

**BENJAMIN H. BARTON**  
Professor of Law  
The University of Tennessee College of Law  
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## ACADEMIC POSITIONS

The University of Tennessee College of Law, Knoxville TN.

**Helen and Charles Lockett Distinguished Professor of Law.** 2012-Present.

**Professor of Law.** 2010-2012.

**Director of Clinical Programs.** 2007-2011.

**Associate Professor of Law.** 2001-2010.

**Research Fellow, Center for the Study of Social Justice.** 2008-Present.

- **2011-Present.** Teach Torts I, Torts II, Contracts II, Evidence, A2J Lab, Comparative Law, Conflict of Laws, Advocacy Clinic, and Images of the Law.
- **Director of Clinical Programs, 2007-2011.** Oversee all Clinical and Externship Programs at the University of Tennessee College of Law. Manage five-person staff, seven tenured or tenure-track faculty, and multiple adjunct faculty. Helped found three new clinical programs: environmental clinic, wills clinic, and innocence clinic.
- **2001-2011.** Taught six-credit Advocacy Clinic. Clinic represents indigent clients in criminal and civil matters. Supervise trials, oral arguments, and preliminary hearings.

Faculty of Law, University of Ljubljana. Slovenia.

**Fulbright Scholar and Visiting Professor of Law.** 2014-15.

Downing College, Cambridge University. Cambridge U.K.

**Visiting Professor of Law.** Summer, 2011.

Arizona State University College of Law, Tempe, AZ.

**Visiting Clinical Professor.** 1999-2001.

## PUBLICATIONS

### Books

- BENJAMIN H. BARTON, *THE CREDENTIALLED COURT: INSIDE THE CLOISTERED, ELITE WORLD OF AMERICAN JUSTICE* (Encounter Press 2022). Excerpted in [The Spectator](#) and reviewed in [Law and Liberty](#) and [Publisher's Weekly](#).

- BENJAMIN H. BARTON, *FIXING LAW SCHOOLS: FROM COLLAPSE TO THE TRUMP BUMP AND BEYOND* (NYU Press 2019). Excerpted in *The Chronicle of Higher Education*, <https://www.chronicle.com/interactives/20200103-LawSchoolCrash> and reviewed in Michael Conklin, [No Quick Fix: An Analysis of the Challenges Law Schools Face](#), *27 J.L. BUS. & ETHICS* \_\_\_\_ (2021).
- BENJAMIN H. BARTON & STEPHANOS BIBAS, *REBOOTING JUSTICE* (Encounter Press 2017). Reviewed in the *New York Times*, <https://www.nytimes.com/2017/07/31/business/dealbook/in-rebooting-justice-a-call-to-help-the-lawyerless-in-court.html>, and the *Wall Street Journal*, <https://www.wsj.com/articles/the-excess-of-lawyers-is-a-burden-on-society-1506883536>, and featured in *USA Today*, <https://www.usatoday.com/story/opinion/2017/08/07/legal-automation-spells-relief-lower-income-americans-hard-times-lawyers/543542001/>.
- BENJAMIN H. BARTON, *GLASS HALF FULL: THE DECLINE AND REBIRTH OF THE LEGAL PROFESSION* (Oxford University Press 2015). As featured in the *USA Today*, <http://www.usatoday.com/story/opinion/2015/06/29/law-school-decline-industry-transformation-column/29456369/>, *The Journal of Things We Like (Lots)*, <http://legalpro.jotwell.com/is-the-crisis-in-the-profession-good-for-consumers/>, and *Bloomberg View*, <http://www.bloomberg.com/view/articles/2015-08-21/a-big-law-revolution-not-likely>.
- BENJAMIN H. BARTON, *THE LAWYER-JUDGE BIAS IN THE AMERICAN LEGAL SYSTEM* (Cambridge University Press Paperback 2013, Hardcover 2011). As featured in the *Washington Examiner*, <http://washingtonexaminer.com/opinion/columnists/2011/02/sunday-reflection-does-america-have-lawyer-problem-or-law-problem>, and the *Sydney Morning Herald*, <http://www.smh.com.au/opinion/politics/tobacco-cases-reignite-debate-over-the-complex-legal-system-and-bias-20110210-1aojh.html>, and *truth on the market*, <http://truthonthemarket.com/2011/02/21/a-nation-of-lawyers-and-judges/>.

