

# THE LAW OF MOBILE HACKING

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AUGUST 4, 2011



# MOBILE SECURITY AND LEGAL ISSUES

- » Installing Code on the Phone
- » Studying Malware Distribution
- » SMS Trojans/SPAM
- » Spoofing the Base Station
- » Hacking Other Peripherals
- » Hacking your Work Phone
- » Listening to Calls, Reading SMSs
- » Location Tracking
- » Securing from Law Enforcement Access

# INSTALLING CODE

LOCKED PHONES (e.g. iPHONE) DON'T ALLOW CODE INSTALLATION

- SDK LICENCE
- EULA
- TECHNOLOGICAL RESTRICTIONS

ANTI-CIRCUMVENTION PROVISIONS

- ACTS OF CIRCUMVENTION
- TRAFFICKING IN CIRCUMVENTION DEVICES

COPYRIGHT OFFICE RULEMAKING:

- INTEROPERABILITY WITH COMPUTER PROGRAMS TO RUN ON THE HANDSET

# STUDYING MALWARE

LIMITED DISTRIBUTORS APP STORE/MARKETPLACE: REVERSE ENGINEERING PROHIBITED

APP LICENSE MAY HAVE A NO REVERSE ENGINEERING TERM

TECHNIQUES FOR DOING THE RESEARCH

- AVOID AGREEING TO THE EULA
- USE A NON-INFRINGEMENT COPY
- DESTROY COPY WHEN RESEARCH DONE
- CLEAN ROOM

# SMS TROJANS

CAN SPAM ACT OF 2003

THE COMPUTER FRAUD AND ABUSE ACT (18 U.S.C. 1030)

TELEMARKETING CONSUMER FRAUD AND ABUSE PREVENTION ACT  
(15 U.S.C. 1601-1608)

TELEPHONE CONSUMER PROTECTION ACT (47 U.S.C. 227)

FEDERAL TRADE COMMISSION'S AMENDED TELEMARKETING SALES  
RULE



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# BASESTATION SPOOFING

(SEE, E.G. CHRIS PAGET'S IMSI CATCHER FROM 2010)

FCC REGULATIONS RE: Licensed frequencies

CALL INTERCEPTION: WIRETAP ACT

TRAFFIC INTERCEPTION: PEN REGISTER/TRAP AND TRACE

NETWORK IMPERSONATION



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# HACKING PERIPHERIALS

SECURITY CAMERAS, TRAFFIC CONTROL SYSTEMS, HOME  
AUTOMATION SYSTEMS CONTROLLABLE OVER THE PHONE  
NETWORK

## UNAUTHORIZED ACCESS:

- ARE THEY COMPUTERS?
- REQUISITE DAMAGE, LOSS?

# HACKING YOUR OWN PHONE

EMPLOYMENT AGREEMENT

NON-DISCLOSURE AGREEMENT

TRADE SECRET MISAPPROPRIATION

CFAA?



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# LISTENING TO CALLS READING SMS

INTERCEPTION OF CONTENT

ACCESSING STORED CONTENT

WHAT IS STORED?

WHAT IS ELECTRONIC STORAGE?

SERVICE PROVIDER EXCEPTIONS



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# LOCATION TRACKING

NEWS OF THE WORLD-STYLE

SOMETIMES, TRANSACTIONAL DATA IS CONTENT

- WIRETAPPING OR PEN/TRAP?

GPS TRACKING

STALKING

INTRUSION INTO SECLUSION

OTHER PRIVACY TORTS?



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# GOVERNMENT ACCESS

CELL TOWER TRIANGULATION AND ECPA

GPS TRACKING, FOURTH AMENDMENT, LEAHY BILL

ECPA STATUS OF SMS MESSAGES: QUON V. ARCH WIRELESS

SEARCH INCIDENT TO ARREST

BORDER SEARCHES



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