

# KENT BARNETT

Associate Dean for Academic Affairs & J. Alton Hosch Professor of Law  
University of Georgia School of Law

225 Herty Dr., Athens, GA 30602 • (office) 706.542.5169 • (cell) 706.424.5120 • khbarn@uga.edu

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## ACADEMIC POSITIONS

UNIVERSITY OF GEORGIA SCHOOL OF LAW, Athens, Ga.

Associate Dean for Academic Affairs

July 2021 – present

As Associate Dean, I am responsible for the law school’s academic programs and student affairs. I lead our U.S. News strategic efforts and ABA and university-policy compliance. I also work with the Dean on development and communications matters. I lead a team of 10 to 12 members (depending on the semester) with nine direct reports, including all legal writing instructors, the Associate Director of Student Affairs, and the Law School Registrar. I am also the supervisor of all part-time instructors.

- Led, along with the Dean, efforts that elevated and solidified the University of Georgia School of Law’s position as the top-ranked law school in Georgia and highest ranking ever (at #20) in U.S. News and World Report
- Completed a successful university-level program review for all academic degree programs
- Led, along with the chair of our site-visit committee, Georgia Law’s 2023 ABA Site Visit
- Led creation of a new “Lawyering” course to satisfy revised ABA Standard 303 and related curricular objectives
- Readjusted personnel roles to create more efficient and better service from student and academic affairs, while reducing personnel costs
- Worked directly with a donor to secure a \$1 million gift to establish a new faculty chair after that donor asked me to counsel him on his family’s philanthropic efforts

- Worked with the Dean and Advancement Office to develop a Mental Health Fund with a donor to provide additional wellness resources to students and develop new wellness programming
- Instituted an automated-degree-audit project to improve the accuracy and speed of degree audits and began the process of moving course scheduling to a new software system
- Established a series of lunches with student leaders and student affinity groups to address student concerns and improve inclusivity at the law school, and provide progress reports to participants

J. Alton Hosch Professor of Law July 2021 – present

J. Alton Hosch Associate Professor of Law Aug. 2018 – July 2021

Associate Professor of Law (tenured Aug. 2017) Aug. 2016 – July 2018

Assistant Professor of Law Aug. 2012 – Aug. 2016

- Courses: Administrative Law, Consumer Law, & Contracts & Sales, Judges and Politics
- Law-School Honors:
  - C. Ronald Ellington Award for Excellence in Teaching (2021)
  - Selected by Classes of 2023, 2021, and 2018 as Faculty Graduation Marshal

UNIVERSITY OF KENTUCKY COLLEGE OF LAW, Lexington, Ky. July 2010 – June 2012

Visiting Assistant Professor of Law

- Courses: Administrative Law, Contracts & Sales I & II, & Professional Responsibility

### BOOKS

ADMINISTRATIVE LAW (5th ed. 2021) (with John M. Rogers, Michael P. Healy, and Ronald J. Krotoszynski, Jr.)

### ACADEMIC PUBLICATIONS

*How Chevron Deference Fits into Article III*, 89 GEO. WASH. L. REV. 1143 (2021)

- Invited article for the Annual Review of Administrative Law
- Invited to present article at the ABA Administrative Law Section 2021 Spring Meeting

*Chevron Abroad*, 96 NOTRE DAME L. REV. 621 (2020) (with L. Vinson)

- Cited in *Buffington v. McDonough*, 143 S. Ct. 14 (Mem.) (Nov. 7, 2022) (Gorsuch, J., dissenting from denial of certiorari).

