

TOMER KENNETH

250 Joralemon St., Brooklyn, NY 11201 • tomer.kenneth@brooklaw.edu

ACADEMIC APPOINTMENTS

Brooklyn Law School

Assistant Professor of Law, 2026–present

University of Southern California Gould School of Law

Visiting Assistant Professor, 2024–2026

New York University School of Law

Affiliated Fellow, Information Law Institute, 2024–present

Fellow, Information Law Institute, 2020–2024

New York Law School

Adjunct Professor; Co-Director, Center for Law & Technology, 2023–2024

EDUCATION

New York University School of Law

J.S.D., Doctor of Juridical Science, 2024

Dissertation title: *Determining Political-truths and Legal-truths*

Supervisors: John Ferejohn, Erin Murphy, Fred Schauer

New York University School of Law

LL.M., Master of Laws (Thesis Track, Legal Theory Program), 2019

Dean's Merit Scholar

Reichman University, Radziner School of Law

LL.B., Bachelor of Laws (*cum laude*), 2016

Merit-based Scholarship for Academic Excellence

Law Review: Senior Articles Editor (2015–2016), Articles Editor (2014–2015)

PUBLICATIONS

Articles

In Defense of Factual Precedents

93 THE UNIVERSITY OF CHICAGO LAW REVIEW (forthcoming 2026)

Challenging the State's Claim to Authority (with Meir Yarom)

44 LAW & PHILOSOPHY 485 (2025) (peer reviewed)

A Political Approach to Legal Evidence

35 YALE JOURNAL OF LAW & THE HUMANITIES 82 (2024)

Taming Online Public Health Misinformation (with Ira Rubinstein)

60 HARVARD JOURNAL ON LEGISLATION 219 (2023)

Gonzalez v. Google: The Case for Protecting “Targeted Recommendations” (with Ira Rubinstein)
72 DUKE LAW JOURNAL ONLINE 176 (2023)

Policy Tweets: Officials’ Three Bodies on Social Media

25 MISHPAT U’MIMSHAL: L. & GOV. IN ISR. 203 (2022) (Hebrew)

* Cited by the Supreme Court of Israel in HCJ 748/24 Avital v. AG (2024) (Isr.)

Personalization of Smart-Devices: Between Users, Operators, and Prime-Operators

70 DEPAUL LAW REVIEW 497 (2021)

Shorter Works

On the Need for (and Difficulties of) Reaching a “Mature Position” About AI, YALE J. REG. NOTICE & COMMENT (Mar. 15, 2023) (with Oren Tamir)

Confronting Misinformation During a Pandemic, VERFASSUNGSBLOG (Nov. 3, 2020) (invited)

Featured: *Confronting Misinformation During & After a Pandemic*, PUBLIC JURIST 47–51 (2020)

Multiculturalism & the Israeli Defense Forces (with Amnon Rubinstein), in TRIBES OF ISRAEL: LIBERALISM & MULTICULTURALISM IN THE JEWISH STATE 245 (2017)

TEACHING EXPERIENCE

Brooklyn Law School

Evidence (Spring 2027)

Law & Technology (Fall 2026)

University of Southern California Gould School of Law

Evidence (Spring 2025, Spring 2026)

New York Law School

Contracts (Fall 2023)

New York University School of Law

Instructor, Upper-Level Reading Group (one-credit seminar)

Legality (with Alma Diamond, Spring 2022)

Regulating Fake News & Misinformation (with Meir Yarom, Summer 2021)

Teaching Assistant

Intro to U.S. Law; Intro to U.S. Legal Practice (Prof. Irene Segal Ayers, Summer 2019)

Reichman University, Radziner School of Law

Teaching Assistant

Constitutional Law (Dr. Shirley Naveh; Fall 2017, Spring 2018)

Liberalism & Multiculturalism Seminar (Prof. Amnon Rubinstein, Fall 2015)

JUDICIAL CLERKSHIP

Supreme Court of Israel

Law Clerk, Chambers of Justice Salim Joubran, Deputy President, 2016–2017

ACADEMIC SERVICE

Journal Editor

International Journal of Evidence & Proof, Deputy Editor, 2024–present

Referee (Peer Reviewer)

Harvard Law Review; Stanford Law Review; Duke Law Journal; AI & Society; Law, Ethics & Technology

Committee Service

New York University School of Law

- Visiting Doctoral Researchers application assessment committee, 2022, 2023
- Convener, Reading Group on Legal, Political, & Social Philosophy Colloq. (Fall 2020)

