

# DIGITAL PARENTING

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"YOUR MOTHER AND I FOUND OUT YOU'VE BEEN BLOGGING.  
WE DON'T KNOW WHAT THAT MEANS, BUT WE'D LIKE YOU TO STOP."

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Our kids are growing up on  
a digital playground and no  
one is on recess duty.

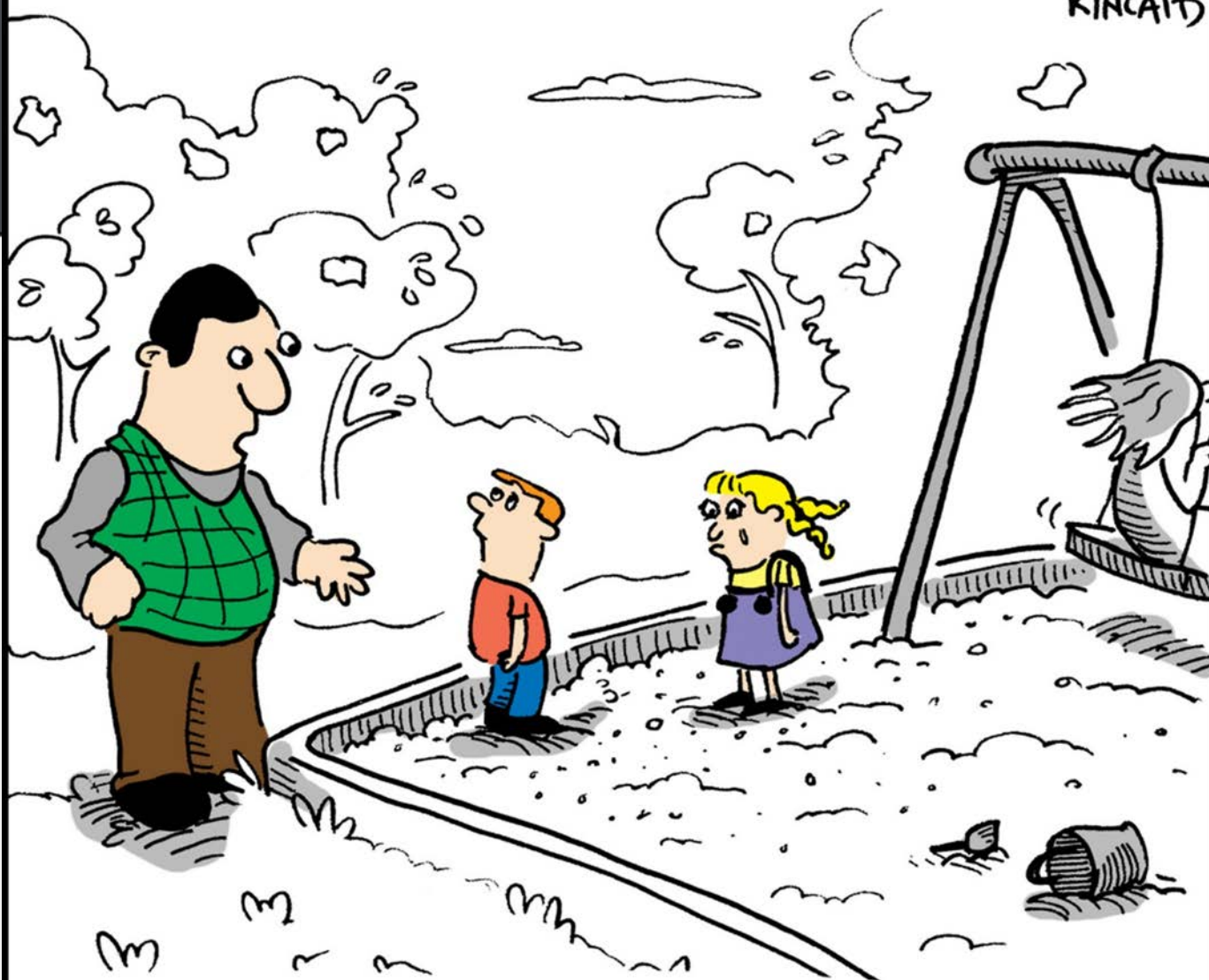
-@KevinHoneycutt

# Social Media Trends

- Trends away from Facebook and sites where parents are present
  - “Yeah, that’s why we go on Twitter and Instagram instead of Facebook. My mom doesn’t have that.”
  - “I have two [Facebook] accounts. One for my family, one for my friends.”
- Trends toward anonymous
  - “Yeah, some of the people that follow me on Instagram that I don’t know, they’re just really nice to me, and they always say nice things.”