*Regulating Impartiality in Agency Adjudication*, 69 DUKE L.J. 1695 (2020) (symposium article)

*Some Kind of Hearing Officer*, 94 WASH. L. REV. 515 (2019)

- Favorably reviewed by Kathryn Watts, [Uncovering the Hidden Administrative Judiciary](#), JOTWELL: THE JOURNAL OF THINGS WE LIKE (LOTS) (Jan. 28, 2019)

*Due Process for Article III*, 26 GEO. MASON L. REV. 677 (2019) (symposium article)

- Towards Optimal Enforcement*, 72 VAND. L. REV. EN BANC 127 (2019) (invited response to Michael Sant’Ambrogio, *Private Enforcement in Administrative Courts*, 72 VAND. L. REV. 425 (2019))
- Administrative Law’s Political Dynamics*, 71 VAND. L. REV. 1463 (2018) (with C. Boyd & C. Walker)
- The Politics of Selecting Chevron Deference*, 15 J. EMPIRICAL L. STUD. 597 (2018) (with C. Boyd & C. Walker) (peer-reviewed)
- Listed as top ten downloads of 2018 on [Legal Theory Blog](#) (Jan. 1, 2019)
- Non-ALJ Adjudicators in Federal Agencies: Status, Selection, Oversight, and Removal*, Final Report and Recommendations to the Administrative Conference of the United States (May 2018) (with L. Cornett, M. Reddick, and R. Wheeler)
- Reprinted (in significantly similar form) in 53 GA. L. REV. 1 (2019) (with R. Wheeler)
- Chevron Step Two’s Domain*, 93 NOTRE DAME L. REV. 1441 (2018) (with C. Walker) (symposium essay)
- Findings discussed in Alison Frankel, [The \(other\) attack on Chevron deference](#), REUTERS (Dec. 8, 2017)
- Chevron in the Circuit Courts*, 116 MICH. L. REV. 1 (2017) (with C. Walker)
- Cited in *Arangure v. Whitaker*, 911 F.3d 333, 338 (6th Cir. 2018)
  - Selected for presentation at 2017 AALS Annual Meeting (Administrative Law Section)
  - Favorably reviewed by Richard Pierce, [Circuit Courts Do Strange Things with Chevron](#), JOTWELL (Sept. 6, 2016)
  - Favorably reviewed by Edward Rubin, [Chevron’s Real Impact](#), JOTWELL (Nov. 15, 2017)
  - Findings discussed in Marcia Coyle, [Where Federal Agencies Find the Most—and Least—Respect in Circuit Courts](#), NAT’L L.J. (July 22, 2016)
  - Excerpted in LISA SCHULTZ BRESSMAN ET AL., THE REGULATORY STATE 841–45 (3d ed. 2019)
- Short-Circuiting the New Major Questions Doctrine*, 70 VAND. L. REV. EN BANC 147 (2017) (with C. Walker) (invited response)
- How the Supreme Court Derailed Formal Rulemaking*, 85 GEO. WASH. L. REV. ARGUENDO 1 (2017) (online and in print)
- Why Bias Challenges to Administrative Adjudication Should Succeed*, 81 MO. L. REV. 1023 (2017) (symposium essay)
- Against Administrative Judges*, 49 UC DAVIS L. REV. 1643 (2016)
- Standing for (and up to) Separation of Powers*, 91 IND. L.J. 665 (2016)
- Codifying Chevmore*, 90 N.Y.U. L. REV. 1 (2015)
- Winner of 2014 Southeast Ass’n of Law Schools Call-for-Papers Competition
  - Chosen for discussion on Yale Journal of Regulation Notice & Comment Blog, [Barnett on Dodd–Frank as an Agency Deference Pioneer](#), Nov. 21, 2014

*Improving Agencies' Preemption Expertise with Chevron Codification*, 83 *FORDHAM L. REV.* 587 (2014) (symposium essay)

*To the Victor Goes the Toil—Remedies for Regulated Parties in Separation-of-Powers Litigation*, 92 *N.C. L. REV.* 481 (2014)

- Selected for presentation at 2014 AALS Annual Meeting (Remedies Section)
- Favorably reviewed by Kathryn Watts, [Remedying Structural Separation-of-Powers Violations](#), *JOTWELL* (Oct. 2, 2013)

*Resolving the ALJ Quandary*, 66 *VAND. L. REV.* 797 (2013)

