for Internet and Society (Jan. 8, 2015)

[\[www\]](#)

Cybersecurity and the Risks of Law Enforcement Back Doors

RegBlog (Dec. 22, 2014)

[\[www\]](#)

The Flawed Foundations of Article III Standing in Surveillance Cases (Parts I-IV)

Concurring Opinions (Nov. 2014)

Security “Front Doors” Vs. “Back Doors”: A Distinction Without a Difference

Just Security (Oct. 17, 2014) (with Matthew Blaze)

[\[www\]](#)

Clapper, Adobe, and Article III Standing for Surveillance Harms

Just Security (Oct. 9, 2014)

[\[www\]](#)

Education

- 2011 **Temple University Beasley School of Law, J.D.**
Temple International & Comparative Law Journal, Editor-in-Chief
Barrister's Award for Excellence in Trial Advocacy
- 2001 **Boston University, B.A. *cum laude* in Mathematics**
University Scholar, Honors College
Work for Distinction Thesis: *An Efficient Implementation of the Schoof-Elkies-Atkin Algorithm for Counting Rational Points on Elliptic Curves over Finite Fields*
Graduate work in algebraic geometry and algebraic number theory

Presentations

- Apr. 2026 Invited Guest Lecturer, *The Tech Ideology*, University of Michigan Law School
- Apr. 2026 *The Tech Ideology*, American University Washington College of Law
- Jan. 2026 Invited Panelist, *AI and the Law*, Bleckley Inn of Court, Atlanta, GA
- Jan. 2026 Invited Panelist, *The Law and Political Economy of Technology*, 2026 Association of Law & Political Economy Conference, University of Richmond School of Law
- May 2025 *AI's Ex Ante/Ex Post Problem*, 2025 Privacy Law Scholars Conference, UCLA School of Law
- May 2025 Discussant, *Oligarchy, State, and Cryptopia* by Julie E. Cohen, 2025 Privacy Law Scholars Conference, UCLA School of Law
- Feb. 2025 Invited Speaker, *How Should We Teach Lawyers About AI?*, Cobb County Bar Association
- May 2024 Discussant, *Privacy's Odd Couple: Privacy Law and Privacy Engineering on Inference and Information Recovery* by Jeremy Seeman, Palak Jain, & Daniel Susser, 2024 Privacy Law Scholars Conference, Georgetown University Law Center
- May 2024 *Resisting a Kehoe Doctrine for Privacy*, 2024 Privacy Law Scholars Conference, Georgetown University Law Center
- Mar. 2024 Invited Panelist, *Responsible AI: Developing and Implementing AI in an Ethical Way*, Georgia State University Law Review 2024 Symposium: *AI and the law: Practice, Ethics, and Access*, Georgia State University College of Law
- Mar. 2024 *Revisiting Reasonable Cybersecurity*, Workshop, University of Oklahoma College of Law
- Feb. 2024 Invited Panelist, *The Legal Implications of Deepfakes*, Bleckley-Cooper Inns of Court, Atlanta, Georgia
- Jan. 2024 Moderator, *Cybersecurity: An Interactive Roundtable*, ABA Cyberspace Law Institute and Winter Working Meeting, Georgia State University College of Law
- Nov. 2023 Discussant, *Cyber Vigilantes: The Limits of Technological Self-Help* by João Marinotti & Asaf Lubin, Law, Innovation & Technology Colloquium, Temple University Beasley School of Law
- Sep. 2023 *Revisiting Reasonable Cybersecurity*, 2023 Cybersecurity Law and Policy Scholars Conference, Tufts University Fletcher School of Law and Diplomacy