### Book Chapters

- Benjamin H. Barton, *Regulation, Culture, Markets, and the Future of American Legal Tech*, in *LEGAL TECH AND THE FUTURE OF CIVIL JUSTICE* (David Freeman Engstrom, ed., forthcoming 2022).
- Benjamin H. Barton, *Hamilton, Burr, and Defamation*, in *HAMILTON AND THE LAW* (Lisa Tucker, ed., Cornell University Press 2020) (the book is reviewed here: [https://www.washingtonpost.com/outlook/exploring-the-legal-world-of-hamilton--and-hamilton/2020/11/12/97a62754-d00c-11ea-8d32-1ebf4e9d8e0d\\_story.html](https://www.washingtonpost.com/outlook/exploring-the-legal-world-of-hamilton--and-hamilton/2020/11/12/97a62754-d00c-11ea-8d32-1ebf4e9d8e0d_story.html)).
- Benjamin H. Barton & Deborah Rhode, *Legal Services Regulation in the United States: A Tale of Two Models*, in *INTERNATIONAL PERSPECTIVES ON THE REGULATION OF LAWYERS AND LEGAL SERVICES* (Andy Boon, ed., Hart Publishing 2017).

- Benjamin H. Barton, *Technology Can Solve Much of America's Access to Justice Problem, If We Let It*, in BEYOND ELITE LAW: ACCESS TO CIVIL JUSTICE IN AMERICA (Samuel Estreicher and Joy Radice, eds., Cambridge University Press 2016).
- Benjamin H. Barton, *What Law School Clinics and Universities Can Teach Each Other About the Pursuit of Social Justice*, in SOCIAL JUSTICE AND THE UNIVERSITY (Jon Shefner, Harry Dahms, Robert E. Jones, and Asafa Jalata, eds., Palgrave 2014).
- Benjamin H. Barton, *The Lawyer-Judge Hypothesis*, in THE PURSUIT OF JUSTICE: LAW AND ECONOMICS OF LEGAL SYSTEMS (Edward J. Lopez, ed., Palgrave 2010).
- Benjamin H. Barton, *Harry Potter and the Half-Crazed Bureaucracy*, in SOCIAL ISSUES IN LITERATURE: POLITICAL ISSUES IN J.K. ROWLING'S HARRY POTTER SERIES (Dedria Bryfonski, ed., Gale Publishers 2009). Also Reprinted in HARRY POTTER AND THE LAW (Jeffrey E. Thomas, ed., Carolina Academic Press 2010).

### Articles

- Benjamin H. Barton, *Trump, Lawyer Regulation, and the Institutional Double Bind*, 69 WASH. U. J. L & POL. \_\_ (forthcoming 2022).
- Benjamin H. Barton, *The Supreme Court Needs Diversity in More Ways Than One*, WALL ST. J., January 30, 2022, at [https://www.wsj.com/articles/the-supreme-court-needs-diversity-in-more-ways-than-one-ketanji-brown-jackson-judge-ivy-league-biden-appointee-appointment-11643566752?mod=trending\\_now\\_opn\\_3](https://www.wsj.com/articles/the-supreme-court-needs-diversity-in-more-ways-than-one-ketanji-brown-jackson-judge-ivy-league-biden-appointee-appointment-11643566752?mod=trending_now_opn_3).
- Benjamin H. Barton, *The Law School Crash*, THE CHRONICLE OF HIGHER ED., January 3, 2020, available at, <https://www.chronicle.com/interactives/20200103-LawSchoolCrash>.
- Benjamin H. Barton, *American (Dis)Trust of the Judiciary*, IAALS SYMPOSIUM: ARE WE AT A BOILING POINT (2019), available at [https://iaals.du.edu/sites/default/files/documents/publications/barton\\_american\\_distrust\\_of\\_the\\_judiciary.pdf](https://iaals.du.edu/sites/default/files/documents/publications/barton_american_distrust_of_the_judiciary.pdf).
- Benjamin H. Barton & Deborah Rhode, *Access to Justice and Routine Legal Services: New Technologies Meet Bar Regulators*, 70 HASTINGS L.J. 955-88 (2019) (Geoffrey Hazard Symposium).
- Benjamin H. Barton, *Rebooting Justice: ODR Is Disrupting the Judicial System*, 44 LAW PRACTICE 32-37 (2018).
- Benjamin H. Barton & Deborah Rhode, *Rethinking Self-Regulation: Antitrust Perspectives on Bar Governance Activity*, 20 CHAPMAN L. REV. 267 (2017) (symposium).