- Selected for 2012 Yale–Stanford–Harvard Junior Faculty Forum (blind peer review)
- Cited in *Bandimere v. SEC*, 844 F.3d 1168 (10th Cir. 2016); *Bandimere v. SEC*, 855 F.3d 1128 (10th Cir.) (Lucero, J., dissenting from denial of rehearing en banc); *McCray v. Social Sec. Admin.*, No. 19-0090, 2020 WL 429232 (D.N.M. Jan. 28, 2020); *Hill v. SEC*, 114 F. Supp. 3d 1297, 1316 (N.D. Ga. 2015); *Gray Fin. Group v. SEC*, 1:15-cv-00492-LMM (N.D. Ga. Aug. 4, 2015); *Timbervest, LLC v. SEC*, No. 1:15-cv-02106-LMM (N.D. Ga. Aug. 4, 2015)
- Selected for Fifth Annual Junior Faculty Federal Courts Workshop (William & Mary Law School)
- Reprinted in 33 *J. NAT'L ASS'N ADMIN. L. JUDICIARY* 644–722 (2013)

*Avoiding Independent Agency Armageddon*, 87 *NOTRE DAME L. REV.* 1349 (2012)

*The Consumer Financial Protection Bureau's Appointment with Trouble*, 60 *AM. U. L. REV.* 1459 (2011) (symposium essay)

*Putting the Cart Before the Horse: Should a Court Certify a Class of Residential Consumers Seeking a Declaration that the Consumers—if They Later Choose—Are Entitled to Rescind for a TILA Violation?*, 125 *BANKING L.J.* 160 (2008) (co-authored)

- Cited in *Shook v. Bd. of Cnty. Comm'rs*, 543 F.3d 597 (10th Cir. 2008)

*Lending a Helping Hand?—A Guide to Kentucky's New Predatory Lending Law*, 93 *KY. L.J.* 473 (2005)

#### **ADDITIONAL PUBLICATIONS**

Amicus Brief, *Loper Bright Enters. v. Raimondo*, No. 21-5166, filed July 24, 2023 (with Professor C. Walker) (defending *Chevron* deference in a brief in support of neither party).

*Not Likely*, *YALE J. ON REG.: NOTICE & COMMENT* (Mar. 2, 2021), <https://www.yalejreg.com/nc/is-administrative-summary-judgment-unlawful-part-03/>

*Does Chevron deference violate Article III? Article III would like a word.*, *YALE J. ON REG.: NOTICE & COMMENT* (Sept. 16, 2020), <https://www.yalejreg.com/nc/does-chevron-deference-violate-article-iii-article-iii-would-like-a-word-by-kent-barnett/>

*The Kids Will Be Alright—With or Without Chevron Deference*, *YALE J. ON REG.: NOTICE & COMMENT* (Mar. 2, 2020), <https://www.yalejreg.com/the-kids-will-be-alright-with-or-without-chevron-deference-kent-barnett/>

*Regulating Impartiality in Agency Adjudication*, YALE J. ON REG.: NOTICE & COMMENT (Dec. 23, 2019), <https://www.yalejreg.com/nc/regulating-impartiality-in-agency-adjudication-by-kent-barnett/>

*Lucia v. SEC—One Year Later*, YALE J. ON REG.: NOTICE & COMMENT (Aug. 21, 2019), <https://www.yalejreg.com/nc/lucia-v-sec-one-year-later-by-kent-barnett-earl-cooke/> (with Earl Cooke)

*Judge Kavanaugh, Chevron Deference, and the Supreme Court*, THE REGULATORY REVIEW, Sept. 3, 2018, <https://www.theregreview.org/2018/09/03/barnett-boyd-walker-kavanaugh-chevron-deference-supreme-court/> (with C. Boyd & C. Walker)

*Chevron Patterns in the Circuit Court*, ADMIN. & REG. LAW NEWS 4–6 (Vol. 43, Issue 4, Summer 2018) (with C. Boyd & C. Walker)

*Raiding the OPM Den: The New Method of ALJ Hiring*, 36 YALE J. ON REG.: NOTICE & COMMENT (July 11, 2018), <http://yalejreg.com/nc/raiding-the-opm-den-the-new-method-of-alj-hiring-by-kent-barnett/URL>

