

**LINDA D. JELLUM**  
ljellum@tulane.edu

## **CURRENT POSITION**

*University of Idaho College of Law, Moscow, ID* 2022-present  
Professor of Law

## **PREVIOUS ACADEMIC APPOINTMENT**

*Mercer University School of Law, Macon, GA* 2003-22  
Associate Dean for Faculty Research & Development 2019-21  
Ellison Capers Palmer, Sr. Endowed Chair in Tax Law 2014-22

**Areas of Scholarship:** Administrative Law, Federal Income Taxation, Judicial Review, Tax Policy, Separation of Powers, and Statutory Interpretation.

**Courses Taught:** Administrative Law, Comparative Administrative Law, Federal Income Taxation, Advanced Federal Income Taxation, Business Entities Taxation, Corporate Taxation, Tax Havens & International Human Rights, Tax Policy, Property, Statutory Interpretation; and Civil Procedure.

## **SCHOLARSHIP**

### ***ARTICLES & SELECT CITATIONS***

*Chevron: The Doctrine that Must Not Be Named and Cannot Be Overruled*, \_\_ Tulane L. Rev. \_\_ (forthcoming 2024).

*Interpreting Ambiguous Tax Statutes*, [39 SOC. PHILOSOPHY & POL'Y 226](#) (2022).

*The SEC's Fight to Stop district Courts from Declaring its Hearings Unconstitutional*, 101 Tex. L. Rev. 339 (2022).

- Cited in *SEC v. Sargent*, No. CV 19-11416-WGY, 2023 WL 4609585, at \*2 (D. Mass. July 12, 2023).

*You're Fired! Why the ALJ Multi-Track Dual Removal Provisions Violate the Constitution & How to Fix Them* (invited submission for symposium), 26 GEO. MASON L. REV. 705 (2019).

- Cited in *Axon Enterprise, Inc. v. FTC*, 986 F.3d 1173, 1187 (9th Cir. 2021).

*The Shadow of Free Enterprise: The Unconstitutionality of the Securities & Exchange Commission's Administrative Law Judges*, 70 SMU L. REV. 3 (2017) (co-authored with Moses Tincher) reprinted in 37 J. NAT'L ASS'N ADMIN. L. JUDICIARY 611 (2018) ([Link](#)).

*Dodging the Taxman: Why Treasury's Anti-Abuse Regulation Is Unconstitutional*, 70 MIAMI L. REV. 152 (2015).

*Codifying and "Miscodifying" Judicial Anti-Abuse Tax Doctrines*, 33 VA. TAX REV. 579 (2014).

- Cited in *Hinsdale Count Board of Equalization v. HDH Partnership*, 438 P.3d 742, 748-49 & n.4 (Co. 2019).
- Cited in *Benson v. Commissioner*, 887 F.3d, 511, 517 n.3 (1st Circuit 2018).

*The Impact of the Rise and Fall of Chevron on the Executive's Power to Make and Interpret Law*, 44 LOY. U. CHI. L.J. 141 (2012).

- Cited in *DeCambre v. Brookline Housing Authority*, 95 F. Supp. 3d 35, 44 (D. Mass. 2015).

*Heads I Win, Tails You Lose: Reconciling Brown v. Gardner's Presumption that Interpretive Doubt be Resolved in Veterans' Favor with Chevron's Second Step*, 61 AM. U.L. REV. 59 (2011).

- Cited in *Kisor v. Shulkin*, 880 F.3d 1378, 1380 (Fed. Cir. 2018) (O'Malley, C.J., dissenting).
- Cited in *Johnson v. McDonald*, 762 F.3d 1362, 1367 (Fed. Cir. 2015) (O'Malley, C.J., concurring).

*But That Is Absurd! Why Specific Absurdity Undermines Textualism*, 76 BROOKLYN L. REV. 917 (2011) (invited submission for symposium).

- Quoted in *State v. Montano*, 2024 WL 3532897 (N.M. 2024).
- Quoted in *United States v. McPherson*, 2020 WL 5798492 (A. Ct. Crim. App. 2020).
- Cited in *Brakke v. Iowa Department of Natural Recourses*, June 16, 897 N.W.2d 522, 538 (Iowa 2017).

*The U.S. Court of Appeals for Veterans' Claims: Has it Mastered Chevron's Step Zero?*, 3 VETERANS L. REV. 67 (2011).

*The Art of Statutory Interpretation: Identifying the Interpretive Theory of the Judges of the United States Court of Appeals for Veterans' Claims and the United States Court of Appeals for the Federal Circuit*, 49 U. LOUISVILLE L. REV. 59 (2010).

