

LAUREN HENRY SCHOLZ

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ACADEMIC APPOINTMENTS

Florida State University College of Law

McConaughay and Rissman Professor, September 2020–present
Associate Professor(with tenure), August 2022–present
Assistant Professor, May 2017–July 2022

Yale Law School

Affiliate Fellow, Information Society Project, August 2016–present

Harvard Law School

Postdoctoral Fellow, Project on the Foundations of Private Law, September 2016–June 2017

Harvard Law School

Fellow, Berkman Klein Center for Internet & Society, September 2016–September 2017

Yale Law School

Postdoctoral Fellow, Information Society Project, August 2014–July 2016

EDUCATION

Harvard Law School

J.D., May 2014

Yale University

B.A., Ethics, Politics and Economics, May 2009

LAW JOURNAL ARTICLES

Privacy and the Punitive Impulse, 77 BAYLOR L. REV. 336 (2025)

- Recommended at Legal Theory Blog

Private Rights of Action in Privacy Law, 63 WM. & MARY L. REV. 1639 (2022)

- Listed by the Electronic Privacy Information Center as a recommended reading for policymakers for understanding privacy enforcement

Two Cheers for Cyborgs, 2020 U. CHI. L. REV. ONLINE (2022)

Fiduciary Boilerplate: Locating Fiduciary Relationships in Information Age Transactions, 46 J. CORP L. 143 (2020)

- Received Privacy Papers for Policymakers Award, which recognizes “the year’s leading privacy research and analytical work that is relevant to policymakers”
- Selected for Michigan Law Junior Scholars Conference

Indivisibilities in Technology Regulation, 2020 U. CHI. L. REV. ONLINE (2020)

- Recommended at Legal Theory Blog

Big Data is Not Big Oil: The Role of Analogy in the Law of New Technologies, 86 TENN. L. REV. 863 (2020)

- Selected for Stanford-Northwestern-Penn Junior Faculty Forum on Law and STEM

Privacy Remedies, 94 IND. L. J. 94 (2019)

- Listed by Future of Privacy Forum as a recommended reading for policymakers for understanding privacy regulation

Algorithmic Contracts, 20 STAN. TECH L. REV. 128 (2017)

- Peer reviewed at Jotwell.com as among “the best new scholarship relevant to the law.” Review available at <https://contracts.jotwell.com/smart-rules-for-smart-contracts/>

Privacy as Quasi-Property, 101 IOWA L. REV. 1113 (2016)

Privacy Petitions and Institutional Legitimacy, 37 CARDOZO L. REV. 891 (2016)

Information Privacy and Data Security, 2015 CARDOZO L. REV DE NOVO 107 (2015)

Institutionally Appropriate Approaches to Privacy: Striking a Balance between Judicial and Administrative Enforcement of Privacy Law, 51 HARV. J. ON LEGIS. 193 (2014)

BOOKS

CAMBRIDGE HANDBOOK ON NEUROTECHNOLOGY AND THE LAW, eds. Stacy-Ann Elvy, Lauren Scholz, & Laura MacNeal (forthcoming 2027)

BOOK CHAPTERS

“Contracts, Algorithms and Neurotechnology,” in CAMBRIDGE HANDBOOK ON NEUROTECHNOLOGY AND THE LAW, eds. Stacy-Ann Elvy, Lauren Scholz, & Laura MacNeal (forthcoming 2027).

Private Law and Algorithmic Governance, in OXFORD HANDBOOK OF ALGORITHMIC GOVERNANCE AND THE LAW, eds. Ifeoma Ajunwa, Halefom Abraha, & Jeremias Adams-Prassl (Oxford University Press 2025)

Algorithms and Contract Law, in THE CAMBRIDGE HANDBOOK OF THE LAW OF ALGORITHMS (Cambridge University Press 2020)

Algorithmic Contracts and Consumer Privacy, in THE CAMBRIDGE HANDBOOK OF SMART CONTRACTS, BLOCKCHAIN TECHNOLOGY AND DIGITAL PLATFORMS (Cambridge University Press 2019)

Toward a Consumer Contract Law for an Algorithmic Age, in LAW AND AUTONOMOUS SYSTEMS (C.H. Beck 2019)

OTHER WRITINGS

Arrested Development: The Decline of Legality in Consumer Contract Law, JOTWELL REV., Feb. 19, 2021, (reviewing Samuel Issacharoff & Florencia Marotta-Wurgler, *The Hollowed Out Common Law*, 67 UCLA L. REV. 600 (2020)).

