

Eric Franklin Amarante

University of Tennessee College of Law
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ACADEMIC APPOINTMENTS

University of Tennessee, July 2017 to Present

Assistant Professor of Law

Director, Community Economic Development Clinic

Teach and supervise students in the Community Economic Development Clinic, which provides free legal representation to small business owners and nonprofit organizations on various transactional matters

University of Nevada Las Vegas, William S. Boyd School of Law, July 2013 to June 2017

Associate Professor of Law

Director, Small Business and Nonprofit Legal Clinic

Taught Contracts and Small Business Law. Taught and supervised students in the Small Business and Nonprofit Legal Clinic, which provides free legal representation to small business owners and nonprofit organizations on various transactional matters

University of Denver Sturm College of Law, January 2013 to July 2013

Visiting Professor of Law

Taught the Community Economic Development Clinic, which provides free legal representation to small business owners and nonprofit organizations on various transactional matters

University of Denver Sturm College of Law, August 2010 to December 2012

Whiting Clinical Fellow

Co-designed and co-taught the Community Economic Development Clinic

PUBLICATIONS

Works in Progress

- *Unregulated Charity*. Discusses the IRS's choice to eschew any meaningful monitoring or screening of smaller charities. Using Julia Black and Robert Baldwin's theories on risk-based regulation of low risk populations, this article strongly urges the IRS to require the Form 990EZ for all small charities.
- *A More Charitable Charity: Administrative Necessity Provides an Opportunity to Promote Altruism in Charities*. Discusses the risks of lowered screening and monitoring mechanisms for smaller charities and suggests limiting the permissible activities of entities that take advantage of these less rigorous regulatory mechanisms.
- *Philanthrocapitalism: an Antidemocratic, Paternalistic, and Amateuristic Approach to Society's Ills*. This article was competitively chosen for presentation at the 2017 AALS Annual Conference's program on "LLCs, New Charitable Forms, and the Rise of Philanthrocapitalism."

Law Review Articles

- *Why Don't White Supremacists Pay Taxes*, __ EMORY ONLINE L. REV. ____ (2017).
- *A Rational Approach to Entity Choice*, 64 U. KAN L. REV. 573 (2016).
- *Research Instruction and Resources in the Transactional Skills Course*, 18 TENN. J. BUS. L. 635 (2016).
- *Mandating Precontractual Disclosure*, 67 U. MIAMI L. REV. 553 (2013).
- *Tackling Arithmophobia: How to Read, Understand, and Analyze Financial Statements*, 14 TENN. J. BUS. L. 341 (2013).
- *The Colorado Benefit Act's Missed Opportunities*, DENV. U. L. REV. ONLINE (March 27, 2012).
- *How to Avoid the Constraints of Rule 10b-5(b): A First Circuit Guide for Underwriters*, 43 J. MARSHALL L. REV. 931, (2010).

PUBLICATIONS (continued)

Book Chapters

- *Legal Aspects of Employment*, THE NONPROFIT HUMAN RESOURCE MANAGEMENT HANDBOOK: FROM THEORY TO PRACTICE (Forthcoming 2017).
- *Washington*, DOING BUSINESS IN STATES OTHER THAN THE STATE OF INCORPORATION (MINNESOTA THROUGH WYOMING), Bureau of National Affairs Corporate Practice Series, 2009, at A-185.

EDUCATION

Cornell University Law School

Juris Doctor received Cum Laude May 2005

Journals: *Cornell Law Review*, Editor

Legal Information Institute, Editor

Honors: Dean's List: Fall 2002, Fall 2003, Fall 2004

CALI Award: International Organizations and International Human Rights

The University of Texas at Austin

B.A. in English with a minor in Asian Studies received December 1997

EXPERIENCE

Davis Wright Tremaine LLP, Associate, Business Transactions

Seattle, Washington, October 2007 to August 2010

- Represented numerous companies in venture capital financings, including drafting and negotiating contracts for Series A and Series B offerings
- Represented both buyers and sellers in merger and acquisition transactions
- Drafted and negotiated a variety of contracts, including licensing, employment, and asset purchase agreements
- Represented several companies on general corporate issues, including equity incentive plan compliance, securities filings, and corporate governance
- Represented numerous start-up entities on various legal issues

Sullivan & Cromwell LLP, Corporate Associate, General Practice

Palo Alto, California, September 2005 to September 2007

- Represented purchasers in a number of public and private merger and acquisition transactions
- Represented multinational investment banks in several private placements, debt issuances, and equity offerings
- Drafted and filed various disclosure documents with the Securities Exchange Commission
- Worked with client to manage Financial Industry Regulatory Authority insider trading inquiry concerning a third party contractor

Cornell Law School, Research Assistant for Professor Robert A. Hillman

Ithaca, New York, May 2003 to May 2004

Provided research assistance for PRINCIPLES OF CONTRACT LAW (West 2004), an overview of contract law that explains concepts in a clear and concise manner

COMMUNITY SERVICE

Black Youth Awaken, Co-Founder, Board Member, and Secretary

Black Youth Awaken is an organization dedicated to ameliorating the depressing condition of black children in Las Vegas. This organization will host an annual retreat for black high school students to help students find and cultivate mentors, establish a trajectory towards college, and instill a sense of community.

