

BRIAN KINGSLEY KRUMM
University of Tennessee College of Law
1504 W. Cumberland Ave.
Knoxville, Tennessee 37996-1810
(865) 974-2331
bkrumm@utk.edu

ACADEMIC APPOINTMENTS

UNIVERSITY OF TENNESSEE COLLEGE OF LAW

Associate Professor

August 2012 – Present

COURSES TAUGHT: Business Clinic, Trademark Clinic, Representing Enterprises, Transactional Drafting & Negotiation Seminar (Renmin University of China Law School, Beijing, China), International Business Transactions (Downing College, Cambridge University).

Visiting Professor

August 2010 – 2012

COURSES TAUGHT: Business Clinic, Business Associations, Secured Transactions.

Adjunct Professor

August 1998 – 2010

COURSES TAUGHT: Introduction to Business Transactions, Contract Drafting, Representing Enterprises.

EDUCATION

UNIVERSITY OF TENNESSEE COLLEGE OF LAW, J.D., 1994

THE MAXWELL SCHOOL OF PUBLIC AFFAIRS, SYRACUSE UNIVERSITY, M.P.A., 1978

UNIVERSITY OF NEW YORK AT OSWEGO, B.A., Political Science, 1977

SCHOLARSHIP

Commentary on Professor Heminway's "The Fiduciary-ness of Business Associations", Clayton Center for Entrepreneurial Law's fourth Annual "Connecting the Threads" Symposium, Transactions: The Tennessee Journal of Business Law, Spring 2023 volume.

Commentary on Professor Douglas Moll's *Contracting Out of Partnership*, Clayton Center for Entrepreneurial Law's fourth Annual "Connecting the Threads" Symposium, Transactions: Tenn. J. Bus. L. 259 (2021).

Entrepreneurial Law, St. Paul, MN: LEG, Inc. d/b/a/ West Academic (2019) with George Kuney)

Regulatory Policy in the Trump Era and its Impact on Innovation, 70 Mercer L. Rev. 685 685 (2019) (symposium issue)

Community Economic Development is Access to Justice, Journal of Affordable Housing and Community Development Law, volume 27, Number 3, 2019 (essay)

What Can Students Teach Each Other? Teaching Trademark Search and Prosecution Skills, Integrating Learning through Teaching, 20 Transactions: Tenn. J. Bus. L. 459 (2018) (Special Report) (with Willow Tracy and Stacey Bowers)

Tennessee's For-Profit Benefit Corporation Act: Will More Regulation Achieve the Desired Result? 19 TENN. J. BUS. L. 345 (2017)

Fostering Innovation and Entrepreneurship: Shark Tank Shouldn't Be the Model, 70:3 Ark.L.Rev. 553 (2017)

Good Ole Rocky Top: Rocky Top Tennessee, 18 Transactions: Tenn. J. Bus. L. 125 (2016) (with Liz Natal)

University Technology Transfer - Profit Centers or Black Holes: Moving Toward a More Productive University Innovation Ecosystem Policy, 14 NW. J. TECH. & INTELL. PROP. 171 (2016).

A Transactional Matter: A Guide to Business Lawyering, St. Paul, MN: Thompson Reuters (2016) (with George Kuney & Donna Looper).

Registering Trade and Service Marks in Tennessee: A Brief How-To Guide, TRANSACTIONS: 16 TENN. J. BUS. L. 179 (2015) (with Zackarij R. Gardner).

Teaching Transactional Skills Using Real Clients from Clinic to Classroom, 15 TENN. J. BUS. L. (2014).

A Case Study in Transactional Centers and Certificate/Concentration Programs: From Program Design to Student Experience, the Clayton Center for Entrepreneurial Law, 14 TENN. J. BUS. L. 569 (2013).

The Entrepreneurial Law Handbook, St. Paul, MN: Thompson Reuters (2013).(with George Kuney)

State Legislative Efforts to Improve Access to Venture Capital, in EVOLVING ECONOMIES: THE ROLE OF LAW IN ENTREPRENEURSHIP AND INNOVATION; (Edward Elgar Publishing) (2012).

Teaching Contract Drafting Using Real Contracts, 12 Tenn. J. Bus. L. 359 (2011)(with Shelley Dunck, Brian Krumm, and Sharon Pocock)

Understanding the New Tennessee Small Business Investment Company Credit Act: Stimulating Economic Growth at the Intersection of Free Market Capitalism and Government Intervention, 11 TENN. J. BUS. L. 93 (2010).

