

Social Media Ethics for Attorneys

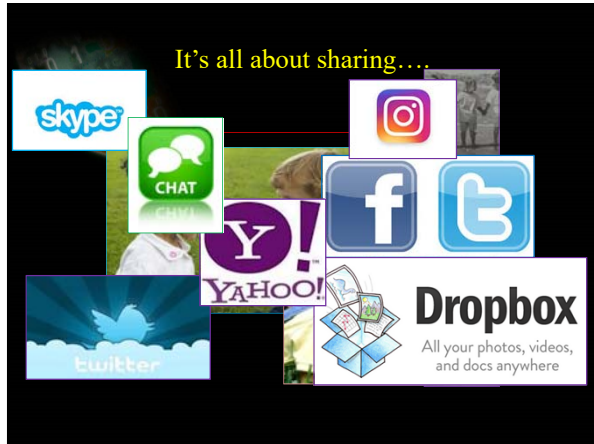
intentional sharing
unintentional sharing

It's all about sharing...



It's all about sharing....













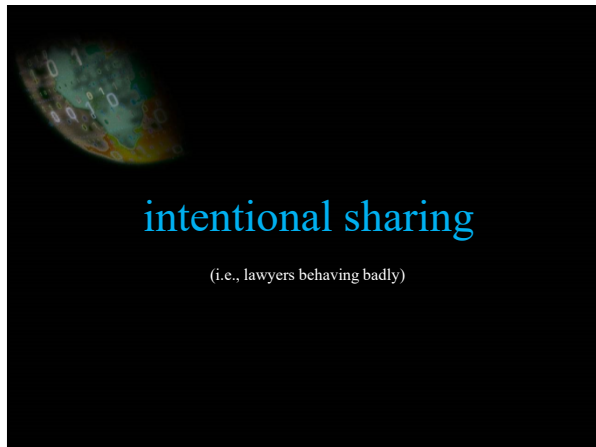


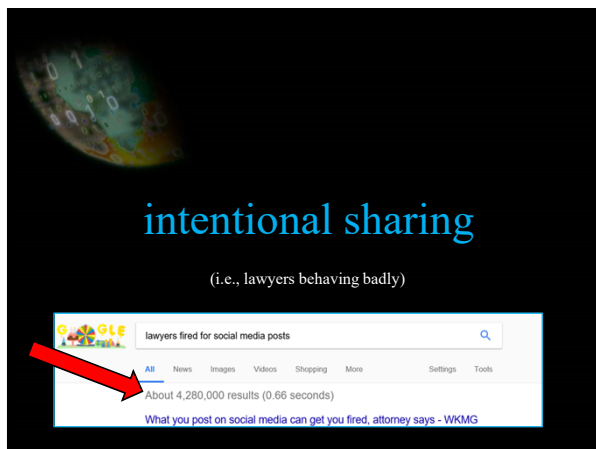









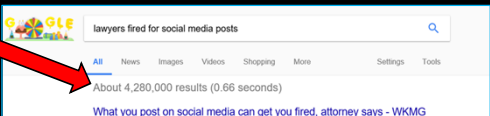






intentional sharing

(i.e., lawyers behaving badly)



Google lawyers fired for social media posts

All News Images Videos Shopping More Settings Tools

About 4,280,000 results (0.66 seconds)

What you post on social media can get you fired, attorney says - WKMG




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So fun to post about your cases to your friends! Don't.



"private" facebook



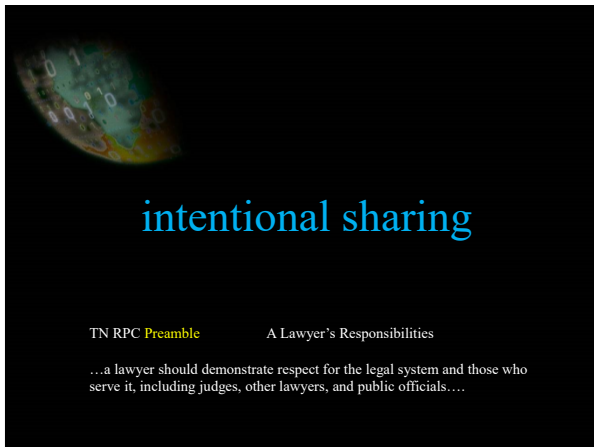
Anya Cintron Stern

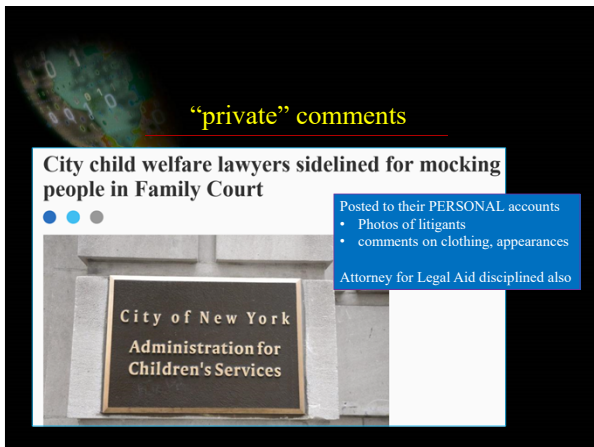















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TN RPC Preamble A Lawyer's Responsibilities

...a lawyer should further the public's understanding of and confidence in the rule of law and the justice system because legal institutions in a constitutional democracy depend on popular participation and support to maintain their authority....

Public Posts

May 25, 2016

Thus far there is not a website for "people of 201 Poplar." However, this hair design caught my attention in General Sessions Criminal Court Division 9.



55 Comments

Like Share

Public Posts

May 25, 2016

Thus far there is not a website for "people of 201 Poplar." However, this hair design caught my attention in General Sessions Criminal Court Division 9.



54 of 55

View previous comments

Hahahahhaaaaaaa that's fantastic

Like May 25, 2016 at 11:40am

looks like she has a shih tzu on her head

Like May 25, 2016 at 11:41am

or some one did

Like 1 May 25, 2016 at 12:03pm

gotta have that site

Like 1 May 25, 2016 at 11:47am

represent the owner of this hair design and I am sure she would be happy to pose for "people of 201 Poplar". May be we should think about doing a calendar edition for 2017?

Like May 25, 2016 at 11:48am

reassure us she is not charged with animal cruelty...

Like 1 May 25, 2016 at 11:54am

it's just the ubiquitous driving while license suspended revoked or cancelled, probably arrested by a mouse-phobic Memphis police officer who looks like a cat!

Like 1 May 25, 2016 at 12:10pm

You still the best lawyer in Memphis Tennessee!

