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25 Years of Section 230: Retain, Reform, or Repeal?

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25 Years of Section 230: Retain, Reform, or Repeal?

MARCH 31, 2022 | 3:00 PM ET- 6:45 PM ET | Zoom Webinar Format

The Symposium consists of two panels, moderated by Cardozo Law Professor Felix Wu, featuring academic and practical perspectives on modern Section 230 trends. The Symposium will commence with a keynote address tracking the history of the controversial law and the limits of "internet immunity."

Welcoming Remarks, 3:00 PM ET- 3:15 PM ET

CHRISTOPHER J. BUCCAFUSCO, Professor of Law & Director, Intellectual Property & Information Law Program, Cardozo Law

Keynote Address, 3:15 PM ET - 3:45 PM ET

JEFF KOSSEFF, Associate Professor of Law, United States Naval Academy

Panel 1, 4:00 PM ET - 5:15 PM ET

MARY GRAW LEARY, Professor of Law & Senior Associate Dean, The Catholic University of America

KENDRA ALBERT, Clinical Instructor, Cyberlaw Clinic, Harvard Law School

CARRIE GOLDBERG, Founder, C.A. Goldberg, PLLC

Panel 2, 5:30 PM ET - 6:45 PM ET

MICHAEL A. CHEAH, General Counsel, Vimeo & Adjunct Professor of Law, University of Miami Law School

ZAHRA TAKHSHID, Professor of Law, University of Denver Sturm College of Law

ENRIQUE ARMIJO, Professor of Law, Elon University School of Law

PAUL M. BARRETT, Senior Research Scholar and Deputy Director, NYU Stern Center for Business and Human Rights & Adjunct Professor of Law, NYU School of Law

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25 Years of Section 230: Retain, Reform, or Repeal?

JEFF KOSSEFF



Jeff Kosseff is an associate professor of cybersecurity law in the United States Naval Academy's Cyber Science Department. His book, *The Twenty-Six Words That Created the Internet*, a history of Section 230 of the Communications Decency Act, was published in 2019 by Cornell University Press. This month, Cornell published his latest book, *The United States of Anonymous: How the First Amendment Shaped Online Speech*. He also is the author of *Cybersecurity Law*, a textbook and treatise published by Wiley in 2017, with a second edition released in 2019, and a third scheduled for this fall.

Jeff practiced cybersecurity, privacy, and First Amendment law at Covington & Burling, and clerked for Judge Milan D. Smith, Jr. of the United States Court of Appeals for the Ninth Circuit and Judge Leonie M. Brinkema of the United States District Court for the Eastern District of Virginia. Before becoming a lawyer, he was a technology and political journalist for *The Oregonian* and was a finalist for the Pulitzer Prize for national reporting and recipient of the George Polk Award for national reporting. He received a J.D. from Georgetown University Law Center, and a B.A. and M.P.P. from the University of Michigan.

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KENDRA ALBERT



Kendra Albert (they/them) is a public interest technology lawyer with a special interest in protecting marginalized speakers and users. They serve as a clinical instructor at the Cyberlaw Clinic at Harvard Law School, where they teach students to practice law by working with pro bono clients.

Kendra is also the founder and director of the Initiative for a Representative First Amendment. They serve on the board of the ACLU of Massachusetts and the Tor Project. Their work on section 230 focuses on the legal impacts of FOSTA, a 2018 law that amended section 230 and created federal criminal liability for websites that “facilitate or promote” prostitution.

Kendra also provides support as a legal advisor for Hacking // Hustling, a collective of sex workers, survivors, and accomplices working at the intersection of tech and social justice to interrupt violence facilitated by technology.

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MARY GRAW LEARY



Dean Graw Leary is a professor of law at The Catholic University of America. A former federal prosecutor, Professor Graw Leary's scholarship examines the intersection of criminal law, criminal procedure, technology, and contemporary victimization. She focuses on the exploitation and abuse of women, children, and the marginalized.

She is a recognized expert in the areas of criminal law and procedure, victimization, exploitation, human trafficking, missing persons, technology, and the Fourth Amendment. Dean Graw Leary is the lead author of the book, *Perspectives on Missing Persons Cases*, as well as several articles on Section 230 of the CDA and the use of technology to exploit and abuse vulnerable persons.