Covenants Not to Compete: Time for Legislative and Judicial Reform in Tennessee, 35 U. MEM. L. REV. 447 (2005).

High Speed Ground Transportation Systems: A Future Component of America's Intermodal Network? 22 Transp. L. J. 309 (1994), Harold A. Shertz Award Winner for best transportation law article.

SELECTED PRESENTATIONS

Moderator: "Entrepreneurship and the University Community", opening plenary panel, Business Law Scholars Conference, June 15-16, University of Tennessee College of Law.

Presenter: "Seeing Problems as Opportunities: How to Solve Problems for Hopeful Clients" focused on how we teach protecting clients' interests' in drafting transactional documents, AALS Clinical Conference, San Francisco, April 30, 2023.

Presenter: "Snatching Hope from the Jaws of a Pandemic" examined how clinical teaching was impacted by the pandemic and what practices, techniques, and technologies were continued post pandemic, AALS Clinical Conference, San Francisco, April 30, 2023.

Presenter: "Legal Considerations for Starting and Growing a Successful Technology Company", How to start and Grow a Successful Technology Company, Sponsored by the UT Spark Innovation Center, Tickle College of Engineering, and Oak Ridge Innovation Institute, Knoxville, TN, August 15, 2022.

Moderator: "What Role Can Clinics Play in Assisting Student Athletes in the Attempt to Monetize Their Name, Image and Likeness? The presentation was given virtually for the 2022 Conference on Clinical Education "Lawyering for Creativity and Equity", May 11, 2022.

Presenter: "Name, Image, and Likeness Implementation Considerations", Southeastern Conference collaborated on "A Series of Conversations on Name, Image and Likeness and the Future of Intercollegiate Athletics." University of Mississippi College of Law, April 19, 2022.

Presenter: "Using Simulation Method with "Asynchronous and Synchronous Learning to Teach Drafting and Negotiation Skills." Emory Laws Seventh Biennial Conference – Emerging from the Crisis: The Future of Transactional Law and Skills Education, on June 7, 2021.

Discussant: American Bar Association's Conference on Rebuilding Democracy and the Rule of Law on May 7, 2021. Discussant: "2020 Visionaries", 2021 AALS Conference on Clinical Education. April 30, 2021.

Discussant: "Obstacles and Opportunities in Clinical Team Teaching", 2021 AALS Conference on Clinical Education. April 28, 2021.

Discussant: Clayton Center for Entrepreneurial Law and *Transactions: The Tennessee Journal of Business Laws* fourth annual "Connecting the Threads" symposium, "Contracting out of Partnership", October 16, 2020.

Presenter: "Best Practices in Trademark Filing", University of Indiana/Bloomington, Maurer School of Law's Center for Intellectual Property Research Workshop (August 11, 2020).

Presenter: "International Collaborative Teaching.", the Southeastern Association of Law Schools Annual Conference (August 4, 2020).

Discussant: "Political Polarization in the Classroom", the Southeastern Association of Law Schools Annual Conference (July 30, 2020).

Discussant: "Software & Technology in the IP Clinics", University of Indiana/Bloomington, Maurer School of Law's Center for Intellectual Property Research Workshop (July 28, 2020).

Discussant: Business Law Workshop, "Benefit Corporation (or Not)? Establishing and Maintaining Social Impact Business Firms", Southeastern Association of Law Schools Annual Conference, Boca Raton, FL., August 1, 2019.

Discussant: "Clinicians and Librarians: Improving Status in the Legal Academy", Southeastern Association of Law Schools Annual Conference, Boca Raton, FL., July 31, 2019.

Discussant: Corporate Law and Bankruptcy "Autonomous Corporate Personhood", Southeastern Association of Law Schools Annual Conference, Boca Raton, FL., July 31, 2019.

Discussant: "Social Justice & Transactional Clinical Work", Southeastern Association of Law School's Annual Conference, Boca Raton, FL., July 30, 2019.