Paying to be the Product, JOTWELL REV., Oct. 28, 2019 (reviewing Stacy-Ann Elvy, *Commodifying Consumer Data in the Era of the Internet of Things*, 59 B.C. L. REV. 423 (2018))

On Contract Law's Increasing Distortionary Effect on Substantive Trade Secret Law and How to Stop It, JOTWELL REV., Dec. 17, 2018 (reviewing Deepa Varadarajan, *The Trade Secret-Contract Interface*, 103 IOWA L. REV. 1543 (2018))

Law and Autonomous Systems Series: Toward a Consumer Contract Law for an Algorithmic Age, OXFORD BUS. L. BLOG., Apr. 17, 2018.

SCHOLARLY PRESENTATIONS

University of Denver, Book conference on Torts and Retribution. The Case for Punitive Damages
Invited commenter on privacy torts, April 30, 2026

Association of Law and Political Economy, APLE Conference
“Sophistication in Contract Law”
Accepted paper presenter, February 6-7, 2026

University of British Columbia, Contract, Consumer, & Commercial Law Conference
“Sophistication in Contract Law”
Accepted paper presenter, November 5-6, 2025

University of British Columbia, North American Workshop on Private Law Theory
Invited commenter, November 7-8, 2025

University of Bristol Law School, Contracts Conference
“Peripheral Boilerplate”
Accepted paper presenter, June 20-21, 2024

United States Court of Appeals for the Second Circuit, 2024 Second Circuit Judicial Conference
Data Pirates or Data Watchdogs? Private Access to Personal Data
Invited presenter, June 4-6, 2024

Hebrew University, Computer Science + Law Research Workshop
“Algorithmic Contracts and Remedies”
Invited Presenter, May 17, 2024

Emory Law School, Legal Scholars Roundtable on Artificial Intelligence
Invited presenter, April 11, 2024

Loyola University Chicago School of Law, Loyola Chicago Law Review Symposium
IP Wrongs, Artificial Intelligence, and the Common Law
Invited presenter, April 4, 2024

Google Deepmind, AI Policy Study Group
“AI Agents and fiduciary duties”
Invited presenter, April 2, 2024

University of Virginia Law School, Law & Tech Colloquium
“Punitive Damages for Privacy Wrongs”
Invited presenter, March 27, 2024

Boston University, WeRobot
Invited commenter, September 28, 2023

Teach Privacy, Privacy Legislation: How to Create Effective Privacy Laws
Invited webinar presenter, March 29, 2022

Georgetown University Law Center, Technology Law and Policy Colloquium: Data, Algorithms, and Platforms
“Private Rights of Action in Privacy Law”
Invited presenter, February 7, 2022, Washington, DC

University of Chicago Law School, Symposium on Omri Ben-Shahar and Ariel Porat’s
“Personalized Law: Different Rules for Different People”
“Precursors to Personalized Law”
Invited presenter, November 12-13, 2021, Chicago, IL

Harvard Law School, Private Law Workshop
“The Significance of Private Rights of Action in Privacy Regulation”
Invited presenter, September 22, 2021, Boston, MA

Washington University in St. Louis, The Future of Consent for Privacy and Health
“Alternatives to Current Consent Models - A Panel Discussion”
Invited panelist, April 23, 2021

USC Gould School of Law, USC Private Law Theory Colloquium

“Privacy as Private Law”
Invited presenter, April 30, 2021

Privacy Law Salon, Privacy Roundtable
Invited moderator, February 23-24, 2021

George Washington Law School, Faculty Workshop
“Fiduciary Boilerplate: Locating Fiduciary Relationships in Information Age Transactions”
Invited presenter, February 12, 2021

Fordham Law School, Faculty Workshop
“Privacy as Private Law”
Invited presenter, February 11, 2021

Future of Privacy Forum, Privacy Papers for Policymakers Award Event
“Fiduciary Boilerplate: Locating Fiduciary Relationships in Information Age Transactions”
Invited presenter, February 10, 2021

