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Juniorprofessur für Öffentliches Recht und Recht der Digitalisierung  
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## AREAS OF SPECIALIZATION

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European and German public law, constitutional theory, legislation, legal methodology, information and IT law, information security, Internet law, e-government, transnational law

## ACADEMIC POSITIONS AND PROFESSIONAL EXPERIENCE

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2017-	Assistant Professor (tenure track) for Public Law and Information Law, Faculty of Law, University of Bielefeld
2016-2017	Emile Noël Fellow at New York University School of Law's Jean Monnet Center & DAAD Visiting Fellow, New York, USA
2014-2017	Postdoctoral researcher (Akademischer Rat a.Z.), Albert-Ludwigs-Universität Freiburg, Law School, project: "Information Security"
2013-2014	Research fellow / pre-doctoral lecturer (Wissenschaftlicher Mitarbeiter), Albert-Ludwigs-Universität Freiburg, Law School
2012	Visiting researcher, Yale Law School, New Haven, USA
2010	Law clerk (Wissenschaftlicher Mitarbeiter), Federal Constitutional Court of Germany, Karlsruhe
2008-2010	Legal Trainee (Rechtsreferendar), Oberlandesgericht (Circuit Court) Karlsruhe, clerking at the District Court Freiburg, the Office of the Public Prosecutor Lörrach, the Federal Constitutional Court of Germany and as a trainee lawyer for Freshfields LLP (Berlin)

## EDUCATION AND ACADEMIC DEGREES

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2010-2014	Dr. jur., Albert-Ludwigs-Universität Freiburg, Law School Supervisor: President of the Federal Constitutional Court Prof. Andreas Voßkuhle, Rigorosum May 21 <sup>st</sup> , 2014, <i>summa cum laude</i> Dissertation: Purposes and the Law of the Constitutional State. History and Theory of a Concept
2010	Second State Examination in Law (Zweite Juristische Staatsprüfung), April 12 <sup>th</sup> , 2010 Specialization: administrative law, constitutional law, EU law
2002-2008	Studies of law, Universität Freiburg, University of Kraków & University of Lausanne; First State Examination in Law (Erste juristische Prüfung), January 30 <sup>th</sup> , 2008, ranked 1 <sup>st</sup> in Freiburg

PUBLICATIONS (\* = PEER REVIEWED)

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MONOGRAPHS

- \*2017 *Überwachung ohne Grenzen. Zu den rechtlichen Grundlagen nachrichtendienstlicher Tätigkeiten in den USA* [Surveillance Without Borders], Nomos, Baden-Baden 2017.  
Reviewed in: Deutsches Verwaltungsblatt
- 2016 *Die Verfassung der Mitte* [Constitutional Centrism], Carl Friedrich von Siemens Stiftung, München 2016 (with Andreas Voßkuhle)  
Reviewed in: Süddeutsche Zeitung, Frankfurter Allgemeine Zeitung
- 2015 *Die Kosten der Freiheit. Grundrechtsschutz und Haushaltsautonomie* [The Costs of Freedom. The Budgetary Dimension of Fundamental Rights Protection], Mohr Siebeck, Tübingen 2015.  
Reviewed in: Die öffentliche Verwaltung, Neue Juristische Wochenschrift, JuristenZeitung, Staat und Wirtschaft in Hessen
- \*2015 *Zwecke im Recht des Verfassungsstaates. Geschichte und Theorie einer Denkfigur* [Purposes and the Law of the Constitutional State. History and Theory of a Concept], Mohr Siebeck, Tübingen 2015 (dissertation).  
Reviewed in: Die öffentliche Verwaltung, ZIER, Savigny Zeitschrift für Rechtsgeschichte (Germanistische Abteilung)

EDITED VOLUMES

- forthcoming *Apokryphe Schriften. Rezeption und Vergessen in der Wissenschaft vom Öffentlichen Recht* [The Apocrypha of German Public Law], Mohr Siebeck (approx. 250 pages) (with Nikolaus Marsch and Laura Münkler).

JOURNAL ARTICLES

- forthcoming Regulierung intelligenter Systeme [Regulating intelligent systems], *Archiv des Öffentlichen Rechts* 143:1 (2018), 70 pages.
- forthcoming Administrativer Sachverstand zwischen Transparenzparadigma und Geheimnisschutz [The Administration between transparency and secrecy], *Die Verwaltung* 51:3 (2018), 30 pages.
- \*2017 Informationssicherheitsrecht. IT-Sicherheitsgesetz und NIS-Richtlinie als Elemente eines Ordnungsrechts für die Informationsgesellschaft [Information Security Law. The German IT-Security Act and the EU Network and Information Security (NIS) Directive], *Die Verwaltung* 50 (2017), 155–188.

