

Kendra Albert

✉ kendra.serra@gmail.com

🌐 www.kendraalbert.com

🐦 @kendraserra

Experience

- Fall 2017 – Present **Clinical Instructional Fellow**, *Harvard Law School Cyberlaw Clinic*, Cambridge, MA.
Supervises clinical students on client matters related to computer security, product counseling, and intellectual property law. Filed brief on behalf of two members of Congress in *ASTM v. Public.Resource.org*. Successfully petitioned Library of Congress on behalf of Software Preservation Network, gaining a broad exemption to DMCA §1201 for libraries, archives, and museums to preserve software. Worked with security researchers from DEF CON's Voting Village to publish voting machine vulnerability findings under threat of litigation.
- Fall 2016 – **Associate**, *Zeitgeist Law*, San Francisco, CA.
Fall 2017 Associate at boutique law firm specializing in technology issues. Counseled clients on matters including Computer Fraud and Abuse Act risk, EU-US data protection law, product development, and litigation. Co-wrote amicus brief on behalf of 5 members of Congress in case involving constitutionality of national security letter statute. Drafted open government requests and managed FOIA docket.
- Winter 2016 **Intern**, *Public Citizen*, Washington, D.C.
Worked with Paul Levy on online anonymity and First Amendment issues. Co-wrote attorneys' fees motion in *Louis Vuitton v. My Other Bag*.
- Fall 2015 – **Law Clerk**, *Zeitgeist Law/Law Offices of Marcia Hofmann*, San Francisco, CA.
Fall 2016 Prepared memos and consulted with clients on computer security, privacy, patent and diversity issues.
- Summer 2015 **Summer Associate**, *Cloudflare*, San Francisco, CA.
Reported directly to general counsel in a high-growth Silicon Valley company. Led in-house writing including motions, briefs, and declarations in *Arista Records v. Vita Tkach*. Created company-wide process guidance for ensuring open source license compliance. Drafted end user agreement for Cloudflare's registrar product.
- Summer 2014 **Legal Intern**, *Electronic Frontier Foundation*, San Francisco, CA.
Spearheaded successful petition urging the U.S. Copyright Office to modify existing law so that cultural institutions can now legally archive video games.
- 2012 – 2013 **Fellow/Head Teaching Fellow, CopyrightX**, *Berkman Center for Internet and Society*, Cambridge, MA.
Organized logistics, ran teaching fellow meetings, and helped staff manage Professor William Fisher's inaugural 500-person Introduction to Copyright online course. Taught copyright to HarvardX students.
- 2011 – 2013 **Research Associate/Assistant**, *Professor Jonathan Zittrain, Harvard Law School*, Cambridge, MA.
Managed Berkman Center and Harvard Law School Library projects including H2O, an online textbook development and distribution platform, and "Perma.cc," an online archiving system to prevent broken website links in journals and court opinions. Prepared briefing documents for the Federal Communication Commission's Open Internet Advisory Committee work on network neutrality.

Summer 2011 **Intern**, *Berkman Klein Center for Internet and Society*, Cambridge, MA.
Helped create Torts syllabus and casebook on H2O platform. Responsible for censorship research, legal reading and analysis, as well as running social media accounts.

Education

- 2013 – 2016 **J.D.**, *Harvard Law School*, Cambridge, MA, USA.
Graduated *cum laude*.
- 2007 – 2011 **B.H.A. in History and Lighting Design**, *Carnegie Mellon University*, Pittsburgh, PA, USA.
Advisor: Richard Scheines. Thesis: "*All Bets Were Off*": *Changes in Scientific Causation in Tort Law Through the Lens of Agent Orange*.
Graduated with College of Fine Arts Honors, University Honors, and Humanities & Social Sciences Honors.