*Neither Fish nor Fowl: Administrative Judges in the Modern Administrative State*, 28 WINDSOR Y.B. ACCESS JUST. 243 (2010) (co-authored with Russell L. Weaver).

*“Which is to be Master,” The Judiciary or the Legislature? When Statutory Directives Violate Separation of Powers*, 56 UCLA L. REV. 837 (2009).

- Cited in *De Niz Robles v. Lynch*, 803 F.3d 1165, 1171 n.5 (10th Cir. 2015) (majority opinion by former Judge Gorsuch, now Justice Gorsuch).
- Quoted in *State v. Crose*, 378 D. 3d 1217, 1234 (Fla. Dist. Ct. App. 2024).
- H.R. Rep. 918, 118-527, pt. 1, at 15 (2024).

*Chevron’s Demise: A Survey of Chevron from Infancy to Senescence*, 59 ADMIN. L. REV. 725 (2007).

*Chenery II and the Development of Federal Administrative Law*, 58 ADMIN. L. REV. 815 (2006) (co-authored with Russell L. Weaver).

*Cool Data on a Hot Issue: Empirical Evidence that a Law School Bar Support Program Enhances Bar Performance*, 5 NEV. L.J. 646 (2005) (co-authored with Emmeline P. Reeves); reprinted in 75 THE BAR EXAMINER 1 (February 2006).

*Parents Know Best: Revising Our Approach to Parental Custody Agreements*, 65 OHIO ST. L.J. 615 (2004), reprinted in two installments: Part I in 18 MINN. FAM. L.J. 129 (September/October 2005) and Part II in 19 MINN. FAM. L.J. 155 (November/December 2005).

## **BOOKS & SELECT CITATIONS**

STATUTORY INTERPRETATION IN THE FEDERAL AND STATE COURTS (2024) (with annual Updates).

MASTERING LEGISLATION, REGULATION, AND STATUTORY INTERPRETATION (1st ed. 2009; 2d ed. 2013; 3d ed. 2020) (formerly MASTERING STATUTORY INTERPRETATION).

- Cited in ANTONIN SCALIA & BRIAN GARNER, *READING LAW: THE INTERPRETATION OF LEGAL TEXTS* (2012).
- Cited in *United States v. Thomas*, 939 F.3d 1121, 1139, n.14 (10th Cir. 2019) (10th Cir. October 01, 2019) (Matheson, C.J., dissenting).
- Quoted in *Meinhard v. State*, 371 P.3d 37, 43 n.5 (Utah 2016).
- Cited in *State v. Knight*, 241 P.3d 120, 131 (Kan. App. 2010).
- Cited in *State v. Coman*, 214 P.3d 1198, 1209 (Kan. App. 2009).

ACING ADMINISTRATIVE LAW (2018).

MASTERING ADMINISTRATIVE LAW (2d ed. 2018).

LEGISLATIVE PROCESS, STATUTORY INTERPRETATION, & AGENCIES: CASES & PROBLEMS (1st ed. 2016; 2d ed. 2021) (Teachers’ Manual for both editions).

QUESTIONS & ANSWERS: ADMINISTRATIVE LAW (3d ed. 2016; 4th ed. 2023) (co-authored with Karen A. Jordan).

MODERN STATUTORY INTERPRETATION: PROBLEMS, THEORIES, AND LAWYERING STRATEGIES (1st ed 2006; 2d ed. 2009) (co-authored with David C. Hricik) (Teachers' Manual for both editions).

- Quoted in *Burby v. United States*, 2023 WL 5767752, \*5 (Fed. Cl. 2023).
- Quoted in *eSimplicity, Inc. v. United States*, 162 Fed. Cl. 372, 385 n.15 (2022).
- Cited in *Telematch, Inc. v. U.S. Dep't of Agriculture*, 2020 WL 7014206 (D.D.C. 2020)
- Cited in *United States v. Harmon*, 474 F.Supp.3d 76, 91 (D.D.C. 2020)
- Quoted in *United States v. E-Gold, Ltd.*, 550 F. Supp. 2d 82, 88 (D.D.C. 2008).

### **BOOK CHAPTERS**

*Portland Cement Ass'n v. Ruckelshaus*, in ADMINISTRATIVE LAW STORIES (forthcoming 2024).

*Judicial Review*, in DEVELOPMENTS IN ADMINISTRATIVE LAW AND REGULATORY PRACTICE (R. Divis, ed.) (2019, 2018, 2017, 2016, 2015) (co-authored with Richard Murphy).

*The Theories of Statutory Construction in American Jurisprudence*, in LOGIC IN THE THEORY AND PRACTICE OF LAWMAKING 173 (Michal Araszekiewicz & Krzysztof Pleszka eds., 2015).

