

Elizabeth Weeks

University of Georgia School of Law
Athens, GA 30602
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ACADEMIC POSITIONS

University of Georgia School of Law

Associate Dean for Faculty Development, July 2018 – present
J. Alton Hosch Professor of Law, 2016 – present; Professor, 2013 – present; Associate Professor, 2011 – 13
Visiting Professor, Fall 2010; Visiting Assistant Professor, 2003 – 04
Courses Taught: Torts I and II, The Law of American Health Care, Health Care Financing and Regulation, Health Care Fraud and Abuse, Health Law Survey

University of Kansas School of Law

Professor, 2010 – 11; Associate Professor, 2004 – 10
Director, Medical-Legal Partnership Clinic, 2009 – 11
Courses: Torts, Health Care Financing and Regulation, Public Health Law

University of the Pacific McGeorge School of Law

Visiting Associate Professor, 2005 – 06; Guest Lecturer, Spring 2007, 2008 & 2009
Courses: Torts, Health Law, Public Health Law

EDUCATION

University of Georgia School of Law, Athens, GA

JD, *summa cum laude*, May 1999; Order of the Coif; *Georgia Law Review*, Editor-in-Chief

Columbia University, New York, NY

BA, February 1993, Latin American Studies and Political Science major

HONORS

Howard M. and Susan Immel Award for Teaching Excellence, University of Kansas School of Law, 2010

Meredith Docking Faculty Scholar Award, University of Kansas, 2009

Health Law Scholars Award, American Society of Law, Medicine, and Ethics, 2004

LEGAL EXPERIENCE

Vinson & Elkins LLP, Houston, TX

Associate, Health Industry Group, Sept. 2001 – June 2003; Summer Associate, 1998

Supreme Court of Texas, Austin, TX

Law Clerk to Chief Justice Thomas R. Phillips, 2000 Term

United States Court of Appeals, Fifth Circuit, New Orleans, LA

Law Clerk to Judge Jacques L. Wiener, Jr., 1999 Term

PUBLICATIONS

BOOKS

HEALTHISM: HEALTH-STATUS DISCRIMINATION AND THE LAW (Cambridge University Press, forthcoming 2018) (with Jessica L. Roberts)

THE LAW OF AMERICAN HEALTH CARE (Aspen/Wolters Kluwer Law & Business, 2016; 2d ed. forthcoming 2018) (with Nicole Huberfeld & Kevin Outterson)

BOOK CHAPTERS

States' Rights: Point/Counterpoint, in DEBATES ON U.S. HEALTH CARE REFORM (Sage Publications, Wendy E. Parmet, ed., 2013)

Medical-Legal Partnership: Three Voices from the Law School Clinic, in VULNERABLE POPULATIONS AND TRANSFORMATIVE LAW TEACHING: A CRITICAL READER 337 – 57 (Carolina Academic Press, 2011) (with MaryBeth Musumeci & Brutrinia D. Arellano)

Tort Litigation for the Public's Health, in RECONSIDERING LAW AND POLICY DEBATES: A PUBLIC HEALTH PERSPECTIVE 187 – 220 (Cambridge Univ. Press, John G. Culhane, ed., 2010)

Beyond Compensation: Using Torts to Promote Public Health, in PUBLIC HEALTH: ENFORCEMENT AND LAW 43 – 86 (Icfai Univ. Press, A. Sabitha ed., 2008)

LAW REVIEW ARTICLES

Healthism in Tort Law, JOURNAL OF TORT LAW (forthcoming 2019)

One Child Town: Declining Population and Changing Demographics in Rural America, NORTHEASTERN U. L. REV. (forthcoming 2018) (symposium on *Diseases of Despair: The Role of Policy & Law*)

What Is (and Isn't) Healthism, 50 GA. L. REV. 833 – 907 (2016) (with Jessica L. Roberts)

Best Practices for a State Alzheimer's Disease Registry: Lessons from Georgia, 17 J. MINN. J. L. SCI. & TECH. 221 – 75 (2016) (with Amanda Brown & Rui Bu)

The Fragility of the Affordable Care Act's Universal Coverage Strategy, 46 U. TOL. L. REV. 559 – 81 (2015)

Crafting a Narrative for the Red State Option, 102 KY. L.J. 381 – 439 (2013 – 14)

Plunging into Endless Difficulties: Medicaid and Coercion in National Federation of Independent Business v. Sebelius, 93 B.U. L. REV. 1 – 88 (2013) (lead article) (with Nicole Huberfeld & Kevin Outterson)

Employers United: An Empirical Analysis of Corporate Political Speech in the Wake of the Affordable Care Act, 38 J. CORP. L. 217 – 57 (2013) (with Susan Scholz & Raquel Meyer Alexander)

Affordable Care Act Litigation: The Standing Paradox, 38 AM. J.L. MED. 410 – 44 (2012)
The Rhetoric Hits the Road: State Challenges to Affordable Care Act Implementation, 46 U. RICH. L. REV. 781 – 822 (2012)

Can You Really Keep Your Health Plan? The Limits of Grandfathering under the Affordable Care Act, 36 J. CORP. L. 753 – 80 (2011)

Rhetorical Federalism: The Value of State-Based Dissent to Federal Health Reform, 39 HOFSTRA L. REV. 111 – 68 (2010)

State Constitutionalism and the Right to Health Care, 12 U. PA. J. CONST. L. 1325 – 1406 (2010)

The Public's Right to Health: When Patient Rights Threaten the Commons, 86 WASH. U. L. REV. 1335 – 96 (2009)

Cooperative Federalism and Health Care Reform: The Medicare Part D "Clawback" Example, 1 ST. LOUIS UNIV. J. HEALTH L. & POL'Y 79 – 129 (2007)

Failure to Connect: The Massachusetts Plan for Individual Health Insurance, 55 KANSAS L. REV. 1283 – 1312 (2007)

