# MATTHEW B. KUGLER

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## **ACADEMIC APPOINTMENTS:**

# Northwestern University Pritzker School of Law.

Associate Professor, 2019–present. Assistant Professor, 2016–2019.

# **EDUCATION:**

The University of Chicago Law School. J.D., highest honors, 2015.

The University of Chicago Law Review, Articles Editor 2014–15; Staffer 2013–14.

Casper Platt Award for the best paper by a graduating student. For Affinities in Privacy Attitudes.

Rubenstein Scholar, full tuition scholarship plus stipend.

Kirkland & Ellis Scholar, top 5% of the 1L class.

Order of the Coif.

Princeton University. Ph.D. Psychology and Social Policy, 2010.

Williams College. B.A., cum laude, Psychology (Honors) & Political Science, 2005.

#### LEGAL EXPERIENCE:

Law Clerk to the Hon. Richard A. Posner, U.S. Court of Appeals, Seventh Circuit. 2015–2016.

Barack, Ferrazzano, Kirschbaum, & Nagelberg. Summer 2014.

The Exoneration Project, The University of Chicago Law School. Summer 2013.

# **ARTICLE PUBLICATIONS:**

- Deepfake Privacy: Attitudes and Regulation, 116 Nw. U. L. REV. \_\_\_\_ (forthcoming, 2021) (with Carly L. Pace).
- Constitutional Pandemic Surveillance, 112 J. CRIM. L. & CRIMINOLOGY \_\_\_\_ (forthcoming, 2021) (with Mariana Oliver).
- American Law Enforcement Response to COVID-19, 111 J. CRIM. L. & CRIMINOLOGY ONLINE (2021) (with Mariana Oliver, Jonathan Chu, and Nathan Lee).
- Protecting Energy Privacy Across the Public/Private Divide, 72 FLA. L. REV. 451 (2020) (with Meredith Hurley).
- Taking Data Out of Context to Hyper-Personalize Ads: Crowdworkers' Privacy Perceptions and Decisions to Disclose Private Information, PROC. ACM SIGCHI CONF. HUMAN FACTORS COMPUTING SYS (CHI) (2020) (with Julia Hanson, Miranda Wei, Sophie Veys, Lior Strahilevitz, Blase Ur).
- From Identification to Identity Theft: Public Perceptions of Biometric Privacy Harms, 10 U.C. IRVINE L. REV. 108 (2019).
- Assessing the Empirical Upside of Personalized Criminal Procedure, 86 U. CHI. L. REV. 489 (2019) (with Lior J. Strahilevitz) (symposium).
- The Privacy Hierarchy: Trade Secret and Fourth Amendment Expectations, 104 IOWA L. REV. 1223 (2019) (with Thomas H. Rousse).
- The Myth of Fourth Amendment Circularity, 84 U. CHI. L. REV. 1747 (2017) (with Lior J. Strahilevitz).
- The Materiality of Sponsorship Confusion, 50 U.C. DAVIS L. REV. 1911 (2017).