### **BLOG POSTS, ESSAYS, PODCASTS**

Skidmorizing Chevron: *Cabining but Keeping Chevron*, YALE J. ON REG. NOTICE & COMMENT, May 8, 2024, [Link](#).

GSS Holdings Inc. *and the Substance Over Form Doctrines*, ABA Tax Times, Vol. 43 No. 1, January 2024.

*Talking LegalEd* (Producer and Co-host) (2021-present), [Link](#).

*Judicial Review Developments in 2022*, ABA ADMINISTRATIVE & REGULATORY LAW NEWS, Vol. 48 No. 2, \* 17, Winter 2023, [Link](#).

*Why the SEC is Wrong About Implied Preclusion*, REG BLOG PENN. PROGRAM ON REGULATION, August 22, 2022, [Link](#).

*What is Chevron? American Hospital Association v. Becerra Tells Us Leaving No Ambiguity*, YALE J. ON REG. NOTICE & COMMENT, June 19, 2022, [Link](#).

*Judicial Review Developments in 2021*, ABA ADMINISTRATIVE & REGULATORY LAW NEWS, Vol. 47 No. 2, \*29, Winter 2022, [Link](#).

*Did the Pandemic Change Legal Education for Better or Worse?* 69 DOJ J. Fed. L. & Prac. 67 (2021).

*Judicial Review Developments in 2020*, ABA ADMINISTRATIVE & REGULATORY LAW NEWS, Vol. 46 No. 2, Winter 2021, [Link](#).

*Will the Supreme Court Retain, Cabin, or Eliminate Seminole Rock & Auer Deference?* ABA SUPREME COURT PREVIEW, March 2019.

*Auer Two-Steps Forward or One Giant Step Back?* ADMINISTRATIVE & REGULATORY LAW NEWS, Vol. 44 No. 2, Winter 2019.

*Who Cares About Law? Why the Arguments in the Amicus Curiae's Brief May Win the Day*, YALE J. ON REG. NOTICE & COMMENT, April 3, 2018, [Link](#).

*Why the Securities and Exchange Commission's Administrative Law Judges Are Unconstitutional*, NYU SCHOOL OF LAW'S CORPORATE COMPLIANCE & ENFORCEMENT, March 17, 2017, [Link](#).

*Super Strong Clear Statement Rules Down Under*, JOTWELL, (Journal of Things We Like Lots), May 12, 2016, (article review), [Link](#).

*Salarization's Impact on Governmental Legitimacy: Against the Profit Motive: The Salary Revolution in American Government, 1780-1940*, JOTWELL October 31, 2014, (book review), [Link](#).

*Judge Wald and Justice Scalia Dance the Chevron Two-Step* February 10, 2014, JOTWELL, (article review), [Link](#).

*A Textualist Approach to Purposivism in the Regulatory Arena*, JOTWELL, April 10, 2013, (article review), [Link](#).

*On Reading THE LANGUAGE OF STATUTES*, 8 U. MASS. L. REV. 184 (2013) (Book Review).

*Reconciling Brown v. Gardner & Chevron*, REGBLOG PENN. PROGRAM ON REGULATION, June 11, 2012, [Link](#).

*The Appellate Review Model of Agency Adjudications*, JOTWELL, December 14, 2011, (article review), [Link](#).

*Jettisoning Chevron*, JOTWELL, November 19, 2010, (article review), [Link](#)

### **COMPUTER-ASSISTED LEGAL INSTRUCTION (CALI) LESSONS:**

*Chevron Deference*, (2015) (co-authored with Russell L. Weaver).  
*Administrative Inspections*, (2015) (co-authored with Russell L. Weaver).

### **OTHER PUBLISHED WRITINGS**

*The Development of SEALS Committees*, 86 UMKC L. REV. 545 (2018).

*Legal Economics*, Mercer Lawyer Alumni Magazine (Fall 2013).

*Introduction to Reflections of Women in Legal Education: Stories from Four Decades of Section Chairs*, 80 UMKC L. REV. 659 (2012).

*Approaching Tenure with Confidence*, AALS NEW PROFESSORS' NEWSLETTER (January 2009), reprinted in AALS WOMEN IN LEGAL EDUCATION'S NEWSLETTER (June 2011).

*Faculty Development Presentations: That Which Doesn't Kill You May Make You Stronger*, AALS NEW PROFESSORS' NEWSLETTER (December 2007).

### **WORKS IN PROGRESS**

*Does Textualism Stop at the Tax Water's Edge?* This article explores the substance over form doctrines and their incompatibility with modern textualism.