Talks and Panels

- 2019 Guest Lecture: *Legal Tech Philosophy*, Law 2.0: Technology's Impact on the Practice of Law, Harvard Law School, Cambridge, MA.
- 2019 Guest Lecture: *Legal and policy requirements in ERM*, Electronic Records Management, University of North Carolina, Cambridge, MA.
- 2019 Panel: *Understanding Privacy Harm*, Attorneys General Tech Forum: Cybersecurity and Privacy, Chapel Hill, NC.
- 2019 Moderator: *Contemporary Tech Challenges with Amy Keating*, GC of Mozilla, Harvard Law School, Cambridge, MA.
- 2019 Panel: *Constitutionalizing Speech Platforms*, Berkman Klein Luncheon Series, Cambridge, MA.
- 2019 Panel: *Legal Perspectives on Gender Equity*, Harvard Hears You: Summit for Gender Equity, Cambridge, MA.
- 2018 Panel: *Decentralized Social Networking*, Decentralized Web Summit 2018, San Francisco, CA.
- 2018 Panel: *What Does It Take to Build A Network?*, MFIA Access and Accountability Conference, New Haven, CT.
- 2018 Panel: *Netizens Panel Discussion*, Boston Women's Film Festival, Boston, MA.
- 2018 Panel: *Social Change in the Digital Age*, Celebration 65, Cambridge, MA.
- 2018 Keynote: *The Silences of (Big) Data*, LITA President's Program, ALA Annual 2018, New Orleans, LA.
- 2018 Panel: *The Canary at the Backdoor*, RightsCon 2018, Toronto, Canada.
- 2018 Panel: *AI in Practice: Autonomous Vehicles, Algorithms, Artificial Intelligence, and Machine Learning: New and Emerging Legal Challenges and Opportunities*, Cambridge, MA.
- 2018 Lightning Talk: *Online Harassment*, Speech, Technology and Online Discourse: The Role of Internet Intermediaries in Mediating Harmful Speech, Cambridge, MA.
- 2018 Testimony: Copyright Office Hearing on DMCA 1201, Washington, DC.

- 2018 Panel: *The “Monkey Selfie” Case: Can Non-Humans Hold Copyrights?*, Berkman Klein Center for Internet and Society Luncheon Series, Cambridge, MA.
- 2018 *Gig Work and the Digital Security Divide*, ENIGMA 2018, Santa Clara, CA.
- 2017 Panel: *Tech, Law, and Law Teaching: Developing Impactful Interventions in the Law School Curriculum Around Coding and the Use of Technology*, Harvard Law School in the World: Bicentennial Celebration, Cambridge, MA.
- 2017 *Direct Donation Models (Or How To Give Away Other People's Money)*, Affect Conf, Portland, OR.
- 2016 Keynote: *How to Network*, Under Construction at Carnegie Mellon University, Pittsburgh, PA.
- 2016 *Beyond Legal Talismans*, Berkman Klein Center for Internet and Society Luncheon Series, Cambridge, MA.
- 2016 Panel: *Legal Talismans*, Theorizing the Web 2016, New York City, NY.
- 2016 *The Angry Birds in the Coal Mine*
 - MIT GameLab, Cambridge, MA.
 - RIT MAGIC Speaker Series, Rochester, NY.
- 2015 Breakout Session: *Thinking Through Data Access and Privacy*, 2015 Quantified Self Global Conference, San Francisco, CA.
- 2015 Breakout Session: *With Privacy and Security for All: Foregrounding Concerns of Marginalized Communities Online*, Point to Point Camp, Cambridge, MA.
- 2015 Panel: *Video Games, Modding, and the Law*, Harvard Journal on Law and Technology, Cambridge, MA.
- 2015 *DMCA §1201 and Video Game Preservation Institutions: A Case Study in Combining Preservation and Advocacy*, MIT Program on Information, Cambridge, MA.
- 2014 Testimony: Copyright Office Hearing on DMCA 1201, Los Angeles, CA.
- 2014 Show & Tell Talk: *The Great Book Project of 2013*, QS Boston, Cambridge, MA.

--- Honors, Awards, and Funding

- 2017 Best Legal Hack for Computer Security Tools and Concepts for Lawyers, DC Legal Hackers
- 2015 Harvard Law School Academic Fellowship
- 2015 Harvard Law School Foundations of Private Law Fellowship
- 2011 Phi Beta Kappa
- 2011 Andrew Carnegie Scholar
- 2011 Mary Michael Gifford Award
- 2010 Carnegie Mellon University Small Undergraduate Research Grant

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- 2018 Kendra Albert, *The Double Binds of Transgender Privacy*, in progress.

- 2018 Ram Shankar Siva Kumar, David R. O'Brien, Kendra Albert, & Salome Vilojen, *Law and Adversarial Machine Learning*, NeurIPS 2018 Workshop on Security in Machine Learning (selected for contributed talk).
- 2017 Kendra Albert, *Difficult Speech in Feminist Communities*, Perspectives on Harmful Speech Online, Berkman Klein Center for Internet and Society.
- 2017 Kendra Albert, *Computer Security Tools and Concepts for Lawyers*, The Green Bag (vol. 20, no. 2).
- 2014 Jonathan Zittrain, Kendra Albert & Lawrence Lessig, *Perma: Scoping and Addressing the Problem of Link and Reference Rot in Legal Citations*, 127 Harv. L. Rev. Forum 176.
- 2012 Lisa Brem & Kendra Albert, *From Sony to SOPA: The Technology-Content Divide*, Harvard Law: The Case Studies.
- 2011 Kendra Albert, *Life After Daubert: Implementation, Implications and Solutions*, Washington Undergraduate Law Review.