- \*2016 Generating Trust Through Law? – Judicial Cooperation in the European Union and the “Principle of Mutual Trust”, *German Law Journal* 17 (2016), 339–382.
- \*2015 Nationale Identität und Verfassungsidentität. Schutzgehalte, Instrumente, Perspektiven [National Identity and Constitutional Identity], *Archiv des Öffentlichen Rechts* 140 (2015), 415–460.
- \*2015 Der „Wille des Gesetzgebers“. Zur Rolle der Gesetzesmaterialien in der Rechtsanwendung [Legislative “Intent”. Legislative History and Judicial Reasoning], *Juristenzeitung* 2015, 957–966.
- 2015 Der Jurist im Kontext [The Lawyer in Context], *Jahrbuch des Öffentlichen Rechts der Gegenwart* 63 (2015), 401–428 (with Andreas Voßkuhle).  
reprinted in: Robert Chr. van Ooyen / Martin H. W. Möllers (ed.): *Verfassung-Kultur. Staat, Europa und pluralistische Gesellschaft* bei Peter Häberle, Nomos, Baden-Baden 2016, 41–80; Spanish translation in *Revista de Derecho Constitucional Europeo*
- \*2013 „Moral Luck“ in Moral und Recht [“Moral Luck” in Moral Philosophy and Law], *Archiv für Rechts- und Sozialphilosophie* 99 (2013), 212–227 (with Lisa Herzog).
- \*2011 „Rechtliche Zusammenarbeit“ als Konzept zwischen Rechtsstaat und Rule of Law [“Legal Cooperation” as a New Conceptual Paradigm in the Global Rule of Law Discourse], *Der Staat* 50 (2011), 436–467 (with Michael Riegner).
- \*2010 Eigentumsrechtliche Entflechtung im Energiebereich. Zugleich ein Beitrag zur deutschen und europarechtlichen Eigentumsdogmatik [Ownership Unbundling in the Energy Sector. The German and the European Perspective on the Right to Property], *Verwaltungsarchiv* 101 (2010), 34–57 (with Anna-Bettina Kaiser).
- 2008 Europäische Entwicklungszusammenarbeit und evolutionärer Kompetenzbegriff [European Development Cooperation and an Evolutionary Understanding of Competences], *Verfassung und Recht in Übersee* 41 (2008), 407–413.
- \*2006 Strafrechtliche Sanktionen und ihre Reform in England und Wales [Criminal Sanctions and Sentencing Reform in England and Wales], *Zeitschrift für die gesamte Strafrechtswissenschaft* 118 (2006), 773–798.

#### BOOK CHAPTERS

- forthcoming The role and practices of online stakeholders, in: Mart Susi (ed.), *Human Rights, Digital Society and the Law: A Research Companion*, Routledge (20 pages).
- forthcoming Der Kanon des Verfassungsrechts [The Canon of Constitutional Law], in: Nikolaus Marsch/Laura Münkler/Thomas Wischmeyer