American Association of Law Schools, Annual Conference, Section on Commercial and Consumer Law
“Privacy as Private Law”
Accepted paper presenter, January 5–9, 2021

University of Washington, Privacy Redress Options Workshop
“Redressing Privacy Violations: A Conversation with Experts”
Invited panelist, December 10, 2020

Harvard Law School, Obligations Conference
“The New Consumer Boilerplate”
Accepted paper presenter, Cambridge, MA (cancelled)

UCLA School of Law, Roundtable on AI and Justice in 2035
Invited presenter, February 28, 2020, Los Angeles, CA

Tel Aviv University, AI, Law and Agency in the Age of Machine Learning
“Peripheral Boilerplate”
Invited presenter, November 17, 2019, Tel Aviv, Israel

University of Chicago Law School, Symposium on Lee Fennell’s “Slices and Lumps: Division and Aggregation in Law and Life”
“Indivisibilities in Technology Regulation”
Invited presenter, November 8, 2019, Chicago, IL

Stanford Law School, Junior Faculty Forum on Law and STEM
“Big Data is Not Big Oil”
Accepted paper presenter, September 27–28, 2019, Palo Alto, CA

University of Michigan Law School, Michigan Law Junior Scholars Conference
“The New Consumer Boilerplate”

Accepted paper presenter, April 26–27, 2019, Ann Arbor, MI

Tulane Law School, 14th Annual Conference on Contracts

“The New Consumer Boilerplate”

Accepted paper presenter, March 8, 2019, New Orleans, LA

Stanford Law School, Faculty Workshop

“Privacy Remedies”

Invited presenter, November 28, 2018, Stanford, CA

Florida State University, Collegiate Blockchain Conference

“Introduction to Smart Contracts”

Invited Presenter, November 3, 2018, Tallahassee, FL

Yale Law School, Information Society Project Ideas Workshop

“Consumer Algorithmic Contracts”

Invited presenter, October 25, 2018, New Haven, CT

George Washington University Law School, Privacy Law Scholars Conference

“Privacy Remedies”

Accepted paper presenter, May 30–31, 2018, Washington, DC

Lyon Catholic University, Impact of Technology on International Contract Law: Smart Contracts and Blockchain Technologies

“Smart Contracts and Consumer Privacy”

Invited presenter, May 4–5, 2018, Lyon, France

Vanderbilt University Law School, Vanderbilt Law & AI Workshop

“Consumer Algorithmic Contracts & AI”

Invited presenter, April 19–20, 2018, Nashville, TN

Fordham University School of Law, Center on Law and Information Policy

“The Big Data Constitution: Constitutional Reform in the Cybersurveillance State”

Invited commentator, March 9, 2018, New York, NY

Oxford University, Conference on The Law of Autonomous Systems and the Automation of Law

“Consumer Algorithmic Contracts”

Invited speaker, March 8, 2018, Oxford, United Kingdom

Barry University School of Law, 13th Annual Conference on Contracts

“Consumer Algorithmic Contracts

Accepted paper presenter, February 23–24, 2018, Orlando, FL

Barry University School of Law, 13th Annual Conference on Contracts

“Psuedo-Contract and Shared Meaning Analysis”

Invited commentator, February 23–24, 2018, Orlando, FL

American Association of Law Schools, Annual Conference, Contracts Section,

“Algorithmic Contracts”

Invited presenter, January 6, 2018, San Diego, CA

Wharton School of the University of Pennsylvania, After the Digital Tornado: Networks, Algorithms, Humanity

Panel: “Digital Governance: Looking to the Future”

Invited presenter, November 17–18, 2017, Philadelphia, PA

University of Southern California Gould School of Law, North American Workshop on Private Law Theory

“Privacy Remedies”

Accepted paper presenter, December 1–2, 2017, Los Angeles, CA

Washington University School of Law, Southeastern Junior/Senior Faculty Workshop

“Privacy Remedies”

Invited Presenter, October 6–7, 2017, St. Louis, MO

University of Trento, Private Law Consortium Conference

“Algorithmic Contracts”

Invited presenter, June 6–7, 2017, Trento Italy

Yale Law School, WeRobot Conference

Panel: “Private Law and Public Law Answers to AI: A Discussion of Robotics and Regulation”

Accepted paper presenter, March 31–April 1, 2017, New Haven, CT

Stanford Law School, Intellectual Property Scholars Conference

“Algorithmic Contracts”

Accepted paper presenter, August 11–12, 2016, Palo Alto, CA

George Washington University Law School, Privacy Law Scholars Conference

“Engineering Humans with Contracts”

Invited commentator, Washington, DC, June 1–2, 2016.