Selected Opinion Writing

- 2017 Kendra Albert & Maggie Delano, *The World is a Prison: The Problem with Electronic Monitoring*, Logic Magazine (vol. 3, 2017).
- 2016 Kendra Albert, *App-Ed: Protect Yourself With Some Encryption*, MEL Magazine (Jul. 13, 2016).
- 2016 Kendra Albert, *Harvard Law Review Should Welcome Free Citation Manual, Not Threaten Lawsuits*, The Harvard Law Record (Feb. 12, 2016).
- 2016 Kendra Albert, *An Optimistic Review of Crypto, Someday Steven Levy Will Be Able to Write About Women*, Blog, (Jan. 30, 2016).
- 2015 Kendra Albert, *The New DMCA §1201 Exemption for Video Games: A Closer Look*, Electronic Frontier Foundation Deeplinks Blog (Nov. 13, 2015).
- 2015 Kendra Albert, *But What Did the Daughter Think?*, Medium (Aug. 31, 2015).
- 2015 Sarah Jeong & Kendra Albert, *An Unassuming Web Proposal Would Make Harassment Easier*, WIRED (July 2, 2015).
- 2015 Kendra Albert, *An Exemption to the DMCA Would Let Game Fans Keep Abandoned Games Running*, Electronic Frontier Foundation Deeplinks Blog (Feb. 19, 2015).
- 2014 Kendra Albert, *Open Source Madness*, Electronic Frontier Foundation DeepLinks Blog (Jul. 17, 2014).
- 2014 Kendra Albert, *Not Only Filters: Some Suggestions for Dealing with Malware Protection in Libraries*, Blog (April 04, 2014).

Service Work/Projects

- Spring 2017 – **Fellow**, *Internet Law and Policy Foundry*, Washington, D.C..
- Present Participates in and contributes to events at an organization for early career technology policy professionals.

- Summer 2018 **Code of Conduct Committee Member**, *Double Union*, San Francisco, CA.
 – Fall 2018 Served as an inaugural member of the Code of Conduct committee for feminist hackerspace. Helped build out CoCC procedures and processes.
- Fall 2017 – **Crisis Line Operator**, *Trans Lifeline*.
 Fall 2018 Peer operator for transgender crisis line.
- Spring 2017 – **Fellow**, *Transatlantic Digital Debates*, San Francisco, CA.
 Fall 2017 Participated as part of a class of 9 Americans in transatlantic digital exchange program with Germany.
- Spring 2017 – **Board Member**, *Double Union*, San Francisco, CA.
 Fall 2017 Served on the board of directors for premier feminist hackerspace.
- Winter 2017 **Advisor**, *Immigrant Doctors Project*, Cambridge, MA.
 Worked collaboratively to oppose President Trump's immigration ban.
- Fall 2016 – **Project Leader**, *Trans Documentation Project*, San Francisco, CA.
- Spring 2017 Envisioned and launched a project that provided over \$95,000 to transgender people in need.
- Fall 2015 – **Organizer**, *Tech Book Club*, Cambridge, MA.
 Fall 2016 Oversaw a technology-focused book club, open to the public.
- Fall 2015 – **Co-Host**, *Angry Tech Salon*, Cambridge, MA.
 Fall 2016 Co-organized a interdisciplinary discussion group on technology criticism and skepticism.
- Spring 2014 – **Research Assistant**, *Consumer Financial Distress Project*, Cambridge, MA.
 Spring 2016 Produced materials to help people without lawyers file for Chapter 7 bankruptcy.
- Fall 2013 – **Article Editor**, *Harvard Journal of Law and Gender*, Cambridge, MA.
 Fall 2015 Edited and published gender-related legal scholarship.
- Fall 2013 – **Assistant Technical Editor**, *Harvard Journal of Law and Gender*, Cambridge, MA.
 Spring 2014 Edited and published technology-related legal scholarship.
- Fall 2012 – **Co-Organizer**, *Hacker Culture Reading Group*, Cambridge, MA.
 Spring 2013 Co-facilitated a group dedicated to exploring the cultural construction of hackers.