# What's on the agenda?

- Cyberbullying
  - School, civil, and criminal consequences
- Sexting
  - Sextortion and criminal consequences
- Internet Safety
  - Predators, identity theft



"Joey, what have I told you? If you can't say something nice, post it on a social media platform."

# Cyberbullying?

Cyberbullying, v: the use of technology such as computers and cell phones to engage in repeated, and hostile behavior by an individual or group, that is intended to harm others.

# School Consequences for Cyberbullying

- NEB. REV. STAT. 79-2,137
- Definition: “ongoing pattern of physical, verbal or electronic abuse”
- Consequences:
  - Loss of extracurricular privileges
  - Detentions
  - Loss of recess
  - Suspension
  - Expulsion
  - Alternative School Assignment

# Jackson v. Lander, (5<sup>th</sup> Cir. 2015)

- Cheer squad has conflict during news story
- Conflict escalated to Facebook
  - i am so sick of u bossing me around ... and so is other people on the squad
  - im not tryin to b mean at all but if i have a problem with you i will confront u and will not be nice about it
  - im sorry for what i did at the news station well not really
  - Trust me, the next time you go off on me, theres gonna b problems and I may get kicked of the squad for it but idk cuz my parents didnt raise me not to stick up for myself



# Jackson v. Lander, (5<sup>th</sup> Cir. 2015)

- Cheer sponsor got involved
  - Suspended from cheer for 2 weeks
  - Required all cheerleaders to provide username and password
  - Cheerleader did not make the squad the following year
  - Sued
- Court: search pertained to school activities based on reasonable belief the quarrel began at a school-related activity

# Civil Consequences

- Student and parents getting sued
  - Homeowners insurance might pay
  - Money judgments
  - Home/car foreclosure
  - Injunctions and restraining orders against kids

# Mihnovich v. Williamson Co.

- Student adopted from Ethiopia
  - Received mean and racist texts
  - Facebook page: "Hate Black \*\*\*\* N.M.! Who Else Does?"
  - Received nude photograph of a female classmate
- Sued
  - School and 31 classmates
  - Seeking \$1.1 million

# Twitter

I'll gladly listen to your problems if they can be summed up in 140 characters or less.

som<sup>ee</sup>cards  
sponsored by

GO  
ON



# Cooks v. Tulsa Sch. Dist., et al

- Student changing after volleyball
- Teammates held down, took picture of her and posted to Twitter
- Family suing
  - Twitter
  - School district
  - Students who took/tweeted pic for IIED, assault, battery, privacy
  - Parents of students

# Managing Twitter

[Home](#) [Notifications](#) [Messages](#) [Discover](#) 

 [Tweet](#)



TWEETS  
3,315

FOLLOWING  
497

FOLLOWERS  
1,546

FAVORITES  
1,912

LISTS  
1

Edit profile

Tweets

Tweets & replies

Photos & videos

 Karen Haase retweeted

 **Think Today** @thinktodayorg · 2h  
Happy #TweetSweetTuesday let's spread #joy and #kindness by #tweeting to others something #nice  
 Secret Mean Stinks, Lauren Marie Galley, Angela Lanter and 6 others