Beyond Compensation: Using Torts to Promote Public Health, 10 J. HEALTH CARE L. & POL'Y 27 – 59 (2007)

Lessons from Katrina: Response, Recovery, and the Public Health Infrastructure, 10 DEPAUL J. HEALTH CARE L. 251 – 90 (2007)

After the Catastrophe: Disaster Relief for Hospitals, 85 N.C. L. REV. 223 – 300 (2006)

Gauging the Cost of Loopholes: Health Care Pricing and Medicare Regulation in the Post-Enron Era, 40 WAKE FOREST L. REV. 1215 – 86 (2005)

The New Economic Credentialing: Protecting Hospitals from Competition by Medical Staff Members, 65 J. HEALTH L. 247 – 300 (2003)

OTHER PUBLICATIONS

Medicalization of Rural Poverty: Challenges for Access, 46 J. L. MED. & ETHICS (forthcoming 2018)

Stigmatizing the Unhealthy, 45 J. L. MED. & ETHICS 484 – 491 (2017) (with Jessica L. Roberts)

Introduction: Four Views of Healthism, 18 MARQ. BENEFITS & SOC. WELFARE L. REV. 189 – 201 (2017) (with Jessica L. Roberts) (symposium issue dedicated to our forthcoming book, *Healthism: Health Status Discrimination & the Law*)

Essay, *Teaching The Law of American Health Care*, 61 SAINT LOUIS U. L. J. 401 – 09 (2017) (with Nicole Huberfeld & Kevin Outterson) (symposium on Teaching Health Law, highlighting our casebook, *The Law of American Health Care*)

Georgia Legislature Compels Testing of Backlogged Rape Kits. Issues Remain, Health Law Developments, Health Law Section Newsletter, State Bar of Georgia, Fall 2016 (with Morgan Melodie Johnson),
https://www.gabar.org/committeesprogramssections/sections/healthlaw/upload/Health_Law_Fall_16.pdf

CMS' Proposed Changes To The Two-Midnight Rule: Partial Restoration Of Medical Judgment, HEALTH AFFAIRS BLOG, Sept. 1, 2015,
<http://healthaffairs.org/blog/2015/09/01/cms-proposed-changes-to-the-two-midnight-rule-partial-restoration-of-medical-judgment/>

Essay, *Death Panels and the Rhetoric of Rationing*, symposium on *Under the Knife: Health Law, Health Care Reform, and Beyond*, 12 NEV. L.J. 872 – 87 (2013)

A Response to Beyond Separation: Professor Copeland's Ambitious Proposal for "Integrative" Federalism, 15 U. PA. J. CON. L. HEIGHTENED SCRUTINY 29 – 41 (2013)

New Deal Lessons for the Affordable Care Act: The General Welfare Clause, 14 U. PA. J. CON. L. HEIGHTENED SCRUTINY 5 – 14 (2012)

Introduction, Symposium: *The Role of States in Federal Health Care Reform*, 20 KAN. J.L. & PUB. POL'Y 181 – 85 (2011)

Rhetorical Federalism: The Role of State Resistance in Health Care Decisionmaking, J.L. MED. & ETHICS 73 – 76 (2011), symposium on *Using Law, Policy, and Research to Improve the Public's Health*

What I Talk about When I Talk about Health Law, 18 ANNALS OF HEALTH L. 9 – 12 (2010) (invited contribution to special edition commemorating the 25th anniversary of the Beazley Institute for Health Law and Policy, Loyola University Chicago School of Law)

Right to Experimental Treatment: FDA New Drug Approval, Constitutional Rights, and the Public's Health, 37 J.L. MED. & ETHICS 269 – 79 (2009), symposium on *Pharmaceutical Innovation: Law & the Public's Health*

Public Health Law for a Brave New World: Book Review, Public Health Law: Power, Duty, Restraint, by Lawrence O. Gostin (University of California Press, Berkeley, California, 2d ed., 2008), 9 HOUS. J. HEALTH L. & POL'Y 181 – 201 (2009)

Book Review, Populations, Public Health, and the Law, by Wendy E. Parmet (Georgetown Univ. Press 2009), 30 J. LEGAL MED. 427 – 34 (2009)

Teaching Sicko, “Teaching Health Law” column, 37 J.L. MED. & ETHICS 139 – 46 (2009)

Loopholes: Opportunity, Responsibility, or Liability? “The Ethical Health Lawyer” column, 35 J.L. MED. & ETHICS 320 – 28 (2007)

Is It Worth the Trouble? The New Policy on Dissemination of Information on Off-Label Use Under the Food and Drug Modernization Act, 54 FOOD & DRUG L.J. 645 – 65 (1999)

Note, *The Newly Found “Compassion” for Sexually Violent Predators: Civil Commitment and the Right to Treatment in the Wake of Kansas v. Hendricks*, 32 GA. L. REV. 1261 – 1300 (1998)

PRESENTATIONS

INVITED SYMPOSIA

Rural Health Challenges for Access, Panel on *Strategies for Access and Value*, Foundation Day and Medicalization of Poverty Scholars Symposium, Carle Foundation/University of Virginia/University of Illinois, Champaign, IL, Nov. 2 – 3, 2017

Welcome and Introduction, *Good Health Policy or Discrimination? How to Tell the Difference*, University of Houston Law Center, Health Law & Policy Institute, Houston, TX, Nov. 4, 2016

Health Law Symposium, *University of Toledo Law Review*, University of Toledo College of Law, Toledo, OH, Oct. 10, 2014

Medicaid Matters, *Kentucky Law Journal*, University of Kentucky College of Law, Lexington, KY, March 22, 2013

Health Care Reform: The State of the States Roundtable, University of Maryland School of Law and Health Care Program, Baltimore, MD, March 1, 2013