### **LEADERSHIP EXPERIENCE**

***Mercer University School of Law*** 2019-21

*Associate Dean for Faculty Research & Development*

Inaugural faculty member selected for this role. Worked in partnership with the dean to increase the national visibility and reputation of Mercer faculty. Created the first formal mentoring program for faculty research and scholarship, revised the summer stipend program to incentivize publication, and raised funds for faculty awards for teaching and scholarship.

***Southeastern Association of Law Schools, Inc.*** 2017-18

*Treasurer*

Put the organization on sound footing by overhauling financial planning and budget. Managed finances, accounts receivable, and investments. Identified and corrected a legal vulnerability involving staff who were improperly characterized as independent contractors rather than employees.

***Southeastern Association of Law Schools, Inc.***

*Deputy Executive Director*

2010-11 & 2015-17

Completely revised the committees and their reporting structure. Helped plan the annual conference, which saw record attendance each year.

***ABA, Section of Administrative Law & Regulatory Practice***

2017-21

*Vice-Chair, Chair Elect, Chair, Immediate Past Chair*

As Chair, developed and managed a \$2 million budget. Increased the section's net worth by 7% in one year despite Covid-related cancellations.

***Association of American Law Schools***

2012-13

*Deputy Director*

Oversaw law school membership renewals. Served as the AALS reporter for three site visits. Created the New Voices Programming for the annual meetings, which has been adopted by many other AALS sections.

***Mercer University School of Law, Assessment Committee***

2017-18

*Chair*

Ensured law school compliance with ABA Standard 302. Oversaw faculty development and implementation of learning objectives and performance criteria. Completed curricular mapping.

***Mercer University School of Law, Faculty Development***

2014-16; 2020-21

*Chair*

Assisted faculty with scholarship by reviewing and advising on the publication process. Brought in expert speakers from around the country.

**MEDIA APPEARANCES**

*Orphaned By Feds, SEC Judges Find Ally In O'Melveny Advocate*, LAW360, April 20, 2018, [Link](#).

*Justices May Hear Challenge to SEC Judges, But Not Go Far*, LAW360, November 30, 2017, [Link](#).

*Georgia AG's Switch on Transgender Suit Reflects National Debate Over Standing, Ripeness*, DAILY REPORT, May 27, 2016, [Link](#).

*Conservatives' New Strategy to Curb the Executive Branch, Administrative Power*, THE DAILY SIGNAL, March 28, 2016, [Link](#).

*How Transparent Will Death Row Clemency Be*, GEORGIA PUBLIC RADIO, May 4, 2015, [Link](#).

*Looking for Clarity in Death Row Clemency*, GEORGIA PUBLIC RADIO, March 23, 2015, [Link](#).

## **EDUCATION**

***Cornell Law School, Ithaca, NY*** 1989  
J.D.

***Cornell University, Ithaca, NY*** 1985  
B.A.: Psychology  
Minor: Law & Society

## **VISITING & OTHER ACADEMIC APPOINTMENTS**

***Tulane University School of Law, New Orleans, LA*** Fall 2024  
Visiting Professor of Law

***Gonzaga University School of Law, Florence, Italy*** Summer 2023  
Adjunct Professor of Law for the Summer in Florence Program

***University of Mississippi School of Law, Oxford, MS*** 2021-22  
Visiting Professor of Law

***Tulane University School of Law, New Orleans, LA*** Fall 2016  
Visiting Professor of Law

***University of Connecticut School of Law, Washington, DC*** Fall 2012  
Adjunct Professor

***Florida State University College of Law, Tallahassee, FL*** Fall 2011  
Visiting Associate Professor of Law

***Stetson University College of Law, Gulfport, FL*** 2009, 2010, & 2016  
Professor for Summer Abroad and Interim Programs

***University of Washington School of Law, Seattle, WA*** 1992-93  
Acting Assistant Professor of Law

***Seattle University School of Law, Tacoma, WA*** 1991-92  
Legal Writing Instructor

## **PRESENTATIONS**



**Symposium Speaker**, *Emerging Administrative Law Questions*, Widener University Commonwealth Law School Symposium "Judging and Administrative Law" Virtual, April 59, 2024, [Link](#).

**Discussant & Discussion Group Organizer**, *Teaching and Writing in a Constantly Evolving Administrative Law Landscape*, Southeastern Association of Law Schools' Annual Conference, Boca Raton, FL, July 25, 2023.

**Speaker**, *Statutory Interpretation 101*, ABA Section of Administrative Law and Regulatory Practice Spring Conference, Virtual, April 27, 2023.

**Panelist**, *Adjudicatory Policymaking: Should it Still Be a Thing*, ABA Section of Administrative Law and Regulatory Practice Fall Conference, Virtual, December 1, 2022.