*The Appearance of Impartiality in Lucia v. SEC*, 36 YALE J. ON REG.: NOTICE & COMMENT (June 27, 2018), <http://yalejreg.com/nc/the-appearance-of-impartiality-in-lucia-v-sec-by-kent-barnett/>

*The Consequences of Missing Appointments*, 36 YALE J. ON REG.: NOTICE & COMMENT (Apr. 2, 2018), <http://yalejreg.com/nc/the-consequences-of-missing-appointments-by-kent-barnett/>

*Giving the Platypus of Formal Rulemaking a Second Look, Again*, THE REGULATORY REVIEW, June 5, 2017, <https://www.theregreview.org/2017/06/05/barnett-platypus-formal-rulemaking-again/>

*Looking More Closely at the Platypus of Formal Rulemaking*, THE REGULATORY REVIEW, May 11, 2017, <https://www.theregreview.org/2017/05/11/barnett-platypus-formal-rulemaking/>

*Due Process v. Administrative Law*, WALL STREET J., Nov. 15, 2015, <http://www.wsj.com/articles/due-process-vs-administrative-law-1447626023>

*International Sale of Goods*, in BENCHBOOK OF INTERNATIONAL LAW § III.C (Diane Marie Amann, ed., Am. Soc. Int'l L. 2015), available at [www.asil.org/benchbook/saleofgoods](http://www.asil.org/benchbook/saleofgoods) (contributor to chapter)

*International Sale of Goods*, in BENCHBOOK OF INTERNATIONAL LAW § III.C (Diane Marie Amann, ed., Am. Soc. Int'l L. 2014), available at [www.asil.org/benchbook/saleofgoods](http://www.asil.org/benchbook/saleofgoods) (contributor to chapter)

*Forgetting Appointments? —Considering the CFPB and the Overlooked Appointments Clause*, BLOOMBERG LAW REPORTS—BANKING & FIN., Mar. 5, 2012, at 3–7

*The Twombly/Iqbal Revolution's Effect on Affirmative Defenses*, SIDEBAR (2010)

*Wavering Over Consumer Class Actions*, 27 BANKING & FIN. SERVS. 4 (2008) (co-authored)

*Ten Things You Should Know About Privilege Under Texas Law*, 71 TEX. BAR J. 690 (2008) (co-authored)

### SELECTED PRESENTATIONS

- Federal Administrative Law Judges Conference Annual Meeting, *How Chevron Deference Fits into Article III*, Virtual Presentation, Nov. 2021
- ABA Administrative Law Conference, Presenter, *How Chevron Deference Fits into Article III*, Virtual Presentation, Nov. 2020
- Administrative Conference of the United States, Panelist, *Procedures of Federal Agency Adjudication*, Virtual Presentation, Aug. 2020
- Symposium, Co-Organizer and Presenter, *Charting the New World of Administrative Adjudication*, Duke Law School, Durham, N.C., Feb. 2020
- Ballard Spahr Webinar, *The Constitutionality of the CFPB*, October 2019
- Federal Administrative Law Judges Conference Annual Meeting, Presenter, *Regulating Impartiality in Agency Adjudication*, Westminster, Colo., Sept. 2019
- Judicial Deference (Theoretical and Axiological Aspects), Centre for Antitrust and Regulatory Studies, University of Warsaw, Warsaw, Poland, Oct. 2018
- Symposium, Presenter, *Due Process for Article III—Rethinking Murray’s Lessee*, George Mason Law University Antonin Scalia Law School, Sept. 2018
- Symposium, Presenter, *Administrative Lawmaking in the 21st Century*, Notre Dame Law School, South Bend, Ind., Nov. 2017
- ABA Administrative Law Conference, Presenter, *Agency Adjudication Outside the APA*, Washington, D.C., Oct. 2017
- ABA Administrative Law Conference, Presenter, *Are Administrative Law Judges Inferior Officers or Mere Employees?*, Washington, D.C., Oct. 2017
- Federal Administrative Law Judges Conference Annual Meeting, Presenter, *Are Administrative Law Judges Unconstitutional?*, Providence, R.I., Sept. 2017
- Federal Administrative Law Judges Conference Annual Meeting, Presenter, *Update on Revised Model Administrative Rules*, Providence, R.I., Sept. 2017
- Administrative Law New Scholarship Roundtable, Presenter, Ohio State University Moritz College of Law, Columbus, Ohio, June 2017
- AALS Annual Meeting, *Administrative Law’s New Scholarly Trends*, San Francisco, Cal., Jan. 2017
- ABA Administrative Law Conference, Presenter, *The Past and Future of Judicial Deference: a Scholarly Examination*, Washington, D.C., Dec. 2016
- ABA Administrative Law Conference, Presenter, *Rethinking Administrative Adjudication*, Washington, D.C., Dec. 2016
- Federalist Society Podcast and Teleforum on *Chevron in the Circuit Court*, Oct. 2016