Affordable Care Act Litigation: The Standing Paradox, Symposium on *The American Right to Health: Constitutional, Statutory, and Contractual Healthcare Rights in the United States*, *American Journal of Law & Medicine*, Boston University School of Law, Jan. 28, 2012

Panel on *Litigating Administrative Programs, Then and Now*, Symposium on *FDR and Obama: Are there Constitutional Law Lessons from the New Deal for the Obama Administration?* *University of Pennsylvania Journal of Constitutional Law*, University of Pennsylvania Law School, Philadelphia, PA, Jan. 19, 2012

The Rhetoric Hits the Road: State Challenges to Affordable Care Act Implementation, Symposium on Everything But the Merits: Analyzing the Procedural Aspects of the Healthcare Litigation, University of Richmond School of Law, Richmond, VA, Nov. 11, 2011

Can You Really Keep Your Health Plan? The Limitations of Grandfathering Under the Affordable Care Act, Panel on Health Care Reform, *Journal of Corporation Law Symposium on Reregulation and the Business Firm*, University of Iowa College of Law, Iowa City, IA, Feb. 18, 2011

Faculty Convenor, *Kansas Journal of Law & Public Policy Symposium: The Role of States in Federal Health Care Reform*, University of Kansas School of Law, Lawrence, KS, Feb. 11, 2011

Medical-Legal Partnerships, Symposium, Widener University School of Law, Wilmington, DE, April 24, 2009

Moderator, Panel on *Health and Reparations*, *Kansas Law Review Symposium: Law, Reparations, and Racial Disparities*, University of Kansas School of Law, Oct. 31, 2008

Tort Litigation for the Public's Health, Symposium: *Public Health Perspectives on Charged Legal Issues*, Widener University School of Law, Wilmington, DE, Oct. 19, 2007

Cooperative Federalism and Health Care Reform: The Medicare Part D "Clawback" Example, Annual Health Law Symposium: *Medicare Modernization Act Update*, Saint Louis University School of Law, Saint Louis, MO, March 30, 2007

Faculty Convenor, *Kansas Law Review Symposium: The Massachusetts Plan and the Future of Universal Coverage*, University of Kansas School of Law, Lawrence, KS, Nov. 10, 2006

Gap-Filling, Risk-Pooling, and the "Connector": Private Market Solutions to Universal Coverage, *Kansas Law Review Symposium: The Massachusetts Plan and the Future of Universal Coverage*, University of Kansas School of Law, Lawrence, KS, Nov. 10, 2006

After the Catastrophe: Disaster Relief for Hospitals, Symposium: *Shaping a New Direction for Law and Medicine: An International Debate on Culture, Disaster, Biotechnology & Public Health*, DePaul University College of Law, Chicago, IL, March 31, 2006

**INVITED
FACULTY
COLLOQUIA**

Healthism: Health Status Discrimination and the Law, Marquette University Law School, Milwaukee, WI, April 10, 2017

Healthism: Health Status Discrimination and the Law, Indiana University Robert H. McKinney School of Law, Hall Center for Law & Health, Grand Rounds, Indianapolis, IN, March 23, 2017

Healthism: Health Status Discrimination and the Law, Harvard Law School, Health Law Policy, Bioethics, and Biotechnology Workshop, Cambridge, MA, Nov. 21, 2016

Brown Bag, *Healthism: Health Status Discrimination and the Law*, University of Georgia School of Law, Athens, GA, Nov. 9, 2016

Healthism and the Law, Georgia State University College of Law, Atlanta, GA, March 30, 2015

Healthism in the Courts, University of Houston Law Center, Houston, TX, Oct. 27, 2014

Employers United: An Empirical Analysis of S.E.C. Disclosures in the Wake of Citizens United and the Affordable Care Act, University of Arkansas School of Law, Fayetteville, AR, March 12, 2012

Rhetorical Federalism: The Value of State-Based Dissent to Federal Health Reform, Loyola University Chicago School of Law, Beazley Institute for Health Law & Policy, Chicago, IL, March 24, 2011

Death Panels and the Rhetoric of Rationing, conference on *Health Care Rationing and Public Debate*, University of South Carolina School of Law, Columbia, SC, March 18, 2011

Notes from the Tea Party: The Affirmative Case for the Health Reform Nullification Movement, Loyola Constitutional Law Colloquium, *How Democratic is the Constitution?* Loyola University Chicago School of Law, Chicago, IL, Nov. 5, 2010

Uncooperative Federalism: The Value of State-Based Dissent to Federal Health Reform, University of Georgia School of Law, Athens, GA, November 3, 2010

State Resistance to Federal Health Care Reform, University of Kansas, International Programs, Interdisciplinary International Seminar for Faculty on Global Health, Lawrence, KS, May 6, 2010

Uncooperative Federalism: The Role of Dissent in Health Care Decisionmaking, University of the Pacific McGeorge School of Law, Sacramento, CA, March 17, 2010

State Constitutionalism and the Right to Health Care, Florida State University College of Law, Tallahassee, FL, Oct. 12, 2009

State Constitutionalism and the Right to Health Care, University of the Pacific McGeorge School of Law, Sacramento, CA, April 3, 2009

FDA Drug Approval and Constitutional Rights, Regional Junior Faculty Workshop, Washington University in Saint Louis Law School, Saint Louis, MO, April 18, 2008

Right to Experimental Treatment: FDA New Drug Approval, Constitutional Rights, and the Public's Health, University of North Carolina School of Law, Chapel Hill, NC, Feb. 14, 2008

Right to Experimental Treatment: FDA New Drug Approval, Constitutional Rights, and the Public's Health, Drexel University College of Law, Philadelphia, PA, Dec. 11, 2007

Cooperative Federalism and Health Care Reform: The Medicare Part D "Clawback" Example, University of Missouri-Columbia School of Law, Columbia, MO, April 27, 2007

After the Catastrophe: Disaster Relief for Hospitals, University of Iowa College of Law, Iowa City, IA, Feb. 8, 2007