**Panelist**, *Judicial Review Developments in the Supreme Court*, ABA Section of Administrative Law and Regulatory Practice Fall Conference, Virtual, December 2, 2022.

**Panelist**, *Supreme Court and Congressional Update: Corporate Law, Administrative Law, and Tax Law*, Southeastern Association of Law Schools' Annual Conference, Sandestin, FL, July 28, 2022.

**Panelist**, *Judicial Review Developments in the Supreme Court*, ABA Section of Administrative Law and Regulatory Practice Fall Conference, Virtual, November 19, 2021.

**Panelist**, *Judicial Review Developments in the Supreme Court*, ABA Section of Administrative Law and Regulatory Practice Fall Conference, Virtual, November 20, 2020.

**Speaker**, *Statutory Interpretation 101*, ABA Section of Administrative Law and Regulatory Practice Fall Conference, Virtual, November 19, 2020.

**Moderator & Panel Organizer**, *The Trump Administration's Increasing Use of Emergency and Extraordinary Review at the Supreme Court: Feature or Bug?*, ABA Section of Administrative Law and Regulatory Practice Fall Conference, Virtual, November 19, 2020.

**Panelist**, *Lessons and Enduring Impacts of "Emergency" Relaxation of Licensing and Other Regulatory Requirements in Response to COVID-19*, Fifteenth Meeting of the American College of Business Court Judges, Savannah, GA, October 28, 2020.

**Panelist**, *Appointment and Removal of Federal Agency Adjudicators*, Administrative Conference of the United States' Symposium on Federal Agency Adjudication, Virtual, August 6, 2020.

**Panelist**, *Ejusdem Generis? Statutory Interpretation for Lawyers*, California Lawyers Association Annual Meeting, Monterey, CA, October 10, 2019.

**Panelist & Panel Organizer**, *Lucia's Aftermath: ALJ & AJ Job Security and Independence*, ABA Section of Administrative Law and Regulatory Practice Fall Conference, Washington, D.C., November 2, 2018.

**Panelist**, *"You're Fired!" Why the ALJ Multi-Track Dual Removal Provisions Violate the Constitution and how to Fix Them*, Antonin Scalia Law School, George Mason University, Washington D.C., September 26, 2018

**Speaker & Conference Organizer**, *Statutory Interpretation 101*, ABA Section of Administrative Law and Regulatory Practice Spring Conference, Washington, D.C., April 27, 2018; May 31, 2019.

**Panelist**, *Who Are You to Judge? The Supreme Court Revisits the Constitutionality of Agency Adjudication*, ABA Section of Administrative Law and Regulatory Practice Teleconference, Washington, DC, February 26, 2018.

**Panelist**, *Administrative Agencies and the Federal Judiciary*, The Federalist Society's 2017 National Lawyers Convention, Washington, D.C., November 16, 2017.

**Panelist**, *Are ALJs Unconstitutionally Appointed, or Are They Mere Employees? The Rock and the Hard Place Posed by the Bandimere and Lucia Decisions*, American Bar Association, Section of Administrative Law & Regulatory Practice's Fall Conference, Washington, DC, October 20, 2017.

**Panelist**, *Revisiting Yesterday's Rules: The Congressional Review Act, Agency Stays, and Beyond*, ABA Section of Administrative Law and Regulatory Practice Teleconference, Washington, DC, September 7, 2017.

**Panelist**, *Educating Citizens on Rulemaking, Administrative Hearings and Other Administrative Procedures*, Southeastern Association of Law Schools' Annual Conference, Boca Raton, FL, August 4, 2017.

**Speaker**, *The Shadow of Free Enterprise: The Unconstitutionality of the Securities & Exchange Commission's Administrative Law Judges*, Texas A&M School of Law Faculty Development Colloquium, Fort Worth, TX, April 19, 2017.

**Panelist**, *Supreme Court Developments in Judicial Review*, American Bar Association, Section of Administrative Law & Regulatory Practice's Fall Conference, Washington, DC, October 28, 2015; December 9, 2016; October 20, 2017; November 2, 2018; November 15, 2019.

**Speaker**, *The Shadow of Free Enterprise: The Unconstitutionality of the Securities & Exchange Commission's Administrative Law Judges*, Tulane University School of Law Faculty Development Colloquium, New Orleans, November 11, 2016.

**Panelist**, *Changing Jobs and Changing Roles: Perspectives on the Arc of a Legal Academic Career*, Southeastern Association of Law Schools' Annual Conference, Amelia Island, FL, August 8, 2016.

