

# JAMIL N. JAFFER

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## EDUCATION

### United States Naval War College

M.A., National Security and Strategic Studies, *with distinction*, 2006

### University of Chicago Law School

J.D., *with honors*, 2003

- *University of Chicago Law Review*, Staff
- *Chicago Journal of International Law*, Managing Editor
- *Harvard Journal of Law and Public Policy*, National Symposium Editor
- Thomas R. Mulroy Prize for Appellate Advocacy (2002)
- Bell, Boyd & Lloyd Prize for Appellate Brief Writing (2001)

### United States Air Force Air Command and Staff College

Graduate, 2000

### University of California, Los Angeles

B.A., Political Science and Economics, *cum laude*, Phi Beta Kappa, 1998

## PROFESSIONAL EXPERIENCE

### IronNet Cybersecurity, Inc.

McLean, VA

*Vice President for Strategy, Partnerships, and Corporate Development*, 2019 – current

*Vice President for Strategy and Partnerships*, 2017 – 2019

*Vice President for Strategy and Business Development*, 2015 – 2017

### George Mason University School of Law

Arlington, VA

*Founder & Executive Director*, National Security Institute, 2016 – current

*Assistant Professor of Law and Director*, National Security Law & Policy Program, 2018 – current

*Adjunct Professor of Law and Director*, Homeland & National Security Law Program, 2011 – 2018

- Founder of GMU's new National Security Institute, recruited a board of advisors that includes a former CIA director, a former NSA Director and founding commander of U.S. Cyber Command, a former Attorney General, and a former Secretary of Homeland Security, among others; teach a summer class on interbranch conflicts in national security law with U.S. Supreme Court Justice Neil M. Gorsuch.
- Direct GMU's National Security Law & Policy program; advise the National Security Law Journal, created 10 new classes for the J.D. program including classes on counterterrorism law and covert action, clandestine military operations, and special operations, and established a graduate program in cyber, intelligence, and national security law.
- Teach classes on national security, counterterrorism, intelligence, surveillance, and cybersecurity law; and conduct research and writing on a wide range of topics including national security, foreign policy, counterterrorism, sanctions, and cybersecurity.

### Beacon Global Strategies

Washington, DC

*Advisor*, 2016 – current

### Stanford University

Palo Alto, CA

*Affiliate*, Center for International Security and Cooperation, 2015 – current

- Conduct research and scholarly writing on deterrence and national security in cyberspace and a wide range of national security and foreign policy issues, including counterterrorism matters.

**Hoover Institution**

Palo Alto, CA

*Visiting Fellow, 2016 – 2019*

- Conduct research and scholarly writing on deterrence and national security in cyberspace and a wide range of national security and foreign policy issues, including counterterrorism matters.

**United States Supreme Court – Justice Neil M. Gorsuch**

Washington, DC

*Law Clerk, 2017***United States Senate – Committee on Foreign Relations**

Washington, DC

*Chief Counsel and Senior Advisor, 2015**Republican Chief Counsel and Senior Advisor, 2013 – 2014*

- Served as the chief lawyer and senior advisor to the Chairman of the Senate Foreign Relations Committee; provided legal and policy advice on the full range of national security, intelligence, and foreign policy matters overseen by the Committee.
- Served as the lead architect of the Iran Nuclear Agreement Review Act and two pieces of legislation imposing sanctions on Russia related to its invasion of Ukraine; led the drafting and negotiation of multiple authorizations for the use of military force and legislation arming the Syrian rebels among other things.
- Served on the five-person leadership team for the 23-person majority committee staff.
- Held an Active Top Secret/SCI security clearance.

**George Washington University – Elliott School of International Affairs**

Washington, DC

*Adjunct Professor, 2013 – 2015*

- Taught a seminar on the fundamentals of the intelligence to a class of 15 graduate students.

**United States House of Representatives – Permanent Select Committee on Intelligence**

Washington, DC

*Senior Counsel, 2011 – 2013*

- Served as the lead architect of the Cyber Intelligence Sharing and Protection Act (CISPA) and helped build a coalition of nearly every major industry group to pass CISPA by a substantial bipartisan margin.
- Worked on a range of key committee initiatives for Chairman Mike Rogers including cybersecurity, counterterrorism, and classified intelligence programs; conducted oversight of intelligence agencies including the NSA, NRO, and NGA.
- Held an Active Top Secret/SCI security clearance.