Who to follow · Refresh · View all

 **Tammy Schaefer** @tamsch...  
Followed by Chad Boyer and 1 other  
[Follow](#)

 **Nancy Meyer** @nmeyer2  
Followed by Laura Barrett and 1 other  
[Follow](#)

# Managing Twitter



Search 



Tweets >

Following >

Followers >

Favorites >

Lists >

Tweet to Eli Weber

@theliliguy

Photos and videos >

er my  
nks  
r I do









**Eli Weber** 

@theliliguy FOLLOWS YOU

I like to have fun. I love football. Sorry, but you can't follow me unless my Mom or I says it's OK  
Lincoln, Nebraska

TWEETS  
132

FOLLOWING  
71

FOLLOWERS  
34

Following

# My Suggestions

- PARENTS have user names and passwords
- A better option for younger kids
- Consider a locked feed
- Follow your kids (with text notifications)





Instagram

# Instagram

- Social media and photo sharing.
- Users can take photos, record videos, add text and drawings, and send them to a controlled list of recipients.
- Default setting is fully public; also asks to integrate with Facebook and contacts

Personal Hotspot: 1 Connection



ELI\_WEBER



14  
posts

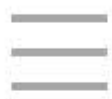
374  
followers

255  
following

✓ FOLLOWING



Eli Weber



# Instagram



karenhaase

3s



callmeurpapi

32m

This Could Be Me .

@Shygirl\_jassy

# Esquivel v. Doe, (TX 2014)

- Instagram page “2014 Klein Hoes”



- 900 followers before taken down
- Settlement: \$40,000

# Game Platforms







"When I said I wanted to see your work, I wasn't talking about Snapchatting me pics of you doing homework."

# A few really bad APPlies



Allows users to hide other apps  
Touch code vanishing



Allows users to hide photos  
4-digit code



"The first thing that I thought was, 'Wow! I can be whoever I want to be. I can get anybody I want. I can achieve my sexual glorification through this app.'"



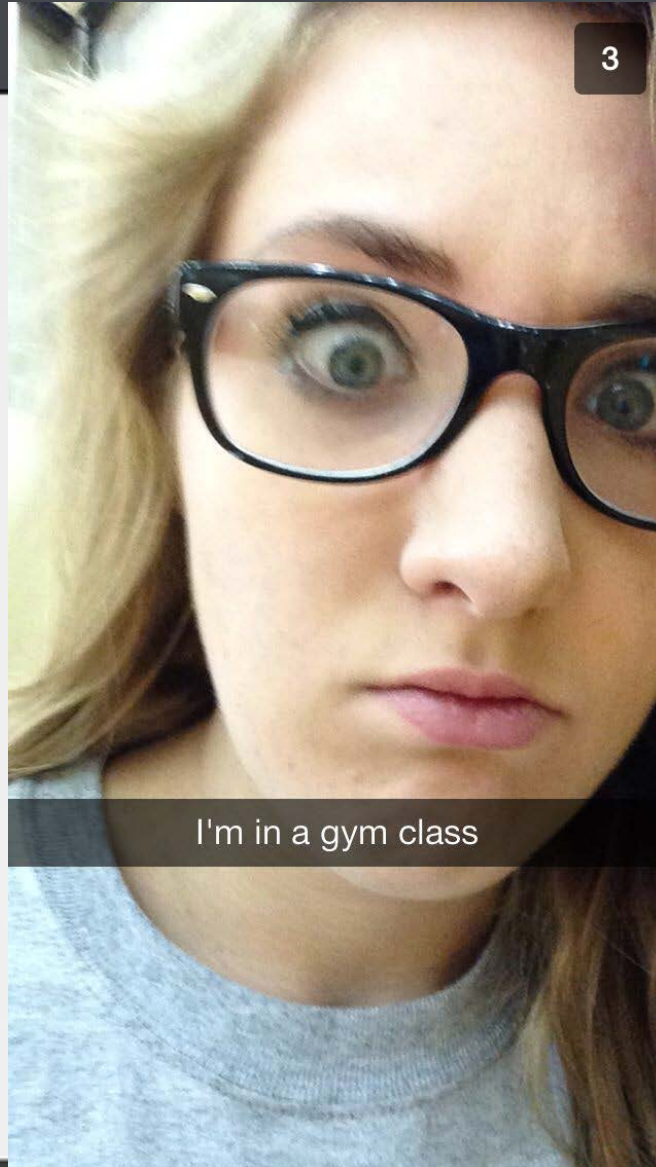
Is SnapChat *that* bad...?