Like May 25, 2016 at 11:50am

Post Otto Club201HotList

Like May 25, 2016 at 11:52am

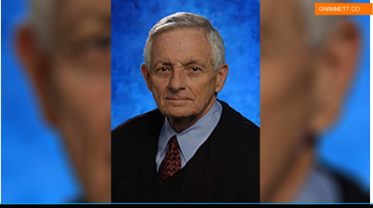
Post it to

Like 1 May 25, 2016 at 11:52am

Like Share

Gwinnett judge resigns after controversial Confederate monument posts

Tyler E. Ship - The Atlanta Journal-Constitution
6:57 pm Wednesday, Aug. 16, 2017 Filed in Gwinnett County



Posted on Saturday

Had to resign by Wednesday


Agreed with the chief magistrate judge, who said:

"His statements on social media have disrupted the mission of this court, which is to provide justice for all."

Georgia U.S. Magistrate Judge steps down...

Gwinnett judge resigns after controversial Confederate monument posts

Tyler E. Ship - The Atlanta Journal-Constitution
6:57 pm Wednesday, Aug. 16, 2017 Filed in Gwinnett County




Jim Hinkle
Saturday at 12:59 PM · 🌐

In Charlottesville everyone is upset over Robert E. Lee statue. It looks like all of the snowflakes have no concept of history. It is what it is. Get over it and move on. Leave history alone - those who ignore history are deemed to repeat the mistake of the past. In Richmond VA all of the Confederate monuments on Monument Ave. have people on horses whose asses face North. PERFECT!

👍👎👏 19 16 Comments

Like Comment Share


Georgia U.S. Magistrate Judge steps down...



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TN RPC Rule 3.6 Trial Publicity

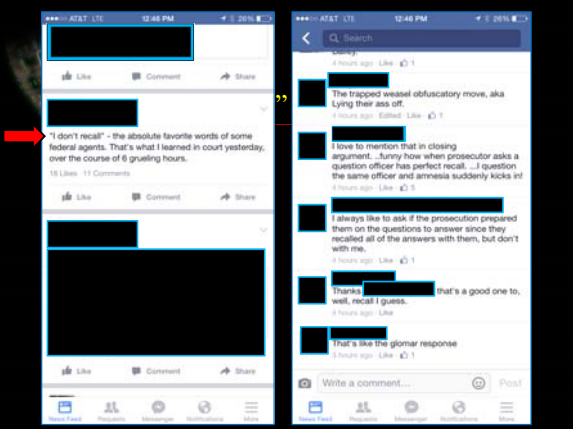
...a lawyer shall not make an extrajudicial statement that the lawyer knows or reasonably should know will be disseminated by public communication and will have a substantial likelihood of materially prejudicing the proceeding.*




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TN RPC Rule 3.6 Trial Publicity

comment: subjects that are “more likely than not to have a material prejudicial effect,” particularly when pertaining to civil matters triable by jury and criminal matters include the **character, credibility, reputation or criminal record** of a party, suspect, or witness.



The image shows two screenshots of a social media post. The left screenshot shows a comment that says "I don't recall" - the absolute favorite words of some federal agents. That's what I learned in court yesterday, over the course of 6 grueling hours. The right screenshot shows a thread of comments discussing a "trapped weasel obfuscatory move" and "lying their ass off".



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TN RPC Rule 3.8 (f) Special Responsibilities of a Prosecutor

...except for statements that inform the public of the prosecutor's action and serve a legitimate law enforcement purpose...shall refrain from making extrajudicial comments that have a substantial likelihood of heightening public condemnation of the accused...

“private” speech?





Sai Perricone in 2004. He resigned from the U.S. attorney's office in New Orleans in 2012 after acknowledging he anonymously posted comments on a New Orleans newspaper's website about judges, politicians and his cases. (Bryan S. Bertaux / Times-Picayune)

“dubiety”

- 2014 a former AUSA scanned NOLA newspaper comments on his client's cases
- One commenter knew a lot of information, was accurate
- “dubiety” led to FBI language analysis and lawsuit against screen name with allegation it was USAO insider
- Admitted when confronted, resigned
- Convictions on cases attacked
- 2600 posts over five years



First Assistant U.S. Attorney Jan Mann demoted after admitting online commentary





James Letten


- Career prosecutor
- Eleven years as U.S. Attorney
- Longest-serving USA in country
- Resigned due to assistants' conduct and optics—taint on the office





U.S. Attorney Jim Letten Thursday morning announced the demotion of his second-in-command, First Assistant U.S. Attorney Jan Mann. The news came six days after landfill magnate Fred Heebe alleged in a civil suit that Mann had repeatedly used an online alias to slam him and other federal probe targets in comments posted on NOLA.com. Mann's demotion marks the second high-profile takedown of a federal prosecutor engineered by Heebe, who in March unmasked Sai Perricone, the office's senior litigation counsel, as a prolific and intemperate online rantier.

The defamation suit Heebe filed Friday accused Mann of commenting under the name "eveman," a moniker that appeared inspired in part by the initials of former Gov. Edwin W. Edwards, a longtime nemesis of the U.S. attorney's office. The user of the alias went silent the minute Perricone was exposed in March, according to Heebe's suit.



controversy in which he told his client to "clean up" his Facebook page. The client lost his wife in a trucking accident. Following her death, the client posted pictures of himself holding a beer and wearing a t-shirt that said "I love hot moms." Lawyers for the defendants found the picture after it was deleted. The lawyer and client were sanctioned \$722,000.00 for violating ethics rules that govern candor toward the court, fairness to the opposing party and counsel, and misconduct.



"We believe that running a social media search of clients, opponents, and witnesses is now part of the minimum level of due diligence expected of a competent litigator... In our view, it's just a matter of


LAWYER AGREES TO FIVE-YEAR LAW LICENSE SUSPENSION IN FACEBOOK DELETION CASE

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Competent representation may require:

- Investigating relevant social media postings
- Advising clients on obstruction, spoliation, and procedural rules that could prohibit editing social media presence if litigation has begun or is anticipated
- Consider litigation holds, document preservation for online content
- Ensure client's social media position is not inconsistent with position taken in litigation





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TN RPC Rule 5.5 Unauthorized Practice of Law

...a lawyer who is not admitted to practice in [a] jurisdiction shall not...establish an office or other systematic and continuous presence...for the practice of law...



BITTER LAWYER

blogging implicates rules on:







- Client confidentiality
- Reputation of the judicial system
- Out-of-jurisdiction practice if giving legal advice where not licensed
- May unintentionally establish client relationship
- May unintentionally be “advertising”
- Being identified as an attorney and taking position contrary to client’s best interest – appearance that you are not zealously advocating client’s position



Los Angeles Deputy DA sued in federal district court

Appeal from the United States District Court for the Central District of California, George H. Wu, District Judge, Presiding. D.C. No. 2:12-cv-08443-GW-MRW.

Before: A. WALLACE TASHIMA, RICHARD C. TALLMAN, and JACQUELINE H. NGUYEN, Circuit Judges.

***1623 OPINION**

TALLMAN, Circuit Judge.