**Panelist**, *After King v. Burwell, What Is Chevron's Domain*, American Bar Association, Section of Administrative Law & Regulatory Practice's Fall Conference, Washington, DC, October 28, 2015.

**Panelist**, *Becoming a Productive and Fulfilled Scholar*, Southeastern Association of Law Schools' Annual Conference, Boca Raton, FL, July 28, 2015.

**Panelist**, *Law, Society, and Taxation: Topics in the Theory and Practice of Tax Law*, Law & Society's Annual Conference, Seattle, WA, May 28, 2015.

**Panelist**, *Not Your Parents' Administrative Law Class*, Association of American Law Schools' Annual Meeting, Washington, DC, January 4, 2015.

**Reviewer**, *New Voices in Administrative Law*, Association of American Law Schools' Annual Meeting, January 2012-19.

**Panelist**, *ALJ Finality and the Development of Administrative Courts: A Doctrinal and Empirical Reassessment*, Southeastern Association of Law Schools' Annual Conference, Amelia Island, FL, August 4, 2014.

**Discussant (Paper Presentation)**, *Administrative Law Scholarship Workshop*, Southeastern Association of Law Schools' Annual Conference, Amelia Island, FL, August 8, 2016.

**Discussant (Paper Presentation)**, *Administrative Law Scholarship Workshop*, Southeastern Association of Law Schools' Annual Conference, Boca Raton, FL, July 28, 2014.

**Discussant**, *Student Evaluation through Essay Questions: Good Practice and New Ideas*, Southeastern Association of Law Schools' Annual Conference, Amelia Island, FL, August 4, 2014.

**Discussant**, *Administrative Law Issues in Teaching Climate Change*, Southeastern Association of Law Schools' Annual Conference, Amelia Island, FL, August 2, 2014.

**Speaker**, *Making Effective Written Statutory Interpretation Arguments*, Court of Appeals for Veterans Claims Bar Association Veterans Law Conference, Washington, DC, June 6, 2014.

**Speaker**, *Two Codifications of the Economic Substance Doctrine: Why One Fails*, 2013 Administrative Law Discussion Forum, University of Louisville Louis D. Brandeis School of Law, Louisville, KY, December 3, 2013.

**Speaker**, *Why Subchapter K's Anti-Abuse Statutory Directive Violates Separation of Powers*, University of Mercer Board of Visitors Meeting, September 28, 2013.

**Panelist**, *The Good, the Bad, and the Ugly: Responses to the Changing Market for Legal Education*, Southeastern Association of Law Schools' Annual Conference, Palm Beach, FL, July 9, 2013.

**Discussant**, *Student Evaluation Through Multiple-Choice Questions: Good Practice and New Ideas*, Southeastern Association of Law Schools' Annual Conference, Palm Beach, FL, August 5, 2013.

**Discussant**, *Teaching LegReg and Similar Courses*, Southeastern Association of Law Schools' Annual Conference, Palm Beach, FL, August 6, 2013.

**Speaker**, *The Impact of the Rise and Fall of Chevron on the Executive's Power to Make and Interpret Law*, University of Alabama School of Law Faculty Development Colloquium, Tuscaloosa, AL, October 1, 2012.

**Panelist**, *Skills Training, Clinic, and Scholarship in Tight Budget Times*, Southeastern Association of Law Schools' Annual Conference, Amelia Island, FL, August 2, 2012.

**Speaker**, *Heads I Win, Tails You Lose: Reconciling Brown v. Gardner's Presumption that Interpretive Doubt be Resolved in Veterans' Favor with Chevron's Second Step*, 2012 Veterans Law Conference, Washington, DC, June 15, 2012.

**Symposium Panelist**, *The "Familiar Conversation" of Veterans Benefits Law in the Federal Circuit*, American University Washington College of Law Symposium "The Federal Circuit: 30 Years Back, 30 Years Forward," Washington, DC, February 28, 2012.

**Speaker**, *Heads I Win, Tails You Lose: Reconciling Brown v. Gardner's Presumption that Interpretive Doubt be Resolved in Veterans' Favor with Chevron's Second Step*, Florida State University College of Law Faculty Development Series, Tallahassee, FL, September 27, 2011.

**Panelist**, *Shrinking the First-Year Courses: Making Difficult Content Choices*, Southeastern Association of Law Schools' Annual Conference, Hilton Head Island, SC, July 26, 2011.

**Panelist**, *Comparing Public Participation and Transparency in the European Union and United States' Norm Creation Process*, Law & Society Association 2011 Annual Meeting, San Francisco, CA, June 3, 2011.

**Speaker**, *Understanding Chevron's Step Zero*, Georgia State Administrative Law Judges' in-house CLE, Atlanta, GA, May 2011.