- (eds.), *Apokryphe Schriften. Rezeption und Vergessen in der Wissenschaft vom Öffentlichen Recht*, Mohr Siebeck (20 pages).
- forthcoming Transnational exchange of data and the protection of privacy, in: Anna-Bettina Kaiser/Niels Petersen/Johannes Saurer (eds.), *Obama's Court: Recent Changes in U.S. Constitutional Law in Transatlantic Perspective* (15 pages), <http://ssrn.com/abstract=2877548>.
- forthcoming Die Erfindung einer Tradition: Grundrechtsschutz durch Organisation [Inventing Constitutional Traditions: The Organizational Dimension of Constitutional Rights], in: Dieter Grimm (ed.): *Vorbereiter – Nachbereiter? Der Beitrag der Staatsrechtslehre zu den großen Innovationen der Verfassungsrechtsprechung im Grundrechtsbereich* [Vanguard or Rear Guard? – The Contribution of Legal Academia to the Great Innovations in Constitutional Rights Jurisprudence], Mohr Siebeck (65 pages) (with Matthias Roßbach).
- forthcoming Developments in German Constitutional Law 2017, in: Richard Albert et al. (Hrsg.), *The Year 2017 in Review*, Boston 2018 (with Christoph Möllers).
- forthcoming Transatlantic data flow: Which kind of institutionalization?, in: Elaine Fahey (ed.), *The Institutionalisation of EU-US Relations: Multidisciplinary Perspectives on Transatlantic Trade and Data Privacy*, Springer 2018.
- 2018 Commentary on Article 91c Basic Law [provision on e-government], in: von Mangoldt/Klein/Starck, *Grundgesetz*, 7<sup>th</sup> ed. 2018 (30 pages).
- 2017 Developments in German Constitutional Law 2016, in: Richard Albert et al. (Hrsg.), *The Year 2016 in Review*, Boston 2017 (with Christoph Möllers).  
Extended article available at <http://www.iconnectblog.com/2017/08/developments-germany-2016/>.
- 2017 The 'Neue Verwaltungsrechtswissenschaft' against the backdrop of traditional administrative law scholarship in Germany, in: Susan Rose-Ackerman & Peter Lindseth (ed.), *Comparative Administrative Law*, 2<sup>nd</sup> ed., Elgar Publishing 2017, 85–101 (with Andreas Voßkuhle).
- 2017 Rechtsetzung in der Europäischen Union [Legislative Procedure in the EU], in: *Dausies, Handbuch des EU-Wirtschaftsrechts*, 42<sup>th</sup> ed. (approx. 50 pages).
- \*2016 Sehnsucht nach Einheit? – Der Schutz kollektiver Identitäten als Entwicklungsauftrag im nationalen und europäischen Verfassungsrecht [Searching for Unity? – The Protection of Collective Identities in National and European Constitutional Law], *Archiv für Rechts- und Sozialphilosophie Beiheft* 2016, 195–205.

- 2016 Nachhaltige Gesetzgebung und Sachverständigenberatung [Sustainable Legislation and Expertise], in: Wolfgang Kahl (ed.), *Nachhaltigkeit durch Organisation und Verfahren* [Sustainability Through Organization and Procedure], Mohr Siebeck 2016, 253–274.

BOOK REVIEWS, EDUCATIONAL AND SMALL ARTICLES

- forthcoming Book Review: “Yaniv Roznai. Unconstitutional Constitutional Amendments. Oxford University Press, 2017”, *International Journal of Constitutional Law*, Volume 15 (2017), issue 4.
- forthcoming Book Review: “Sebastian Leuschner, Sicherheit als Grundsatz, Tübingen 2018”, *Der Staat* 57 (2018).
- forthcoming Book Review: “Tino Frieling, Gesetzesmaterialien und Wille des Gesetzgebers, Tübingen 2017”, *Zeitschrift für Gesetzgebung* 2018.
- 2017 Grundrechte im Unionsrecht [Fundamental Rights in EU Law], *Juristische Schulung* 2017, 1171–1174 (with Andreas Voßkuhle).
- 2016 Book Review: “Bastian Baumann, Datenschutzkonflikte zwischen der EU und den USA, Berlin 2016”, *Der Staat* 55 (2016), 563–566.
- 2016 Book Review: “Marcus Heinemann, Grundrechtlicher Schutz informationstechnischer Systeme, Berlin 2015”, *Archiv des Öffentlichen Rechts* 141 (2016), 459–462.
- 2016 Book Review: “Dennis-Kenji Kipker, Informationelle Freiheit und staatliche Sicherheit, Tübingen 2016”, *Datenschutz und Datensicherheit* 2016, 698.
- 2016 Vorläufiger Rechtsschutz im Verwaltungsprozess [Interim Relief in Administrative Law], *Juristische Schulung* 2016, 1079–1082 (with Andreas Voßkuhle).
- 2016 Verwaltungsvollstreckung [Enforcement of Administrative Decisions], *Juristische Schulung* 2016, 698–791 (with Andreas Voßkuhle).
- 2015 Sozialstaat [The Social State], *Juristische Schulung* 2015, 693–695 (with Andreas Voßkuhle).
- 2015 Rechtsverordnung [Regulations], *Juristische Schulung* 2015, 311–314 (with Andreas Voßkuhle).
- \*2009 „Ownership Unbundling“ – Grundrechtliche Grenzen bei der Neuordnung der Energiewirtschaft [“Ownership Unbundling: Legal Boundaries for the Regulation of the Energy Sector”], *Juristische Schulung* 2009, 706–711 (with Michael Droege).
- \*2006 Der Zugang des Verteidigers zum Mandanten [The Defense Counsel’s Access to the Defendant], *Studentische Zeitschrift für Rechtswissenschaft* 2006, 333–356.