# Snapchat



# Snapchat



# Snapchat

- New features in the latest updates
- Snapchat Stories
- Replay videos (one per day)
- "Best Friends"
- Ability to send money

# Fremont Police Respond to Threats at Area High School

Posted: Thu 2:07 PM, Jan 21, 2016

By: Press Release

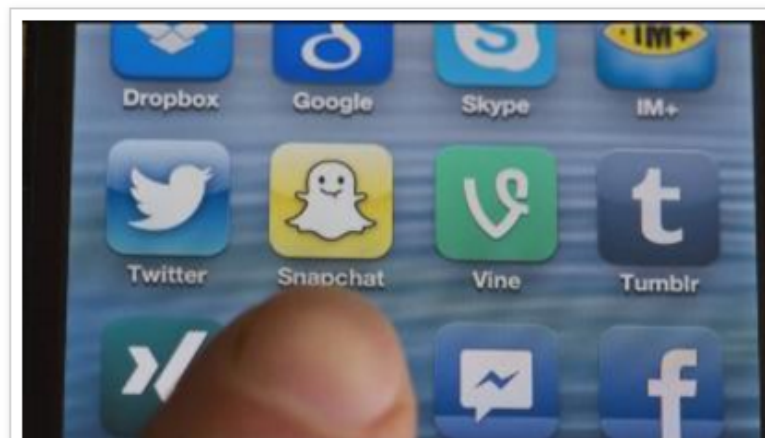
[Home](#) / [Headlines List](#) / [Article](#)

**FREMONT, Neb.** -- On Wednesday morning, at approximately 7:40 a.m. the Fremont Police School Resource Officer was contacted by Administration of the Fremont High School in reference to a posting by a [student](#) on Snapchat that indicated a possible threat against the school involved what appeared to be a firearm.

Snapchat is a video messaging [application](#). Using the application, users can take photos, record videos, add text and drawings and send them to a controlled list of recipients.

The 17-year-old juvenile male suspected of posting the information was not in [school](#) and was contacted by police at his home in Fremont.

The firearm, later determined to be an airsoft gun, was located at another residence and collected as



# In re Juvenile John Does (Fairfax Co. Va 2013)

- Girls Snapchatted video to boy
- He forwarded screenshots to friends
- Three boys arrested at school
- Each charged with 12 counts of distribution of child pornography
- Found guilty, appealing sentences