- Benjamin H. Barton & Stephanos Bibas, *Simplify the Law*, NAT'L REV., August 4, 2017, <https://www.nationalreview.com/magazine/2017-08-13-2050/law-order-courts-simplify>.
- Benjamin H. Barton, *A Comparison Between the American Markets for Medical and Legal Services*, 66 HASTINGS L.J. 1331-66 (2016) (symposium).
- Benjamin H. Barton, *Some Early Thoughts on Liability Standards for Online Providers of Legal Services*, 43 HOFSTRA L. REV. 101-25 (2016) (symposium).
- Benjamin H. Barton, *Four Big Picture Trends to Watch in a Roiling Market*, 42 LAW PRACTICE 32-41 (2016).
- Benjamin H. Barton, *Book Review - Middle Income Access to Justice* (Michael Trebilcock, Anthony Duggan, & Lorne Sossin, eds., 2012), 73 Toronto L. Rev. 434-44 (2015).
- Benjamin H. Barton, *The Lawyer's Monopoly - What Goes and What Stays*, 83 FORDHAM L. REV. 3067-90 (2014).
- Benjamin H. Barton, *A Glass Half Full Look at the Changes in the American Legal Market*, 38 INTERNATIONAL JOURNAL OF LAW AND ECONOMICS 29-42 (2014), available at <http://www.sciencedirect.com/science/article/pii/S0144818813000446>.
- Benjamin H. Barton & Emily Moran, *Measuring Diversity on the Supreme Court with Biodiversity Statistics*, 10 J. EMPIRICAL L. STUD. 1-34 (2013). Peer-reviewed journal hosted by Cornell Law School.
- Benjamin H. Barton, *An Empirical Study of Supreme Court Justice Pre-Appointment Experience*, 64 FLA. L. REV. 1137-1187 (2012). As featured in the Washington Post ([http://www.washingtonpost.com/politics/how-is-the-roberts-court-unusual-a-law-professor-counts-the-ways/2012/03/02/gIQAk1nKrR\\_story.html](http://www.washingtonpost.com/politics/how-is-the-roberts-court-unusual-a-law-professor-counts-the-ways/2012/03/02/gIQAk1nKrR_story.html)) and [http://www.washingtonpost.com/politics/supreme-court-justices-fewer-years-in-private-practice-than-any-previous-court/2012/03/04/gIQAXJKOrR\\_graphic.html](http://www.washingtonpost.com/politics/supreme-court-justices-fewer-years-in-private-practice-than-any-previous-court/2012/03/04/gIQAXJKOrR_graphic.html)), the New York Times (<http://www.nytimes.com/2012/04/03/us/sidebar-justices-cerebral-combativeness-on-display-in-health-law-hearings.html>) and the Wall Street Journal (<http://blogs.wsj.com/law/2012/03/01/the-roberts-court-is-wonkier-worse/>).
- Benjamin H. Barton & Stephanos Bibas, *Triaging Appointed-Counsel Funding and Pro Se Access to Justice*, 160 U. PENN. L. REV. 967-94 (2012).
- Benjamin H. Barton, *Economists on Deregulation of the American Legal Profession: Praise and Critique*, 2012 MICH. ST. L. REV. 493-511 (2012) (symposium).

- Benjamin H. Barton, *An Article I Theory of the Inherent Powers of the Federal Courts*, 61 CATH. U. L. REV. 1-61 (2011).
- Benjamin H. Barton, *Harry Potter Och Den Farliga Staten*, NEO, Aug. 2011, at 65 (essay on Harry Potter and Libertarianism translated into Swedish for Swedish academic publication).
- Benjamin H. Barton, *Against Civil Gideon (and for Pro Se Court Reform)*, 62 FLA. L. REV. 1227-1274 (2010). As featured in the ABA Journal ([http://www.abajournal.com/magazine/article/a\\_sour\\_note\\_from\\_gideons\\_trumpet/](http://www.abajournal.com/magazine/article/a_sour_note_from_gideons_trumpet/)).
- Benjamin H. Barton, *Saving Law Reviews From Political Scientists: A Defense of Lawyers, Law Professors, and Law Reviews*, 45 GONZ. L. REV. 189-207 (2009) (Reviewing Robert J. Spitzer, *Saving the Constitution from Lawyers* (2008)).
- Benjamin H. Barton, *Is There a Correlation Between Law Professor Publication Counts, Law Review Citation Counts, and Teaching Evaluations? An Empirical Study*, 5 J. EMPIRICAL L. STUD. 619-44 (2008). Peer-reviewed journal hosted by Cornell Law School.
- Benjamin H. Barton, *A Tale of Two Case Methods*, 75 TENN. L. REV. 233-50 (2008). As featured in the Wall Street Journal (<http://blogs.wsj.com/law/2007/10/30/should-law-schools-adopt-the-b-school-case-method/>).
- Benjamin H. Barton, *Do Judges Systematically Favor the Interests of the Legal Profession?*, 59 ALA. L. REV. 1-55 (2007). As featured in the New York Times (<http://select.nytimes.com/2007/08/27/us/27bar.html>) and the Wall Street Journal Law Blog (<http://blogs.wsj.com/law/2007/06/19/do-judges-favor-the-interests-of-the-legal-profession/>).
- Benjamin H. Barton, *Tort Reform, Innovation, and Playground Design*, 57 FLA. L. REV. 265-304 (2006).
- Benjamin H. Barton, *Harry Potter and the Half-Crazed Bureaucracy*, 104 MICH. L. REV. 1523-38 (2006). (Reviewing J.K. Rowling, *Harry Potter and the Half-Blood Prince* (2005)). As featured in the 2007 Time Magazine Person of the Year Issue ([http://www.time.com/time/specials/2007/personoftheyear/article/0,28804,1690753\\_1695388\\_1695436,00.html](http://www.time.com/time/specials/2007/personoftheyear/article/0,28804,1690753_1695388_1695436,00.html)).
- Benjamin H. Barton, Joel Fishman, Daniel Austin Green, Timothy S. Hall, Andrew P. Morriss, Aaron Schwabach, James C. Smith, Jeffrey E. Thomas, Danaya Wright, *Harry Potter and the Law*, 12 TEX. WESLEYAN L. REV. 427-84 (2005).
- Benjamin H. Barton, *The ABA, the Rules, and Professionalism: The Mechanics of Self-Defeat and a Call for a Return to the Ethical, Moral, and Practical Approach of the Canons*, 83 N.C. L. REV. 411-80 (2005).