Presenter: "Harnessing the Collective Capacity of Clinics, Pro Bono, Alumni, Courts and Our Rural Communities, focused on the UT clinic's efforts to bring legal services to rural areas in Tennessee that have virtually no affordable legal services. AALS Clinical Conference, San Francisco, May 4-7, 2019

Moderator: "Teaching the Drafting of Transactional Documents", Transactional Clinical Conference, Berkeley Law School, May 2-3, 2019.

Presenter: Knoxville Bar Association Expo, “Advanced Purchase and Sales Agreements”, April 12, 2019

Presenter: The Mercer Law Review Symposium, corporate Law in the Trump Era, Regulatory Policy in the Trump Era and its Impact on Innovation, Macon, Georgia, October 5, 2018.

Discussant: Southeastern Association of Law Schools Annual Conference, August 10, 2018 Business Law Workshop Discussion Group: Alternative Ways of Going Public, Ft Lauderdale, FL August 10, 2018,

Presenter: Emory Law's Sixth Biennial Conference on the Teaching of Transactional Law and Skills, What Can Students Teach Each Other, Atlanta, Georgia June 1-2, 2018.

Lead Business Clinic breakout sessions at 41st Annual Conference on Clinical Legal Education, Chicago, IL, April 29 – May 2, 2018.

Presenter, Teaching Trademark Search and Prosecution Skills, Integrating Learning through Teaching, 6th Biennial Conference On the Teaching of Transactional Law and Skills Conference, Emory University School of Law, June 1-2, 2018.

Presenter, *The Art of Counseling Entrepreneurs* Transactional Clinical Conference, Breaking Barriers to Entrepreneurship, Chicago-Kent College of Law, April 28, 2018

Discussant, AALS Annual Meeting, *Community Economic Development is Access to Justice*, San Diego, CA, January 5, 2018.

Discussant, *Tennessee’s Take on For-Profit Benefit Corporation Law*, Business Law: Connecting the Threads Symposium, University of Tennessee College of Law, September 16, 2017.

Discussant, Workshop on Business Law: *Corporate and Financial Reform in the Trump Administration*, 2017 SEALS Annual Conference, August 6, 2017.

Presenter, New Scholars Workshop: *Don’t Kill the Innovator While Trying to Tame the Patent Troll*, 2017 SEALS Annual Conference, August 4, 2017.

Participant, Tennessee Advisory Committee to the U.S. Commission on Civil Rights, “Public Hearing - Civil Assets Forfeiture”, Nashville, Tennessee, July 24, 2017.

Moderator, *Establishing and Evaluating Core Skills and Competencies for Transactional Clinics*, at the Transactional Clinical Conference held at the University of Pennsylvania Law School, June 2, 2017.

Discussant, Junior Scholarship panel on consumer affairs and trademarks, AALS Clinical Conference, Denver, Colorado, May 6-9, 2017.

Presenter, New York State Science & Technology Law Center Webinar, Syracuse University College of Law, *How Entrepreneurial Law and IP Clinics Can Assist in the Commercialization of University Intellectual Property*, March 29, 2017.

Presenter, Transformative Dialogues Faculty Workshop at Syracuse University College of Law, *Fostering Innovation and Entrepreneurship: Shark Tank Shouldn't Be the Model* March 29, 2017.

Presenter, Faculty forum at Georgia State University College of Law, *Fostering Innovation and Entrepreneurship: Shark Tank Shouldn't Be the Model* February 27, 2017.

Presenter, *Changing Landscape of Innovation Finance*, The Centre for Common Law at Renmin University of China Law School in Beijing, October 18, 2016.

Co-Presenter, with Professor Karl Okamoto, of Drexel University College of Law, "The Value of Transactional Law Clinics and Simulation Exercises in Teaching Transactional Law Skills" to the Renmin University Faculty Development Centre, October 20, 2016.

Presenter, Workshop on Legal Education "Preparing Students for Solo and Small Business Practice," 2016 SEALS Annual Conference, August 10, 2016.

Discussant, *The Legal Aspects of Small Business Finance in the Crowdfunding Era*, 2016 SEALS Annual Conference, August 9, 2016.

Presenter, *Using the Other 'Case Method' for Teaching Transactional Skills*, 5th Biennial Transactional Conference, "Method in the Madness: The Art and Science of Teaching Transactional Law and Skills" at the Emory Law Center for Transactional Law and Practice, June 10-11, 2016.