Plaintiff Nadia Naffe appeals the district court’s dismissal of her 42 U.S.C. § 1983 claim and six related state law causes of action. Her appeal requires us to resolve two issues. First, we must decide whether the factual allegations in Naffe’s complaint are sufficient to support her claim that Defendant John Patrick Frey—a Los Angeles County Deputy District Attorney—acted under color of state law for the purposes of § 1983 when he published derogatory statements about Naffe on his personal Internet blog and on **Twitter**. Second, we must determine if the district court erred when it required Naffe to establish by a preponderance of the evidence the amount in controversy for showing federal diversity jurisdiction.

Court found not under color of law (1983 claim)...
But, plaintiff could proceed on amount of damages

new ABA opinion

AMERICAN BAR ASSOCIATION
STANDING COMMITTEE ON ETHICS AND PROFESSIONAL RESPONSIBILITY

Formal Opinion 480 March 6, 2018

Confidentiality Obligations for Lawyer Blogging and Other Public Commentary

Lawyers who blog or engage in other public commentary may not reveal information relating to a representation, including information contained in a public record, unless authorized by a provision of the Model Rules.¹

Duty of Confidentiality Under Rule 1.6

Model Rule 1.6(a) provides:

A lawyer shall not reveal information relating to the representation of a client unless the client gives informed consent, the disclosure is impliedly authorized in order to carry out the representation or the disclosure is permitted by paragraph (b).

Formal Opinion 480 4

not otherwise impliedly authorized to carry out the representation, then the lawyer violates Rule 1.6(a).¹³ Rule 1.6 does not provide an exception for information that is "generally known" or contained in a "public record."¹⁴ Accordingly, if a lawyer wants to publicly reveal client information, the lawyer¹⁵ must comply with Rule 1.6(a).¹⁶

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Formal Opinion 480 4

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Significantly, information about a client's representation contained in a court's order, for example, although contained in a public document or record, is *not* exempt from the lawyer's duty of confidentiality under Model Rule 1.6.¹⁰ The duty of confidentiality extends generally to information related to a representation whatever its source and without regard to the fact that others may be aware of or have access to such knowledge.¹¹


A violation of Rule 1.6(a) is not avoided by describing public commentary as a "hypothetical" if there is a reasonable likelihood that a third party may ascertain the identity or situation of the client from the facts set forth in the hypothetical.¹² Hence, if a lawyer uses a hypothetical when offering public commentary, the hypothetical should be constructed so that there is no such likelihood.



blogging best practices

- Get written permission before discussing clients' cases (even if you anonymize)
- Use prominent disclaimers
- Be familiar with the regulations on advertising and soliciting clients
- Be wary of unintentionally establishing client relationship
- Write factual updates instead of opinions
- Don't blog about judges or colleagues






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But what if they don't? Can you respond?

Yes but...
“self defense” is not safe harbor



Betty Tsamis 217
Attorney

Chicago, Illinois | Law Practice

Current: Bryon Dooney & Lenkov, TSAMIS LAW FIRM PC

Previous: Hewitt Associates, Riggs Abney et al, Starbucks Coffee Company


Education: University of Denver - Sturm College of Law

Website: Company Website

View Betty's full profile.

Lawyer Agrees to A Reprimand for Responding to Avvo Review.

Yes but...
“self defense” is not safe harbor



Betty Tsamis 217
Attorney

“This is simply false. The person did not reveal all the facts of his situation up front in our first and second meeting. [sic] When I received his personnel file, I discussed the contents of it with him and informed him that he would likely lose unless the employer chose not to contest the unemployment (employers sometimes do is [sic]). Despite knowing that he would likely lose, he chose to go forward with a hearing to try to obtain benefits. I dislike it very much when my clients lose but I cannot invent positive facts for clients when they are not there. I feel badly for him but his own actions in beating up a female coworker are what caused the consequences he is now so upset about.”

View Betty's full profile.


Lawyer Agrees to A Reprimand for Responding to Avvo Review.

responding to negative reviews

- Ask the former client to remove the review
- Exercise restraint – be generic, professional (i.e., “I am not at liberty to respond fully in this forum, but I do not believe this is a fair and accurate account...”)
- Have someone else proofread before hitting “post”
- Never include details of the case

Texas: any info provided by the client or acquired during representation – even if now publically known – may not be referenced in a response.


Pennsylvania: all info related to representation of a client – even an “ungrateful” one – cannot be in the response.




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TN RPC Rule 8.2 Judicial and Legal Officials

...a lawyer shall not make a statement that the lawyer knows to be false or that is made with reckless disregard as to its truth or falsity concerning the qualifications or integrity of...a judge; an adjudicatory officer or public legal officer; or a candidate for election or appointment to judicial or legal office.




Rob Ranco, Round Rock, Texas



Forced to resign from his (high-paying) law firm after this Tweet.

Note the use of "law" in his handle—implies he is speaking in his professional capacity.



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TN RPC Rule 4.1 Truthfulness in Statements to Others

...a lawyer shall not knowingly make a false statement of material fact or law to a third person during the course of representing a client...

Misrepresentation?



District Attorney Stacy Parks Miller
Centre County, PA

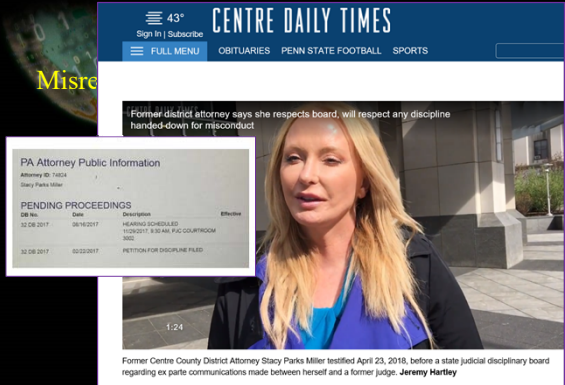
Misrepresentation?

- "Britney Bella"
- Office-wide email in 2011 re: "new facebook page that is fake for us to befriend and snoop...use it freely to masquerade around facebook"
- appellate court vacated some verdicts



District Attorney Stacy Parks Miller
Centre County, PA


Misrepresentation?



Former district attorney says she respects board, will respect any discipline handed-down for misconduct

PA Attorney Public Information			
Attorney ID: 74024			
Stacy Parks Miller			
PENDING PROCEEDINGS			
DB No.	Date	Description	Effective
32 08 2017	08/16/2017	HEARING SCHEDULED: 11/03/2017 9:30AM PAC COURTHOUSE 302	
32 08 2017	02/22/2017	PETITION FOR DISCIPLINE FILED	


Former Centre County District Attorney Stacy Parks Miller testified April 23, 2018, before a state judicial disciplinary board regarding ex parte communications made between herself and a former judge, **Jeremy Hartley**



intentional sharing

TN RPC Rule 8.4 Misconduct


...it is professional misconduct for a lawyer to...engage in conduct involving dishonesty, fraud, deceit, or misrepresentation...[or] conduct that is prejudicial to the administration of justice...