- Benjamin H. Barton, *The Emperor of Ocean Park: The Quintessence of Legal Academia*, 92 CALIF. L. REV. 585-608 (2004). (Reviewing Stephen L. Carter, *The Emperor of Ocean Park* (2002)).
- Benjamin H. Barton, *An Institutional Analysis of Lawyer Regulation – Who Should Control Lawyer Regulation, Courts, Legislatures, or the Market?*, 37 GA. L. REV. 1167-1250 (2003).
- Benjamin H. Barton, *Why Do We Regulate Lawyers? An Economic Analysis of the Justifications for Entry and Conduct Regulation*, 33 ARIZ. ST. L. J. 429-90 (2001).
- Benjamin H. Barton, Note, *Religion-Based Peremptory Challenges After Batson v. Kentucky and J.E.B. v. Alabama: An Equal Protection and First Amendment Analysis*, 94 MICH. L. REV. 191-216 (1995).
- Benjamin H. Barton, Book Notice, 94 MICH. L. REV. 1993-2008 (reviewing THE NATIONAL RESEARCH COUNCIL, *MEASURING POVERTY: A NEW APPROACH* (1995)).

#### **AWARDS**

- Fulbright Scholar 2014-15. Fulbright Peer Reviewer 2017-20.
- 2010 LSAC Philip D. Shelton Award for outstanding research in legal education for article *Is There a Correlation Between Law Professor Publication Counts, Law Review Citation Counts, and Teaching Evaluations? An Empirical Study*.
- 2020 Separk Award for Faculty Scholarship.
- 2018 and 2010 Carden Award for Outstanding Achievement in Scholarship.
- 2016, 2011, and 2003 Marilyn V. Yarbrough Faculty Award for Writing Excellence.
- 2013 Harold C. Warner Outstanding Teacher Award.
- UT Pro Bono Outstanding Faculty Contribution Award, 2013, 2003, and 2001.
- Knoxville's "40 under 40" for young professionals making a difference, 2009.

#### **SELECTED ACADEMIC PRESENTATIONS**

- "The Credentialed Court," Houston Real Estate Lawyers Conference, February 2022.
- "The Impact & Legacy of Deborah Rhode," Plenary Session, AALS 2022.

- “Rebooting Justice,” Keynote Speaker, 14<sup>th</sup> Annual Brazilian Labor Court Conference, November 2021.
- “Deborah Rhode’s Legal Ethics as Moral and Political Obligation,” Stanford Law School, October 2021.
- “Rebooting Justice,” Keynote Speaker, Arkansas Supreme Court Conference, Little Rock, AR, July 2021.
- “Design Sprint for the Stanford Center on the Legal Profession,” Stanford Law School, June 2021.
- “The Credentialed Court,” North Knoxville Rotary Club, Knoxville, TN, June 2021.
- “Commentator on Ann Southworth’s book draft *Speech: The Litigation Campaign to Unleash Money in American Politics*,” UC Irvine Law School, May 2021.
- “National Academy of Science Session on Ethical Computing in Civil Justice,” National Academy of Sciences, May 2021.
- “The Pioneering Work of Prof. Deborah Rhode, The Future of Regulation of the Legal Profession, and Its Impact on Legal Innovation,” 9<sup>th</sup> Annual Stanford Codex Conference, April 2021.
- “The Life and Legacy of Deborah Rhode,” LSA Conference, 2021.
- “The Latest in ODR,” ABA 2021 Techshow.
- “Regulation, Culture, Markets, and the Future of American Legal Tech,” Opening Speaker, [Stanford Legal Tech and the Future of Civil Justice](#), February 2021.
- “The Future of Law,” University of Miami School of Law, February 2021.
- Opening Speaker for the Stanford Law School conference, “Law School Regulation: Defining the Future,” October 2020, discussing Fixing Law Schools: From Collapse to the Trump Bump and Beyond.
- “The Cost of Legal Education,” Georgetown Law School, October 2020, discussing Fixing Law Schools.
- Rebooting Justice 2018-20 book tour: Keynote speaker at the Tennessee Bar Association annual conference, the eCourts Conference, the Minnesota, Michigan, and Georgia Judicial Conferences, and cle presentations for corporate counsel hosted by Butler Snow and Wyatt law firms in Nashville and Louisville.

