

KATE WEISBURD

The George Washington University Law School -2000 H Street NW, Washington DC 20052
kweisburd@law.gwu.edu

ACADEMIC EXPERIENCE

The George Washington University Law School

Associate Professor

Aug. 2018-present

East Bay Community Law Center

University of California, Berkeley, School of Law

Director, Youth Defender Clinic & Clinical Instructor

July 2012-2018

Death Penalty Clinic

University of California, Berkeley, School of Law

Lecturer & Supervising Staff Attorney

Sept. 2007 – June 2012

EDUCATION

Columbia University School of Law, J.D., 2005

Public Interest Peer of the Year

Harlan Fiske Stone Scholar

Bernstein Litowitz Berger & Grossmann LLP Fellowship

Brown University, B.A., Public Policy, with honors, 2000

Harry S. Truman Scholar

Noah Krieger Prize for Outstanding Honors Thesis and Academic Achievement

PUBLICATIONS

Articles

The Carceral Home, ____ B.U. L. Rev. (forthcoming 2023)

Rights Violations as Punishment, 111 CALIF. L. REV. ____ (forthcoming 2023)

- Selected for the Junior Faculty Workshop, American Constitution Society, 2023
- Selected for the University of Michigan Junior Scholars Conference, 2022

Punitive Surveillance, 108 VA. L. REV. 147 (2022)

- Winner, Privacy Papers for Policymakers Award, Future of Privacy Forum, 2022
- Winner, Reidenberg-Kerr Scholarship Award, Privacy Law Scholars Conference, 2021
- Honorable Mention, 2020 AALS Criminal Justice Junior Scholars Paper Competition.
- Selected for the Privacy Law Scholars Conference, 2021
- Selected for the Technologies of Deception Conference, Yale Law School, Information Society Project, 2022

Sentenced to Surveillance: Fourth Amendment Limits on Electronic Monitoring, 98 N.C. L. REV. 717 (2020)

- Selected as “Must Read” article by the National Association of Criminal Defense Attorneys’ Getting Scholarship Into Courts Project

Monitoring Youth: The Collision of Rights and Rehabilitation, 101 IOWA L. REV. 297 (2015)

Prosecutors Hide, Defendants Seek: The Erosion of Brady Through the Defendant Due Diligence Rule, 60 UCLA L. REV. 138 (2012)

Reports and Written Testimony

Written Statement, [*Reforming Pretrial Electronic Monitoring*](#), California Committee on Revision of the Penal Code, (Oct. 2022)

[*Electronic Prisons: The Operation of Electronic Ankle Monitoring the Criminal Legal System*](#) (co-authored with GW Law students: Varun Bhadha, Matthew Clauson, Jeanmarie Elican, Fatima Khan, Kendall Lawrenz, Brooke Pemberton, Rebecca Ringler, Jordan Schaer, Mikayla Sherman, and Sarah Wohlsdorf) (GW Law Paper Series, 2021)

Shorter Pieces

Carceral Surveillance & Control: A 50-State Analysis of Criminal Court Supervision Rules, ____ HARV. C.R.- C.L. L. REV. ____ (forthcoming 2023) (invited contribution)

[*Op-Ed: Women In Prison And Under Court Surveillance Will Suffer Under New Abortion Bans*](#), LA TIMES, July 5, 2022

[*Op-Ed: The Monster of Incarceration Quietly Expands Through Ankle Monitors*](#), LA TIMES, March 15, 2022 (with Alicia Virani)

Foreword, Symposium: [*Addressing the Crisis in Policing Today: Race, Masculinity, and Police Use of Force in America*](#), 89 GEO. WASH. L. REV. 1357 (2022)

[*The Case Against E-carceration*](#), THE INQUEST, Institute to End Mass Incarceration, Harvard Law School, July 30, 2021 (with James Kilgore & Emmett Sanders)

[*Concerns over 24/7 Government Location Surveillance Are Leaving Some People Out*](#), THE NATIONAL LAW JOURNAL, January 27, 2020

[*Prison Reform Needs to Start with Fixing Probation, Parole*](#), BLOOMBERG NEWS, June 13, 2019.

Electronic Monitoring Isn't Kid Friendly, SACRAMENTO BEE, July 20, 2017 (with Catherine Crump & Christina Koningisor)

Festschrift, [*A Voice of Their Own: Youth-Centered Representation*](#), 106 CALIF. L. REV. 565 (2018) (with Rosa Bay, Fanna Gamal & Whitney Rubenstein)

[*Ban the Other Box: Getting Suspended or Expelled Should Not Be the End of Hope*](#), THE MARSHALL PROJECT, June 15, 2016.