Presenter, *Transactional Clinic Impact on the Community Ecosystem*, 39th AALS Conference on Clinical Education, "Clinics and Communities: Exploring Community Engagement through Clinical Education," Baltimore, Maryland, May 3, 2016.

Presenter, *Using the Other 'Case Method' for Teaching Transactional Skills: Extended Case Base Simulations*, 15th Annual Transactional Clinical Conference, "Tools of Translation," University of Baltimore School of law, April 29, 2016.

Presenter, *Clinical Methodologies to Expose Chinese Law Students to the Principals and Process of American Transactional Law*, 15th Annual Transactional Clinical Conference, "Tools of Translation," University of Baltimore School of law, April 29, 2016.

Presenter, E3 (Experiential Education Exchange) Transactional Roundtable *Managing Students Managing Work: Using Class Time Effectively*, Madison WI, December 11, 2015.

Moderator, Clayton Center for Entrepreneurial Law CLE Program, *Crowdfunding: The Basics and Beyond*, Knoxville, TN, September 18, 2015,

Presenter, Southeastern Association of Law Schools 2015 Annual Conference, New Transactional, Entrepreneurship, and IP Law School Clinics/Labs: What's working and How, Boca Raton, Florida July 30, 2015.

Presenter, Southeastern Association of Law Schools 2015 Annual Conference, Workshop on Distance Learning *Educating the Digital Lawyer*, Boca Raton, Florida July 30, 2015.

Presenter, AALS Clinical Conference, Leading the New Normal: Clinical Education at the Forefront of Change, *Representing Enterprises*, Rancho Mirage, California, May 5, 2015.

Moderator, Transactional Law/Small Business Breakout Session, AALS Clinical Conference, Leading the New Normal: Clinical Education at the Forefront of Change, Rancho Mirage, California, May 5, 2015.

Presenter, AALS Annual Meeting, Clinical Legal Education, Co-Sponsored by Section on Teaching Methods *Integrating Clinical Pedagogy across the Curriculum Making It Work*, Washington, D.C. January 4, 2015.

Presenter, Knoxville Urban League, Co-Starters Program, "Legal Aspects of Starting a Business," Saturday October 4, 2014.

Presenter, *Using LawMeets Materials in the Classroom to Teach Drafting and Negotiation Skills*, Fourth Biennial Transactional Conference, "Educating the Transactional Lawyer of Tomorrow," at the Emory Law Center for Transactional Law and Practice, June 6-7, 2014.

Presenter, Dean's Circle, *Developments in Clinical Education: Law Meets; Hi-Tech Clients; and Teaching Chinese Law Students via Teleconference at Renmin University Law School, Beijing. China*, April 12, 2014.

Moderator *Works in Progress Corporate and Securities Law*, AALS Clinical Conference: "Widening Our Impact, Broadening Our Reach," Chicago, Illinois, April 29, 2014.

Presenter, *Using Hybrid Courses to Expand the 8:1 Clinic Student Ratio* with Professor Paula Williams, University of Tennessee, Transactional Clinical Conference, Chicago, Illinois, April 25, 2014.

Presenter, "Expanded Experiential Opportunities and the Propriety of Expanding Student Practice Rules" AALS Clinical Conference: "Widening Our Impact, Broadening Our Reach," Chicago, Illinois, April 28, 2014.

Presenter, Center for Law and Intellectual Property Innovation Summit 2014, Texas A&M School of Law *Shaping the Future of Law and Entrepreneurship: Life Cycle of a Small Software Company*, February 28, 2014.

Presenter, Pre Football Saturday CLE: *Representing the Small and Emerging Business: How You Can Add More Value than LegalZoom*, Knoxville, TN, November 9, 2013.

Presented at West Academic Publishing event, discussing the e-book, Krumm & Kuney's, *The Entrepreneurial Law Clinic Handbook*, AALS Clinical Law Conference, San Juan, Puerto Rico, April, 29, 2013.

Video, with West Publishing introducing the *The Entrepreneurial Law Clinic Handbook*, AALS Annual Meeting, <http://www.youtube.com/embed/nBqHQD-tDR4>, AALS Annual Meeting, New Orleans, LA, January 6, 2013.

Moderator/ Presenter, *How Transactional Clinics Are Assisting in the Commercialization of University Intellectual Property to Enhance the Innovation Ecosystem*, 12th Annual Transactional Clinical Conference, at the University of Texas, April 6-7, 2013.

