

## YAN FANG

University of California, Berkeley, School of Law  
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yfang@berkeley.edu

### EDUCATION

#### **University of California, Berkeley**

Ph.D. Candidate, Jurisprudence and Social Policy, *expected May 2024*  
Emphasis in Sociology of Law, with Distinction in Doctoral Preliminary Exams  
Dissertation: *Search Power: How Technology Companies Shape Law Enforcement Access to Internet Evidence*  
Advised by Calvin Morrill (chair), Lauren Edelman (chair *in memoriam*)

#### **University of California, Berkeley, School of Law**

J.D., 2011, Certificate in Law and Technology  
*California Law Review*, Managing Editor, 2010–2011  
*Berkeley Technology Law Journal*, Annual Review Editor, 2009–2010

#### **Harvard College**

A.B., *magna cum laude*, 2005, History and Literature

### TEACHING INTERESTS

**Primary:** Law and Technology, Privacy Law, Consumer Law, Evidence, Civil Procedure  
**Secondary:** Professional Responsibility, Law and Organizations, Information and Secrecy

### PUBLICATIONS

*Internet Technology Companies as Evidence Intermediaries*, 110 VA. L. REV. (forthcoming 2024) (job talk)  
A draft of this article won the Reidenberg-Kerr Award for Outstanding Scholarship by a Junior Scholar at the 2022 Privacy Law Scholars Conference.

*Creative Confluence: Lauren Edelman's Collaborations*, LAW & SOC'Y REV. (forthcoming) (with Rachel Best, Catherine Fisk, Linda Krieger, Diana Reddy, and Todd Neece)

*Conversations in Law and Society: Oral Histories of the Emergence and Transformation of the Movement*, 16 ANN. REV. L. SOC. SCI. 97 (2020) (with Calvin Morrill, Lauren Edelman, and Rosann Greenspan)  
A translation of this article will be published in the Chinese sociolegal journal, LAW AND SOCIAL SCIENCE (和社会科学).

*FTC Privacy and Data Security Enforcement and Guidance Under Section 5*, 25:2 COMPETITION 89 (2016)  
(with Alexander Reicher)

*The Death of the Privacy Policy? Effective Disclosures after In re Sears*, Note, 25 BERKELEY TECH. L.J. 671 (2010)

## **CLERKSHIPS**

### **U.S. Court of Appeals for the Sixth Circuit**

Law Clerk to the Honorable Deborah L. Cook, Akron, OH, 2012–2013

### **U.S. District Court for the Southern District of Texas**

Law Clerk to the Honorable Nancy F. Atlas, Houston, TX, 2011–2012

## **PROFESSIONAL EXPERIENCE**

### **Federal Trade Commission**

Attorney, Western Region, San Francisco, CA, 2013–2016

Summer Law Clerk, Bureau of Consumer Protection, Washington, DC, 2010

### **Paul Hastings LLP**

Summer Associate, Palo Alto, CA, 2010

### **United States Attorney's Office**

Summer Law Clerk, Civil Division, San Francisco, CA, 2009

### **Google Inc.**

Corporate Paralegal, Mountain View, CA, 2007–2008

Legal Assistant, Mountain View, CA 2006–2007

## **TEACHING AND MENTORING**

### **University of California, Berkeley**

Undergraduate Research Apprenticeship Program

Organizational Surveillance and Transparency, Fall 2021–present

Graduate Student Instructor

Theories of Justice, Fall 2018

Law and Rights in Authoritarian States, Spring 2018

Sociology of Law, Fall 2017

### **University of California, Berkeley, School of Law**

Writing Advisor

Law and Technology Writing Workshop, Fall 2010, Spring 2011

## **HONORS AND AWARDS**

Reidenberg-Kerr Award for Outstanding Scholarship by a Junior Scholar, Privacy Law Scholars Conference, 2022

Janet D. Steiger Award, Federal Trade Commission, 2015

Prosser Prize in Contract Theory, UC Berkeley School of Law, 2010

Prosser Prize in Law and Technology Writing, UC Berkeley School of Law, 2009

Advocacy Award for Written and Oral Advocacy, UC Berkeley School of Law, 2009

Barrett Wendell Essay Prize, Harvard Committee on History and Literature, 2002  
Detur Book Prize, Harvard College, 2001