Pushing Students Out of Class a Bad Idea, MERCURY NEWS, May 19, 2016

[*High Cost, Young Age: Sentencing Youth to a Life of Debt*](#), HUFFINGTON POST, Apr. 9, 2014.

TEACHING INTERESTS

Courses: Criminal Law, Criminal Procedure (Investigations and Adjudication), Evidence
Seminars: Race & Surveillance, Privacy, Technology, Civil Rights, Criminal Punishment

CLERKSHIP

U.S. District Court for the Eastern District of California, Honorable Lawrence K. Karlton (2005 –2007)

SELECTED PRESENTATIONS

Presenter, *The Carceral Home*, Law & Technology Colloquium, University of Virginia School of Law (Scheduled March 2023)

Panelist, *The Carceral Home*, Poverty Law Scholar's Conference, U.C. Berkeley Law (March 2023)

Panelist, *Health, Equity, and Law After Dobbs*, George Washington University and American University

Panelist, *Rights Violations as Punishment*, Junior Faculty Workshop, American Constitution Society (Jan. 2023)

Panelist, *The Carceral Home*, ABA-AALS Criminal Justice Roundtable, virtual (Dec. 2022)

Presenter, *Carceral Surveillance in the United States*, Strathclyde Law School, Scotland (Oct. 2022)

Presenter, *Carceral Surveillance in the United States*, Paris-Panthéon-Assas University, France (Oct. 2022)

Panelist, *Reforming Pretrial Electronic Monitoring*, Cal. Comm. on Revision of the Penal Code (Oct. 2022)

Panelist, *Punitive Surveillance*, EuroCrim Conference, Spain (Sept. 2022)

Panelist, *Privacy in the Carceral Home*, International Academy of Law and Mental Health, France (July 2022)

Panelist, *Privacy in the Carceral Home*, Law & Society Annual Meeting, Portugal (July 2022)

Panelist, *Prison Abolition and Pedagogy: Teaching Students to Thrive in a System They Seek to Dismantle*, Law & Society Annual Meeting, Portugal (July 2022)

Panelist, *Carceral Homes: Policing the Home, Body and Mind*, Decarceration Works-in-Progress (June 2022)

Presenter, *Punishment Exceptionalism & The Future of Decarceration*, Virtual Criminal Law Faculty Workshop (April 2022)

Presenter, *Punishment Exceptionalism & The Future of Decarceration*, University of Michigan Junior Scholars Conference (April 2022)

Panelist, *Equality in Law Enforcement/Criminal Law, Just Health Symposium*, GW Law (March 2022)

Panelist, *Punitive Surveillance*, Technologies of Deception Conference, Yale Law School, Information Society Project (March 2022)

Panelist, *Penalties for Formerly Incarcerated People*, Ohio State Journal of Criminal Law, Symposium (Feb. 2022)

Presenter, *Punishment Exceptionalism & The Future of Decarceration*, Faculty Lunch, Work-in-Progress, Washington University in St. Louis Law School (Jan. 2022)

Presenter, *Punishment Exceptionalism & The Future of Decarceration*, Faculty Lunch, Work-in-Progress, Penn State Law School (Nov. 2021)

Panelist, *Alternatives to Incarceration*, ABA Criminal Justice Section Annual Meeting (Nov. 2021)

Panelist, *Punishment Exceptionalism & The Future of Decarceration*, Decarceration Works-in-Progress (July 2021)

Presenter, *Punitive Surveillance*, Privacy Law Scholars' Conference (May 2021)

Presenter, *Punitive Surveillance*, Mid-Atlantic Criminal Law Roundtable (May 2021)

Panelist, *Section on Criminal Justice: Beyond 2020: Decarceral, Anti-Racist and Non-Traditional Teaching*, AALS Annual Meetings, virtual (Jan. 2021)

Panelist, *Surveillance Abolition*, ABA-AALS Criminal Justice Roundtable, virtual (Nov. 2020)

Punitive Surveillance, Faculty Lunch, Work-in-Progress, Drexel University Law School (Oct. 2020)

Moderator, *Visions of Change: A Series on Racial Justice in American Law: New Visions for Criminal Justice* (Oct. 2020)

Moderator, *Addressing the Crisis in Policing Today: Race, Masculinity, and Police Use of Force in America*, GW Law Review Symposium, virtual (Oct. 2020)

Panelist, *Challenging Electronic Monitoring in Juvenile Court*, National Juvenile Defender Leadership Summit, virtual (Oct. 2020)

Panelist, *Punitive Surveillance*, CrimFest, virtual (July 2020)