- “Diversity of Supreme Court Justice Backgrounds,” **U.C. Irvine School of Law**, June 2019.
- “Rebooting Justice Book Celebration,” **Penn Law School**, April 2018.
- “Comparative Study of Judges and Trial Publicity,” **The International Legal Ethics Conference**, Fordham Law School, December 2017.
- “ODR,” **Knoxville Bar Association**, September 2017.
- “The Medical and Legal Ramifications of Legalized Marijuana,” **Tennessee Convention of Social Workers**, Knoxville, TN, September 2017.
- “Rule 1.1 and New Law Tech,” **Knoxville Bar Association**, September 2017.
- “The Life and Times of Ramsey Clark,” **SEALS Conference**, Boca Raton, FL, August 2017.
- “Why Haven’t More Law Schools Closed?,” **UCLA Law School**, July 2017.
- “The Fair Administration of Justice,” **LSA Conference**, Mexico City, MX, June 2017.
- “Consumer Law and Technology,” **Tennessee Bar Association**, Nashville, TN, April 2017.
- Plenary Speaker, “Status Report on American Law Schools,” **NALP Conference**, New York, NY, January 2017.
- Visiting Scholar, **Stanford Law School**, Palo Alto, CA, January 2017. Three presentations over the course of a week: 1) Presented my book Glass Half Full to Chief Legal Officers, law firm partners, and legal tech CEOs. 2) Presented a draft of my forthcoming book “Diversity on the Court: Supreme Court Justice Backgrounds and Why They Matter.” 3) Presented on the future of technology and the practice of law to Stanford students.
- “ODR And the Future of Law Practice,” **Knoxville Inns of Court and Tennessee Bar Association**, Knoxville and Nashville, November and December 2016.
- Organizer and Panelist, “The Future of Legal Ethics Scholarship,” **SEALS Conference**, Amelia Island, FL, August 2016.
- “Rebooting Justice,” **International Legal Ethics Conference, Fordham Law School**, New York, NY, July 2016.
- “Technology and Access to Justice,” **Law School Access to Justice Conference, NYU Law School**, New York, NY, May 2016.



- “Beyond Elite Law: The Role for Solo Practitioners and Small Firms,” **NYU Law School**, New York, NY, April 2016.
- “Glass Half Full,” **KBA Law Practice Today EXPO**, Knoxville, TN, April 2016.
- “AALS President’s Program,” Plenary Speaker, **AALS 2016**, New York, NY, January 2016.
- “Plenary Session 1: Managing the Right-Sized Law School,” **AALS Dean’s Conference**, New York, NY, January 2016.
- “A Comparison Between the American Markets for Medical and Legal Services,” **NYU Clinical Law Review Conference, Hastings Law Journal Symposium**, Fall 2015.
- “Glass Half Full – Reactions and Reviews,” **Southeastern Association of Law Schools (SEALS) Annual Meeting**, FL, July 2015.
- “Legal Technology in America,” “The Changes in the American Market for Legal Services,” and “American Trial Practice,” The University of Ljubljana, **Slovenia**, 2014-15.
- “Comparative Law: EU, Slovenia, and America,” AmCham Slovenia, **Ljubljana**, October 2014.
- “The Effect of Technology on the Regulation of Lawyers in the United States” and “A Roundtable Discussion on the Lawyers' Monopoly and Client/Consumer Protection,” International Legal Ethics Conference, **City University London**, London, U.K., July 2014.
- “Against Civil Gideon,” Until Civil Gideon Conference, **Fordham Law School**, New York, NY, November 2013.
- “The Lawyers’ Monopoly: What Goes, What Stays,” **Fordham Legal Ethics Conference**, New York, NY, October 2013.
- “Reversal of Fortune,” Unlocking the Law: Building on the Work of Professor Larry E. Ribstein, **George Mason Law and Economics Center**, Arlington, VA, September 2013.
- “Collegiality And Service: Balance,” **Southeastern Association of Law Schools (SEALS) Annual Meeting**, Palm Beach, FL, July 2013.
- “Glass Half Full and Clinical Legal Education,” **AALS Workshop on Clinical Legal Education**, Los Angeles, CA, April 2013.