# Poof



# Hide it Pro

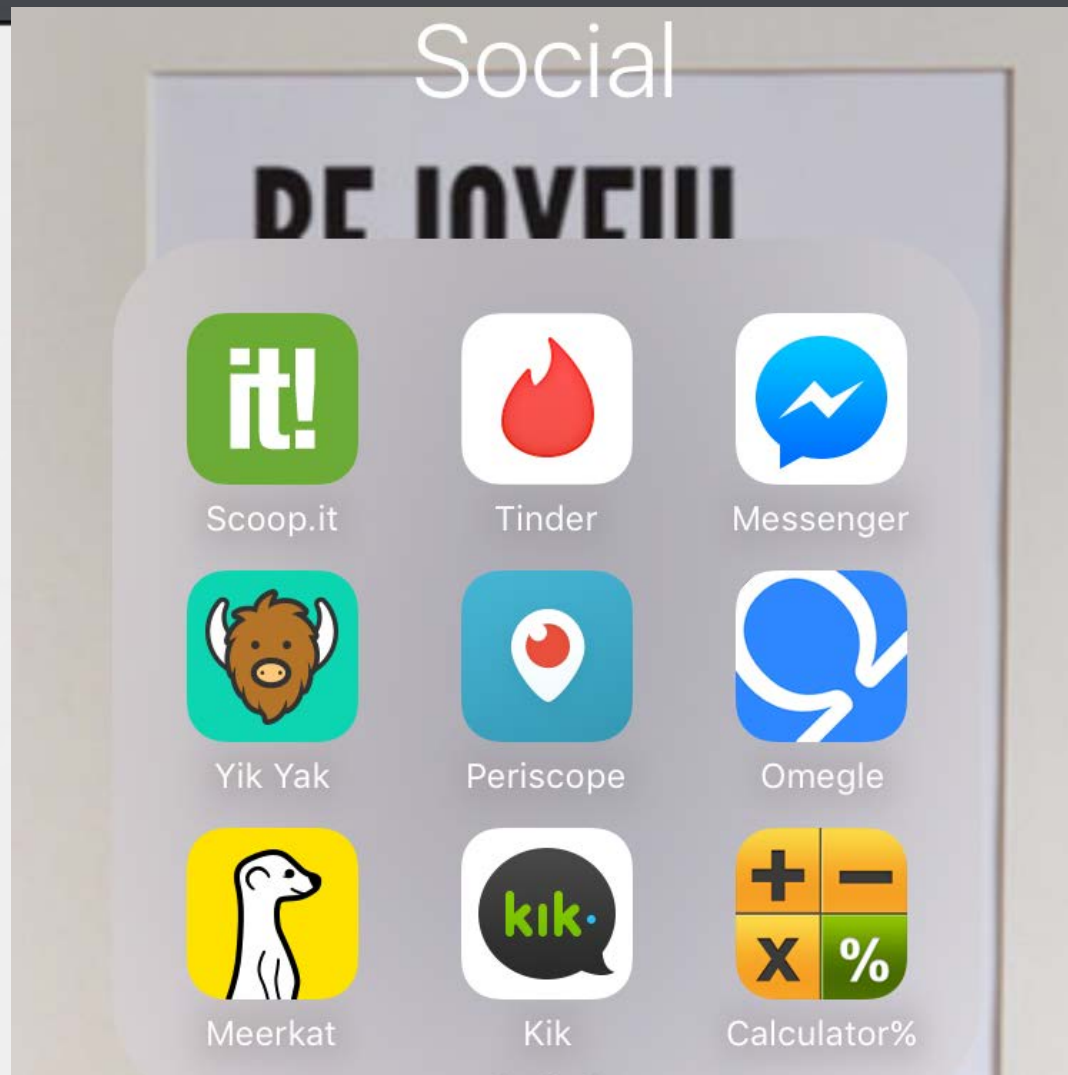


# Poof/Hide It

- Allows users to select apps that will be hidden on phone
- Sometimes appears as innocuous app (e.g. audio player, calculator)