Panelist, *Punitive Surveillance*, Law and Society Annual Meeting, virtual (May 2020)

Panelist, *A Way Forward: Reform Efforts & the First Step Act*, Washington & Lee Journal of Civil Rights and Social Justice 2019 Symposium (Nov. 2019)

Moderator & Panelist, *The Future of Electronic Monitoring in Juvenile Court*, U.C. Berkeley School of Law & East Bay Community Law Center (Oct. 2019)

Panelist, *Youth Wellbeing: Implications of US Policy and Practice*, Brown University Noah Krieger '93 Memorial Reunion (Oct. 2019)

Panelist, *Challenging Probation Discretion*, National Juvenile Defender Leadership Summit (Oct. 2019)

Panelist, *New Scholars Workshop*, Southeastern Association of Law Schools, 2019 Annual Conference (July 2019)

Panelist, *Sentenced to Surveillance*, CrimFest, Brooklyn School of Law (July 2019)

Panelist, *Privacy, Data Protection, Security and Surveillance*, Law and Society Annual Meeting (June 2019)

Panelist, *Watched Youth: Challenging Surveillance of Youth in School and Juvenile Court*, National Juvenile Defender Leadership Summit, Minneapolis, MN (Oct. 2018)

Panelist, *Eliminating Court Fees in Juvenile Court*, U.C. Berkeley School of Law, Policy Advocacy Clinic Convening, Berkeley, CA (Feb. 2018)

Panelist, *Social Justice Lawyering*, Association of American Law Schools Conference on Clinical Legal Education, (May 2017)

Reassessing Electronic Monitoring for Youth, Electronic Frontier Foundation (Sept. 2016)

Sentenced to Surveillance: The Transformation of Community Supervisions Through Consensual Electronic Search Conditions, NYU Clinical Law Review Writers' Workshop (Sept. 2016)

Panelist, *The Criminalization of Childhood Poverty*, Berkeley Law Alumni Weekend (Sept. 2016)

Panelist, *New Directions: Affirmative Litigation & Policy-Making Strategies for Challenging the Carceral State*, U.C. Berkeley School of Law (March 2016)

Panelist, *Carpetbaggers or Collaborative Colleagues?* Association of American Law Schools Conference on Clinical Legal Education, Baltimore, MD (May 2016)

Panelist, *Electronic GPS Monitoring & House Arrest: The Hidden Costs of "Alternatives" to Detention*, National Juvenile Defender Leadership Summit, Salt Lake City, UT (Oct. 2015)

Panelist, *Nickeled and Dimed: Why Defenders Should Be Concerned About Juvenile Court Fees*, National Juvenile Defender Leadership Summit, Salt Lake City, UT (Oct. 2015)

Panelist, *Post-Adjudication Workshop*, Pacific Juvenile Defender Center Roundtable, Sacramento, CA (Sept. 2015)

Panelist, *Financial Security for Boys and Men of Color*, A Gathering of Leaders, PolicyLink, New Orleans, LA, (Sept. 2015)

Panelist, *Plugged in or Tuned Out? Teaching a New Generation of Tech-Savvy Clinical Students*, Association of American Law Schools Conference on Clinical Legal Education, Palm Springs, CA (May 2015)

Panelist, *Holistic Defense and Resource Building*, Holistic Defense Symposium, Bronx Defenders (May 2014)

Monitoring Youth: The Collision of Rights and Rehabilitation, NYU Clinical Law Review Writers' Workshop, New York, NY (Sept. 2014)

Prosecutors Hide, Defendants Seek: The Erosion of Brady Through the Defendant Due Diligence Rule, UCLA Law Review Scholar Forum, Los Angeles, CA (Oct. 2012)

SELECTED PRESS

[*Electronic Monitoring Has Widened Its Net Amid COVID*](#), TRUTHOUT, Oct. 4, 2021

[*Other than prison, electronic monitoring is 'the most restrictive form' of control, research finds*](#), NBC News, Sept. 23, 2021

[*Incarcerated at home: The rise of ankle monitors and house arrest during the pandemic*](#), NBC NEWS, July 5, 2021

[Illinois Will End Cash Bail — And Limit Use Of High-Tech Incarceration](#), THE INTERCEPT, Jan. 17, 2021

[D.C. Defendants Wear Ankle Monitors That Can Record Their Every Word and Motion](#), WASHINGTON CITY PAPER, Oct. 8, 2019.

[Chicago Is Tracking Kids With GPS Monitors That Can Call And Record Them Without Consent](#), THE APPEAL, April 8, 2019.

BAR ADMISSION

California (since 2006)