

Class One: Introduction

During the first class, we'll review the syllabus and discuss general legal and regulatory concepts (deceptive and unfair practices). We're going to use actual court filings (complaints and decisions) where we can throughout this course. They may take a while for you to get used to the form and length of legal writing – but I promise you'll learn quickly (and that you don't need to read every word).

1. Case Study: *Williams vs. Detroit* (files attached).

This case provides a real-life and current introduction to the course by highlighting current issues associated with the use of facial recognition algorithms.

- Skim the civil complaint. Focus on just the facts and not the causes of action.
- Read *The Computer Got it Wrong*, Jeremy Shur and Deborah Won, ACLU (April 13, 2021).

Be prepared to discuss in class:

- The facts and key issues. Think about fairness, accuracy, autonomy, transparency, safety, security, privacy, use and intellectual property.
- This case has not been adjudicated. What additional information would you like to know or find out in order to decide the case?

2. Case Study: *FTC v. RealPage* (files attached).

Be prepared to discuss *FTC v. RealPage*, along with the settlement agreed between the Federal Trade Commission and RealPage. Focus on the concepts of deceptive and unfair trade practices.

- Read the complaint and settlement agreement.
- Optional reading: FTC report “Big Data: A Tool for Inclusion or Exclusion?” (January 2016), pp 12-24.

Be prepared to discuss in class the RealPage case:

- What are the primary issues?
- What rules or guidance did the FTC state govern this case?
- How did it apply the rules/guidance to the facts (e.g., what was the FTC analysis)?
- What were the FTC's conclusions?
- What were the consequences for RealPage?

3. Case Study: Perfect Grocery Practice Midterm (file attached).

Read the case study. We are going to use this case study throughout the class, focusing on particular issues (e.g., ethics, security, privacy, risk management). Perfect Grocery is an example midterm examination case study used previously in this class and it will help you learn to spot issues and complete successfully this year's midterm.