# Calculator%





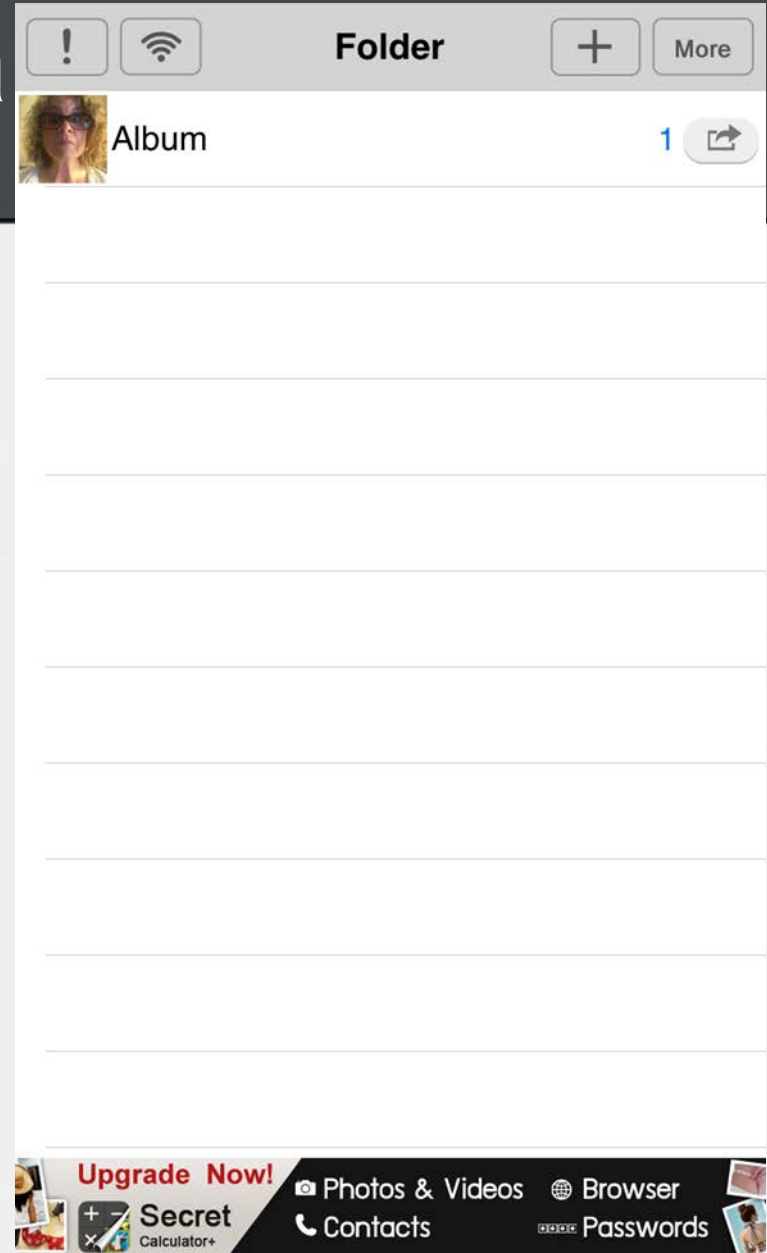
## How to login.

1. Click "." button.
2. Enter your passcode
3. Click "." button again.



Set Passcode

# ula



# Other Secret Folders



secret



Related: tube mate > picture locker > customize keyboard >



HiCalculator- private album  
and secret photo protector...

Rcoky Cai

★★★★★ (5,866)

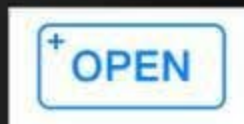
GET

In-App  
Purchases



# How to find secret apps on your kid's iPhone

1. Get your student's phone
2. Visit the App Store
3. Type in "secret" or any other app name
4. If it says "open," your student has this app
5. If it says "get," your student doesn't have this app
6. The cloud logo means your student used to have the app



# Pending Cases

## ■ Cañon City, CO

- Hundreds of students traded nude pictures
- 400+ photographs of “over 100 kids”
- Used “vault” apps to accrue pictures and points
- “the pimp of pictures” had the most points
- Football players at center of scandal—cancelled last game of the year
- Prosecutors considering charges

# Pending Cases

## ■ Michigan

- 14-15 y.o. boys using classmates' photos to blackmail other classmates
- All under 16, may be charged as adults

## ■ Ohio

- 16-17 y.o. students charged with 3<sup>rd</sup> degree felonies
- May "settle" for 5<sup>th</sup> degree felonies
- Probation includes restitution and "rehabilitative detention"



