TORT LIABILITY FOR CYBERSECURITY FAILURES

Center for Legal & Court Technology
William & Mary Law School

SYMPOSIUM BIOGRAPHIES

Richard Herrmann, Esq.
Associate Director for Research, Center for Legal & Court Technology, William & Mary Law School

Richard K. Herrmann has practiced various forms of complex litigation for more than 40 years. For 12 years, he chaired the Delaware Supreme Court Commission of Continuing Legal Education. Richard also served as Co-Chair of the Delaware Supreme Court Commission on Law and Technology and Director of the Center of Law Practice Technology at Delaware Law School.

In 1983 Richard began to lecture nationally for IBM relating to law firm technology. In 1989, as a member of the Superior Court Complex Litigation Task Force he developed the concept of electronic filing and electronic briefs. In 1999, he was appointed to the American Arbitration Association's Millennium Task Force, assisting in drafting rules relating to aspects of technology arbitration.

Richard began teaching technology related courses at Delaware Law School in 1993 and later at William & Mary Law School and the National Judicial College. He continues to teach electronic discovery and other aspects of technology at Delaware Law School, and to the Bench and Bar. He is the co-author of the book The Millennium Lawyer 2001 and continues to publish as a columnist for the Delaware State Bar Association's Journal, and the American Inns of Court Bencher magazines. Richard is on the Executive Committee of the Richard K. Herrmann Technology Inn of Court and serves as Senior Legal Advisor at CLCT.

Laura A. Heymann
James G. Cutler Professor of Law, William & Mary Law School

Laura Heymann joined the faculty in 2005. She is a graduate of the University of California at Berkeley School of Law, where she was elected to Order of the Coif and served as the Book Review Editor on the California Law Review.

Prior to her appointment, Professor Heymann was the inaugural Frank H. Marks Visiting Associate Professor of Law and Administrative Fellow in the Intellectual Property Law Program at the George Washington University Law School. She has also served as an assistant general counsel at America Online, Inc.; as an associate at Wilmer, Cutler and Pickering in Washington, D.C.; and as a law clerk to the Hon. Patricia M. Wald of the U.S. Court of Appeals for the District of Columbia Circuit. Prior to attending law school, Professor Heymann worked as an assistant editor at St. Martin's Press in New York. She received her B.A. in English, magna cum laude, from Yale. Professor Heymann was selected by the 2008 graduating class as the recipient of the Walter L. Williams, Jr., Memorial Teaching Award and was the 2012 recipient of the College's Thomas Jefferson Teaching Award. She received a Plumeri Award for Faculty Excellence in 2012 and was the Class of 2014 Professor of Law from 2011 to 2014. She served as Vice Dean of the Law School from 2013 to 2017.

Eric A. Kades
Thomas Jefferson Professor of Law, William & Mary Law School

Professor Kades graduated from the Yale Law School, where he was an Articles Editor on the Yale Law Journal. He clerked for Judge Morton I. Greenberg on the Third Circuit, and began his teaching career at Wayne State University in Detroit. Author of articles in North Carolina, University of Pennsylvania, Rutgers, and Yale law reviews/journals, and in the Law and History Review and Law & Social Inquiry. Recipient of teaching awards in 1995, 1996, 1997, 2004, 2018 and 2020.

Fredric Lederer
Chancellor Professor of Law and Director, Center for Legal & Court Technology, William & Mary Law School

Fredric I. Lederer is Chancellor Professor of Law and Director of the Center for Legal & Court Technology at William & Mary Law School. Professor Lederer's areas of specialization include evidence, trial practice, criminal procedure, military law, legal technology, and the legal issues related to artificial intelligence and related technologies. He was one of the founders of the ABA prize-winning Marshall-Wythe Legal Skills Program, in which all students spent two years in simulated practice law firms, where they learned professional ethics, legal research and writing, interviewing, negotiation, alternative dispute resolution, and basic trial and appellate practice—much in the form of simulated client representation.

Professor Lederer is the author or co-author of twelve books, numerous articles, and two law-related education television series, and he is the author of a popular series of "fairy-tale" trials for elementary and middle school students. As Founder and Director of CLCT, Professor Lederer is responsible for the McGlothlin Courtroom, the world's most technologically advanced trial and appellate courtroom, and the Court Affiliates, an organization of federal, state, and foreign courts.
Working with CLCT's Deputy Director Emeritus, Martin Gruen, Professor Lederer conducts legal and empirical research and provides courtroom and hearing room design consulting throughout the world.

Professor Lederer received his B.S. from New York University's Tandon School of Engineering and his J.D. from Columbia University Law School, where he was a member of the Board of Editors of the Columbia Law Review and recipient of the Archie O'Dawson prize. He holds an LL.M. from the University of Virginia. His post-graduate work includes a year as a Fulbright-Hayes Scholar in Freiburg, Germany. He served as an active-duty member of the United States Army's Judge Advocate General's Corps until 1980, when he joined the William & Mary faculty. He has served as prosecutor, defense counsel, trial judge, and law reform expert.