**Panelist**, *Getting to No: Law Professors and the Work-Life Balance*, Association of American Law Schools' Annual Conference, San Francisco, CA, January 6, 2011.

**Speaker**, *Comparative Administrative Law of the EU and US*, Constitutional Administrative Law Forum, University of Aix-Marseille III, Aix En Province, France, December 6, 2010.

**Symposium Speaker**, *But That Is Absurd: Why Specific Absurdity Undermines Textualism*, Brooklyn Law School Symposium "Statutory Interpretation: How Much Work Does Language Do?" Brooklyn, NY, November 19, 2010.

**Speaker**, *But That Is Absurd: Why Specific Absurdity Undermines Textualism*, Southeastern Scholars' Conference, Charleston School of Law, Charleston, SC, October 22, 2010.

**Panelist**, *Obtaining and Executing Casebook Contracts*, Southeastern Association of Law Schools' Annual Conference, Palm Beach, FL, August 1, 2010.

**Speaker**, *Neither Fish nor Fowl: Administrative Judges in the Modern Administrative State*, 2010 Administrative Law Forum, Quebec, Canada, May 2010.

**Speaker**, *The Veterans Court Approach to Statutory Interpretation and Chevron*, the Eleventh Annual Judicial Conference of the United States Court of Appeals for Veterans Claims, Washington, DC, March 4, 2010.

**Panelist**, *What to do with the Third Year (of Law School)*, Southeastern Association of Law Schools' Annual Conference, Palm Beach, FL, August 4, 2009.

**Panelist**, *Approaching Tenure with Confidence*, Association of American Law Schools' Annual Conference, San Diego, CA, January 8, 2009.

**Panelist**, *The Nuts and Bolts of Moot Court Competitions*, Southeastern Association of Law Schools' Annual Conference, Palm Beach, FL, July 28, 2008.

**Speaker**, *An Introduction to Administrative Law in the United States*, Escola da Magistratura Regional Federal da 2 Regiao (Brazil), Conferencias da Mercer University School of Law, Macon, GA, November 22, 2007.

**Speaker**, *Which is to be Master: The Judiciary or the Legislature?*, Stetson University College of Law Faculty Development Presentation, Tampa Bay, FL, October 16, 2007.

**Speaker**, *Chevron's Demise: A Survey of Chevron from Infancy to Senescence*, Georgia State Law School Faculty Development Presentation, Atlanta, GA, March 12, 2007.

**Panelist**, *Getting Involved in SEALS*, Southeastern Association of Law Schools' Annual Conference, Amelia Island, FL, August 1, 2007.

**Panelist**, *Mississippi Poultry Ass'n, Inc. v. Madgan: Interpreting Chevron's First Step*, Southeastern Association of Law Schools' Annual Conference, Amelia Island, FL, July 21, 2006.

**Speaker**, *Chenery II and the Development of Federal Administrative Law*, 2006 Administrative Law Forum, Louis D. Brandeis School of Law, Louisville, KY, May 17, 2006.

**Speaker**, *Learning Theory & Multimedia*, Institute for Law School Teaching's Conference on Inspiring Students & Facilitating Learning, Chicago, IL, June 3, 2006.

**Speaker**, *Cool Data on a Hot Issue: Empirical Evidence that a Law School Bar Support Program Enhances Bar Performance*, Charleston Law School Faculty Development Presentation, Charleston, SC, March 31, 2006; and Faculty Development Presentation, Mercer Law School, Macon, GA, November 2004.

**Speaker**, *Interviewing Pitfalls and Mistakes*, Association of American Law Schools' Faculty Recruitment Conference, Candidates' Workshop, Washington, DC, October, 2004-12.

**Panelist**, *Which is to be Master: The Judiciary or the Legislature?*, Southeastern Association of Law Schools' Annual Conference, Hilton Head Island, SC, July 21, 2005.

**Panelist**, *Cheating and the Ethics of Practicing Law: Arguing Statutory Interpretation: Advocacy or Overzealism?*, Mercer Law School, Macon, GA, December 3, 2004.

**Speaker**, *Teaching Legal Writing to Visual, Auditory, and Kinesthetic Learners*, Rocky Mountain Legal Writing Conference, William S. Boyd School of Law, University of Nevada, Las Vegas, NV, March 7, 2004.