Gap-Filling, Risk-Pooling, and the "Connector": Private Market Solutions to Universal Coverage, Randall Park Faculty Colloquium, University of Kentucky College of Law, Lexington, KY, Jan. 18, 2007

Homeland Security for Hospitals: Front-Line Reimbursement for Bioterrorism and Public Health Emergencies, Cumberland School of Law, Samford University Birmingham, AL, Oct. 14, 2005

Homeland Security for Hospitals: Front-Line Reimbursement for Bioterrorism and Public Health Emergencies, Southern Methodist University Dedman School of Law, Dallas, TX, Feb. 7, 2005

Homeland Security for Hospitals: Front-Line Reimbursement for Bioterrorism and Public Health Emergencies, Health Law Scholars Workshop, Saint Louis University School of Law, St. Louis, MO, Sept. 17, 2004

**ACADEMIC
CONFERENCES**

Invited Panelist, *Healthism in Tort Law*, Section on Torts & Compensation Systems, Association of American Law Schools, Annual Meeting, New Orleans, LA, January 2019

Presenter, *Rural Health Care Sustainability*, Panel on *Medicaid, Rural Health*, Health Law Professors Conference, American Society of Law, Medicine & Ethics, Case Western Reserve University School of Law, Cleveland, OH, June 8, 2018

Featured Presenter, *Medicalization of Rural Poverty*, Carl Vinson Institute of Government, University of Georgia, May 1, 2018

Panelist, *Next Steps in Health Reform*, Panel on *Regulating the Nongroup Market: Preexisting Conditions, Health-Status Underwriting, and Essential Health Benefits*, American Society of Law, Medicine & Ethics, American University Washington College of Law, Washington, D.C., October 26 – 17, 2017

Presenter, *The Future of Health-Status Discrimination Under the Trump Administration*, Health Law Professors Conference, American Society of Law, Medicine & Ethics, (ASLME), Georgia State University College of Law, June 9, 2017

Presenter, *The Limits of Federal Health Insurance Laws to Address Healthism*, Panel on Health, Midwestern Law & Economics Association (MLEA) Annual Meeting, Emory University School of Law, Atlanta, GA, Sept. 9, 2016

Moderator, Discussion Group, *Challenges and Opportunities in Defining and Regulating Wellness*, Southeastern Association of Law Schools (SEALS), Amelia Island, FL, Aug. 7, 2016

Presenter, *Recent Developments in Fraud & Abuse: The Practitioners' Perspective*, Health Law Professors Conference, American Society of Law, Medicine & Ethics (ASLME), Boston University School of Law, Boston, MA, June 4, 2016

Discussant, *King v. Burwell*, Southeastern Association of Law Schools (SEALS), Annual Meeting, Boca Raton, FL, July 27, 2015

Commentor, Paul J. Zwier, *A Failure of Remedies: The Case of Big Pharma*, UGA-Emory Summer Workshop, UGA School of Law, Athens, GA, July 9, 2015

Invited Participant, *Medicaid Matters*, St. Louis University School of Law, St. Louis, MO, Feb. 13, 2015

Presenter, *Healthism and Tort Law*, University of Georgia School of Law, First Monday Workshop, Athens, GA, Sept. 15, 2014

Discussant, *Healthism in the Courts*, Health Law Workshop, Discussion Group on *Public Health Law Theory and Practice*, Southeastern Association of Law Schools, Amelia Island, FL, Aug. 1, 2014

Invited Participant, The George Consortium, 2014 Planning Retreat, Marriott Marquis, San Francisco, CA, June 7 – 8, 2014

Panelist, *Healthism in the Courts*, Panel on *Issues in Liability*, Health Law Professors Conference, American Society of Law, Medicine & Ethics, University of California Hastings College of Law, June 6, 2014

Plenary Panelist, *A Fresh Start: Health Law Teaching After the ACA*, Jay Healey Teaching Session on *Rethinking Health Law Teaching in the Post ACA World*, Health Law Professors Conference, University of California Hastings College of Law, June 5, 2014

Demi-Plenary Panelist, *NFIB, Medicaid, and Federalism*, Health Law Professors Conference, Seton Hall University School of Law, Newark, NJ, June 9, 2013

Presenter, *Employers United: An Empirical Analysis of S.E.C. Disclosures in the Wake of Citizens United and the Affordable Care Act*, Law and Society Association, Annual Meeting, Boston, MA, May 30 – June 2, 2013

Invited Participant, *Advancing Public Health through the Law: The Role of Legal Academics, Meeting 2*, Network for Public Health Law, American University School of Law, Chevy Chase, MD, Jan. 11 – 12, 2013

Program Chair and Moderator, Panel on *American Exceptionalism: Health Reform and the Persistence of Employer-Based Benefits*, Co-sponsored by the Sections on Law, Medicine & Health Care, and Employee Benefits and Executive Compensation, Association of American Law Schools Annual Meeting, New Orleans, LA, Jan. 5, 2013

Discussant, *Implementing Health Care Reform: What the Headlines Missed*, Southeastern Association of Law Schools, Annual Meeting, Amelia Island, FL, July 29, 2012

Panelist, *Health Care, Health Law, and Rhetoric*, Southeastern Association of Law Schools, Annual Meeting, Amelia Island, FL, July 29, 2012

Invited Participant, *Advancing Public Health through the Law: The Role of Legal Academics, Meeting 1*, Robert Wood Johnson Foundation, Public Health Law Research Program, Northeastern University School of Law, Boston, MA, July 23 – 24, 2012

Moderator, Opening Plenary Session, *The Future of the Affordable Care Act – Looking Beyond the Supreme Court Decision*, Health Law Professors Conference, Arizona State University School of Law, Tempe, AZ, June 8, 2012

Presenter, *Employers United: An Empirical Analysis of Corporate Disclosures in the Wake of Citizens United and the Affordable Care Act*, Midwestern Law & Economics Association Annual Meeting, University of Indiana School of Law, Bloomington, IN, Sept. 16, 2011