Federal Administrative Law Judges Conference Annual Meeting, Presenter, *Against Administrative Judges*, Phoenix, Ariz. (participated remotely), Sept. 2016

Administrative Law New Scholarship Roundtable, Presenter, Michigan State University College of Law, East Lansing, Mich., June 2016

Civil Justice Issues Symposium, Presenter, *Agencies and Administrative Law Judges: Use or Overuse?*, George Mason University School of Law, Arlington, Va., May 2016

Symposium, Presenter, *A Future Without the Administrative State?*, University of Missouri School of Law, Columbia, Mo., Mar. 2016

University of South Carolina Faculty Exchange with University of Georgia School of Law, Presenter, Columbia, S.C., Jan. 2016

ABA Administrative Law Section Annual Meeting, *SEC v. Hill: The Future of ALJs*, Panelist, Washington D.C., Oct. 2015

Federal Administrative Law Judge Conference Annual Meeting, *The Constitutionality of Administrative Law Judges after Free Enterprise Fund*, Panelist, Charleston, S.C., Sept. 2015

Emory/UGA Law Faculty Workshop, *Chevron and Agency Adjudication*, Presenter, Athens, Ga., June 2015

Faculty Colloquium, *Standing for (and up to) Separation of Powers*, Presenter, Levin College of Law, Univ. of Fla., Gainesville, Fla., Jan. 2015

Junior Faculty Federal Courts Workshop, *Standing for (and up to) Separation of Powers*, Presenter, University of Georgia School of Law, Athens, Ga., October 2014

SEALS, Call-for-Papers Winners Program, *Codifying Chevmore*, Presenter, Amelia Island, Fla., Aug. 2014

Emory/UGA Law Faculty Workshop, *The Case for Judicial Review of Separation-of-Powers Challenges*, Presenter, Atlanta, Ga., July 2014

Summer Faculty Colloquium, *The Case for Judicial Review of Separation-of-Powers Challenges*, The Ohio State Univ., Moritz College of Law, Columbus, Ohio, July 2014

Symposium, *Chevron at 30: Looking Back and Looking Forward*, Presenter, Fordham Univ. School of Law, New York, NY, Mar. 2014

“New Voices in Public Remedies,” AALS Annual Meeting, *To the Victor Goes the Toil—Remedies for Regulated Parties in Separation-of-Powers Litigation*, Presenter, New York, NY, Jan. 2014

UGA Law “First Monday” Presentation Series, *Codifying Chevmore*, Presenter, Nov. 2014

SEALS Annual Meeting, *Administrative Procedure: Enemy of the State?*, Panelist, Panelist, Palm Beach, Fla., Aug. 2013

Emory/UGA Law Faculty Workshop, *Codifying Chevmore*, Presenter, Athens, Ga., July 2013

“New Voices in Administrative Law,” AALS Annual Meeting, *Structural Remediation*, Presenter, New Orleans, La., Jan. 2013