- “Whither American Law Schools,” **New York Law School**, New York, NY, February 2013.
- “Whither American Lawyers,” **The University of Florida College of Law**, Gainesville, FL, January 2013.
- “Glass Half Full,” Unlocking the Law: Building on the Work of Professor Larry E. Ribstein, **George Mason Law and Economics Center**, Arlington, VA, November 2012.
- “Torts on the Playground,” **Yale Law School Guest Lecture**, Yale Law School, New Haven, CT, September 2012.
- “A Glass Half Full Look at the Changes in the American Legal Market,” Unlocking the Law Roundtable, **George Mason Law and Economics Center**, Arlington, VA, September 2012.
- “Whither Skills Training, Clinic and Scholarship in Tight Budget Times?,” **Southeastern Association of Law Schools (SEALS) Annual Meeting**, Amelia Island, FL, July 2012.
- “The Lawyer-Judge Bias: Round Table,” **The International Legal Ethics Conference**, Banff, Alberta, July 2012.
- “Scholarship for Social Change,” **AALS Workshop on Clinical Legal Education**, Los Angeles, CA, May 2012.
- “Where are the Lawyers? An Investigation of Access to Justice for Children with No Counsel,” **The A.B.A. Section on Litigation Annual Conference**, Washington, DC, April 2012.
- “Exploring the Role of Clinical Scholarship in Advancing Social Justice,” **The Southern Clinical Conference**, Knoxville, TN, March 2012.
- “Criminal Procedure and the Lawyer-Judge Bias,” **The University of Maryland Faculty Colloquium Series**, Baltimore, MD, November 2011.
- “The Lawyer-Judge Bias in Regulation of the Legal Profession,” **Lawyers as Conservators**, Michigan State University College of Law, East Lansing, MI, September 2011.
- “The Lawyer-Judge Bias,” **Southeastern Association of Law Schools (SEALS) Annual Meeting**, Hilton Head, SC, July 2011.

- “Law Schools and Social Justice Work,” **Social Justice and the University**, Howard H. Baker Jr. Center for Public Policy, University of Tennessee, Knoxville, April 2011.
- “Developing the Next Generation of Lawyers: What Law Schools Are Doing to Develop Practice-Ready Graduates,” Invited Plenary Panelist, **Professional Development Institute**, Washington, DC, December 2010.
- “Clinical Theory, Jurisprudence, and the Law in Action,” **Southeastern Association of Law Schools (SEALS) Annual Meeting**, Palm Beach, FL, July 2010.
- “An Empirical Study of Scholarly Productivity and Teaching Effectiveness in American Law Schools,” Invited Presenter and Award Recipient, **LSAC Annual Conference**, Fort Lauderdale, FL, June 2010.
- “The Feedback Circle in Clinical Programs,” Presenter and Legal Education Commenter, **The Southern California Innovation Project, “Making Better Lawyers” Conference**, The Center for Advanced Study in the Behavioral Sciences, Stanford University, May 2010.
- “Against Civil *Gideon* (And for Pro Se Court Reform),” Presenter, **AALS Workshop on Clinical Legal Education**, Baltimore, MD, May 2010.
- “Southeastern Clinician’s Regional Workshop” and “Workshop on Empirical Law - Basic Statistics Tutorial for Law Professors,” Organizer for and presenter on two all day series of panels, **Southeastern Association of Law Schools (SEALS) Annual Meeting**, Palm Beach, FL, July 2009.
- “Taking it to Scale: Best Practices and Beyond in The 21st Century,” Presenter, **Southeastern Association of Law Schools (SEALS) Annual Meeting**, Palm Beach, FL, July 2009.
- “Affinity Group for Clinicians Interested in Scholarship,” Group Leader and Discussant, **AALS Workshop on Clinical Legal Education**, Cleveland, OH, May 2009.
- “Access to Justice,” Presenter, **Access to Justice Committee, Tennessee Supreme Court**, Knoxville, TN, February 2009.
- “Leading Legal Innovation,” Presenter and Small Group Discussion Leader, **Southern California Innovation Project Conference**, University of Southern California, December 2008.
- “The Case for the Business School Case Method,” Presenter, **The Future of Legal Education Conference**, The University of Washington Law School, Seattle, September 2008.