Panelist, *Employers United: An Empirical Analysis of Retiree Health Care Corporate Disclosures in the Wake of Citizens United and the Affordable Care Act*, panel on *Health Reform and Elder Law*, Southeastern Association of Law Schools, Annual Meeting, Hilton Head, SC, July 24, 2011

Presenter, *Can You Really Keep Your Health Plan? The Limitations of Grandfathering Under the Affordable Care Act*, Health Law Professors Conference, Loyola University Chicago School of Law, Chicago, IL, June 10, 2011

Presenter, *Notes from the Tea Party: The Affirmative Case for the Health Reform Nullification Movement*, Midwestern Law & Economics Association Annual Meeting, University of Colorado Law School, Boulder, CO, Oct. 9, 2010

Presenter, *Notes from the Tea Party: The Affirmative Case for the Health Reform Nullification Movement*, Central States Law Schools Association, Annual Meeting, University of North Dakota School of Law, Grand Forks, ND, Sept. 25, 2010

Panelist, *State Constitutionalism and the Right to Health Care*, panel on *The Past, Present, and Future of State Constitutional Law*, Southeastern Association of Law Schools, Annual Meeting, Palm Springs, FL, Aug. 2, 2010

Presenter, *Uncooperative Federalism: The Role of Dissent in Health Care Decisionmaking*, Health Law Professors Conference, University of Texas School of Law, June 4, 2010

Panelist, *State Constitutionalism and the Right to Health Care*, panel on *Health Care Rights and Responsibilities*, Law and Society Association Annual Meeting, Chicago, IL, May 27, 2010

Panelist, *Training the Next Generation of Medical-Legal Advocates in Law School and Beyond*, panel on *Health, Law, and Poverty*, conference on *Vulnerable Populations and Economic Realities: An Interdisciplinary Approach to Law Teaching*, Golden Gate University School of Law and Society for American Law Teachers, San Francisco, CA, March 20, 2010

Invited Small Group Discussion Facilitator, conference on *Interdisciplinary Collaborative Education: Partnerships Between Law Schools and Health Professions*, Georgia State University College of Law, Atlanta, GA, Sept. 24 – 25, 2009

Panelist, *The Individual Mandate*, panel on *Health Care Challenges for the New Administration*, Southeastern Association of Law Schools, Annual Meeting, Palm Springs, FL, Aug. 5, 2009

Presenter, *State Constitutionalism and the Right to Health Care*, Health Law Professors Conference, Case Western Reserve University School of Law, Cleveland, OH, June 5, 2009

Chair and Presenter, *Teaching Sicko*, panel on *Film, Literature, and New Media in Health Law*, Law and Society Association, Annual Meeting, Denver, CO, May 30, 2009

Presenter, *State Constitutionalism and the Right to Health Care*, AALS Conference on Clinical Legal Education, Works-in-Progress, Cleveland, OH, May 8, 2009

Panelist, *The Effects of Federal Programs on Kansas: Medicare and Medicaid Reform*, 2008 State of the State Kansas Economic Policy Conference, *Insuring a Healthy Kansas*, Institute for Policy & Social Research, University of Kansas, Oct. 30, 2008

Presenter, *Where There's a Wrong, There May Be No Remedy: FDA Preemption of Common Law Claims and Implications for ERISA*, Midwestern Law and Economics Association, Annual Meeting 2008, Northwestern University, Chicago, IL, Oct. 3, 2008

Panelist, *Teaching "Sicko,"* Panel on *What's Hot in Health Law for Those Who Don't Teach it*, Southeastern Association of Law Schools, Annual Meeting, Palm Beach, FL, July 28, 2008

Presenter, *Cooperative Federalism and Health Care Reform: The Medicare Part D "Clawback" Example*, panel on Federalism and Government Health Care Programs, Health Law Professors Conference, Drexel University School of Law, Philadelphia, PA, June 7, 2008

Presenter, *Public Health Legal Preparedness: Preparing a Guide for the Kansas Judiciary*, Joint Annual Meetings of the Law and Society Association and Canadian Law and Society Association, Montreal, Quebec, Canada, May 31, 2008

Presenter, *Right to Experimental Treatment: FDA New Drug Approval, Constitutional Rights, and the Public's Health*, Midwestern Law & Economics Association, Annual Meeting, University of Minnesota, Minneapolis, MN, Oct. 12 – 13, 2007

Panelist, *Legal Issues for Volunteer Health Care Providers in Bioterrorism and Public Health Emergencies*, Panel on Bioterrorism, Association of Politics and the Life Sciences, Cincinnati, OH, Oct. 11, 2007

Presenter, *Abigail Alliance v. Eschenbach: The Constitutional Right to Experimental Treatment and Public Health*, Panel on *Regulatory Trends: Trial and Error at the FDA*, Health Law Professors Conference, Boston University School of Law, Boston, MA, June 2, 2007

Presenter, *The Massachusetts Plan and the Future of Universal Coverage*, Midwestern Law & Economics Association, Annual Meeting, University of Kansas School of Law, Lawrence, KS, Oct. 21, 2006

Presenter, *Gauging the Cost of Loopholes: Norms, Ethics, and Competition in Health Care Markets*, Poster session on ongoing empirical research on Medicare loopholes, Health Law Teachers Conference, University of Maryland School of Law, Baltimore, MD, June 1 – 3, 2006

Presenter, *Beyond Compensation: Using Torts to Promote Public Health*, Panel on Teaching Public Health in Law Schools, AALS, Annual Meeting, Co-sponsored by Sections on Torts and Compensation Systems and Socio-Economics, Washington, DC, Jan. 7, 2006

Panelist, *Bioterrorism*, Association for Politics and the Life Sciences, Annual Meeting, Washington, DC, Sept. 1, 2005