Junior Faculty Federal Courts Workshop, *Resolving the ALJ Quandary*, Presenter, William & Mary Law School, Williamsburg, Va., Oct. 2012

Annual Southeastern Law Schools Junior/Senior Faculty Workshop, *Structural Remediation*, Presenter, Tulane University Law School, New Orleans, La., Oct. 2012

Yale-Stanford-Harvard Junior Faculty Forum, *Formal Administrative Adjudication’s Separation-of-Powers Quandary*, Presenter, Harvard Law School, Cambridge, Mass., June 2012

Randall-Park Colloquium, *Resolving the ALJ Quandary*, Presenter, University of Kentucky College of Law, Sept. 2011

Developing Ideas Conference, *Resolving the ALJ Quandary*, Presenter, University of Kentucky College of Law, May 2011

Faculty Presentation Series, *Avoiding Independent Agency Armageddon*, Presenter, University of Kentucky College of Law, Apr. 2011

Symposium, American University Law Review, *Is Financial Reform Too Big to Fail?*, Presenter, Am. U. Washington College of Law, Washington, D.C., Mar. 2011

#### SERVICE ACTIVITIES

Public Member, Administrative Conference of the United States (Sept. 2019 – present)

Chair, AALS Administrative Law Section (Jan. 2020 – present); Chair Elect (Jan. 2019–Jan. 2020); Executive Committee Member (Jan. 2017 – present)

Reporter, Revised Model Adjudication Rules Working Group, Administrative Conference of the United States, 2016–2018 (charged with revising the 1993 ACUS Model Adjudication Rules, which serve as a template for agency-adjudication rules for federal agencies) ([final rules](#))

Planning Committee Member and Panelist for 2023 ABA Associate Deans’ Conference, Chicago, Ill., July 11–13, 2023

An Afternoon with Associate Justice Clarence Thomas, Moderator, University of Georgia School of Law, Athens, Ga., Oct. 2018

Outside Faculty Reviewer for COLUMBIA LAW REVIEW, 2018–present; HARVARD LAW REVIEW, 2017–present; YALE LAW JOURNAL, 2016–present

University Committees at Univ. of Ga.: University Council (2021–present); Faculty Grievance Committee (2021–present) (chair, 2022–present); Faculty Affairs Committee (2021–present)

Law-School Committees at the Univ. of Ga.: Academic and Student Affairs Committee, 2021–present (chair); ABA & AALS Site-Evaluation Committee, 2018–2021 (chair); Law-School Liaison to Federal Judiciary (2018–2022); Judicial Clerkship Committee, 2015–2018 (chair, 2016–2018); Assessment Ad-Hoc Committee, 2017; Academic Affairs Committee, 2012–16; Evaluation and Standards Committee, 2015; Atlanta Semester Committee, 2015; Career-Services Director Hiring Committee, 2015; Dean Search Committee, 2014



UGA Delegate, Atlanta International Arbitration Society, 2015–16

UGA 2015 Future Leaders Program, Spring 2015

Co-Organizer, Seventh Annual Junior Faculty Federal Courts Workshop, University of Georgia School of Law, Athens, Ga., Oct. 2014 (with Prof. Matthew Hall)

The New Roles of Corporations in Global Governance: Corporations Acting as the State, Moderator, GA. J. INT'L & COMP. L. Conference, Apr. 2014

Faculty Advisor, UGA Hispanic Law Student Association, Fall 2013 – 2018; Education Law Student Association, Fall 2013 – Spring 2015

Faculty Panelist for Selecting Best Note of 2013 for Georgia Law Review, Spring 2013

Faculty Moot-Court Judge for Student Oral Arguments, Univ. of Georgia School of Law, Spring 2013–present (for appellate arguments, moot-court competitions, and negotiation competitions)

*Why Clerk?*, Panelist, Univ. of Georgia School of Law, Nov. 2012

Applying for Judicial Clerkships, Panelist, Univ. of Kentucky College of Law, 2011, 2012

CLE, Ethics and Strategy for Internal Investigations, Presenter, Fayette County Bar Ass'n, Lexington, Ky., June 2011