- “Promoting Faculty Scholarship: What Kind Of Scholarship Should Be Promoted?” Presenter, **Southeastern Association of Law Schools (SEALS) Annual Meeting**, Palm Beach, FL, July 2008.
- “A Tale of Two Case Methods,” Presenter, **The Legal Clinic 60<sup>th</sup> Anniversary Conference**, The University of Tennessee College of Law, September 2007.
- “The ‘Ins’ and ‘Outs’ of Empirical Research,” Moderator and Presenter, **Southeastern Association of Law Schools (SEALS) Annual Meeting**, Amelia Island, FL, July 2007.
- “Do Judges Systematically Favor the Interests of the Legal Profession?,” Presenter, **AALS Workshop on Clinical Legal Education**, New Orleans, LA, May 2007.
- “An Empirical Study of Scholarly Productivity and Teaching Effectiveness in American Law Schools,” Invited Presenter, **The Inaugural Conference on Empirical Legal Studies**, The University of Texas Law School, October 2006.
- “Empirical Research Projects,” Moderator and Presenter, **Southeastern Association of Law Schools (SEALS) Annual Meeting**, Palm Beach, FL, July 2006.
- “Is There a Correlation Between Scholarly Productivity and Teaching Effectiveness in American Law Schools – An Empirical Study,” Villanova School of Law, April 2006 and Cumberland School of Law, March 2006.
- “What do the *Harry Potter* Novels Teach Us About the Structure and Value of Government, Bureaucracy, and Law and its Legitimacy and Enforcement?,” Presenter, **The Power of Stories: Intersections of Law, Culture, & Literature**, Gloucester, England, July 2005.
- “Tort Reform, Products Liability and Playground Design,” Faculty Presenter, the University of Tennessee College of Law, June 2005.
- “Roundtable – Multiple Teaching Methodologies in Clinical and Non-Clinical Courses,” Presenter, **Law and Society Association Annual Meeting**, Las Vegas, NV, June 2005.
- “Tort Reform, Products Liability, Innovation, the ‘Y2K Effect,’ and Playground Design,” Presenter, **AALS Workshop on Clinical Legal Education**, Chicago, IL, May 2005.
- "Workshop for the Future: Ethics, Professionalism, Reform," Panelist, **AALS Workshop on Clinical Education**, San Diego 2004.

- "A Multi-Disciplinary Approach to the Problems of Legal Ethics: Lawyer Self-Regulation, *Hamartia*, and the Tragic Impulse for Self-Destruction," Presenter, **Southeastern Association of Law Schools (SEALS) Annual Meeting**, 2003.
- "The Challenges of Working with Social Workers and Other Professionals in the Clinic," Panelist, **AALS Workshop on Clinical Legal Education**, Vancouver, Can., 2003.
- "What I Learned from the MPRE: A Critique of Multiple Choice Ethics," Presenter, **AALS Workshop on Clinical Legal Education**, Vancouver, Can., 2003.
- "An Institutional Analysis of Lawyer Regulation," Faculty Presenter at Michigan Law School, Michigan State University College of Law, John Marshall Law School, the University of Tennessee College of Law, and Arizona State University College of Law, 2000-2001.
- "Why Do We Regulate Lawyers?" Faculty Presenter, Arizona State University College of Law, 2000.

#### **SELECTED BRIEFS**

- National Institute of Family and Life Advocates v. Becerra, U.S. Supreme Court No. 16-1140, Brief of Legal Ethicists as *Amici Curiae* in Support of Respondents.
- Turner v. Rogers, U.S. Supreme Court No. 10-10, Amicus Brief for Law Professors in Support of Respondents.
- Sahyers v. Prugh, Holiday & Karatinos, U.S. Supreme Court No. 10-92, Petition for Writ of Certiorari and Reply Brief.
- Ross v. Broadway Towers, Inc., U.S. Supreme Court No. 07-417, Amicus Brief of the Housing Law Clinic Consortium in Support of Petitioners.

#### **SERVICE**

- Southeastern Association of Law Schools, **Deputy Executive Director**, 2017-18. **Co-Chair of the Mentor Committee**, 2006-2017.
- AALS Section on Empirical Study of Legal Education and the Legal Profession, **Member Executive Committee**, 2021-present.
- UT College of Law Homeless Assistance Project, **Faculty Supervisor/Volunteer Attorney**, 2001-present.
- UT College of Law Virtual Legal Aid Clinic, **Faculty Founder, Faculty Advisor, Volunteer Attorney**, 2017-present.