**National Intelligence University**

Bolling AFB

*Adjunct Professor, 2012*

- Taught a seminar on intelligence and national security law to a class of 20 graduate students.

**Kellogg, Huber, Hansen, Todd, Evans & Figel, PLLC**

Washington, DC

*Associate, 2004 – 2005, 2009 – 2011***The White House**

Washington, DC

*Associate Counsel to the President, 2008 – 2009*

- Handled Defense Department, State Department, and Intelligence Community matters.
- Served as one of the White House Counsel's primary representatives at National Security Council Deputies Committee meetings on a wide range of national security, intelligence, and foreign affairs matters.
- Held an Active Top Secret/SCI security clearance.

**United States Department of Justice – National Security Division**

Washington, DC

*Counsel to the Assistant Attorney General, 2007 – 2008**Senior Counsel for National Security Law & Policy, 2007*

- Served as one of the primary brief writers on *In re: Directives*, a highly sensitive counterterrorism surveillance case that was the first-ever two-party litigated matter in the Foreign Intelligence Surveillance Court and the second-ever case in the Foreign Intelligence Surveillance Court of Review in its 30-year history; assisted with management of the

15 lawyer team handling the successful litigation; awarded the Assistant Attorney General for National Security's Award for Special Initiative.

- Led the National Security Division's team of lawyers working on the Comprehensive National Cybersecurity Initiative (CNCI), including the drafting of NSPD-54/HSPD-23, and related classified matters; awarded the Director of National Intelligence's Legal Award – Team of the Year – Cyber Legal.
- Led an interagency effort that resolved critical terrorist watchlisting issues during a heightened threat period; led a successful multi-year interagency effort to revise existing policies on the use FISA information in terrorism and intelligence cases; served on the team of lawyers that helped modernize FISA for counterterrorism surveillance; and helped manage the Department's response to a report on the FBI's use of national security letters in counterterrorism investigations.
- Held an Active Top Secret/SCI security clearance.

**United States Court of Appeals for the Tenth Circuit – Judge Neil M. Gorsuch**

Denver, CO

*Law Clerk*, 2006 – 2007

**United States Department of Justice – Office of Legal Policy**

Washington, DC

*Counsel*, 2005 – 2006

- Served on the team of lawyers that assisted with the confirmation of Supreme Court Chief Justice John G. Roberts, Jr. and Justice Samuel A. Alito, Jr.; assisted with vetting, rapid response, and hearing preparation for the Supreme Court nominees.
- Assisted with the vetting and preparation of federal judges at the appellate and trial levels; led interagency efforts to examine the Government's regulation of dual-use chemicals and the retention of data by Internet Service Providers and drafted legislation on both topics; worked on national security matters, including efforts to improve information sharing.
- Held an Active Top Secret security clearance.

**United States Court of Appeals for the Fifth Circuit – Judge Edith H. Jones**

Houston, TX

*Law Clerk*, 2003 – 2004

**United States House of Representatives – Office of Congressman Bob Goodlatte**

Washington, DC

*Policy Aide*, 1999 – 2000

- Handled defense, foreign affairs, trade, healthcare, and science matters during the 106th Congress.
- Held an Active Top Secret security clearance.

**ADDITIONAL POSITIONS**

**Amber**

*Advisor*, 2018 – current

San Francisco, CA

**Duco**

*Advisor*, 2017 – current

San Francisco, CA

**4iQ**

*Advisor*, 2017 – current

Los Altos, CA

**Global Cyber Alliance**

*Strategic Advisory Committee Member*, 2017 – current

Washington, DC

**Foundation for the Defense of Democracies**

*Advisory Board Member*, Center on Cyber and Tech Innovation, 2019 – current

*Advisory Board Member*, Cyber Economic-Enabled Warfare Project, 2017 – 2019

Washington, DC

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|---|-----------------|
| <b>Center for a New American Security</b><br><i>Member, Digital Freedom Forum, 2019 – current</i><br><i>Member, Task Force on Artificial Intelligence and National Security, 2017 – current</i> | Washington, DC  |
| <b>Concordia Summit</b><br><i>Member, Board of Advisors, 2016 – current</i>   | Washington, DC  |
| <b>Center for Intelligence Policy</b><br><i>Member, Board of Directors, 2016 – current</i>  | Washington, DC  |
| <b>The Federalist Society for Law &amp; Public Policy Studies</b><br><i>Executive Committee, International Law &amp; National Security Practice Group, 2009 – current</i>                       | Washington, DC  |
| <b>District of Columbia Bar</b><br><i>Member, 2005 – present</i>  | Washington, DC  |
| <b>State Bar of California</b><br><i>Member, 2003 – present</i>   | Sacramento, CA  |
| <b>Academy of Judaic, Christian, and Islamic Studies</b><br><i>Fellow, 1998 – current</i>   | Los Angeles, CA |