Immigrant Justice Initiative, Secretary

The Immigrant Justice Initiative is a nonprofit organization dedicated to providing free and low costs legal representation and free educational know-your-rights workshops to the Southern Nevada immigrant community.

Jameson Fellowship

The Jameson Fellowship is a group of nonprofit leaders dedicated to improving the effectiveness of philanthropic efforts in Southern Nevada.

Rebel Venture Fund, Advisory Board Member

The Rebel Venture Fund provides experiential learning opportunities for UNLV students by providing an opportunity to screen investment opportunities and conduct due diligence.

PRESENTATIONS AND WORKSHOPS

- **Co-Facilitator, *Empowering Immigrant Entrepreneurs and Businesses that Employ Immigrants in Response to Changing Immigration Enforcement Priorities***, 2017 AALS Conference on Clinical Education, Denver, CO (May 8, 2017).
- **Organizer**, Legal Bootcamp for Nonprofits and Entrepreneurs, Las Vegas, NV (April 28, 2017).
- **Co-Presenter/Panelist**, *Philanthrocapitalism: an Antidemocratic, Paternalistic, and Amateuristic Approach to Society's Ills*, AALS Sections on Agency, Partnerships, LLCs, and Unincorporated Associations and Nonprofit and Philanthropy Law joint program on "LLCs, New Charitable Forms, and the Rise of Philanthrocapitalism," San Francisco, CA (January 6, 2017).
- **Presenter**, *To What End?: How the Form 1023EZ Incentivizes Mediocrity and Invites Fraud*, Clinical Law Review Writers' Workshop, New York, NY (September 24, 2016).
- **Participant**, George Mason University School of Law, Law & Economics Center, *Thirty-Second Economics Institute for Law Professors*, Hot Springs, VA (July 10- 22, 2016).
- **Presenter**, *Nonprofit Lobbying: Advocating without Jeopardizing Your Tax-Exempt Status*, Guinn Center for Policy Priorities, Building Advocacy Capacity Among Nevada's Nonprofits, Las Vegas, NV (June 28, 2016).
- **Co-Presenter/Panelist**, *Approaches to Incorporating Research Instruction into Transactional Skills Courses*, Fifth Biennial Conference on Teaching Transactional Law and Skills, *Method in the Madness: The Art and Science of Teaching Transactional Law and Skills*, Emory University, with Associate Professor Lori Johnson and Professor Jeanne Fraser Price (June 11, 2016).
- **Organizer**, Small Business Legal Clinic, Las Vegas, NV (April 29, 2016).
- **Presenter**, *Tax-Exempt Status for the Rest of Us: Embracing and Fixing the Form 1023-EZ*, University of New Mexico School of Law Faculty Colloquia Series (February 24, 2016).
- **Presenter**, *Entity Proliferation and Rationalization*, University of Utah S. J. Quinney College of Law Junior Faculty Exchange (March 9, 2016).
- **Presenter**, *A Rational Approach to Business Entity Choice*, 2015 NYU Clinical Law Review Writers' Workshop, New York, NY (September 26, 2015).
- **Presenter/Mentor**, South by Southwest V2V, Las Vegas, NV (July 16, 2014).
- **Participant**, Faculty Institute with participants from the University of Iowa and University of Nevada, Las Vegas (May 28-30, 2014).
- **Presenter**, *Business Entity Rationalization*, 2014 AALS Conference on Clinical Education, Chicago, IL (April 30, 2014).

PRESENTATIONS AND WORKSHOPS (continued)

- **Planning Committee Member**, SALT Teaching Conference, Las Vegas, NV (October 11, 2014).
- **Planning Committee Member**, 13th Annual Transactional Clinical Conference, Chicago, IL (April 26, 2014).
- **Principal Discussant**, Pacific West Business Law Scholars Colloquium, The University of Oregon, Portland, OR (October 4, 2013).
- **Co-Presenter/Panelist**, *Tackling Arithmophobia: How to Read, Understand, and Analyze Financial Statements*, Third Biennial Conference on Teaching Transactional Law and Skills, *Preparing the Transactional Lawyer: From Doctrine to Practice*, Emory University, with Associate Professor Paulette Williams and Assistant Professor Kris Anne Tobin (November 3, 2012).
- **Presenter**, *Mandating Precontractual Disclosure*, 2012 AALS Conference on Clinical Education, Los Angeles, CA (May 3, 2012).
- **Panelist**, *Good Faith*, Seventh Annual International Contracts Conference, San Diego, CA (March 3, 2012).
- **Presenter**, *Expanding the Duty of Good Faith*, 2011 AALS Conference on Clinical Education, Seattle, WA (June 16, 2011).
- **Presenter**, *Expanding the Duty of Good Faith*, Clinical Law Review Writers' Workshop, New York, NY (October 1, 2011).

IN THE MEDIA

- Max Ehrenfreund, *Why the IRS puts white-nationalist groups in the same category as orchestras, planetariums and zoos*, WASHINGTON POST, May 10, 2017.
- Sarah Corsa, *Musical 'Mas Americanos' looks at social change through theater*, LAS VEGAS REVIEW JOURNAL, September 15, 2016.
- Tim Johnson, *Expecting rules to tighten around shell companies after Panama Papers? Not likely*, MCCLATCHY, August 1, 2016.

BAR ADMISSION

Admitted to practice law in California, Nevada, and Washington (Inactive).