Gone fishin'

If you tell the judge you need a continuance because there's a death in the family, don't go fishing.

But if you do, don't post it on Instagram.



intentional sharing

Does that include fake identities?

TN RPC Rule 8.4 Misconduct

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fake facebook

Staten Island attorney

Created fake facebook pages where he pretended to be actual individuals running for office

Posted damaging comments that were contrary to their platforms

All were running against his clients



Richard Luthmann

a/k/a the "trial by combat" lawyer

Richard Luthmann




Special prosecutor to probe lawyer for phony Facebook accounts

August 29, 2017 | 8:37pm | Updated

A devoted fan of "Game of Thrones," Richard Luthmann once asked a judge to let him settle a lawsuit by dueling with his adversary's lawyer in what he called his "common-law right to Trial by Combat." The request was denied.

Trial By Combat Lawyer Indicted In Federal Kidnapping Scheme

Well, this sounds much, much more serious.

By JOE PATRICE




A devoted fan of "Game of Thrones," Richard Luthmann once asked a judge to let him settle a lawsuit by dueling with his adversary's lawyer in what he called his "common-law right to Trial by Combat." The request was denied.

Drew Quitschau, Chicago

BY LEON JONES PUBLISHED AUG 15, 2011

Lawyer Who Rigged Fake Match.com Profile as Female Attorney Is in the Hot Seat



- Fake match.com profile for opposing (female) counsel
- Untrue facts- divorced, smoker, NASCAR fan
- Left fake bad reviews on other sites
- Signed her up for email blasts from a nutrition and pork industry publication Pig International
- Did it using his law firm's computers
- Facing bar discipline

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TN RPC Rule 3.5 (b) Impartiality and Decorum of the Tribunal

...a lawyer shall not communicate *ex parte* with a judge, juror, prospective juror, or other official during the proceeding unless authorized to do so by law or court order...

Misrepresentation?

- Found to have communicated *ex parte* with judges through social media campaign
- She used online petitions, Twitter, blog postings to urge the public to contact judges and let the judges know they were being watched and the public was "horrified" by their rulings
- Acting on behalf of a client with a messy custody case



Joyce Nanine McCool

Louisiana, disbarred, 2015

- Found to have communicated *ex parte* with judges through social media campaign
- She used online petitions, Twitter, blog postings to urge the public to contact judges and let the judges know they were being watched and the

2015-B-0284 IN RE: JOYCE NANINE MCCOOL

Upon review of the findings and recommendations of the hearing committee and the disciplinary board, and considering the record, briefs, and oral arguments, it is ordered that Joyce Nanine McCool, Louisiana Bar Number 27026, be and hereby is disbarred. Her name shall be stricken from the roll of attorneys and her license to practice law in the State of Louisiana shall be revoked. All costs and expenses in the matter are assessed

intentional sharing

TN RPC Rule 3.5 (d) Impartiality and Decorum of the Tribunal


...a lawyer shall not conduct a "vexatious or harassing investigation of a juror or prospective juror..."

Browning hand-out

social media

Can judges use it?

probably not like this....






The statement by Judge Nancy Hohengarten of Travis County raised some eyebrows among Austin criminal defense lawyers, the [Austin American-Statesman](#) reports.

Hohengarten had commented in response to a friend of the judge—who doesn't practice law—who said he was home with a cold. Hohengarten said she was also sick, but had gone to work.

Hohengarten wrote: "I've had the worst cold but instead of staying home I'm being tortured by an attorney in a trial. So, I'm actually jealous of you!"

Austin defense attorney's association is reviewing trial transcript, considering whether to file a complaint.

probably not like this....

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TN Judicial Ethics Advisory Opinion No. 12-01

Looked to other states for examples.

Recommendations vary:

- Oklahoma:** judge may friend those who do not appear regularly or are unlikely to appear before the judge.
- Florida:** may not friend attorneys that may appear before the judge.
- Massachusetts:** may only friend attorneys the judge would be willing to recuse self if or when attorney appears in judge's court.
- California:** judge must consider the nature of the site (professional, like LinkedIn, or personal, like Facebook?) as well as how they decide which attorneys to friend and which they don't, and how that may appear.

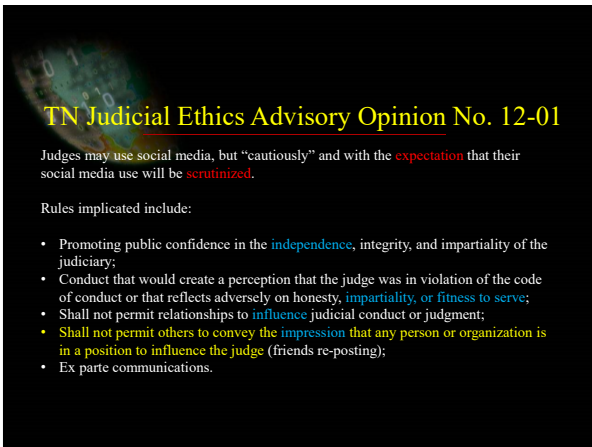


TN Judicial Ethics Advisory Opinion No. 12-01

Tennessee decided judges may use social media, but “cautiously” and with the expectation that their social media use will be scrutinized.

Judge must decide whether the benefits and utility of participating justify the risks.

Pennsylvania: Defense Attorney Sam Stretton, frequent commenter on ethics wrote in an Aug. 31, 2017, column for the *Legal Intelligencer* that “just as a judge recognizes they cannot go out for an afternoon drink or two in public and then return to the bench because it would be noted and potentially the subject of criticism, a judge has to recognize that at times they have to give up what other people can do because of the privilege they have in serving in their judicial office.”

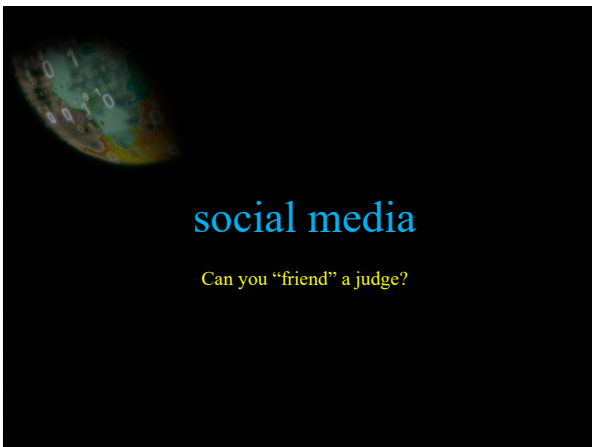


TN Judicial Ethics Advisory Opinion No. 12-01

Judges may use social media, but “cautiously” and with the expectation that their social media use will be scrutinized.