PRESENTATIONS & CONFERENCES

Selected Presentations

In Defense of Factual Precedents

- Vanderbilt Law School, Evidence Summer Workshop (May 17, 2024; May 6, 2025)
- Pepperdine U. School of Law, Southern California Junior Faculty Workshop (Apr. 4, 2025)
- Drexel University Kline School of Law, Faculty Workshop (Jan. 30, 2025)
- AALS Jurisprudence Section, Junior Scholars Workshop (Aug. 27, 2024)
- University of Michigan Law School, 10th Annual Junior Scholars Conference (Apr. 12–13, 2024)
Commentator: Steven Schaus
- Northeastern University School of Law, Junior Scholars Conference (March 1–2, 2024)

Challenging the State's Claim to Authority (with Meir Yarom)

- University of Sydney Law School, Dimensions of Authority conference (May 30, 2024)
- Cambridge University Legal Theory Discussion Group (Oct. 26, 2023)
Commentator: Andreas Samartzis
- AALS Jurisprudence Section, Junior Scholars Workshop (Aug. 4, 2023)
Commentator: Raff Donelson
- University of Edinburgh Law School, 9th Postgraduate Law Conference (May 30–31, 2023)

Taming Online Public Health Misinformation

- Northeastern School of Law, Center for Health Policy & Law (CHPL) (Apr. 14, 2023)
- Northeastern University, Privacy Law Scholars Conference (PLSC) (June 2, 2022)
Commentator: Daniel Schwarcz
- Yale Law School, 10th Freedom of Expression Scholars Conference (Apr. 30, 2022)
Commentator: Ari Waldman

Gonzalez v. Google: The Case That Will (not) Break the Internet

- NYU School of Law, Guarini Colloq.: Regulating Global Digital Corporations (Feb 27, 2023)

Law & Normative Political Epistemology

- Sciences Po Law School, 11th Intensive Doctoral Week (June 13–17, 2022)
- McGill University, Graduate Law Conference (May 5, 2022)

Legal Evidence and Legitimate Legal-truths

- University of Edinburgh Law School, Legal Theory Research Group (Nov. 18, 2021)
- Durham University, Society of Legal Scholars 112th Annual Conference (Sep. 1, 2021)

- Cornell Law School, 15th Inter-University Graduate Conference, Criminal Theory (May 7, 2021)
Personalization of Smart Devices: Legal Perspectives
- Cornell Law School, 15th Inter-University Graduate Conference, Law & Tech sect. (May 6, 2021)
- Yale Law School's 9th Annual Doctoral Scholarship Conference (Nov. 8–9, 2019)

Selected Conference Service

Participant, *Law & Philosophy Conference*

USC Center for Law & Philosophy (Feb. 6-7, 2026)

Discussant, *Law & the Politicization of Scientific Expertise*

The University of Texas School of Law (Jan. 29-30, 2026)

Commentator, *Nina Varsava, "The Nature of a Precedent's Error"*

USC Gould School of Law, General Jurisprudence Workshop (June 5–6, 2025)

Organizer & moderator, *Book Talk: Kevin Clermont's A General Theory of Evidence and Proof*

USC Gould School of Law (Apr. 23, 2025)

Discussant, *Large Language Models, Law and Policy Roundtable*

NYU School of Law (July 20, 2023)

Discussant, *The Long Arc of Legality: A Book Launch Discussion with David Dyzenhaus*

NYU School of Law, Center for Law and Philosophy (Nov. 4, 2022)

Organizer & discussant, *Law as an Achievement of Governance: A Conversation with Lewis Kornhauser*

NYU School of Law (Sep. 9, 2022)

Commentator, *Sanfilippo & Nair, "Accepting and Expecting Deception on Instagram"*

University of Illinois, Governing Everyday Misinformation (July 14, 2022)

Panel Organizer & discussant, *Truth and truths in Legal and Political Decision Making*

7th ICON-S-IL annual conference, Law & Business Academic Center (June 12, 2022)

Discussant, *The Future of Social-Media: Covering, Researching, and Regulating Platforms*

NYU Center for Social-Media and Politics (Apr. 13, 2022)

Co-organizer & co-moderator, *Legality and Plans: Fireside Chat with Scott Shapiro*

NYU School of Law, Center for Law and Philosophy (Apr. 11, 2022)

Organizer & moderator, *Academic Online Presence*

NYU School of Law (Mar. 11th, 2021)

Co-organizer & co-moderator, *Filling the Void: Legal and Political Implications of Replacing R.B.G.*

NYU School of Law (Oct. 19th, 2020)