#### SELECTED PUBLICATIONS

- Op-Ed, *What NotPetya Tells Us About the New Era of Cyber Warfare Two Years Later*, Homeland Security Today (July 16, 2019)
- Op-Ed, *Iran's Coming Response: Increased Terrorism and Cyber Attacks?* (with former NSA Director Gen. (ret.) Keith B. Alexander), The Hill (May 15, 2019)
- Article, *Elements of Its Own Demise: Key Flaws in the Obama Administration's Domestic Approach to the Iran Nuclear Agreement*, 51 CASE W. L. REV. 77 (Spring 2019)
- Op-Ed, *Defending the Nation in Cyberspace — A Call to Action* (with former NSA Director Gen. (ret.) Keith B. Alexander), The Hill (Apr. 24, 2019)
- Op-Ed, *What Does Cyberwar Look Like? We're About to Find Out, But from an Unlikely Source*, (with Dave Weinstein), The Hill (Feb. 20, 2019)
- Op-Ed, *DoD and the Cloud: Moving Out of Bureaucracy to Focus on National Security* (with Gen. (ret.) Keith B. Alexander), Real Clear Defense (Nov. 14, 2018)
- Article, *Ensuring US Dominance in Cyberspace in a World of Significant Peer and Near-Peer Competition* (with Gen. (ret.) Keith B. Alexander), 19 GEO. J. INT'L AFF. 51 (2018)
- Op-Ed, *A Transatlantic Alliance is Crucial in an Era of Cyber Warfare* (with Gen. (ret.) Keith Alexander), Financial Times (Sept. 4, 2018)
- White Paper, *Modern Privacy Advocacy: An Approach at War with Privacy Itself?* (with Prof. Justin Hurwitz), REGULATORY TRANSPARENCY PROJECT (The Federalist Society, June 12, 2018)
- Op-Ed, *Correcting the Record on 'Federalist' House Intelligence Committee Article* (with Prof. Darren M. Dick), The Daily Caller (May 30, 2018)
- Op-Ed, *To Promote Nonproliferation, Kill the Iran Deal Now*, Wall Street Journal (Apr. 29, 2018)

Backgrounder, *A Short Primer on Security Clearances*, National Security Institute (with Matthew R.A. Heiman) (Feb. 23, 2018)

Policy Paper, *Reauthorization of the FISA Amendments Act: Preserving a Critical National Security Tool While Protecting the Privacy and Civil Liberties of Americans* (with Prof. Darren M. Dick), National Security Institute (Jan. 9, 2018)

Op-Ed, *Forgetting Lessons of 9/11, Rebuilding FISA 'Wall' Would Be a Mistake*, The Daily Signal (Nov. 30, 2017)

Op-Ed, *What Congress Must Do to Prevent Another 9/11* (with former National Counterterrorism Center Director Matthew G. Olsen), The Hill (Nov. 3, 2017)

Op-Ed, *Getting to No With Iran: How President Trump Can Forge a Nuclear Deal That Actually Works*, U.S. News & World Report (Sept. 12, 2017)

Op-Ed, *Finally, U.S. Appears Ready to Battle China's Rampant IP Theft*, The Hill (Aug. 22, 2017)

Op-Ed, *Invisible Hands and Iron Fists: Challenges in Regulating the Innovation Economy* (with Megan Stifel), Lawfare (Aug. 17, 2017)

Article, *Clear Thinking About Protecting the Nation in the Cyber Domain* (with Gen. (ret.) Keith B. Alexander, et al.), 2 CYBER DEF. REV. 29 (2017) (Spring 2017)

White Paper, *Regulators in Cyberia* (with Stewart Baker, et al.), REGULATORY TRANSPARENCY PROJECT (The Federalist Society, July 24, 2017)

Congressional Testimony, *Nomination of Judge Neil M. Gorsuch to be an Associate Justice of the U.S. Supreme Court*, Senate Committee on the Judiciary (Mar. 23, 2017)

Op-Ed, *Cybersecurity in the Next Administration*, Diplomatic Courier (Jan. 25, 2017)