Coach, UK Law Team for Evans Constitutional Law Moot Court Competition at University of Wisconsin Law School, Madison, WI, Spring 2011 (coached student who won first-place award out of 80 oral advocates)

Law-School Committees at the Univ. of Ky.: Diversity, 2010–12; VAP Ad Hoc, 2011–12; Scholarship and Honors Advisory, 2011–12

#### SELECTED NATIONAL MEDIA

Evan Weinberger, *Biden Has Path to Block Trump Financial Regulations in Court*, Nov., 20, 2020, BLOOMBERG LAW

Matthew Bultman, *Big Bonuses for patent Appeals Judges Raise Fairness Questions*, Sept. 8, 2020, BLOOMBERG LAW

Evan Weinberger, *Trump Administration Repeals Obama-Era Fair Housing Rule (1)*, July 23, 2020, BLOOMBERG LAW

Jesse Barron, *The Curious Case of Aurelius Capital v. Puerto Rico*, Nov. 26, 2019, N.Y. TIMES MAGAZINE

Elena Botella, *A Judge Said a Lending Tycoon Didn't Know He Was Breaking the Law. Should That Matter?*, Oct. 29, 2019, SLATE

Evan Weinberger, *White House exerts control over finance regulators*, Apr. 15, 2019, BLOOMBERG LAW

Rachel Graf, *SEC Judge At Heart Of Lucia Proceedings Leaving Agency*, Mar. 20, 2019, LAW 360

Allyson Versprille et al., *Department won't seek certain types of deference to regulatory interpretations made in notices, revenue rulings*, Mar. 7, 2019, BLOOMBERG LAW

Evan Weinberger, *CFPB Could Be Prepped for Wrong Payday Fight*, Feb. 12, 2019, BLOOMBERG LAW

Alison Frankel, *In confidential memo to agency GCs, DOJ signals "aggressive" stand on firing ALJs*, July 23, 2018, REUTERS

Evan Weinberger, *Housing Agency Ruling May Imperil CFPB Single-Director Structure*, July 18, 2018, BLOOMBERG LAW

Jonathan Adler, *Will Kavanaugh Curb Sloppy White House Deregulation?*, July 16, 2018, N.Y. TIMES (op-ed, citing my co-authored research)

Dustan Prial, *Executive Order Boosts Fears of Politically Influenced ALJs*, July 16, 2018, LAW360

Alison Frankel, *As Trump claims power to pick federal agency judges, skeptics fear court-packing*, July 11, 2018, REUTERS

Amanda Reilly, *Would Kavanaugh limit the Chevron doctrine?*, July 10, 2018, ENVIRON. & ENERGY NEWS

Jon Steingart, *In-House Labor Dept. Judges Could Face Neutrality Questions*, July 5, 2018, BLOOMBERG LAW

Peter Rasmussen, *Another Look: The Lucia Decision - Buckets Of Money, Buckets Of Questions*, July 3, 2018, BLOOMBERG LAW

Zach Fox & Declan Harty, *Supreme Court ruling complicates administrative enforcement actions*, June 21, 2018, S&P GLOBAL

Alison Frankel, *Supreme Court provides more questions than answers in SEC ALJ decision*, June 21, 2018, REUTERS

Amanda Reilly, *Will states follow Ariz. in assault on Chevron?*, May 9, 2018, ENVIRON. & ENERGY NEWS

Marcia Coyle, [\*Where Federal Agencies Find the Most—and Least—Respect in Circuit Courts\*](#), July 22, 2016, NAT'L L.J.

Walter C. Jones, [\*Judge to hear pipeline appeal\*](#), SAVANNAH MORNING NEWS, Nov. 12, 2015

Alison Frankel, [\*Unlike SEC, FTC makes quick fix to ward off ALJ constitutional challenges\*](#), REUTERS BLOG, Sept. 16, 2015

Alison Frankel, [\*In hurry-up ruling, SEC declared in-house judges are constitutional\*](#), REUTERS BLOG, Sept. 8, 2015, (referring to Resolving the ALJ Quandary as "incredibly prescient")

Dan Klepal, *Atlanta Judge's ruling threatens process used by federal agencies*, ATLANTA JOURNAL-CONSTITUTION, Aug. 21, 2015.