Rules implicated include:

- Promoting public confidence in the independence, integrity, and impartiality of the judiciary;
- Conduct that would create a perception that the judge was in violation of the code of conduct or that reflects adversely on honesty, impartiality, or fitness to serve;
- Shall not permit relationships to influence judicial conduct or judgment;
- Shall not permit others to convey the impression that any person or organization is in a position to influence the judge (friends re-posting);
- Ex parte communications.



social media

Can you “friend” a judge?



social media

Can you "friend" a judge?

It depends on the jurisdiction. If the judge's jurisdiction forbids it, you may be violating YOUR district's ethical rules by "contributing to a violation" of the judge's code in her jurisdiction.

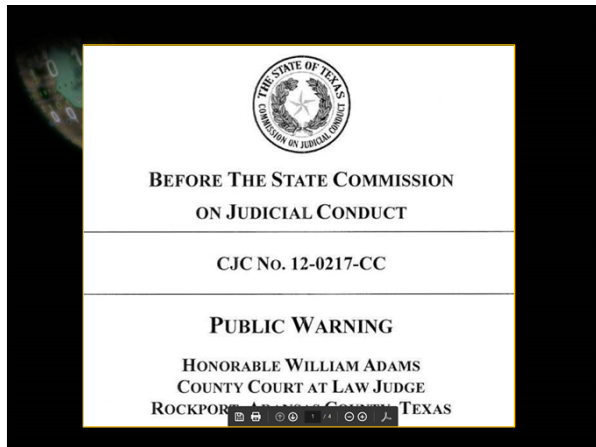


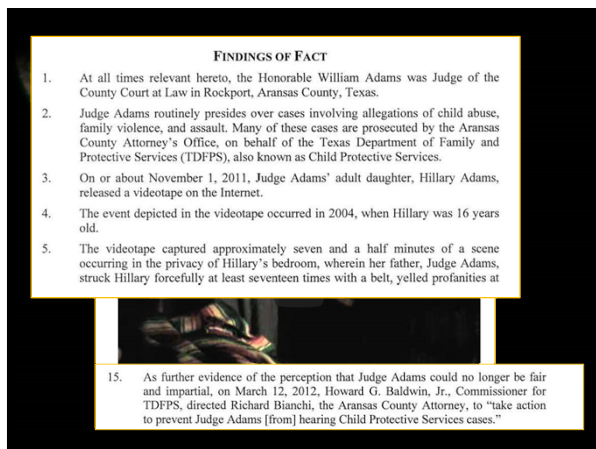
Anybody can copy your stuff!!











Judge William Adams

CONCLUSION

The Commission concludes based on the facts and evidence before it that Judge Adams' actions depicted in the 2004 videotape, once publicly released, cast reasonable doubt on his capacity to act impartially as a judge and interfered with the proper performance of his judicial duties, in willful and/or persistent violation of Canons 4A(1) and 4A(2) of the Texas Code of Judicial Conduct. The doubt cast on Judge Adams' capacity to act impartially and the interference caused by the videotaped conduct was evidenced by the March 12, 2012 letter from TDFPS Commissioner Baldwin, as well as by the testimony of several witnesses. The Commission acknowledges that Judge Adams was not aware that he had been secretly videotaped, and that he was not the person who released the videotape on the Internet; however, because Judge Adams regularly presides over and decides cases involving custody, child abuse, and family violence cases, his private conduct did cast public discredit upon the judiciary and the administration of justice, in violation of Article XVIII, Section 1-a(6)A of the Texas Constitution.

additional reading

Legal Ethics and Social Media: A Practitioner's Handbook

ISBN: 9781634257824

Author(s): Jan L. Jacobowitz
John G. Browning


Sponsor(s): Center For Professional Responsibility

Publisher(s): ABA Book Publishing

ISBN: 978-1-43425-782-4
Product Code: 2150068
2017, 272 pages, 6 x 9, paperback

While technology positively impacts the legal profession and improves workflows, a lawyer must also master digital communications skills and know that all existing rules of ethics still apply while navigating the brave new world of status updates, tweets, Instagram followers, and YouTube uploads.


TMI – too much information!



unintentional sharing


TN RPC Rule 1.1 (8) Maintaining Competence

...a lawyer should keep abreast of changes in the law and its practice, including the benefits and risks associated with relevant technology....




competence includes:

- Understanding electronic discovery
- Use of social media that won't distract from client representation
- Knowing what platforms your clients use
- Understanding the platforms themselves if that is relevant to the reason the attorney was retained
- Understanding how electronic media impacts the rules on advertising and solicitation of clients – jurisdictions' rules vary but the internet transcends jurisdictions



ABA Formal Opinion 466 (2014)

As indicated by [ABA Rule of Professional Conduct] 1.1, Comment 8, It is important for a lawyer to be current with technology. While many people simply click their agreement to the terms and conditions for use of an electronic social media network, a lawyer who uses an social media in his practice should review the terms and conditions, including privacy features that change frequently. Competence can require understanding the terms and changes in platforms' settings and policies.



27 states site competence in technology as an ethical duty

As of this year, including Tennessee

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

IN RE: PETITION TO AMEND SELECTED PROVISIONS OF
TENNESSEE SUPREME COURT RULE 8

No. ADM2016-01382

ORDER

FILED
MAR - 6 2017
Clerk of the Courts
Rec'd By _____

Maintaining Competence

[8]16) To maintain the requisite knowledge and skill, a lawyer should keep abreast of changes in the law and its practice, including the benefits and risks associated with relevant technology, engage in continuing study and education, and comply with all continuing legal education requirements to which the lawyer is subject.

TN RPC Rule 1.1 (8) Maintaining Competence

...a lawyer should keep abreast of changes in the law and its practice, including the benefits and risks associated with relevant technology....

Automatic Backups

Dropbox
All your photos, videos, and docs anywhere

iCloud


Apple ID
Password

set cloud privacy

EVERNOTE




social media



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Web bugs or "pixel trackers" or "web beacons", used To tell a sender of email (including opposing counsel?) what you have done with the email (save in a particular file? Forward to....?)