- Secretary of the University of Tennessee Chapter of the Order of the Coif, 2006-present.
- Faculty Representative, **Big Orange Family Campaign**, 2012-2021. Coordinated annual internal fund-raising drive. Coerced 100% faculty participation most years.
- LAW SCHOOL COMMITTEE SERVICE: Governance Committee, 2011-14 and 2020-21; Law School Strategic Planning Committee, 2008-11 and 2020-21; MLS Admissions Committee, 2020-21; Admissions Committee, 2010-20 (Chair 2016-20); Promotion of Brad Areheart (2019-20); Promotion Committee of Wendy Bach (2018-19); Tenure Committee of Joy Radice (Chair) 2017-18; Pro Bono Committee (Chair), 2015-16; Tenure Committee of Bradley Areheart (Chair), 2015-16; Tenure Committee of Wendy Bach (Chair), 2013-14; Faculty Engagement Committee, 2012-13; Promotion Committee of Alex Long, 2011-12; Tenure Committee of Robert Blitt (Chair), 2010-11; Appointments Committee, 2009-10; Communications Director Search Committee, 2009-10; Web Task Force, 2007-10; Advocacy Center Director Search Committee, 2007-08; Dean Search Committee, 2007-08; Faculty Development Committee, 2006-07; Clinic Director Search Committee, 2006-07; Dean Search Committee, 2005-2006; Geier Task Force, 2005-06; Appointments Committee, 2004-2005; Yarbrough Award Selection Committee, 2004-2006; Advocacy Center Director Search Committee, 2003-2004; Advocacy Concentration Committee, 2002-2003; TAPIL Fellowship Selection Committee, 2001-2002; Law School Committee on the Community, 2001-2002.
- UNIVERSITY OF TENNESSEE COMMITTEE SERVICE – Academic Outreach and Engagement Council, 2009-10; Engaged Scholarship/Service Learning Committee, 2009-11.
- Member, Board of Editors, The Clinical Law Review, 2007-14.
- Tennessee Law Review, **Faculty Advisor**, 2004-07.
- UT College of Law LAMBDA, **Faculty Advisor**, 2002-07.

## PRO BONO AND PUBLIC INTEREST WORK

- **Volunteer Attorney**, 2001-present. Personally handle multiple clinic and homeless project cases that were too complicated for student attorneys.
- The Bijou Theater, **Board Member**, 2009-13.
- Tennessee Justice Center, **Board Member**, 2001-07.
- Habitat for Humanity International, Guatemala and Bolivia. **Volunteer**. Summer 1996 and 1997.

## EDUCATION

University of Michigan Law School - J.D. *Magna Cum Laude* 1996. 3.92 GPA.

- Jason L. Honigman Award for the senior Law Review Editor who displayed the most dedication to the Review.
- Member Order of the Coif.
- Book Awards for Highest Grade: Contracts I, Contracts II, Labor Law, First Amendment, Legal Process.
- Executive Note Editor, Michigan Law Review.

Haverford College – B.A. 1991 with Honors in Religious Studies.

- Awarded Best Religion Thesis for a study of Soren Kierkegaard's *Fear and Trembling*.
- William J. Docherty Award for excellence and sportsmanship in intramural basketball.
- Lead guitarist in band Sea of Fuzz. 1987-91.
- Wing Forward, Haverford College Rugby Club. 1987-90.

## EMPLOYMENT

Morgan, Lewis & Bockius, Princeton, NJ.

**Associate**. 1997-99.

- Litigation associate in five-lawyer New Jersey branch office of an international law firm. Served as first or second chair in three jury trials. Appeared and argued in both State and Federal Court on behalf of clients. Drafted numerous legal pleadings, including multiple appellate and New Jersey Supreme Court briefs.

Judge Diana Gribbon Motz, U.S 4th Circuit Court of Appeals, Baltimore, MD.

**Law Clerk**. 1996-97.

Shea & Gardner, Washington, DC, U.S. Department of Justice, Antitrust Division, Washington, DC, Sullivan & Cromwell, New York, NY, Arent, Fox, Kintner, Plotkin & Kahn, Washington, DC. **Summer Associate.** Summers 1994-96.

Marin Fair Housing Program, San Rafael, CA.  
**Assistant to the Director.** 1992-93.

Hughes, Hubbard & Reed, New York, NY.  
**Paralegal.** 1991-92.

### **ADMISSIONS AND MEMBERSHIPS**

- Bar of the State of Tennessee, admitted to practice in 2003.
- Bar of the State of Maryland, admitted to Practice in 1998, inactive status 2005.
- Bar of the State of New Jersey, admitted to practice 1997, inactive status 2000.
- Inns of Court, East Tennessee Chapter, joined 2008.
- Clinical Legal Education Association, joined 1999.
- Law and Society Association, joined 2004.
- Order of the Coif, University of Michigan Chapter, joined 1996.