Jean Eaglesham, [\*Judge Adds to Pressure on SEC Over How it Names Its Judges\*](#), WALL STREET J., Aug. 3, 2015

Jean Eaglesham, [SEC Judge Declines to Submit Affidavit of No Bias](#), WALL STREET J., June 11, 2015

Jean Eaglesham, [Federal Judge Rules SEC In-House Judges Appointment Likely Unconstitutional](#), WALL STREET J., June 8, 2015

Alex Rosenberg, [Ms. Tilton goes to Washington: Can she beat the government?](#), CNBC, Apr. 11, 2015

Maria Sacchetti, [Immigration judges pushing for independence](#), THE BOSTON GLOBE, July 17, 2013

#### **PROFESSIONAL EXPERIENCE**

HEYGOOD, ORR & PEARSON, Dallas, Tex. Associate Attorney	Oct. 2009 – July 2010
WEIL, GOTSHAL & MANGES LLP, Dallas, Tex. Associate Attorney; Summer Associate (2004) (Complex-Commercial-Litigation and Appellate Groups)	Sept. 2006 – Sept. 2009
U.S. COURT OF APPEALS FOR THE SIXTH CIRCUIT Law Clerk to Circuit Judge John M. Rogers	Aug. 2005 – Aug. 2006
DINSMORE & SHOHL LLP, Cincinnati, Ohio Summer Associate	May 2004 – July 2004
YUNKER & ASSOCS., Lexington, Ky. Law Clerk	May 2003 – Feb. 2004

#### **CONSULTING**

Expert, *Silikal GmbH Related Litigation in Germany*, 2022 (concerning Georgia contract law)

Academic Consultant, Administrative Conference of the United States, 2020 (*Publication of Information About Policies Governing Agency Adjudicators*)

Academic Consultant, Administrative Conference of the United States, 2017–2018 (*Non-ALJ Adjudicators in Federal Agencies: Status, Selection, Oversight, and Removal*)

Confidential Consulting Expert, 2015 (concerning litigation over Uniform Commercial Code)

#### **EDUCATION**

UNIVERSITY OF KENTUCKY COLLEGE OF LAW, Lexington, Ky. Aug. 2002 – May 2005  
J.D., *summa cum laude*

- Order of the Coif, graduated 2nd in class of 136
- Articles Editor, KENTUCKY LAW JOURNAL
- Colvin P. Rouse Award (best overall legal scholarship of 2005 for KY. L.J.); Kentucky Commercial Law Foundation Award (best commercial-law scholarship of 2005)
- Awards for highest grade in class or A+: Bankruptcy, Civil Procedure II, Constitutional Law I, Contracts and Sales I & II, Evidence, International Business Transactions, International

Public Law, Professional Responsibility, Property, Statutory Civil Rights, and Legal Writing and Oral Advocacy

- American Bankruptcy Institute Medal of Excellence

CENTRE COLLEGE, Danville, Ky.

Aug. 1998 – May 2002

B.A., *summa cum laude*, art history

- Phi Beta Kappa
- John C. Young Scholar (received stipend to research at the National Gallery of Art in Washington, D.C., and publish article on effects of art forgery) (2001–02)
- Received The Art Prize (2002), The E. Wilbur Cook Music Prize (2002), and The Franklin-Bennett Music Prize (2001)
- Advanced studies in French language and art history in Strasbourg, France (Fall 1999)
- Elected State Secretary of College Democrats of Kentucky (2001–02)

#### ADMISSIONS

Texas, N.D. Tex., E.D. Tex., U.S. Court of Appeals for the Sixth Circuit

#### INTERESTS

Composing and performing vocal art songs; playing marimba (won national solo competitions in 1995 and 1997); playing tennis (usually at the skill level of a proficient 10 year old)