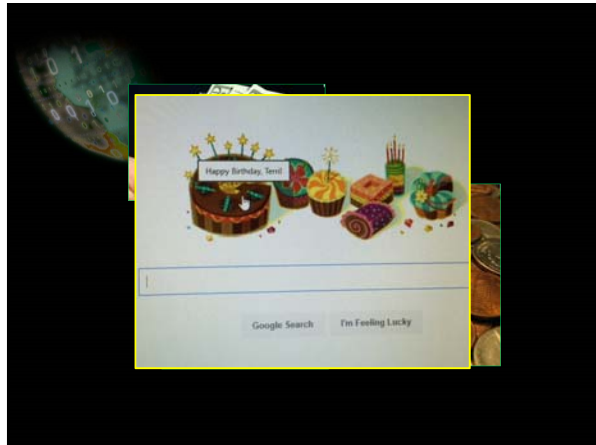
LinkedIn

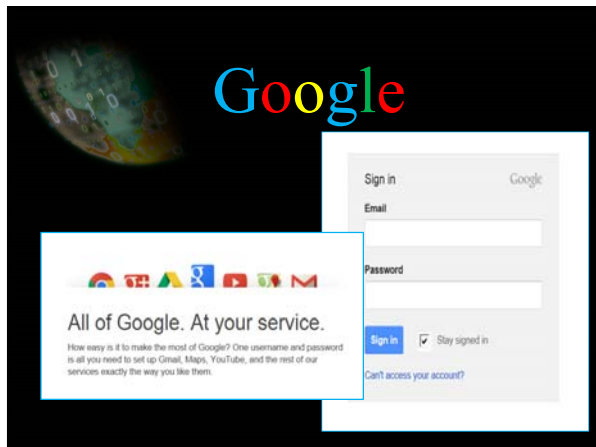
unintentional sharing

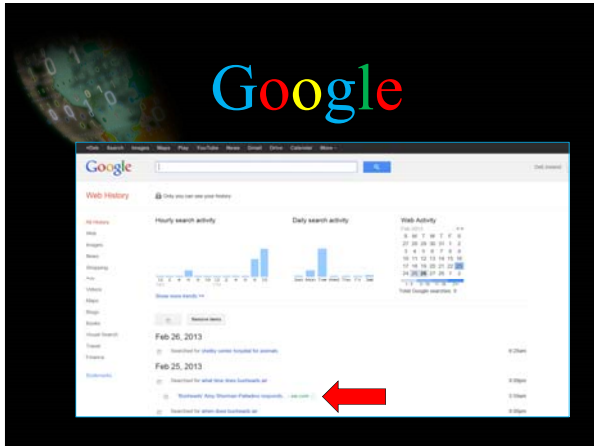
The "imported contact" feature accesses your contact list and suggests connections. If you link with clients, it can identify people who have sought your counsel (white collar defense, perhaps?)

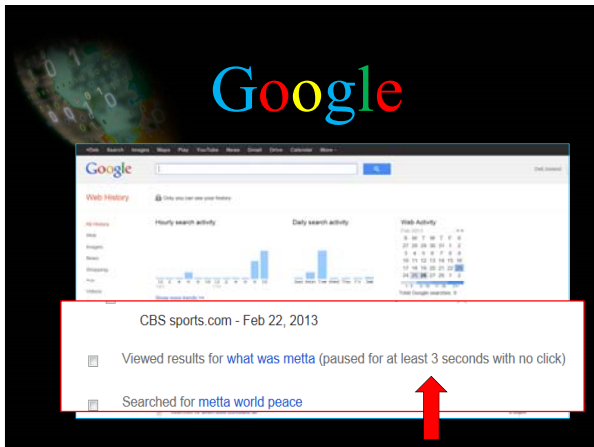
LinkedIn also notifies others that you have viewed their profile, so beware of Checking potential jurors on this service, which could be considered an *ex parte* Communication.
















unintentional sharing

TN RPC Rule 3.5 (b) Impartiality and Decorum of the Tribunal

...a lawyer shall not communicate *ex parte* with a judge, juror, prospective juror, or other official during the proceeding unless authorized to do so by law or court order...



PEOPLE YOU MAY KNOW

- MERCURY SCHEMERY!
- SORRY I RUINED YOUR LIFE! LET'S BE BEST FRIENDS!!!
- ARE YOU SURE YOU DON'T KNOW ME???
- that friend of a friend that smells like tuna
- your arch nemesis in high school
- IT WAS FUN WHILE IT LASTED!!!
- HOOOOOOO!!!! I HATE YOU ALL! LEAVE ME ALONE!!! STOP TAUNTING ME!!!! STOP! LET ME BE!!!
- some dude you definitely don't know
- MEOW ~~~
- that guy you went on one boring date with
- your friend's cat

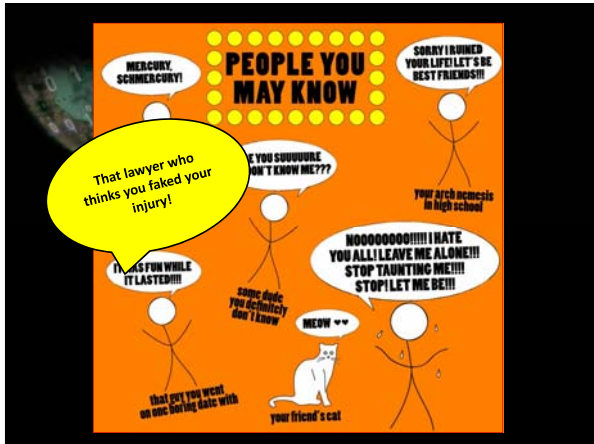
Research may be *ex parte* communication