## CONSULTING WORK

### Expert Consultant

Maynard, Cooper, & Gale	2017-18
Greenberg Traurig, LLP	2014-17
Williams & Connolly LLP	2015-16

<b>Member</b> , Law School Publishing Advisory Board Carolina Academic Press	2015-present
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**Expert Trainer** 2013-14  
United States Agency for International Development, Judicial Independence and  
Legal Empowerment Training in Tbilisi, Georgia

**Interviewer of Federal Administrative Law Judges** 2013  
U.S. Office of Personnel Management

## **ADDITIONAL PROFESSIONAL SERVICE**

### ***University of Idaho College of Law***

Dean Search Committee: *Member* 2023-24  
Admissions Committee: *Member* 2023-present  
Law Review Advisor 2023-24  
Promotion and Tenure Committee: *Member* 2022-23  
Appointments Committee: *Member* 2022-23  
Curriculum Committee: *Member* 2022-23

### ***Mercer University School of Law***

AALS Delegate 2004-21  
University House of Delegates: *Member* 2020-21  
Administrative Committee  
*Chair* 2018-19  
*Member* 2014-21  
Alumni Magazine: *Faculty Advisor* 2010-11  
Appointments Committee: *Member* 2010-11 & 2018-21  
Assessment Committee: *Chair* 2017-18  
Building Renovation Committee: *Member* 2005-11  
Faculty Development  
*Chair* 2013-16 & 2020-21  
*Member* 2004-10  
Moot Court  
*Faculty Advisor* 2003-08 & 2017-19  
*Coach* 2003-19  
Policy Committee: *Member* (elected by the faculty) 2008-11

### ***American Bar Association***

Administrative Law & Regulatory Practice Section  
*Chair, Scholarship Committee* 2022-Present  
*Chair Nominating Committee* 2021-22  
*Immediate Past Chair* 2020-21  
*Chair* 2019-20

<i>Chair-Elect</i>	2018-19
<i>Vice-Chair</i>	2017-18
<i>Secretary</i>	2013-16
<i>Council Member</i>	2010-13
<i>Member of Committee on Scholarship</i>	2014-16
<i>Member of Judicial Review Committee</i>	2007-10
Committee on Legal Education	
<i>Site Team Member</i>	2012-present

### ***Association of American Law Schools***

Membership Review	
<i>Site Team Member</i>	2011-present
Administrative Law Section	
<i>Chair</i>	2016-17
<i>Officer</i>	2013-17
Committee on Bar Admission and Lawyer Performance	
<i>Member</i>	2009-11
Women in Legal Education Section	
<i>Treasurer</i>	2010-11
<i>Executive Board Member</i>	2008-09
New Law Professors Section	
<i>Chair</i>	2010-11
<i>Secretary</i>	2009-10
<i>Treasurer</i>	2008-09
<i>Executive Board Member</i>	2007-08
Law & Humanities Section	
<i>Secretary</i>	2003 -04

### ***Southeastern Association of Law Schools***

<i>Chair, Faculty Hiring Portal Committee</i>	2023-present
<i>Chair, Inclusion Committee</i>	2023-present
<i>Treasurer</i>	2017-18
<i>Deputy Executive Director</i>	2010-11 & 2015-17
<i>Member, Board of Trustees</i>	2007-11
<i>Chair, Ad-Hoc Recruiting Task Force</i>	2013-14
(Now the Faculty Hiring Portal Committee)	
<i>Chair, Moderator Committee</i>	2008-09
(recommended the committee be created and served as its first chair)	
<i>Chair, Mentor Committee</i>	2007-08
(recommended the committee be created and served as its first chair)	
<i>Chair, New Scholars Committee</i>	2005-07
(served as its first chair)	

### **SELECT LEGAL EMPLOYMENT**



***Office of the Attorney General, Olympia, WA***

1994-99

Lead Assistant Attorney General & Assistant Attorney General

- Coordinated legal advice given to the Division of Developmental Disabilities and the Juvenile Rehabilitation Administration.
- Successfully defeated a class certification motion in a federal civil rights lawsuit brought to close all the State's institutions for individuals with disabilities. Washington was the only state in the Nation in which class certification was denied.
- Complimented by the head of the Department of Social and Health Services for ability to clearly and persuasively articulate the client's position.
- Recommended for early salary promotion based on outstanding performance.
- Obtained an injunction against an unlicensed childcare provider who later sent a letter of thanks for the compassionate and fair way that the case was handled.
- Commended by a Court of Appeals Judge Susan Agid for being an outstanding advocate.
- Received written commendation from Attorney General Christine Gregoire for skillful trial work.
- Awarded Outstanding Team Member Award.

***New York Supreme Court Appellate Division, Albany, NY***

1989-91

Law Clerk to the Honorable Paul J. Yesawich

- Drafted a dissent that was adopted in full by the New York Court of Appeals.

Licensed to Practice in five states:

- Georgia
- New York
- North Carolina
- Washington
- Connecticut