

LISA SCHULTZ BRESSMAN

Vanderbilt Law School
131 21st Avenue South
Nashville, TN 37203
(615) 343-6132; lisa.bressman@vanderbilt.edu

ACADEMIC APPOINTMENTS

Vanderbilt Law School

FedEx Research Professor of Law, 2008-2009
Professor of Law, 2002-present
Co-Director, Vanderbilt Regulatory Program, 2007-present
Associate Professor of Law, 2000-2002
Assistant Professor Law, 1998-2000

Harvard Law School

Roscoe Pound Visiting Professor of Law, Fall 2008

Cornell Law School

Visiting Professor of Law, Winter 2006

OTHER PROFESSIONAL EXPERIENCE

Office of Legal Counsel, U.S. Department of Justice, Washington, DC
Attorney-Adviser, 1996-1998

Kellogg, Huber, Hansen, Todd & Evans, Washington, DC
Associate, 1995-1996

Supreme Court of the United States

Law Clerk to Justice Stephen G. Breyer, 1994-1995

United States District Court for the District of Connecticut

Law Clerk to Judge Jose A. Cabranes, 1993-1994

The First Boston Corporation, New York, NY and Boston, MA
Financial Analyst, 1988-1990

EDUCATION

University of Chicago Law School, J.D. with honors, 1993
Order of the Coif
The University of Chicago Law Review, member

Wellesley College, B.A. *magna cum laude*, 1988
English and Philosophy Majors

BOOKS

THE REGULATORY STATE (Aspen, forthcoming 2009)
(with Ed Rubin and Kevin Stack)

THE REGULATORY STATE (Aspen, forthcoming 2009)
Teacher's Manual
(with Ed Rubin and Kevin Stack)

BOOK CHAPTERS & ENTRIES

THE OXFORD GUIDE TO UNITED STATES SUPREME COURT DECISIONS (Oxford Univ. Press
2d ed., forthcoming) (entries on *McCreary County v. American Civil Liberties Union of
Kentucky*, 545 U.S. 844 (2005) and *Van Orden v. Perry*, 545 U.S. 677 (2005))

A GUIDE TO JUDICIAL AND POLITICAL REVIEW OF FEDERAL AGENCIES 177-96 (John F.
Duffy & Michael Herz eds., 2005) (chapter on Judicial Review of Agency Discretion)

ARTICLES

Chevron's Mistake, 58 DUKE L. J. 549 (2009)

Procedures as Politics in Administrative Law, 107 COLUM. L. REV. 1749 (2007)

Awarded second place in the American Constitution Society's 2008 Richard D.
Cudahy Writing Competition for Regulatory and Administrative Law

Deference and Democracy, 75 GEO. WASH. L. REV. 761 (2007) (inaugural administrative
law issue)

Legitimacy, Selectivity, and the Disunitary Executive: A Response to Sally Katzen, 105
MICH. L. REV. 1511 (2007) (with Michael P. Vandenberg)

Inside the Administrative State: A Critical Look at the Practice of Presidential Control, 105
MICH. L. REV. 47 (2006) (with Michael P. Vandenberg)

How Mead Has Muddled Judicial Review of Agency Action, 58 VAND. L. REV. 1443 (2005)

Judicial Review of Agency Inaction: An Arbitrariness Approach, 79 N.Y.U. L. REV. 1657
(2004)

Beyond Accountability: Arbitrariness and Legitimacy in the Administrative State, 78 N.Y.U.
L. REV. 461 (2003)

Disciplining Delegation after Whitman v. American Trucking Ass'ns, 87 CORNELL L.
REV. 452 (2002)

Accommodation and Equal Liberty, 42 WM. & MARY L. REV. 1007 (2001)

Schechter Poultry at the Millennium: A Delegation Doctrine for the Administrative State, 109 YALE L. J. 1399 (2000)