New York University School of Law, At the Intersection of Privacy and Property Workshop

“Privacy Remedies”

Invited presenter, May 6, 2016, New York, NY

Yale Law School, Unlocking the Black Box: The Promise and Limits of Algorithmic Accountability in the Professions

“Algorithmic Contracts”

Accepted paper presenter, April 1–2, 2016, New Haven, CT

New York Law School, Internet Law Works-in-Progress

“Algorithmic Contracts”

Accepted paper presenter, March 5, 2016, New York, NY

Yale Law School, Federalism(s) and Fundamental Rights: Europe and the United States Compared

“Comparative Privacy Federalism: United States versus Germany”

Invited speaker, October 29–31, 2015, New Haven, CT

University of Amsterdam, Privacy Law Scholars Conference

“Administering Privacy Claims”

Accepted paper presenter, October 26, 2015, Amsterdam, Netherlands

John Jay College of Criminal Justice, Mid-Atlantic Law and Society Conference

“Administering Privacy Claims”

Accepted paper presenter, October 10, 2015, New York, NY

University of California Berkeley School of Law, Privacy Law Scholars Conference

“Four Levels of Privacy Policy Analysis”

Accepted paper presenter, June 4-5, 2015, San Francisco, CA

Yale Law School, The Future of Privacy in the Digital Era

“Privacy Claims and Institutional Legitimacy”

Invited speaker, June 1, 2015, New Haven, CT

Yale Law School, Cyberscholars Working Group

“Information Privacy and Data Security”

Invited speaker, April 14, 2015, New Haven, CT

Association for Computing Machinery, Computers, Freedom, and Privacy Conference

“Institutionally Appropriate Approaches to Privacy: Striking a Balance between Judicial and Administrative Enforcement of Privacy Law”

Accepted paper presenter, June 9, 2014, Washington, DC

TEACHING EXPERIENCE

Contracts, Sales & Leases, Secured Transactions, Commercial Law, Privacy, Cybersecurity

SERVICE EXPERIENCE

The Journal of Things We Like (Lots) (JOTWELL)

Contributing Editor, Contracts Section (2018-present)

University of Edinburgh

Advisory Editorial Board – Future Law Series (2025-present)

Florida State University College of Law Faculty Governance

Admissions Committee Chair

VAP Appointments Committee Chair (2024-2025)

Appointments Committee (2021-2024)

Curriculum Committee (2019-2021)

Academic Enrichment Committee (2017-present)

Uniform Law Commission

Uniform Commercial Code & Emerging Technologies Committee, Observer (2019-present)

ACADEMIC SERVICE EXPERIENCE

Cambridge University Press

Referee for submissions on private law

Yale Law Journal

Referee for submissions on law & technology

Estonian Research Council

Referee for grant applications on algorithmic contracts

National Science Centre Poland

Referee for grant applications on algorithmic contracts

AALS Law & Technology Workshop Organizing Committee

Committee member

RESEARCH GRANTS

Weizenbaum Institute for the Networked Society, Visiting Fellowship, Summer 2021, 2024, 2025

Florida State University, First Year Assistant Professor Award, 2018

New America Foundation, Eric and Wendy Schmidt Fellow, 2016

Harvard Law School, Project on the Foundations of Private Law Fellowship, 2013

AWARDS

Privacy Papers for Policymakers Award, Future of Privacy Forum, 2021

Global Privacy Summit Scholarship, International Association of Privacy Professionals, 2015

Baden-Württemberg Language Scholarship, The State of Connecticut, 2008

LANGUAGES

German (advanced working knowledge)

Spanish (advanced working knowledge)
French (reading proficiency)

BAR ADMISSIONS

New York