Workshops

- 2018 Ally Skills Workshop, UMass Amherst Department of English Faculty, Amherst, MA.
- 2018 Ally Skills Workshop, Pace Harmon, Washington, DC.
- 2018 Codes of Conduct Basics and Tools, RightsCon 2018, Toronto, Canada.
- 2018 Ally Skills Workshop, Open Technology Institute, Washington, DC.
- 2018 Ally Skills Workshop, UMass Amherst MFA Program, Amherst, MA.
- 2018 Bystander Intervention Workshop, Commonwheels Bikes, Boston, MA.
- 2018 Ally Skills Workshop, Veracode, Burlington, MA.
- 2017 Protecting Client Confidentiality in Digital Communications, UC Hastings Law School, San Francisco, CA.
- 2017 Ally Skills in Contentious Times, Massachusetts Institute of Technology, Cambridge, MA.
- 2017 Ally Skills Workshop, Howard Stein Hudson Engineers + Planners, Boston, MA.

- 2016 Post-Election Ally Skills Workshop, Double Union Feminist Hackerspace, San Francisco, CA.
- 2016 Ally Skills Workshop, Commonwheels Bikes, Boston, MA.
- 2016 Ally Skills Workshop, AI Kitchen, Cambridge, MA.
- 2016 Ally Skills Workshop, Berkman Klein Center for Internet and Society, Cambridge, MA.
- 2016 Ally Skills Workshop, Boston HASSLE, Boston, MA.

Teaching

- (Upcoming) Lecturer on Law, Advanced Constitutional Law: New Issues in Speech and the Press, Spring 2020 Harvard Law School
- (Upcoming) Lecturer on Law, Critical Perspectives on Transgender Law, Harvard Law School Fall 2019
- Spring 2019 Lecturer on Law, Advanced Constitutional Law: New Issues in Speech, Press, and Religion, Harvard Law School
- Spring 2019 Clinical Instructional Fellow, Cyberlaw Clinic Seminar, Harvard Law School
- Fall 2018 Clinical Instructional Fellow, Cyberlaw Clinic Seminar, Harvard Law School
- Spring 2018 Clinical Instructional Fellow, Cyberlaw Clinic Seminar, Harvard Law School
- Fall 2017 Clinical Instructional Fellow, Cyberlaw Clinic Seminar, Harvard Law School
- Fall 2012 Teaching Assistant, Torts, Harvard Law School
- Fall 2012 Teaching Assistant, Digital Power, Digital Interpretation, Digital Making, Harvard Law School
- Spring 2012 Teaching Assistant, Advanced Problems in Cyberlaw, Harvard Law School
- Spring 2012 Co-Developer and Teaching Assistant, CS42: Controlling Cyberspace, Harvard Law School
- Fall 2011 – Teaching Assistant, Ideas for a Better Internet, Harvard Law School/Stanford Law School
- Winter 2012 School
- Fall 2011 Teaching Assistant, Torts, Harvard Law School

Selected Press/Media Quotes

- 2018 *Is Code Free Speech?*, Allison Eck, PBS NOVA Next (July 28, 2018).
- 2018 *The Curious Case of the Fortnite Cheater*, Sarah Jeong, The Verge (May 9, 2018).
- 2018 *A Ruling Over Embedded Tweets Could Change Online Publishing*, Louise Matsakis, WIRED (Feb. 16, 2018).
- 2018 *How the Gig Economy Exposes Workers to Cybersecurity Risks*, Kate Conger, Gizmodo (Jan. 17, 2018).
- 2017 *Why was it so easy to weaponize copyright against PewDiePie?*, Adi Robertson, The Verge (Sep. 12, 2017).
- 2017 *Should We Give Away Other People's Money?*, Should We Podcast (May 17, 2017).

- 2016 *Growing Social Media Movement Helps Trans People Fund ID Changes*, David Douglas, NBC News (Nov. 18, 2016).
- 2016 *HLS Graduate Explores Discriminatory History of Popularly Cited Legal Terms*, Caroline S. Engelmayer and Lucy Wang, The Harvard Crimson (Oct. 12, 2016).
- 2016 *The Hacking Law That Can't Hack It*, Josephine Wolff, Slate (Sept. 27, 2016).
- 2015 *The Bizarre Process We Use To Approve Exemptions to the Digital Millennium Copyright Act*, Glenn Fleishmann, Fast Company (June 2, 2015).
- 2015 *58: Dead and Dinosaurs*, Built to Play Podcast (April 28, 2015).
- 2013 *Link Rot at the Supreme Court*, CBC's The Spark, (Oct. 16, 2013).
- 2013 *In Supreme Court Opinions, Web Links to Nowhere*, Adam Liptak, The New York Times (Sept. 23, 2013).