### **SELECTED GRANTS AND FELLOWSHIPS**

Law and Science Dissertation Grant, National Science Foundation, SBE #2016661, 2022  
Empirical Legal Studies Graduate Fellowship, Berkeley Center for the Study of Law and Society, 2020–2021  
Berkeley Center for Long-Term Cybersecurity Research Grant, 2019, 2020  
Berkeley Center for Technology, Society & Policy Fellow, 2019  
UC Berkeley Graduate Division Summer Grant, 2018  
UC Consortium on Social Science and Law Graduate Summer Fellowship, 2017  
Berkeley Law Selznick Fellowship, 2016–2017  
Berkeley Center for Law & Technology Student Fellow, 2010–2011  
Berkeley Law Summer Public Interest Fellowship, 2009  
Berkeley Law Dean’s Fellowship, 2008–2011

### **SELECTED ACADEMIC PRESENTATIONS**

#### **Presenter, Panelist**

“Internet Technology Companies as Evidence Intermediaries”  
Topics in Privacy and Security Law (Prof. Paul Schwartz), UC Berkeley School of Law, Sept. 2023

“The Managerialization of Search Law and Procedure for Internet Evidence”  
Culp Emerging Scholars Workshop, Duke Law School, May 2023  
Jurisprudence and Social Policy Forum, UC Berkeley School of Law, May 2023  
Law and Political Economy Emerging Scholars Workshop, Harvard Law School, Apr. 2023  
Law and Technology Workshop (virtual), Jan. 2023  
Junior Technology Law Scholars Workshop (virtual), Nov. 2022  
Privacy Law Scholars Conference, Northeastern University School of Law, June 2022

“Onboarding Law Enforcement”  
Legal Studies Honors Seminar (Prof. Lauren Edelman), UC Berkeley, Oct. 2022  
New Directions in Law and Society, University of Massachusetts Amherst, Oct. 2022

“Search Power: How Technology Companies Shape Police Access to Digital Evidence”  
New Directions in Law and Society, University of Massachusetts Amherst (virtual), Oct. 2021  
Law and Society Association Annual Meetings (virtual), May 2021  
Berkeley Empirical Legal Studies Workshop, Mar. 2021

“Data Access as Evidence Access”  
Berkeley Center for Long-Term Cybersecurity, July 2021

“Asymmetric Transparency in Surveillance Reporting”  
Institute for Qualitative and Multi-Method Research, Syracuse University, June 2018

Law & Society Graduate Conference, École des Hautes Études en Sciences Sociale, Paris, Dec. 2017

### **Commentator, Moderator**

“The War of the Legal Imagination: Reframing Access to Justice for the Twenty-First Century” by Todd Neece

Gateway Conference, University of California, Berkeley, Apr. 2023

Plenary Lightning Round

Consumer Law Scholars Conference, University of California, Berkeley, Mar. 2023

“The Limitations of Privacy Rights” by Daniel J. Solove

Privacy Law Scholars Conference, Northeastern University School of Law, June 2022

“Organizations and Regulation”

Legal Studies Undergraduate Research Conference, University of California, Berkeley, Apr. 2021

### **Guest Lecturer**

“The Rights Debate”

Sociology of Law (Prof. Lauren Edelman), University of California, Berkeley, Nov. 2017

### **SELECTED SERVICE AND ACTIVITIES**

Berkeley Law Womxn of Color Collective, Undergraduate Mentor, 2022–present

Law and Society Association, Technology, Law and Society CRN, 2021–present

American Sociological Association, Sociology of Law Section, 2021–present

Berkeley Law and Society Graduate Association, 2020–present

### **BAR MEMBERSHIP**

California (inactive)

## **REFERENCES**

### **Calvin Morrill**

Stefan A. Riesenfeld Professor of Law  
Professor of Sociology  
UC Berkeley School of Law  
cmorrill@berkeley.edu

### **Rachel Stern**

Professor of Law and Political Science  
UC Berkeley School of Law  
rstern@law.berkeley.edu

### **Rebecca Wexler**

Assistant Professor of Law  
UC Berkeley School of Law  
rebecca.wexler@berkeley.edu

### **Catherine Fisk**

Barbara Nachtrieb Armstrong Professor of Law  
UC Berkeley School of Law  
cfisk@law.berkeley.edu

### **Paul Schwartz**

Jefferson E. Peyser Professor of Law  
UC Berkeley School of Law  
pschwartz@law.berkeley.edu

### **The Honorable Deborah L. Cook**

United States Court of Appeals  
Sixth Circuit  
Deborah\_Cook@ca6.uscourts.gov

### **The Honorable Nancy F. Atlas (Retired)**

United States District Court  
Southern District of Texas  
nfa@atlasadr.com