Moderator/Presenter: *Preparing the Transactional Lawyer from Doctrine to Practice*, Biannual Transactional Law Education Conference at Emory University November 3-4, 2012.

Presenter: *What Every Non-Profit Director Should Know* to the Knoxville Urban League, October 7, 2012.

SELECTED MEDIA CONTRIBUTIONS

WBIR interview concerning House Bill 1652, Consumer Protection law which requires businesses that makes an automatic renewal or continuous service offer to a consumer in this state. The law requires the business to provide a clear and conspicuous notice of the terms of service, obtain the consumer's consent for the automatic renewal, and provide information on how to cancel the automatic renewal or subscription. February 7, 2023. Here is the link: https://www.youtube.com/watch?v=_VgOFx1z-z4

“A Series of Conversations on Name, Image and Likeness and the Future of Intercollegiate Athletics.” On April 19, 2022, Professor Krumm led a panel that discussed some of the practical considerations that needed to be considered in implementing and managing Name, Image and Likeness programs. The presentation can be viewed [here](#).

“A Case Study in NIL Era NCAA Compliance”, in the podcast and blog *Conduct Detrimental: The Intersection of Sports and Law*. <https://www.conductdetrimental.com/post/a-case-study-in-nil-era-ncaa-compliance> , August 25, 2021. The article discusses his participation on the University of Tennessee's Athletic Department Committee to craft comprehensive policies and procedures and to provide student-athletes with resources to help them understand and navigate the various business, ethical, marketing, and legal issues associated with Name, Image, and Likeness opportunities.

Knoxville News Sentinel, [Trump’s political insertion worries former TVA board member](#) (August 4, 2020)

“Missed rent payments put strain on businesses”, The Tennessean, (September 14, 2020) <https://www.tennessean.com/restricted/?return=https%3A%2F%2Fwww.tennessean.com%2Fstory%2Fmoney%2Freal-estate%2F2020%2F09%2F14%2Fmissed-rent-covid-19-fallout-strains-relationship-between-nashville-commercial-landlords-tenants%2F3458657001%2F>

WJHL News Channel 11 (Kingsport) on matters of Corporate Governance involving a corporation in which Congressional candidate Diana Harshbarger was a corporate secretary. (July 21, 2020) <https://www.wjhl.com/news/your-local-election-hq/records-show-diana-harshbarger-was-officer-shareholder-for-company-she-claimed-to-have-no-role-or-involvement-in/>

“Legal expert weighs in on TN medical marijuana bill” , WBIR, 10 News <https://www.wbir.com/article/news/local/legal-expert-weighs-in-on-tn-medical-marijuana-bill/51-1d9addf8-a91a-4e19-9960-c62c6b978b94> (February 5, 2019).

Webinar, Syracuse University College of Law, *How Entrepreneurial Law and IP Clinics Can Assist in the Commercialization of University Intellectual Property*, March 29, 2017. <http://nysstlc.syr.edu/webcasts> ; <https://www.youtube.com/watch?v=zPCD6vRkqCA>

Your Weekly Constitutional, Brian Krumm tells us how both federal antitrust law and state regulatory law may figure prominently in the proposed merger of two healthcare giants in Northeast Tennessee, the Wellmont Health System and the Mountain States Health Alliance. Such mergers are being proposed all over the United States, so this is much more than just a local issue. http://ywc.podomatic.com/entry/2015-11-21T04_07_31-08_00 (November 21, 2015).

Brian Krumm, Op-Ed., *Time For A Conversation on Hospital Reform*, BRISTOL HERALD-COURRIER, June 21, 2015, at A8. http://www.heraldcourier.com/news/opinion_columns/time-for-a-conversation-on-hospitalconsolidation/article_f47bce42-17c1-11e5-8a6d-c35f320b8ac2.html

“Challenges of starting a new Business” Collegiate Entrepreneurs’ Organization, https://www.youtube.com/results?search_query=University+of+Tennessee+entrepreneurs (February 22, 2013).