# Nebraska Law

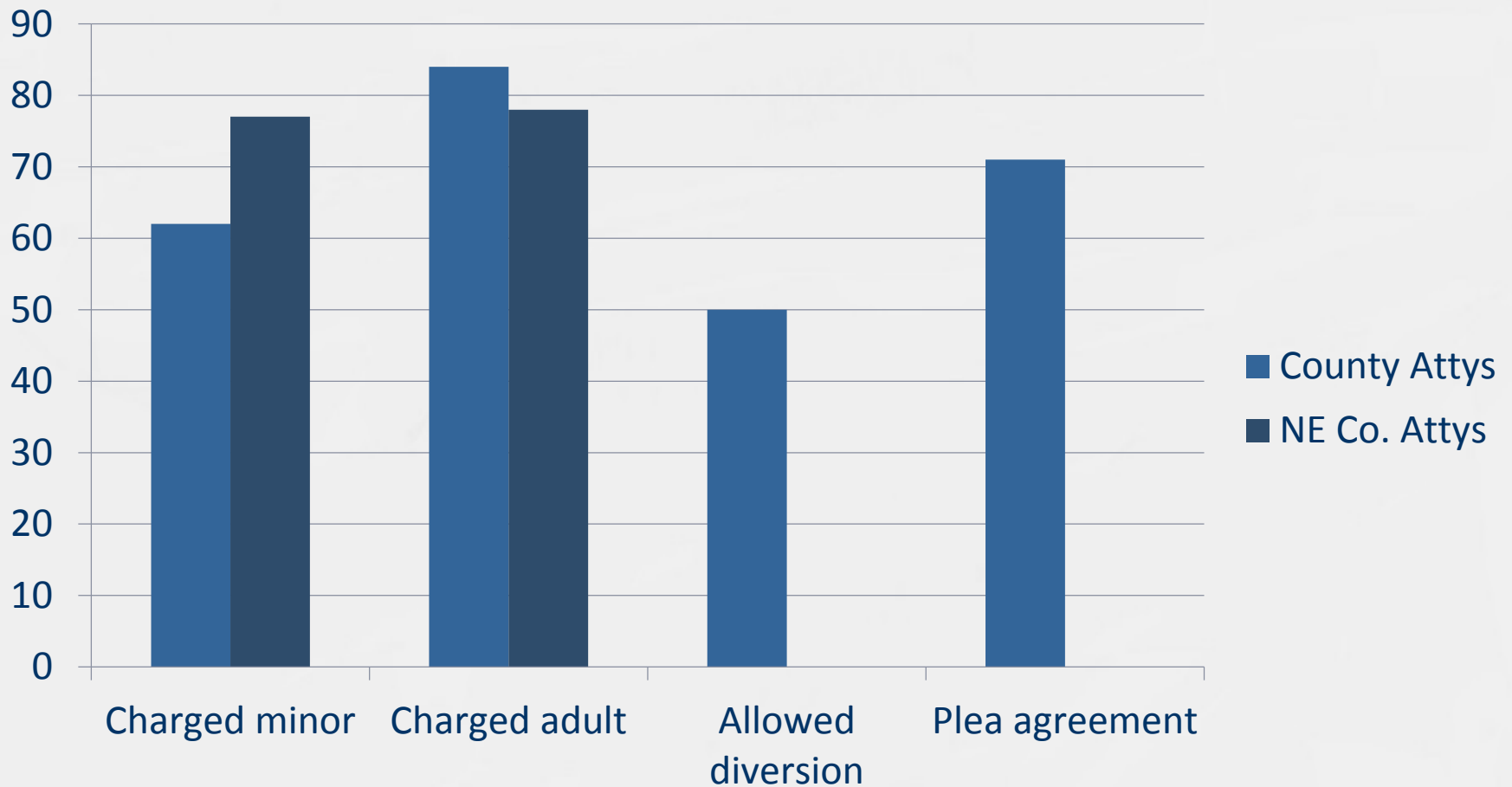
- NEB. REV. STAT. 28-813 *et seq.*
- Makes sexting (images) a class IV felony for offenders **under 19**
- Class IIIA felony for **19 and up**
- Both punishable by:
  - Up to 5 years in prison and/or
  - \$10,000 fine
  - Require sex offender registration

# Nebraska Law

## ■ Affirmative Defense:

- the picture is only of the defendant; or
- defendant was younger than 19
- picture is of someone at least 15
- picture was taken voluntarily
- picture was given voluntarily
- picture contains only one child
- defendant hasn't shared the picture AND
- defendant didn't coerce taking or sending

# Survey of County Attorneys





**"You don't blog, you don't Twitter, you have no RSS feed, you're not on Facebook...and you wonder why you can't communicate?!"**

# Messaging Apps



# State v. Gallegos

- 16-year-old girl met “17 yom” on Kik
- Talked, became friends
- Asked her for pictures
- She said OK
- Then said he’d share photos with her classmates unless she agreed to meet him



# QUESTIONS?



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