- Sep. 2023 Discussant, *A History of Cyber Risk Transfer* by Josephine Wolff & Daniel Woods, 2023 Cybersecurity Law and Policy Scholars Conference, Tufts University Fletcher School of Law and Diplomacy
- Aug. 2023 Invited Participant, Small Group Discussion with Director of National Intelligence on Impacts of Surveillance, Office of the Director of National Intelligence, McLean, Virginia
- Nov. 2022 *Privacy's Commodification and the Limits of Antitrust*, 2022 Joel R. Reidenberg Northeast Privacy Scholars Workshop, New York University School of Law
- Sep. 2022 *Beyond Bugs: Expanding Our Intuitions About Cybersecurity Law and Policy*, 2022 Cybersecurity Law and Policy Scholars Conference, University of Minnesota Law School
- Sep. 2022 Discussant, *Shooting the Messenger: Remediation of Disclosed Vulnerabilities as CFAA 'Loss'* by Riana Pfefferkorn, 2022 Cybersecurity Law and Policy Scholars Conference, University of Minnesota Law School
- Jun. 2022 *Privacy's Commodification and the Limits of Antitrust*, 2022 Privacy Law Scholars Conference, Northeastern University School of Law
- May 2022 Moderator, Panel: *Privacy as a Consumer Right, Rethinking Antitrust: Adapting Competition to Contemporary Problems*, Georgia State University Law Review Symposium
- Dec. 2020 Panelist, *Digital Evidence & Privacy Under the Fourth Amendment*, Atlanta Bar Association
- Sep. 2016 Panelist, *Digital Intermediaries & Political Communication*, European Consortium for Political Research (ECPR), General Conference
- Aug. 2016 Panelist, National Forum on Audivisual Evidence Management Workshop, UCLA School of Information Studies
- Jul. 2016 Lecturer, *Legal Issues Surrounding the iPhone Hacking Case*, University of Pennsylvania Law School
- May 2016 Lecturer, *The FBI, the iPhone, and the Law*, University of Pennsylvania Information Technology Conference
- Apr. 2016 Lecturer, *Technology and the Fourth Amendment*, Prof. Matthew Blaze's Technology and Policy Course, University of Pennsylvania
- Apr. 2016 Lecturer, *Surveillance and International Order-Making*, Wharton School of the University of Pennsylvania
- Jan. 2016 Panelist, Workshop on Machine Learning and Regulation, University of Pennsylvania Law School, Penn Program on Regulation
- Nov. 2016 Discussant, *The Internet's Own Boy: The Story of Aaron Swartz*, University of Pennsylvania Libraries Workshop Series
- Aug. 2015 Panelist, *Ubiquitous Encryption*, Security and Sustainability Workshop, University of Pennsylvania School of Engineering
- Jul. 2015 Lecturer, *Cybersecurity for Lawyers*, Temple University Beasley School of Law
- Jun. 2015 Panelist, *The History, Means, and Effects of Structural Surveillance*, Digital Citizenship and Surveillance Society Conference, Cardiff University
- Apr. 2015 Panelist, *Surveillance in Public*, Privacy in the Age of Pervasive Surveillance, Idaho Law Review Symposium
- Apr. 2015 Lecturer, *Whither "Persons, Houses, Papers, and Effects"? The Continued Relevance of the Fourth Amendment in the Post-Snowden Era*, Contemporary Legal Issues Series, Albright College

- Apr. 2015 Moderator, *Generational Differences in Attitudes Toward Privacy*, Center for Technology, Innovation, & Competition Privacy Conference, University of Pennsylvania Law School
- Jan. 2015 Panelist, *ACLU v. Clapper: Issues the Court Did Not Reach*, University of Pennsylvania Journal of Constitutional Law Symposium
- Dec. 2014 Panelist, *Cybersecurity and Law Enforcement Back Doors*, University of Pennsylvania Wharton School of Business Risk Regulation Seminar
- Aug. 2014 Panelist, *Perspectives in Cybersecurity Law*, Pennsylvania Bar Association
- Apr. 2014 Organizer and Moderator, *Worthwhile Tradeoffs: Surveillance in a Constitutional Democracy*, Philadelphia Bar Association/National Constitution Center Symposium Series
- Feb. 2014 Panelist, *Ubiquitous Computing and the State of the Third-Party Doctrine*, American Bar Association Cyberspace Law Institute Winter Working Meeting
- Aug. 2013 Keynote/Moderator, *Cybersecurity for Lawyers*, Philadelphia Bar Association

Service

Public and Professional

- 2025 – Present Peer Reviewer, Cambridge University Press
- 2024 – Present Leadership Committee, Privacy Law Scholars Conference
- 2023 – Present Peer Reviewer, N.Y.U. Press
- 2015 – 2021 Principal Investigator, Security and Privacy of Cyber-Physical Systems, NSF Research Grant
- 2016 – 2017 Member, Legal Committee, Actionable Intelligence for Social Policy
- 2015 – 2018 Co-Chair, Committee on Policing Reforms, The Constitution Project
- 2015 – 2020 Board Member, A Call to the Bar Environmental Legal Advocacy Center
- 2014 – 2016 Member, Executive Committee, Philadelphia Bar Association
- 2013 – 2015 Chair, Cyberspace Law Committee, Philadelphia Bar Association

GSU College of Law

- 2024 – Present Chair, Speakers and Awards Committee
- 2024 – Present Academic Affairs Committee
- 2022 – Present Faculty Advisor, GSU Law Student Data Privacy Professionals
- 2022 – 2024 Curriculum Committee
- 2022 – 2024 Speakers Committee
- 2021 – 2022 Academic Success Committee

Courses taught

- Information Privacy Law
- AI Law and Policy
- Advanced Privacy Law
- Cybersecurity Law and Policy

Technology Law and Ethics
National Security Law
Criminal Law

Bar admissions

2012 U.S. Court of Appeals for the Third Circuit
2012 U.S. District Court for the Eastern District of Pennsylvania
2011 Pennsylvania

Other Experience

Pepper Hamilton LLP

2011 – 2014 Associate, Privacy, Security, and Data Protection Practice Group
2009 Summer Associate

Portico Systems

2009 – 2011 User Interface Manager
2008 – 2009 Senior Software Developer

U.S. Army National Guard

2007 – 2010 Headquarters Company Executive Officer
2005 – 2010 Battalion Staff Intelligence Officer

Lockheed Martin Advanced Technology Laboratories

2003 – 2008 Senior Member, Engineering Staff, Artificial Intelligence Lab

Cigital

2002 – 2003 Senior Software Security Consultant

BBN Technologies

1996 – 2002 Staff Scientist, Artificial Intelligence Lab

U.S. Marine Corps

1991 – 1995 Infantry Rifleman, Squad Leader