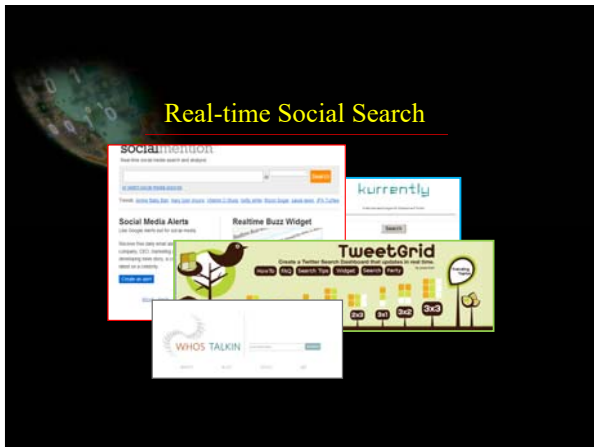


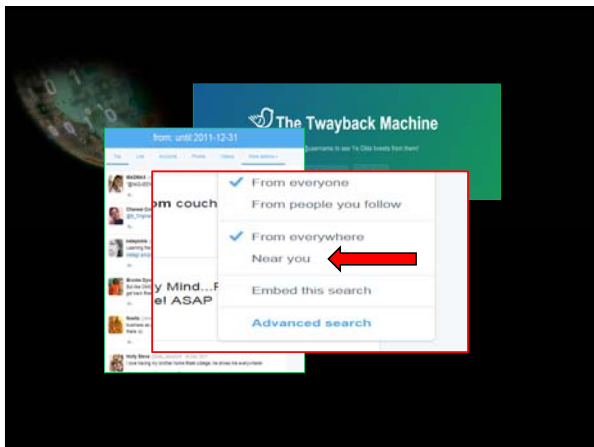
Discover People You May Know

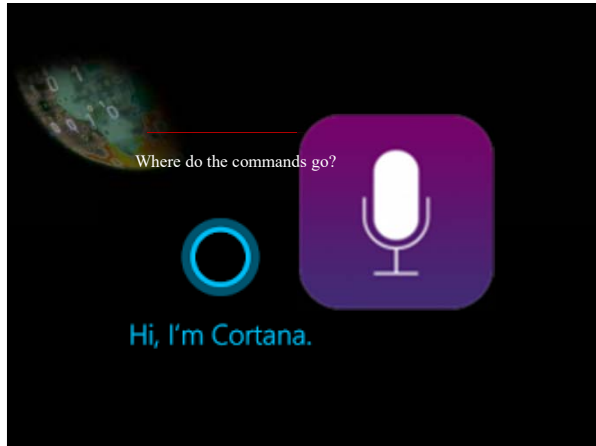
 Jen Lin Add as Friend	 Chris Hytting Add as Friend	 Aadrey Yap Add as Friend
 Christy Leung Add as Friend	 Amanda Barnes Add as Friend	 Celia Sasaki Add as Friend
 Clem Ho Add as Friend	 Bernie Zacharias Add as Friend	 Andy Chen Add as Friend

More

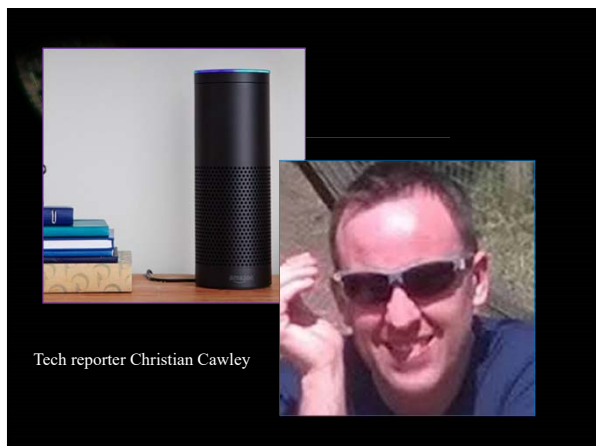


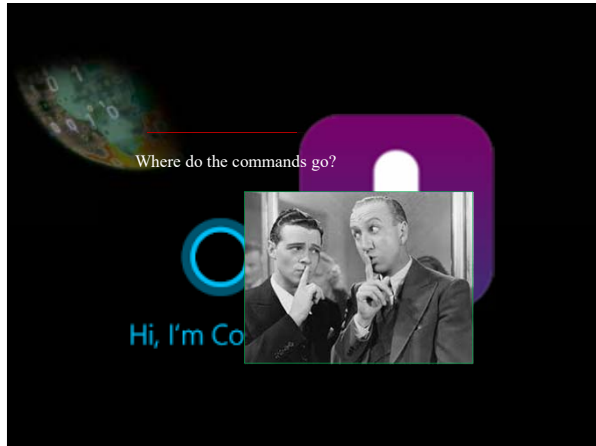


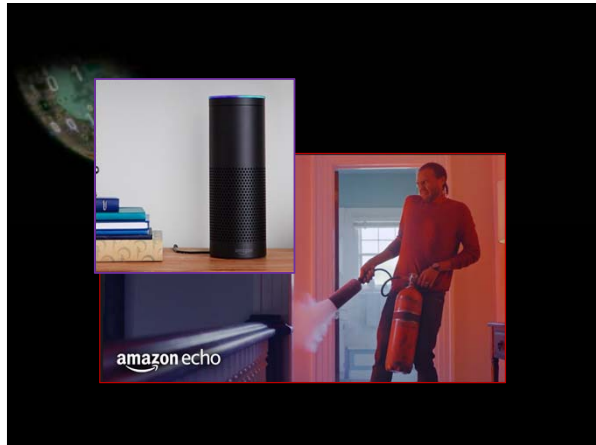


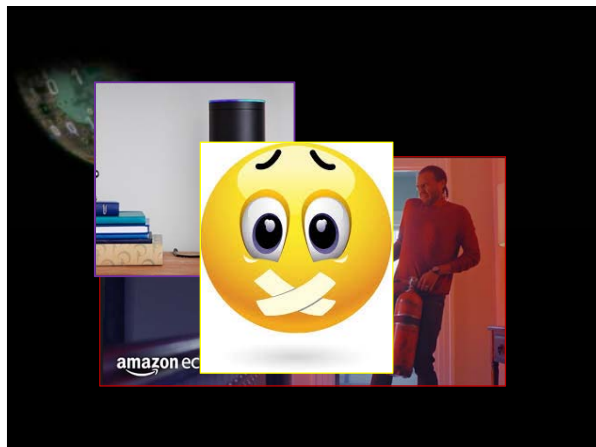






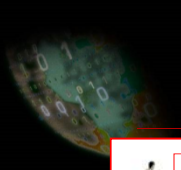




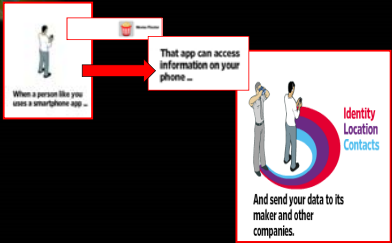




unintentional sharing
data leakage



smartphone apps



When a person like you uses a smartphone app ...

That app can access information on your phone ...

Identity Location Contacts

And send your data to its maker and other companies.



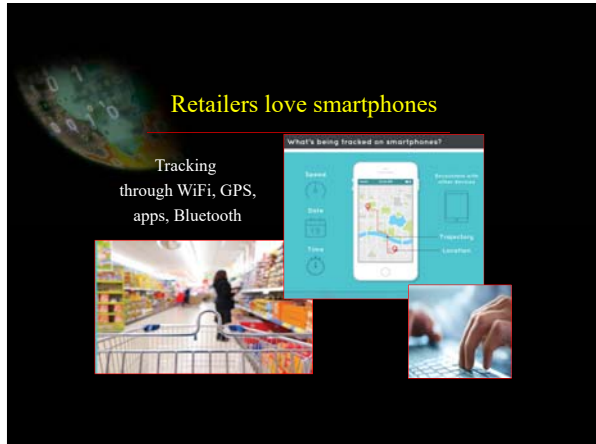
iSpy



First off, the app enables your iPhone to take pictures at a specific frequency and have it start snapping when motion or a certain audio level is detected; the pictures can be exported later. Furthermore, the iPhone can be put in 'Stealth Mode' so its display turns off even when the app is active. If you ever see a random iPhone lying around, be wary: it could be spying on you.

Retailers love smartphones

Tracking through WiFi, GPS, apps, Bluetooth




What's being tracked on smartphones?