OTHER PUBLICATIONS

Procedures as Politics in Administrative Law, COLUM. L. REV. SIDEBAR (Jan. 2008), available at <http://www.columbialawreview.org/articles/2008/01>

A Blackletter Statement of Federal Administrative Law, 54 ADMIN. L. REV. 42-43 (2002) (section on Judicial Review of Agency Discretion)

The Forest and the Trees: The Divide Between Judicial Holdings and Public Perception in Religion Law, Vanderbilt Lawyer (2002)

Comments on Religion in the Federal Workplace, 4 EMPLOYEE RTS. & EMPLOYMENT POL'Y J. 121-24 (2000)

WORKSHOPS & PRESENTATIONS

Has Chevron Run Out of Gas?, Panel, Appellate Judges Education Institute, Phoenix, AZ (Nov. 2008)

Chevron's Mistake, Faculty Workshop, Harvard Law School (Oct. 2008)

Chevron's Mistake, Faculty Workshop, Duke Law School (Mar. 2008)

Chevron's Mistake, Legislation Colloquium, Georgetown University Law Center (Mar. 2008)

Chevron's Mistake, Colloquium on Public Law, New York University Law School (Feb. 2008)

Judicial Review of Agency Inaction after Massachusetts v. EPA, Judicial Review Panel, ABA Conference, Administrative Law Section, Washington, DC (Oct. 2007)

The Disunitary Executive, Presidential Panel, ABA Conference, Administrative Law Section, Washington, DC (Oct. 2007)

Procedures as Politics, Faculty Workshop, University of Chicago Law School (Apr. 2007)

Procedures as Politics, Faculty Workshop, Emory Law School (Mar. 2007)

Deference and Democracy, Judicial Review and Geo. Wash. L. Rev. Panels, ABA Conference, Administrative Law Section, Washington, DC (Oct. 2006)

Inside the Administrative State, Faculty Workshop, University of Texas Law School (Apr. 2006)

Inside the Administrative State, Faculty Workshop, Cornell Law School (Mar. 2006)

Inside the Administrative State, Empirical Scholarship Panel, AALS Annual Meeting, Washington, DC (Jan. 2006)

What Does Administrative Law Have to Do With Physician-Assisted Suicide?, Faculty Workshop, University of Illinois Law School (Jan. 2006)

Judicial Review of Agency Inaction, Faculty Workshop, Cornell Law School (Apr. 2005)

Judicial Review of Agency Inaction, Faculty Workshop, Notre Dame Law School (Mar. 2005)

Judicial Review of Agency Inaction, Faculty Workshop, Vanderbilt Law School (Mar. 2004)

Beyond Accountability, Faculty Workshop, University of Michigan Law School (Sept. 2003)

Beyond Accountability, Faculty Workshop, University of Virginia School of Law (Mar. 2003)

Beyond Accountability, Faculty Workshop, The George Washington University Law School (Sept. 2002)

Beyond Accountability, Faculty Workshop, Vanderbilt Law School (Sept. 2002)

Disciplining Delegation, Faculty Workshop, Florida State University Law School (Mar. 2002)

The Deep Structure of the Rehnquist Court, Faculty Workshop, Vanderbilt Law School (with Rebecca L. Brown) (Oct. 2001)

Religion in the Public Square, Annual Bill of Rights Symposium, William & Mary Law School (Mar. 2000)

Religion in the Federal Workplace, Panel, AALS Annual Meeting, Washington, DC (Jan. 2000)

Delegation and Democracy, Young Scholars Workshop, Southeastern AALS Conference, Hilton Head, SC (July 1999)

CONFERENCES, SYMPOSIA & PANELS

Panelist, "The Obama Effect: What the New Administration May Mean for Lawyers (and the Rest of Us)," Nashville Chapter of the American Constitution Society (Feb. 2009)

Participant, Conference on Administrative Law & Regulatory Governance, University of Virginia Law School (Nov. 2008) (co-sponsored with UC Berkeley School of Law and Vanderbilt Law School)