Sarah Wasserman Rajec
Professor of Law, William & Mary Law School

Sarah R. Wasserman Rajec earned her J.D., cum laude,, from the University of Michigan Law School. She earned her Sc.B., with honors, from Brown University, where she majored in physics. Following law school, Sarah practiced patent litigation in the Boston office of Fish & Richardson, P.C. She subsequently served as a law clerk to Judge Donald C. Pogue of the U.S. Court of International Trade and to Judge Alan D. Lourie of the U.S. Court of Appeals for the Federal Circuit.

Prior to joining the faculty, Professor Rajec was a Lecturer in Law and Teaching Fellow for the Law, Science & Technology Program at Stanford Law School and the Frank H. Marks Visiting Associate Professor and Fellow in Intellectual Property Law at George Washington University Law School.

Donald Scotten
Vice Dean & Professor of the Practice of Law, Gould School of Law, University of Southern California

Donald Scotten is vice dean for administration and professor of the practice of law. Scotten specializes in business organizational law and business entity governance, and teaches Business Organizations, Mergers & Acquisitions, and Introduction to the U.S. Legal System.

Scotten currently serves as of counsel for Akerman LLP. Previously, Scotten was first vice president and senior counsel for Countrywide Home Loans, Inc., and was a senior associate at Howrey LLP.

Scotten received a BA, cum laude, in Economics and Communications from the University of Pennsylvania; a JD, Order of the Coif, from the College of William & Mary Law School; and an Executive LLM in Taxation from New York University.

Chris Shenefiel
CoVA CCI Senior Cyber Law Researcher & Adjunct Professor of Computer Science, William & Mary

Chris Shenefiel is a CCI Senior Cyber Law Researcher at William and Mary. Previously, he worked for Cisco Systems, where he was responsible for selecting, funding and managing cybersecurity research programs at Cisco Systems. He also served as a Data Scientist; uncovering security vulnerability trends and defining ways to improve Cisco's offer security. In his role as an Adjunct Lecturer he continues to teach a graduate and undergraduate course in Applied Cybersecurity for the William and Mary Computer Science Department and guest lecture in the Law School.

He has over 30 years of advanced technology experience in engineering, marketing, consulting and general business management with several of the world's largest communications corporations including Motorola, Southwestern Bell, and AT&T Communications in capacities that include software design, user interface design, applied R&D, professional services, project management and product management. He graduated from the University of Illinois with a Masters in Engineering Psychology and recently earned a Franklin Fellowship at William and Mary Law School.

Daniel Shin
CoVA CCI Research Scientist & Adjunct Professor of Law, William & Mary Law School

Daniel Shin is the Cybersecurity Researcher at CLCT. He received his B.A. from Northwestern University and his M.A. from the University of Mannheim in Germany. He received his J.D. from William & Mary Law School, where he was a CLCT Graduate Fellow. Mr. Shin is admitted to practice in the Commonwealth of Virginia.

While in law school, Mr. Shin focused his legal studies on the intersection of technology and law, including Fourth Amendment search and seizure jurisprudence, national security law, and Rules of Evidence on authenticating digital exhibits.

Currently, Mr. Shin is actively participating in activities of the Commonwealth Cyber Initiative's Coastal Virginia Node and curates CLCT's Cybersecurity and Information Security Newsletter. His research area focuses on legal issues as they pertain to cybersecurity, blockchain technology, the Internet of Things, and artificial intelligence. Specifically, his interests involve the implications of deep learning technology and its social and legal impact on privacy and civil liberties.

Dr. Nicolas Vermeys
Director, Centre de recherche en droit public (CRDP), Associate Director, Cyberjustice Laboratory, &
Professor, Université de Montréal's Faculté de droit

Nicolas Vermeys, LL. D. (Université de Montréal), LL. M. (Université de Montréal), CISSP, is the Director of the Centre de recherche en droit public (CRDP), the Associate Director of the Cyberjustice Laboratory, and a Professor at the Université de Montréal's Faculté de droit. He has also acted as a visiting professor of law at both William & Mary (USA) and the University of Fortaleza (Brazil).

Mr. Vermeys is a member of the Quebec Bar, as well as a certified information system security professional (CISSP) as recognized by (ISC)2, and is the author of numerous publications relating to the impact of technology on the law, including Droit codifié et nouvelles technologies : le Code civil (Yvon Blais, 2015), and Responsabilité civile et sécurité informationnelle (Yvon Blais, 2010).

Mr. Vermeys' research focuses on legal issues pertaining to artificial intelligence, information security, developments in the field of cyberjustice, and other questions relating to the impact of technological innovations on the law. He is often invited to speak on these topics by the media, and regularly lectures for judges, lawyers, professional orders, and government organizations, in Canada and abroad.