**PROFESSIONAL
CONFERENCES**

Moderator, Panel on *State of Rural Healthcare Legislation & Public Policy*, Second Annual Rural Healthcare Symposium, University of Georgia School of Law, April 21, 2017

Moderator, Panel on *Healthcare Access, Disability Rights, and Olmstead Advocacy*, Twelfth Annual Working in the Public Interest (WIPI) Conference, University of Georgia School of Law, February 25, 2017

Panelist, *Healthism: Health Status Discrimination and the Law*, Panel on Health in All Policies, State of Public Health Law Conference, University of Georgia College of Public Health, Office of Outreach and Engagement, Athens, GA, Oct. 18, 2016

Invited Panelist, U.S. Supreme Court Update, *King v. Burwell*, Institute of Continuing Legal Education in Georgia, State Bar of Georgia Center, Atlanta, GA, October 22, 2015

Invited Speaker, *State Constitutionalism and the Right to Health Care*, Centers for Disease Control and Prevention Law SAG Journal Club, Atlanta, GA, September 27, 2012

Invited Panelist, *Health Care Reform after the Supreme Court Challenge*, American Risk and Insurance Association, Annual Meeting, Minneapolis, MN, Aug. 7, 2012

Invited Speaker, *States Opting Out: Health Reform Challenges, Waivers and Alternatives*, National Conference of State Legislatures, Annual Legislative Summit, San Antonio, TX, Aug. 10, 2011

Speaker, *Health Care Federalism: The Role of States in Health Care Reform*, session on *Health Reform in the United States*, American Public Health Association, Annual Meeting, Denver, CO, Nov. 8, 2010

Invited Planning Committee Member, *2008 Obesity and Public Health Law Summit*, Centers for Disease Control and Prevention, Atlanta, GA, Nov. 26, 2007 (planning for annual CDC conference, *The Public's Health and the Law in the 21st Century: Legal Preparedness for Obesity Prevention*, Atlanta, GA, June 18 – 20, 2008)

Speaker, *Right to Experimental Therapies: FDA New Drug Approval, Constitutional Rights, and the Public's Health*, Panel on Research Rights and Policies, American Public Health Association, Annual Meeting, Washington, DC, Nov. 5, 2007

Invited Participant, *Emergency Liability Networking Workshop*, American Red Cross Headquarters, Washington, DC, May 8, 2007

Speaker, *Beyond Compensation: Using Torts to Promote Public Health*, session on *Vaccinations, Human Rights, and Public Health Interventions*, American Public Health Association, Annual Meeting, Boston, MA, Nov. 7, 2006

Invited Speaker, *Disaster Management: Preparing for a New Reality*, American Medical Association, Organized Medical Staff Section Education Program, Chicago, IL, June 9, 2006

Invited Speaker, *Reimbursement after the Emergency: The Stafford Act, Medicare, Medicaid & Private Insurance*, *The Lawyer as First Responder: Legal Preparedness for Public Health Emergencies*, Washington University, Saint Louis, MO, May 20, 2006

Invited Public Interest Session Speaker, *After the Catastrophe: Disaster Relief for Hospitals*, Institute on Medicare and Medicaid Payment Issues, American Health Lawyers Association, Baltimore, MD, March 23, 2006

Speaker, Session on *Bioterrorism, Emergency Preparedness and the Law*, American Public Health Association, Annual Meeting, Philadelphia, PA, Dec. 12, 2005

GUEST
LECTURES

Who are the Deserving Poor? The Supreme Court's Decision Regarding the Affordable Care Act and the Future of Medicaid, University of Georgia/Medical College of Georgia Medical Partnership, UGA College of Public Health, and UGA Honors students, Oct. 22, 2012

Affordable Care Act Litigation, Introduction to Health Policy undergraduate course, Professor Phaedra S. Corso, College of Public Health, Health Policy & Management, University of Georgia, Athens, GA, Jan. 23, 2012

State Challenges to the Affordable Care Act, Introduction to Public Health undergraduate course, Professor Kathryn Mitchell-Fearon, College of Public Health, University of Georgia, Athens, GA, Nov. 4, 2011 & March 23, 2012

Torts and Public Health, Law and Public Health seminar, Professor John Blum, Loyola University Chicago School of Law, March 24, 2011

Tort Law and Tort Reform for Non-Lawyers, Policy and Politics of Health Care course, Professor Elizabeth Stewart, Rockhurst University, DO/MBA Dual Degree Program, Kansas City, MO, June 14, 2010

Managed Care, Health Law course, Adjunct Professor Ann Marie Marciarille, University of the Pacific McGeorge School of Law, Sacramento, CA, March 16 & 17, 2010

State Constitutionalism and the Right to Health Care, Family Health Care Legal Services Clinic, Professor David J. Gottlieb, University of Kansas School of Law, Lawrence, KS, April 8, 2009

ERISA Health Plans, Health Law course, Professor Edward D. Spurgeon, University of the Pacific McGeorge School of Law, Sacramento, CA, March 31 & April 2, 2009

ERISA Health Plans, Health Law course, Professor Edward D. Spurgeon, University of the Pacific McGeorge School of Law, Sacramento, CA, March 12 & 14, 2008

Public Health Law, Health Law course, Professor Edward D. Spurgeon, University of the Pacific McGeorge School of Law, Sacramento, CA, March 13 & 15, 2007

Health Care Laws and Regulations: Addressing Health Care Market Imperfections, Economic Analysis of the Law undergraduate course, Professor David B. Mustard, University of Georgia, Terry College of Business, Department of Economics, Athens, GA, April 19, 2004

COMMUNITY GROUPS

Co-convenor, Alzheimer's Disease Registry Stakeholder Meeting – North Georgia/Athens, University of Georgia Conference Center, Athens, GA, June 16, 2014 (with Toni Miles, Director, University of Georgia, Institute of Gerontology, College of Public Health)