Moderator, Underappreciated Justices Conference, Vanderbilt Law School (Apr. 2008)

Organizer and Participant, Conference on Administrative Law & Regulatory Governance, Vanderbilt Law School (Sept. 2007) (co-sponsored with UC Berkeley School of Law and University of Virginia School of Law)

Participant, Symposium on White House Review of Rulemaking, University of Pennsylvania Law School (Dec. 2006)

Participant, Second Annual Duke-Harvard Foreign Relations Law Workshop, Duke Law School (Nov. 2006)

Moderator, Panel, American Constitution Society Conference, Vanderbilt Law School (Sept. 2006)

Participant, Annual Constitutional Theory Conference, University of Pennsylvania Law School, New York University Law School, and Vanderbilt Law School (Apr. 2006, Sept. 2004, Apr. 2003)

Moderator, "The Scopes Trial: A Continuing Controversy," Great Performances Series, Vanderbilt University (Oct. 2005)

Panelist, "How to Think About the Pledge of Allegiance," Cal Turner Program in Moral Leadership, Vanderbilt University (Apr. 2003)

Panelist, Presidential Election Panel, Vanderbilt Law School (Nov. 2000)

Moderator, Program on Church and State, Vanderbilt University (Feb. 2000)

COURSES OFFERED

Administrative Law

Constitutional Law I

Government & Religion (seminar and 3-credit course)

Law and Divinity (co-taught seminar)

Legal Process

Popular Books on the Supreme Court (reading group)

Problems at the Interface of Tort and Regulation (co-taught seminar)
Regulatory State/Legislation and Regulation (first-year course)
Women and Law (reading group)

LAW SCHOOL COMMITTEE SERVICE

Dean Search Committee Chair (2009) (appointed by University Provost)
Faculty Appointments Committee Chair (2007-2008)
Faculty Appointments Committee (2005-2006, 2001-2002, 1998)
Dean Search Committee (2004) (appointed by University Provost)
Ad Hoc Student Publications Committee Chair (2003-2004)
Admissions Committee (1999-2000)
Curriculum Committee (2000-2001)
Student-Faculty Relations Committee (1998-1999, 2002-2003)

OTHER LAW SCHOOL OR UNIVERSITY SERVICE

Developer, First-Year Regulatory State Course
Advisor, Vanderbilt Law Review (2002-present)
Advisor, American Constitution Society (2002-present)
Advisor, Women's Law Students Association (2000-2006)
Clerkship Advisor, Class of 2001
Selected Professor, Friends and Family Day (2005, 2003, 2000, 1999)
Board Member, Vanderbilt Center for Nashville Studies (Fall 2006-present)

OTHER PROFESSIONAL ACTIVITIES

Contributor, OMB Watch Regulatory Reform Project (Fall 2007-present)

Instructor, Constitutional Law Seminar, "We the People" Program, Vanderbilt University (Summer 2001-2004)

Legal Consultant on Religion Matter, Metropolitan Government of Nashville and Davidson County, TN (Jan. 2003-2004)

Associate Reporter, ABA Section of Administrative Law & Regulatory Practice, Administrative Procedure Act Project (2000-present)

Vice Chair, Judicial Review, ABA Section of Administrative Law & Regulatory Practice (2001-present)

Legal Consultant on Religion Matter, Belmont University, Nashville, TN (June 2001)

Instructor, Continuing Legal Education, Nashville, TN (Oct. 2000)

Member of the Tennessee (active), District of Columbia (active), and Massachusetts (inactive) bars

Lisa Schultz Bressman

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Admitted to practice before the United States Court of Appeals for the Sixth Circuit

PERSONAL

Married to Michael Bressman, attorney and Assistant Professor of the Practice of Law at Vanderbilt Law School (offers Intellectual Property and the Arts Clinic as well as the Law of Cyberspace course). Three children.