FACULTY ACTIVITIES AND HONORS

Member, Faculty Senate Executive Committee

Member, University of Tennessee’s Artificial Intelligence Task Force

University of Tennessee’s representative to the Coalition on Intercollegiate Athletics

Member, University of Tennessee Committee on Name, Likeness and Image

Faculty Senate Athletics Committee 2022 - Present

Faculty Senate Appeals Committee 2022

Faculty Senate Academic Affairs Committee 2020

President Elect, University Faculty Senate 2020-2021

Nominated for the Otto Wheely Award for Excellence in Technology Transfer 2015

Fellow, Anderson Center for Entrepreneurship and Innovation's Research Council,
Haslam College of Business Administration,

Member, Adjunct and Visiting Professor Committee 2016-Present

Member, Placement and Career Services Committee 2018-2020

Member, Committee on Community 2012-2016

JD/MPH Coordinator 2013-2019

Member, Facilities Planning Committee 2016-2021

Member, Clayton Center Business Concentration Advisor 2015-Present

Advisor, Transactions: The Tennessee Journal of Business Law 2015-Present

Advisor, Transactional LawMeets and Closer Teams 2015-Present

Provided consulting services to the University of Tennessee Center for Industrial Services in assisting an Athens based company better understand what Intellectual Property (IP) assets they had, how to best protect those assets and how to structure an IP incentive program for their company.

Served on the steering committee for the Fourth Biennial Transactional Conference, "Educating the Transactional Lawyer of Tomorrow," at the Emory Law Center for Transactional Law and Practice, June 6-7, 2014

Founding member of the e-cubed (experiential educational exchange) Transactional Symposium which is an online platform for clinical transactional law professors to collaborate and effectively share ideas with each other.

Forrest W. Lacey Award for Outstanding Contributions to the Moot Court Program 2017

PROFESSIONAL ACTIVITIES

Member of the Knoxville, Tennessee, and American Bar Associations

Appointed by the Supreme Court of Tennessee as a Hearing Committee member for Disciplinary District IV 2015-2023

Member of the American Intellectual Property Association

Member of the Tennessee Committee to the Civil Rights Commission 2014-2019

Member of the Business Law Section, American Bar Association

ABA Business Law Section, Committee on Business Law Education 2011-Present

TBA Business and Intellectual Property Sections Business 2004-Present

Member, American Intellectual Property Law Association

Founding Scholar of the Entrepreneurship Research Society

Member of Academic Advisory Board for Bloomberg Law: Corporate Transactions Products.

Advisory Board, Floodlight Genomics 2017-Present

Board Member Thrivelot, Inc. 2018-Present

Director and Chair, Workforce Development Committee, Tennessee Tomorrow, Inc. (1995 -1998)

Member, State of Tennessee Families First Oversight Committee (1995 – 1998)

COMMUNITY INVOLVEMENT

Member, Church of the Good Shepard, Episcopal Church

Volunteer, Community Mediation Center

Legal Advisor, Asian Culture Center of Tennessee

Legal Advisor, Board of Directors of Smokey Mountain Service Dogs

Legal Advisor, Board of Directors of Animal Works, non-profit veterinary clinic

Legal Advisor Asian Cultural Center of Tennessee

Recipient, Tennessee Supreme Court Pro Bono Recognition 2017 -2023

OTHER EMPLOYMENT

Private Practice of Law , Knoxville, Tennessee	(1998 - 2009)
State of Tennessee, Governor's Office , Nashville, Tennessee Policy Advisor to the Governor	(1996 – 1998)
Tennessee Department of Labor , Nashville, Tennessee Deputy Commissioner of Labor	(1995 - 1996)
Tennessee Department of Employment Security , Nashville, Tennessee Assistant Commissioner for Administration & Special Projects	(1994 – 1995)
Tennessee Valley Authority , Knoxville, Tennessee Manager, Economic Analysis and Evaluation Department	(1982 – 1994) (1990 – 1994)
Office of the Chief Financial Officer – Finance and Administration Manager, Financial Analysis	(1988 - 1990)
Office of the General Manager Senior Management Analyst – Corporate Industrial Engineering Staff	(1982 – 1988)
Booz Allen & Hamilton, Inc. , New York City/Washington, D.C. Senior Management Consultant	(1978 – 1982)

PROFESSIONAL HISTORY

Licensed to practice in Tennessee, November 1994 to present.

United States District Court for the Eastern and Middle Districts of Tennessee

Certified to supervise USPTO Trademark Clinic

American Arbitration Association