Medical-Legal Partnerships, Greater Kansas City Society of Healthcare Attorneys, Continuing Legal Education program, Kansas City, MO, March 31, 2010

Right to Experimental Treatment: FDA New Drug Approval, Constitutional Rights, and the Public's Health, University of Kansas Ethics Club, Lawrence Memorial Hospital, Lawrence, KS, Dec. 4, 2008

Disaster Preparedness and Liability Protection for Volunteer Health Professionals and Entities, Kansas City Regional Hospital Ethics Committee Consortium, Center for Practical Bioethics, Kansas City, MO, July 5, 2007

STUDENT GROUPS

The Patient Protection and Affordable Care Act: Three Years Later, Alpha Epsilon Delta, University of Georgia, Pre-Medical Honor Society, Athens, GA, March 6, 2013

Respondent, *Constitutional Issues in the Affordable Care Act*, Federalist Society, University of Georgia School of Law, Athens, GA, March 20, 2012 (with David Oedel)

Introduction to Health Law: Who Are the Uninsured and What Are We Doing About it?, KU Scholars undergraduate class, with Dean Gail Agrawal, Lawrence, KS, Feb. 29, 2008

Abigail Alliance v. Eschenbach: The Constitutional Right to Experimental Treatment and Public Health, University of Kansas Medical Ethics Club, Lawrence, KS, March 5, 2007

**EXTERNAL
AND INTERNAL
FUNDING**

Principal Investigator, *Hidden Threats to Water Quality: Identifying Regulatory and Data Chokepoints in Decentralized Wastewater Management*, Georgia Clinical Translational Research Alliance, competitive Request for Proposals. \$33,796 requested (not awarded).

Awardee, *Rural Health Care Sustainability in Georgia*, University of Georgia Public Service and Outreach Fellowship, 2017 – 18. \$15,000 for one semester. Funded immersion experience with the Carl Vinson Institute of Government.

Project Manager and Supervisor, *Medical-Legal Partnership Post-Graduate Fellowship*, Sunflower Foundation, competitive Request for Proposals. \$229,125 for 36 months, August 1, 2009 – July 31, 2012. Establishing three, one-year Medical-Legal Partnership Post-Graduate Fellowships for recent law graduates.

Project Coordinator, *Jay Doc Free Health Clinic and Medical Legal Family Health Project*, Health Care Foundation of Greater Kansas City, competitive Foundation Defined Grant. \$72,555 for sixteen months, April 9, 2009 – August 31, 2010. Funding interdisciplinary clinical program for University of Kansas Medical and Law Schools.

Project Coordinator, *Family Health Care Legal Services Clinic*, Sunflower Foundation, competitive Request for Proposals. \$300,000 for 36 months, Nov. 1, 2008 – Nov. 30, 2010. Funding staff attorney and support for Medical-Legal Partnership Clinic.

**AMICUS
BRIEFS**

Counsel of Record, *Florida v. U.S. Dep't of HHS*, No. 11-400, In the Supreme Court of the United States, Brief of Amici Curiae Health Law & Policy Scholars and Prescription Policy Choices in Support Of Respondents on the Constitutional Validity of the Medicaid Expansion, *filed* Feb. 17, 2012

Signatory, *U.S. Dep't of HHS v. Florida*, No. 11-398, In the Supreme Court of the United States, Brief of 104 Health Law Professors as Amici Curiae in Support of Petitioners (Minimum Coverage Provision), *filed* Jan. 13, 2012

Counsel of Record *States of Texas, Kentucky, Maine, Missouri, and New Jersey v. Michael Leavitt*, No. 135, Original, In the Supreme Court of the United States, Brief of Professors and Practitioners of Health Law as Amici Curiae in Support of Plaintiffs, *cert. denied*, June 19, 2006

SERVICE

**NATIONAL
SERVICE**

Chair (2013), Chair-Elect (2012), Secretary (2011), Association of American Law Schools, Section on Law, Medicine & Ethics

Invited Mentor, National Association of Attorneys General, National Attorneys General Training and Research Institute, Public Health Law Fellowship, 2013

Co-Editor, Jotwell (Journal of Things We Like (Lots)), Health Law Section, 2012 – present (with co-editor Carl Coleman; previously, Kathleen Boozang)

A Must-Read on Health Care Nudges, Sept. 5, 2017 (reviewing I. GLENN COHEN ET AL., *NUDGING HEALTH: HEALTH LAW AND BEHAVIORAL ECONOMICS* (2016)),

<https://health.jotwell.com/a-must-read-on-health-care-nudges/>

A Definitive Primer and Prescription on Social Determinants of Health, Oct. 17, 2016 (reviewing Wendy K. Mariner, *Beyond Lifestyle: Governing the Social Determinants of Health*, 42 AM. J.L. & MED. 284 (2016)),

<http://health.jotwell.com/a-definitive-primer-and-prescription-on-social-determinants-of-health/>

On Health Status, Choice, and Immunity, July 22, 2015 (reviewing Jessica A. Clarke, *Against Immutability*, 125 YALE L.J. 2 (2015)),

<http://health.jotwell.com/on-health-status-choice-and-immutability/>

Healthism, Health Care Rights, and the Affordable Care Act, July 1, 2013

(reviewing Jessica L. Roberts, "Healthism": A Critique of the Antidiscrimination Approach to Health Insurance and Health-Care Reform, 2012 U. ILL. L. REV. 1159 (2012)), <https://health.jotwell.com/healthism-health-care-rights-and-the-affordable-care-act/>

Invited Reader and Mentor, Health Law Scholars Workshop, American Society of Law, Medicine, and Ethics, Saint Louis University School of Law, St. Louis, MO, Sept. 13 – 15, 2012

Mentor, New Scholars Workshop, Southeastern Association of Law Schools, Annual Meeting, Hilton Head Island, SC, July 25, 2011