- *Is Privacy Policy Language Irrelevant to Consumers?* 45 J. LEGAL STUD. S69 (2016) (with Lior J. Strahilevitz).
- Measuring Computer Use Norms, 84 GEO. WASH. L. REV. 1568 (2016) (symposium).
- Actual Expectations of Privacy, Fourth Amendment Doctrine, and the Mosaic Theory, 2015 SUP. CT. REV. 205 (2016) (with Lior J. Strahilevitz).
- *Must Torts Be Wrongs? An Empirical Perspective*, 49 WAKE FOREST L. REV., 1–45 (2014) (with John M. Darley, Larry M. Solan, & Joseph Sanders).
- Comment, *The Perceived Intrusiveness of Searching Electronic Devices at the Border: An Empirical Study*, 81 U. CHI. L. REV. 1165–1211 (2014).
- Another Look at Moral Foundations Theory: Do Authoritarianism and Social Dominance Orientation Explain Liberal-Conservative Differences in ''Moral'' Intuitions?, 27 Soc. Just. Res. 413–431 (2014) (with John T. Jost, & Sharareh Noorbaloochi).
- Differences in Punitiveness Across Three Cultures: A Test of American Exceptionalism in Justice Attitudes, 103 J. CRIM. L. & CRIMINOLOGY 1071–1113 (2013) (with Friederike Funk, Judith Braun, Mario Gollwitzer, Aaron Kay, & John M. Darley).
- Is it Wrong to Trade Stocks on the Basis of Non-Public Information? Public Views of the Morality of Insider Trading, 39 FORDHAM URB. L.J. 451–484 (2012) (with Stuart Green).
- Punitiveness Towards Users Of Illicit Drugs: A Disparity Between Actual and Perceived Attitudes, 24 Fed. Sent'G Rep. 217–221 (2012) (with John M. Darley).
- Public Perceptions of White Collar Crime Culpability: Bribery, Perjury, and Fraud, 75 LAW AND CONTEMP. PROBS. 33–60 (2012) (with Stuart Green).
- People Believe They Have More Free Will Than Others, 107 PROC. NAT'L ACAD. OF SCI., 22469–74 (2010) (with Emily Pronin).
- Group-Based Dominance and Opposition to Equality Correspond to Different Psychological Motives, 23 Soc. Just. Res. 117–155 (2010) (with Joel Cooper, & Brian Nosek).
- *Doing Wrong Without Creating Harm*, 7 J. EMPIRICAL LEGAL STUD. 30–63 (2010) (with John M. Darley, Larry M. Solan, & Joseph Sanders).
- Community Perceptions of Theft Seriousness: A Challenge to Model Penal Code and English Theft Act Consolidation, 7 J. EMPIRICAL LEGAL STUD. 511–537 (2010) (with Stuart Green).
- Still an American? Mortality Salience and Treatment of Suspected Terrorists, 40 J. APPLIED Soc. PSYCHOL. 3130–47 (2010) (with Joel Cooper).
- Trait-Focused Spin in Presidential Debates: Surviving the Kisses of Death, 30 BASIC & APPLIED Soc. PSYCHOL. 219–229 (2008) (with George R. Goethals).
- Social Influence on Political Judgments: The Case of Presidential Debates, 28 Pol. Psychol. 165–192 (2007) (with Steven Fein & George R. Goethals).
- Valuing Thoughts, Ignoring Behavior: The Introspection Illusion as a Source of the Bias Blind Spot, 43 J. EXPERIMENTAL Soc. PSYCHOL. 565–578 (2007) (with Emily Pronin).

# CHAPTERS, BOOK REVIEWS, AND OTHER PUBLICATIONS:

- Opinion, Does it hurt you if your face is tracked by technology?, CHICAGO TRIBUNE, November 27, 2018.
- Opinion, Your phone knows where you've been, and the government wants to know too, Los Angeles Times, November 28, 2017 (with Sarah Schrup).
- Review of *Popular Punishment: On the Normative Significance of Public Opinion* by Jesper Ryberg and Julian Roberts (Eds.), CRIMINAL LAW AND CRIMINAL JUSTICE BOOKS (November, 2014).
- Cognitive Consistency, in ENCYCLOPEDIA OF GROUP PROCESSES AND INTERGROUP RELATIONS (John M. Levine, & Michael A. Hogg eds., 2010) (with Joel Cooper).
- The Unbearable Lightness of Debating: Performance Ambiguity and Social Influence, in 1 Leadership at the Crossroads: Psychology and Leadership 149–164 (Crystal L. Hoyt, George R. Goethals, & Donald R. Forsyth Eds., 2008) (with George R. Goethals).

- Grant "Blinked": Appraising Presidential Leadership, in The Values of Presidential Leadership 161–182 (Terry L. Price & J. Thomas Wren Eds., 2007) (with George R. Goethals).
- The Digital Divide: The Role of Gender in Human Computer Interaction, in THE HUMAN-COMPUTER INTERACTION HANDBOOK 763–776 (Andrew Sears & Julie A. Jacko Eds., 2007) (with Joel Cooper).

### **WORKS IN PROGRESS:**

- Internet Surveys in Trademark Cases: Benefits, Challenges, and Solutions (with R. Charles Henn).
- Surveying Surveillance: A National Study of Police Department Surveillance Technologies (with Mariana Oliver).
- Juror interpretations of metadata and content information: Implications for the Going Dark Debate (with Anne Boustead).
- Affinities in Privacy Attitudes: A Psychological Approach to Unifying Informational and Decisional Privacy.

## **TEACHING EXPERIENCE:**

**Northwestern School of Law.** 2016–Present. Privacy Law, Cybercrime, Intellectual Property Law, and Trade Secrets Law.

Tel Aviv University. Visiting Professor, December 2017, American Privacy Law.

Lehigh University. Adjunct Professor, 2011–2012, Political Psychology, Social Psychology.

**DeSales University.** Adjunct Professor, 2011–2012, Research Methods.

**Princeton University, Department of Psychology.** Ph.D. Student and Teaching Assistant, 2005–2010. Assistant in Instruction for Introduction to Psychology and Quantitative Methods.