- Location
- Apps
- Time
- Usage
- Tracking
- Location

Internet-enabled security cams

Never Online



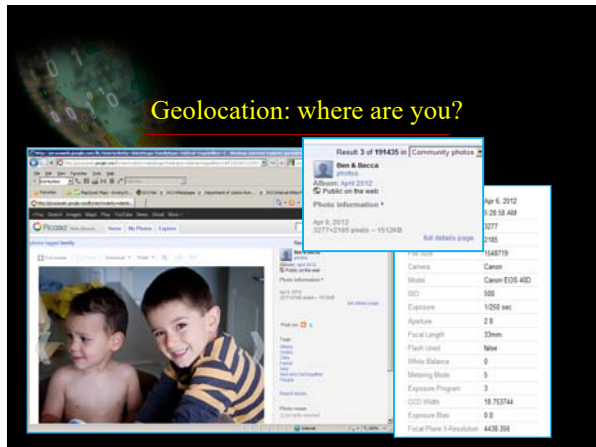
used mfg's default pw
default pw is searchable
no easy way to tell if affected
CHANGE PWs!!!

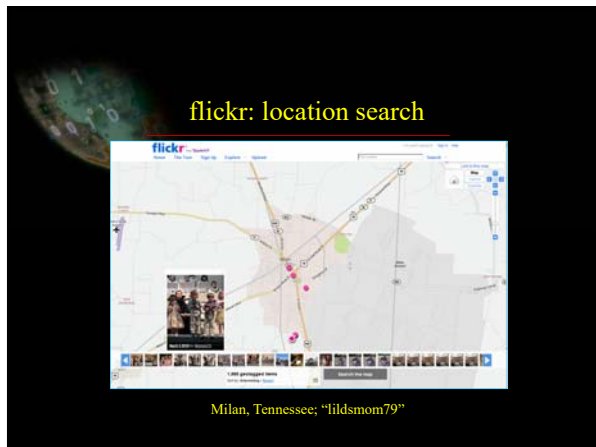
Internet-enabled appliances



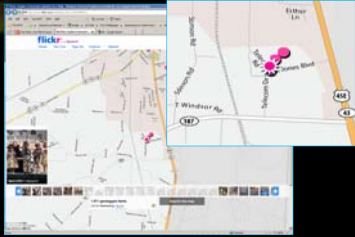
HEY!!!
BUY MILK!!!





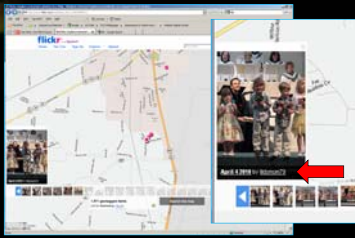


Geolocation: where are you?



Milan, Tennessee; "ildsmom79"

Geolocation: where are you?



Milan, Tennessee; "ildsmom79"

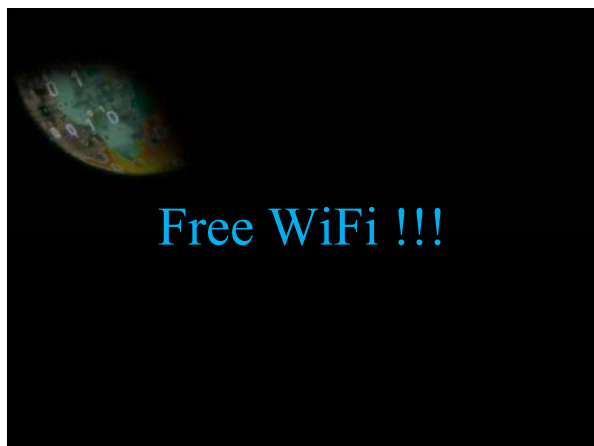
Geolocation: where are you?

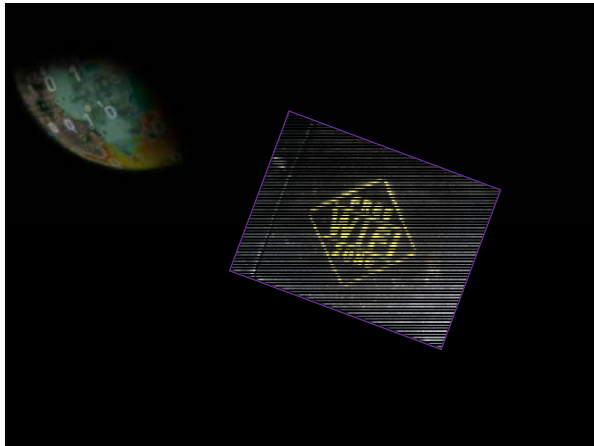


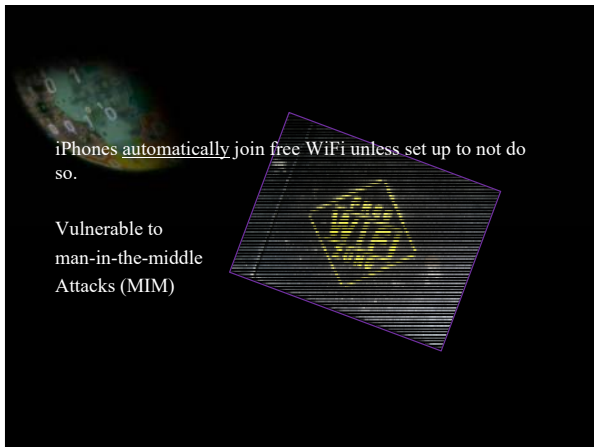
Just Joe (Finally getting...
Member since 2007
Taken on April 22, 2012
Collierville, Tennessee, US
Nikon D7000
1,314 Views













Don't be blue...

- Bluesnarfing – stealing data
- Bluebugging – listening in / forwarding calls



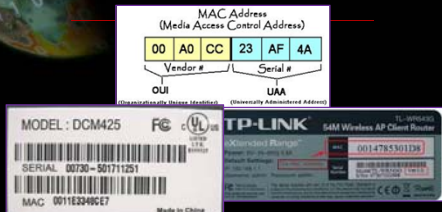
unintentional sharing

MAC spoofing

MAC: Media Access Control address



MAC: Media Access Control address




The diagram shows a MAC address 00:AD:CC:23:AF:4A. The first three octets (00:AD:CC) are labeled as the Vendor # (OUI). The last three octets (23:AF:4A) are labeled as the Serial # (UAA). Below the diagram is a photograph of a TP-LINK router label with the following information: MODEL: DGM425, SERIAL: 00730-501711251, and MAC: 0011E3D465C7.

If someone assigns your MAC to their device, they intercept

unintentional sharing

Webcam ratting



A news report snippet featuring Cassidy Wolf, Miss Teen USA 2013. The text below the image reads: "Former classmate hacked into her webcam in her room. Took naked pictures of her for three months. Distributed."

Former classmate hacked into her webcam in her room
Took naked pictures of her for three months
Distributed

Threats

- Phishing & spearphishing
 - Identity theft
 - Ransomware
 - email

Threats

One letter off...

- email

