

# Fourth Amendment a list of resources

By Jaime Healy-Plotkin

## Wisconsin

### [Wisconsin practice series](#)

KFW 2930 .W644

§ 19:1. Katz and the privacy test

### [Criminal Law-Sentencing Institute](#)

Director of State Courts, Judicial Education.

2019 Institute materials include Digital evidence & the 4th amendment.

KFW 2961 .A75 C74

### [Digital evidence bootcamp](#)

Wisconsin Supreme Court Digital Evidence Bootcamp

KFW 2976.5 .A75 D54 2020

### [No-knock search warrants](#), by Kara

Weatherby and Melissa Schmidt

Wisconsin Legislative Council

KFW 2418 .L43 2019-2020 IM 20-09

## Case law

[State v. Brown](#) 392 Wis.2d 454

[State v. Carroll](#) 322 Wis.2d 299

[State v. Rindfleisch](#) 359 Wis.2d 147

[State v. Subdiaz-Osorio](#) 357 Wis.2d 41

[State v. Tate](#) 357 Wis.2d 172

[Carpenter v. United States](#) 138 S.Ct. 2206

[Riley v. California](#) 134 S.Ct. 2473

## General

### [American jurisprudence 2d edition](#)

KF 154 .A45 A2

Available in Westlaw.

Includes articles on:

Computers and the Internet &  
Constitutional Right to Privacy

### [Cyber crime and digital evidence: materials and cases](#), by Thomas K. Clancy

KF 8947.5 .C58 2019

### [Digital evidence in the courtroom: a guide for law enforcement and prosecutors](#)

Washington, DC : U.S. Dept. of Justice

KF 9660 .D53 2007, Hein Online, and online

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## Books

[The discovery revolution: e-discovery amendments to the Federal rules of civil procedure](#), by George L. Paul and Bruce H. Nearon  
KF 9650 .P38 2006

[eDiscovery & Digital Evidence](#), by Jay E. Grenig and William C. Gleisner, III.

[Electronic discovery and digital evidence in a nutshell](#), by Shira A. Scheindlin, Daniel J. Capra,  
The Sedona Conference  
KF 8902 .E42 S34 2009

[The Fourth Amendment: its history and interpretation](#), by Thomas K. Clancy, Professor of Law  
Emeritus, University of Mississippi School of Law, Third edition.  
KF 9630 .C53 2017

[The Fourth Amendment handbook](#), by William W. Greenhalgh  
KF 9630 .G68 2019

[The Fourth Amendment: origins and original meaning, 602-1791](#), by William J.  
KF 9630 .C83 2009

[Jones on evidence, civil and criminal](#)  
KF 8935 .J6 F5

[The law of artificial intelligence and smart machines: understanding A.I. and the legal impact](#),  
edited by Theodore F. Claypoole  
KF 390.5 .C6 L39 2019

[Managing discovery of electronic information: a pocket guide for judges](#), by Barbara J.  
Rothstein, Ronald J. Hedges, and Elizabeth C. Wiggins  
Available online and in LLMC

[Search and seizure: a treatise on the Fourth Amendment](#), by Wayne R. LaFave  
KF 9630 .L34 S4 2020 and in Westlaw

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## Articles

- Bihter Ozedirne, [Fourth Amendment Particularity in the Cloud](#), 33 Berkeley Tech. L.J. 1223 (2018) Available in Academic Search Premier, Business Source Premier, HeinOnline, and Westlaw.
- Carly M. Sherman, [The Private Search Doctrine and Electronic Evidence: A New Approach to Tailor the Fourth Amendment Exception in the Context of Personal Computers](#), 42 U. Dayton L. Rev. 307 (2017) Available in Hei Online and Westlaw.
- Chris Cook, [Cross-Border Data Access and Active Cyber Defense: Assessing Legislative Options for A New International Cybersecurity Rulebook](#), 29 Stan. L. & Pol'y Rev. 205 (2018) Available in HeinOnline and Westlaw.
- Douglas A. Mondell, [No Longer Accepting Exceptions: Exceptions to the Exclusionary Rule of the Fourth Amendment Are Unconstitutional As Applied to Smartphones](#), 17 J. High Tech. L. 346 (2017) Available in HeinOnline and Westlaw.
- George M. Dery III, [The Indiscretion of Friends: Fourth Amendment Concerns About the Ability to Predict A Person's Online Social Activity by Monitoring Her Contacts](#), 21 Minn. J.L. Sci. & Tech. 137 (2020) Available in HeinOnline and Westlaw
- Jessica F. Silva, [Reasonable Expectations of Privacy in the Digital Age](#), 44 Seton Hall Legis. J. 607 (2020) Available in HeinOnline and Westlaw
- Joshua Schow, [Defying Expectations: A Case for Abandoning Katz by Adopting A Digital Trespass Doctrine](#), 49 Stetson L. Rev. 339 (2020) Available in HeinOnline and Westlaw
- Kendall Van Ameyde, [Defining the Limits of the Private-Search Doctrine in an Expanding Digital Landscape](#), 10 Alb. Gov't L. Rev. 452 (2017) Available in HeinOnline, Index to Legal Periodicals, and Westlaw.
- Margaret Hu, [Cybersurveillance Intrusions and an Evolving Katz Privacy Test](#), 55 Am. Crim. L. Rev. 127 (2018) Available in HeinOnline and Westlaw.
- Meg Leta Jones, JD, PhD, [Does Technology Drive Law? The Dilemma of Technological Exceptionalism in Cyberlaw](#), U. Ill. J.L. Tech. & Pol'y, Fall 2018, at 249. Available in HeinOnline and Westlaw.

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- Michael D. Ricciuti, [Privacy in the Cell Phone Age: New Restrictions on Police Activity](#), 52 Suffolk U. L. Rev. 393 (2019) Available in HeinOnline and Westlaw.
- Richard A. Enslin § 3:4. Development, in [Constitutional Law](#) Deskbook § 3:4 KF 4550 .C4 and in Westlaw
- Roderick O'Dorisio, ["You've Got Mail!" Decoding the Bits and Bytes of Fourth Amendment Computer Searches After Ackerman](#), 94 Denv. L. Rev. 651 (2017) Available in Index to Legal Periodicals and Westlaw.
- Sarah Murphy, [Watt Now?: Smart Meter Data Post-Carpenter](#), 61 B.C. L. Rev. 785 (2020) Available in HeinOnline, Index to Legal Periodicals, and Westlaw
- Stephen E. Henderson, [Carpenter v. United States and the Fourth Amendment: The Best Way Forward](#), 26 Wm. & Mary Bill Rts. J. 495 (2017) Available in HeinOnline and Westlaw.
- Stephen Moccia, [Bits, Bytes, and Constitutional Rights: Navigating Digital Data and the Fourth Amendment](#), 46 Fordham Urb. L.J. 162 (2019) Available in HeinOnline, Index to Legal Periodicals, and Westlaw.

## Online Resources

- [Digital Evidence and Electronic Signature Law Review](#): Vols. 1-16 (2004-2019) Vols. 1-2 (2004-2005) also published as the e-Signature Law Journal; Vols. 3-4 (2006-2007) also published as the Digital Evidence Journal in HeinOnline Law Journal Library.
- Wisconsin State Law Library Legal Topics Page Evidence:  
<http://wilawlibrary.gov/topics/justice/evidence.php>

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