## REPORTS

- 2015                    Strukturiertes Promovieren in der Rechtswissenschaft. Konzept für ein allgemeines Strukturiertes Promotionsprogramm an der Bucerius Law School, 31 January 2015, 86 pages.

## RECENT BLOG ENTRIES AND NEWSPAPER ARTICLES

- 2017                    Limits for global surveillance? On the recent NSA reforms, Verfassungsblog, 29 April 2017, <http://verfassungsblog.de/schranken-fuer-die-weltweite-ueberwachung-was-die-juengsten-ankuendigungen-der-nsa-zu-bedeutend-haben/>.
- 2016                    Der Staat kann nicht mehr am Spielfeldrand stehen bleiben, unilieben 05/2015, 4.
- 2015                    Simulierte Sicherheit [“Simulated Security”], Süddeutsche Zeitung, 10 November 2015.
- 2015                    The “rules of the game” of Rule of Law Cooperation, Völkerrechtsblog, 20 February 2015, <http://voelkerrechtsblog.com/2015/02/20/die-rules-of-the-game-der-rule-of-law-forderung/>.

## PRIZES, ACADEMIC HONORS AND GRANTS (SELECTION)

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- 2016                    “Law book of the year” for the monograph “Die Kosten der Freiheit” (awarded by a group of distinguished peers)
- 2016-2019            Grant by the Deutsche Forschungsgemeinschaft (German Research Foundation) for a three-year postdoctoral fellowship
- 2015                    Carl von Rotteck-Prize for the best dissertation in law (awarded by Freiburg Law School)
- 2010-2013            Doctoral scholarship by Studienstiftung des deutschen Volkes [German National Academic Foundation]
- 2012                    Gibson Dunn US Fellowship, scholarship for visiting researchers
- 2008                    Konrad Hesse-Prize for the best First State Examination in Law (awarded by Freiburg Law School)
- 2002-2008            Scholarships by Studienstiftung des Deutschen Volkes [German National Academic Foundation], Deutscher Akademischer Austauschdienst [German Academic Exchange Service] and Max Weber Program of the Free State of Bavaria

## RECENT TALKS (SELECTION) (\*= INVITED, \*\*=ACCEPTED AFTER REVIEW)

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- 4/2018                Conference: Fundamental Rights Protection Online: the Future Regulation of Intermediaries, UM Brussels  
\*Paper: Regulation of Intermediaries in Germany

- 3/2018 Conference: Robotics & AI Law Society, Hannover  
\*Paper: Artificial Intelligence and the Administration
- 3/2018 Conference: Challenges for public law in modern regulatory states, University of Münster  
\*Paper: Artificial Intelligence and the Administration
- 2018 Colloquium: Public Law and Theory, Humboldt University, Berlin  
\*Paper: Reform und Kritik – Zur Methode der Methodenkritik [Method and Critique in Public Law Theory]
- 2017 Conference: „Geschichte, Methodik, Dogmatik des Öffentlichen Rechts“, University of Bielefeld  
\*Paper: „Algorithmtransparenz. Zur Regulierung intelligenter Techniksyste-me“ [Algorithmic Transparency]
- 2017 Junges Forum Rechtswissenschaft, University of Tübingen  
\*Paper: Regulierung von „künstlicher Intelligenz“ [Regulating Artificial Intelligence]
- 2017 Conference: Autorechtstag, University of Bielefeld  
\*Paper: Datenschutz und Mobilität [Privacy and Mobility]
- 2017 DFG Workshop “Trust-Building in International Relations: The Relevance of Ambiguity”, University of Tübingen  
\*Paper: The Ambiguity of a “Fundamental Premiss” – Trust and Judicial Cooperation in EU Law
- 2017 ICON Conference, The International Society of Public Law, Copenhagen  
\*\*Paper: Why “Schrems” is a dead end. The false premise of the CJEU’s transborder data flow jurisprudence
- 2017 University of Bielefeld, Faculty of Law  
\*Paper: European data protection regulation in the global Internet.
- 2017 Conference: The Apocrypha of German Public Law, Freiburg Institute for Advanced Studies (FRIAS) (co-organizer)  
Paper: The Canon of German Constitutional Law
- 2016 Deutsches Haus at New York University  
\*Paper: Faraway, so close! – A constitutional perspective on transatlantic data flow regulation
- 2016 Conference: Obama’s Court: Recent Changes in U.S. Constitutional Law in Transatlantic Perspective, Humboldt Universität zu Berlin  
\*Paper: Transnational exchange of data and the protection of privacy
- 2016 Global/Emile Noël Fellows Forum, NYU Law School  
Paper: Regulating information security
- 2016 Stiftung Hohbühl  
\*\*Paper: Information security law
- 2016 ICON Conference, The International Society of Public Law, Berlin  
\*Paper: Regulating information security. Towards a transnational order of information security
- 2015 Early Stage Researchers Colloquium, Alexander von Humboldt Institute for Internet and Society (HIIG), Berlin Social Science Center.  
\*Paper: Leviathan in the 21st Century