Op-Ed, *Architecting the Nation for Cyber Defense*, Federal Times (with Gen. (ret.) Keith B. Alexander) (Jan. 10, 2017)

Op-Ed, *Donald Trump Should Commit More Troops to Defeating the Islamic State Group* (with Matthew R.A. Heiman), U.S. News & World Report (Dec. 6, 2016)

Op-Ed, *Setting the Record Straight on Congress's Review of the Obama-Iran Nuclear Deal*, National Review (Nov. 17, 2016)

Op-Ed, *How President-Elect Donald Trump Can Get Early Points on the Russian Front* (with Daniel J. Rosenthal), U.S. News & World Report (Nov. 15, 2016)

Congressional Testimony, *Foreign Cyber Threats: Small Business, Big Target*, U.S. House Small Business Committee (July 6, 2016)

Article, *Carrots and Sticks in Cyberspace: Addressing Key Issues in the Cybersecurity Information Sharing Act*, 67 S. C. L. Rev. 585 (2016)

Op-Ed, *Here's How to Confront the Terrorist Threat (It's Not How We Are Doing It)*, Washington Post (with former Attorney General Michael B. Mukasey) (June 23, 2016)

Op-Ed, *A Bipartisan Call for Serious Consideration of Potential Solutions to the Encryption Challenge* (with Daniel J. Rosenthal), Lawfare (June 14, 2016)

Op-Ed, *Diluting SIV Visa Program Could Condemn Loyal Military Translators to Death* (with Andrew Borene), U.S. News & World Report (June 2, 2016)

Essay, *Decrypting Our Security: A Bipartisan Call for a Rational Solution to the Encryption Challenge* (with Daniel J. Rosenthal), 24 CATH. U. J. OF LAW & TECH. 273 (2016)

- Op-Ed, *Congress Must Work to Balance Privacy and Security*, U.S. News & World Report (May 5, 2016)
- Op-Ed, *Why Apple's Stand Against the FBI Hurts Its Own Customers* (with Daniel J. Rosenthal), New York Times (Apr. 9, 2016)
- Op-Ed, *How Apple's Fight with the Government Hurts Our Privacy* (with Daniel J. Rosenthal), Politico (Feb. 26, 2016)
- Book Chapter, *International Terrorism*, in CHOOSING TO LEAD: AMERICAN FOREIGN POLICY FOR A DISORDERED WORLD (with former CIA Director Gen. Michael V. Hayden) (The John Hay Initiative, 2015)
- Op-Ed, *Time to Remove the Surveillance Blinders*, Wall Street Journal (with former U.S. Attorney General Michael B. Mukasey) (Nov. 23, 2015)
- Op-Ed, *How to Walk Away From the Iran Talks* (with Matthew Kroenig), National Review (July 8, 2015)
- Essay, *The Ethics of National Security Lanyering: A Response to Jeh Johnson*, 31 YALE L. & POL'Y REV. 173 (2013)
- Essay, *Preface: A Watershed Year in National Security Law* (with Prof. Jeremy Rabkin), 2 NAT'L SECURITY L. J. vii (2013)
- Book Chapter, *A Bulwark Against Foreign Danger* (with Christopher Doneso), in THE ROOTS OF LIBERTY: UNLOCKING THE FEDERALIST PAPERS 13 (The Cornerstone Project, 2013)
- Book Chapter, *Updating the Counterterrorism Toolkit: A Brief Sampling of Post-9/11 Surveillance Laws and Authorities* (with Phillip M. Bridwell), in THE LAW OF COUNTERTERRORISM (ABA Press, 2011)
- Congressional Testimony, *Civil Liberties and National Security*, United States House Judiciary Committee, Subcommittee on the Constitution (Dec. 9, 2010)
- Op-Ed, *More than Assange are to Blame for Wikileaks Damage*, U.S. News & World Report (Dec. 1, 2010)
- Congressional Testimony, *The Electronic Communications Privacy Act: Promoting Security and Protecting Privacy in the Digital Age*, United States Senate Judiciary Committee (Sept. 22, 2010)
- Op-Ed, *Why Holder is Wrong on Zazi*, The Daily Caller (Mar. 2, 2010)
- Note, Jamil N. Jaffer, *Congressional Control over Treaty Interpretation*, 70 U. CHI. L. REV. 1093 (2003)
- Development, *Strengthening the Wassenaar Export Control Regime*, 3 CHI. J. INT'L L. 519 (2002)