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CARRIE GOLDBERG



Carrie Goldberg is the founder of Victims' Rights law firm, C. A. Goldberg, PLLC, which does groundbreaking work nationally fighting for targets of sexual violence online and off. Landmark cases challenging Section 230 immunity include *Herrick v. Grindr* which introduced the novel legal approach of applying product liability law to dangerous tech products. Carrie has recently taken on more Big Tech companies with *A.M. v. Omegle* and *Ruth Scott v. Amazon*, lawsuits that seek to hold tech companies accountable for dangerous and deceptive business practices that enabled sex trafficking and death.

In December 2021, Carrie testified before the U.S. House of Representatives Committee on Energy and Commerce at a hearing entitled "Holding Big Tech Accountable: Targeted Reforms to Tech's Legal Immunity". She used the opportunity to share her experiences representing victims of catastrophic injuries caused by online platforms and the heartbreak of trying to get justice for clients locked out of our courts because of Section 230 of the Communications Decency Act.

Among the firm's better-known clients are former Congresswoman Katie Hill and five Weinstein accusers, including Lucia Evans whose accusations helped launch the #MeToo movement and resulted in Weinstein's arrest. Some of the firm's proudest successes, though, are the ones that stay out of the headlines – recoveries for adult survivors of child sexual abuse and restraining orders for A-list celebrities against their stalkers. In *K.M. v. City of New York*, C.A. Goldberg, PLLC achieved the highest known recovery in a Title IX case in NYC.

Carrie's well-known work for victims of nonconsensual porn is featured in the documentary *Netizens* and her work is profiled in *The New Yorker*, *Elle*, *Cosmo*, *Wired*, *Glamour* and more. Carrie is the author of "Nobody's Victim: Fighting Psychos, Stalkers, Pervs & Trolls" a 2019 NYT Editor's Choice and Paramount TV is developing a fictionalized series about Carrie and the firm. She attended Vassar College and Brooklyn Law School.

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ENRIQUE ARMIJO



Enrique Armijo (he/him), Professor of Law at the Elon University School of Law, is a Faculty Affiliate of the Yale Law School Information Society Project and the UNC-Chapel Hill Center for Information, Technology, and Public Life.

Professor Armijo's current scholarship addresses the interaction between new technologies and free speech, and his scholarly work on that topic has recently appeared in the *Florida Law Review*, the *Boston Law Review*, the peer-reviewed *Communication Law and Policy*, and other journals. His work on the regulation of speech-related technologies has been cited by the Federal Communications and Federal Election Commissions, and his commentaries on these topics have appeared in print in the *Conversation*, *Bloomberg Law*, and *NPR*, as well as other outlets.

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MICHAEL A. CHEAH



Michael A. Cheah is General Counsel and Secretary of Vimeo, Inc. He also serves as a member of the adjunct faculty at the University of Miami School of Law, where he lectures on laws relating to the Internet.

Before joining Vimeo on a full-time basis in March 2014, Mr. Cheah held roles at Vimeo's former parent company IAC/InterActiveCorp, where he advised numerous businesses and managed litigation. He has litigated and argued numerous cases involving Section 230 on behalf of Vimeo, Match.com and other Internet properties.

Prior to joining IAC, he was associate at Sullivan & Cromwell LLP. Mr. Cheah holds a B.Comm. from Dalhousie University and a J.D. from the University of Toronto Faculty of Law.

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ZAHRA TAKHSHID



Zahra Takhshid is an Assistant Professor of Law at the University of Denver Sturm College of Law. Before joining DU, she was the Lewis Fellow for Law Teaching and Lecturer on Law at Harvard Law School where she taught “Common Law and Privacy Torts.”

Zahra is also a Faculty Associate at the Berkman Klein Center for Internet and Society at Harvard University and is a Quantum Fellow at the Center for Quantum Networks. She teaches and writes about torts, privacy, technology and the law. Zahra has published work about social media in the Global South, recognizing torts for new harms associated with activities on social media, and more recently has a forthcoming article in the Texas Law Review that focus on children’s digital privacy.

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PAUL M. BARRETT



Paul M. Barrett is a senior research scholar and deputy director for the NYU Stern Center for Business and Human Right. He is also an adjunct professor at the NYU School of Law.

Paul is a former full-time journalist for more than 30 years, with The Wall Street Journal and Bloomberg Businessweek magazine. He is also an author of four nonfiction books, including *GLOCK: The Rise of America's Gun*.

Since 2017, Paul has written a series of white papers on the social media industry's effects on democracy. The most recent one is entitled, *Enhancing the FTC's Consumer Protection Authority to Regulate Social Media Companies*.