Invited Guest Editor, *Introduction: The Prospects for Health Reform*, Symposium on *Public Health Reform: Patient Protection and Affordable Care Act Implications for the Public's Health*, 39 J.L. MED. & ETHICS 312 – 16 (2011)

Judge, National Health Law Transactional Competition, Loyola University Chicago School of Law, Beazley Institute for Health Law & Policy, Chicago, IL, March 25, 2011

Peer reviewer for various publications (select list): *Oxford University Press, Journal of Business Ethics, Journal of Law, Medicine & Ethics, American Journal of Law & Medicine, American Journal of Public Health, Journal of Health Politics, Policy & Law*

COMMUNITY SERVICE

Member, Emmanuel Cares, Foster Family Support Team, Emmanuel Episcopal Church, Athens, GA, August 2016 – present

Governing Board, Georgia Options, Inc., Athens, GA, November 2011 – October 2013; President, Jan. 2013 – October 2013

Board of Directors, Health Care Access Clinic, Inc., Lawrence, KS, 2006 – 09
President, Sept. 2009 – Sept. 2011; Vice-President, Sept. 2007 – Sept. 2009

Member, Institutional Review Board, Lawrence Memorial Hospital, Lawrence, KS, May 2010 – 11

Public Health Law Bench Book: Emergency Preparedness Handbook for the Kansas Judiciary, Kansas Office of Judicial Administration, Kansas Department of Health and the Environment, and Kansas Public Health Association, Jan. 2008 – May 2009

Board of Directors, Wheatlands Administrative Services, Inc. of Blue Cross Blue Shield of Kansas, Topeka, KS, June 2006 – Oct. 2007

UNIVERSITY SERVICE

University of Georgia:

Member, Elements Administrative Liaison, 2018 – present

Member, University Review Committee, Professional and Applied Studies, 2016 – 19

Member, Institutional Review Board, Office of Vice President for Research, 2014 – present

Member, University Curriculum Committee, 2014 – 17

Chair, Subcommittee on Other Professional Courses, 2015 – present

Member, University Council, 2012 – 15; reappointed, 2015 – 18

Committee on Statutes, Bylaws & Committees, 2016 – present

Committee on Student Affairs, 2014 – present

Faculty Post-Tenure Review Appeals Committee, 2014 – present

Faculty Advisor, Student Chapter, American Society of Law, Medicine & Ethics, 2016 – present

School of Law:

Secretary, Order of the Coif, Georgia Chapter, 2017 – present

Chair, Speakers Committee, 2018 – 19; Member 2017 – 18

Chair, Faculty Committee, Promotion of Associate Professor Andrea Dennis, Fall 2016

Member, Committee on Clinical Faculty Appointment and Promotion Unit, Fall 2016

Member, Policies & Procedures Committee, 2015 – 16

Member, Faculty Recruitment Committee, 2015 – 16

Member, Admissions Committee, 2015 – 16, 2016 – present

Faculty Advisor, Student Health Law Society, 2013 – present

Chair, Faculty Committee, Promotion of Associate Professor Harlan Cohen, Fall 2015

Member, Faculty Committee, Third-Year Review of Assistant Professor Kent Barnett, Spring 2015

Chair, Student Affairs Committee, 2012 – 13; Member, 2013 – 14, 2014 – 15

Chair, Ad Hoc Hearing Committee, Faculty Policy on Plagiarism, May 2012

Member, First-Year Curriculum Reform Committee, 2011 – 12

University of Kansas:

Director, Family Health Care Legal Service Clinic, 2009 – 11

Chair, Search Committee, Medical-Legal Partnership Post-Graduate Fellowship, 2009

Supervisor, Medical-Legal Partnership Post-Graduate Fellow, 2009 – 11
Faculty Advisor, Health Law Society, 2007 – 11
Member, Law School Faculty Workshops and Lectureships Committee, 2006 – 11
Member, Special Committee for Appointment of Clinical and Lawyering Positions, Fall 2009 – 10
Selected Participant, Global Health Faculty Seminar, 2009 - 10
Member, University Academic Procedures and Policies Committee, 2006 – 09
Faculty Coach, Health Law Moot Court Competition, Southern Illinois University School of Law, Carbondale, IL, 2008, 2009
Faculty Co-Advisor, 2006 – 07; Faculty Assistant, 2004 – 05; Faculty Chaperon, 2008 – 09, Jessup International Law Moot Court Competition
Faculty, Legal History, Politics & Culture in England in Cambridge, England, Summer Institute, History Department, July 2005, 2006 & 2007
Scholarship Interviewer, Rice Scholarship Committee, 2007 – 08

University of the Pacific – McGeorge School of Law:

Member, Governmental Affairs Committee, 2005 – 06
Planning Committee, Gordon D. Schaber Chair in Health Law & Policy, 2005 – 06
Faculty Advisor, Health Law Student Organization, 2005 – 06

PROFESSIONAL MEMBERSHIPS

Association of American Law Schools (AALS)
Law, Medicine, and Health Care Section: Executive Committee (2014 - present), Chair (2013), Chair-Elect (2012), Secretary (2011)
Law & Social Sciences Section: Secretary (2005 – 07), Exec. Comm. (2004, 2007)
Section on Civil Rights: Executive Comm. (2007)
Section on Torts and Compensation
American Health Lawyers Association (AHLA)
Reimbursement, Accreditation, and Payment Practice Group (2004 – 06)
American Society of Law, Medicine & Ethics (ASLME)
Public Health Law Association (PHLA)
American Public Health Association (APHA)
Association for Politics and the Life Sciences (2005 – 07)
American Bar Association, Health Law Section
Georgia Bar Association, Health Law Section, Affiliate Member (2015 – present)
Executive Committee (2015 – present)
Mentorship Program Planning Committee (2018 – present)
Kansas Bar Association, Health Law Section (2004 – 11)
State Bar of Texas (since Nov. 2000)