- 2015 Junges Forum Rechtsphilosophie, Universität der Bundeswehr, Hamburg.  
\*Paper: Sehnsucht nach Einheit? [Search for Unity?]
- 2015 Literaturkolloquium Öffentliches Recht, University of Freiburg  
Paper: Christoph Möllers “Möglichkeit der Normen”
- 2014 Literaturkolloquium Öffentliches Recht, University Freiburg  
Paper: “Ach, Europa, 2.014” – The messianic role of law in Habermas’ approach to European integration
- 2014 Colloquium: Public Law and Theory, Humboldt University, Berlin  
Paper: “Ach, Europa, 2.014” – The messianic role of law in Habermas’ approach towards European integration
- 2014 ICON Conference, The International Society of Public Law, Florence  
\*Paper: Generating trust through law

## TEACHING EXPERIENCE

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- SPRING 2018 Lecture: Fundamental Rights (4 hours/week) Bielefeld University)
- SPRING 2018 Lecture: Methods of Legal Scholarship (2 hours/week) (Bucerius Law School)
- FALL 2017/2018 Seminar: Secrecy and Transparency in Public Law (2 hours/week) (Bielefeld University)
- SPRING 2017 Lecture: Methods of Legal Scholarship (3 hours/week) (Bucerius Law School)
- SPRING 2017 Seminar: Legislative Intent (2 hours/week) (with Christian Bumke) (Bucerius Law School)
- SPRING 2016 Constitutional Law II: Fundamental Rights (4 hours/week) (University of Freiburg)
- SPRING 2016 Participation in the Refugee Law Clinic (University of Freiburg)
- FALL 2015/2016 Administrative Law I and Administrative Procedure (4 hours/week) (University of Freiburg)
- SPRING 2015 Administrative Law II: Police Law (4 hours/week) (University of Freiburg)
- FALL 2014/2015 Constitutional Law I: Organization and General Principles (4 hours/week) (University of Freiburg)
- SPRING 2014 Constitutional Law II: Fundamental Rights (4 hours/week) (University of Freiburg)
- FALL 2013/2014 Constitutional Law I: Organization and General Principles (4 hours/week)

## OTHER RECENT ACADEMIC ACTIVITIES

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- 2018– Faculty Coordinator for the Language Program, Law Faculty, Bielefeld University



- 2018– Member of the “Zukunftsfakultät” [Future Faculty] of the Institute for Advanced Study, Berlin
- 2017– Member of the I·CONnect “Year in Review” team for Germany
- 2017– Member of the Research Network “Constitution in the Digital Space” (MPI Bonn)
- 2016 – Member of the “Privacy Research Group” (NYU)
- 2016 – Associate Editor of the “Verfassungsblog”
- 2015 Bucerius Law School, Hamburg, commissioned to write a comprehensive report on the reform of the doctoral program, which was used to initiate far-reaching changes and to secure external funding for the newly designed program.
- 2015 Successful application for funding of a “Junior Researcher Conference” in 2016/2017 with the topic “Apocryphal texts. Reception and Forgetting in German Public Law”, Freiburg Institute for Advanced Studies (FRIAS), Freiburg University (co-organizer with Nikolaus Marsch and Laura Münkler) (competitive)
- 2010 – Member of the Selection Committee of the German National Academic Foundation

Bielefeld, February 12, 2018