



CLE PROGRAMS



Federal Bar Council

The Fourth Amendment in the Information Age

Date: Thursday, April 11, 2019

Time: 5:45 -7:45 p.m.

Location: Daniel Patrick Moynihan U.S. Court House, Rm 850
500 Pearl Street, New York, NY

Program Description:

The information age has led to major shifts in long-settled Fourth Amendment law. Last year, in *Carpenter v. United States*, 138 S. Ct. 2206 (2018), the Supreme Court limited the well-established “third-party doctrine” and held that individuals retain legitimate expectations of privacy in certain cell phone location data. Many other areas of Fourth Amendment doctrine may also be revisited in the coming years.

This CLE panel is an extraordinary opportunity to hear leading practitioners explore and debate key topics in the digital Fourth Amendment: When does the government require a search warrant to seize personal data held by a third party, such as a cell phone company, website, internet provider, or bank? What must the government include in a search warrant for digital evidence to satisfy the Fourth Amendment’s particularity clause? May the government retain and continue searching data for years after the execution of a warrant? Can the government search the digital devices of any traveler passing through an airport or close to the national border? Do different Fourth Amendment rules apply where national security is at stake?

This CLE is essential for criminal practitioners and anyone with an interest in how the courts are adapting constitutional law to modern technology and changing expectations of privacy.

Judicial Moderator:

The Honorable Alison J. Nathan
United States District Judge, S.D.N.Y.

Panelists:

Laura Birger, Esq.
Chief of the Criminal Division,
United States Attorney’s Office, S.D.N.Y.

Roger L. Stavis, Esq.,
Mintz & Gold LLP

Professor I. Bennett Capers
Brooklyn Law School

Nathan F. Wessler, Esq.
American Civil Liberties Union

Program Coordinators:

Julian S. Brod, Esq.
Hoguet Newman Regal & Kenney, LLP

William C. Komaroff, Esq.
Proskauer Rose LLP

Cynthia Kouril, Esq.
Kouril Law Office, P.C.

Federal Bar Council Program Committee Chair:

David M. Siegal, Esq.
Mintz, Levin, Cohn, Ferris, Glovsky and Popeo P.C.

CLE Credit Information: This program will provide 2.0 Transitional/Non-transitional CLE credits in Areas of Professional Practice. CLE credit is provided free of charge to all Federal Bar Council members in good standing. There is a \$150.00 charge for CLE Credit for non-members.

Register now at federalbarcouncil.com

**For further information please contact the Federal Bar Council at (646) 736-6163
or CLE@federalbarcouncil.com**