

TRANSACTIONS

The Tennessee Journal of Business Law

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BUSINESS FACULTY NOTES



Professor Teri Baxter recently joined the College of Law after eleven years at the Saint Louis University School of Law, where she taught primarily in the business concentration. Professor Baxter taught Contracts, Commercial Transactions, Secured Transactions, Legal Profession, and classes focusing on the Fourth Amendment and privacy. Her primary academic focus at the College of Law will be in the commercial and constitutional law areas.

Before arriving at the College of Law, Professor Baxter spoke as a panelist and commenter at the Lutie A. Lytle Black Women Law Faculty Writing Workshop, in June 2012, at Suffolk University in Boston, Massachusetts. Additionally, Professor Baxter's most recent article, "Tort Liability for Parents Who Choose Not to Vaccinate Their Children and Whose Unvaccinated Children Infect Others," will be published in the winter issue of the *University of Cincinnati Law Review* in 2014. The article concludes that parents have a duty to ensure that their unvaccinated children do not harm others and that damages should flow from any breach of that duty. The article also concludes that the existence of such a duty does not violate or infringe upon privacy rights. The University of Tennessee College of Law recently recognized Professor Baxter for the article, awarding her the 2013 W. Allen Separk Faculty Scholarship Award earlier this spring.



Professor Iris J. Goodwin's article "Why Civil Law Countries Might Forego the Individual Trustee: Provocative Insights from the New-to-the Fold" has been published by Cambridge University Press in the volume *The Worlds of the Trust* (L. Smith, ed.). Her piece "The Moral Patient, the Honorable Fiduciary, and a Faltering Liberalism: An Exploration of the Call to Animal Respect" has been published in the e-journal *Between the Species*. In addition, Professor Goodwin spoke earlier this academic year before the Columbia University Seminar on Law & Politics on the topic, "Civil Law Views of the Common Law Trust: Why Such Anxiety?"

Professor Goodwin spoke at the University of Florida School of Law on “Finding Friends for the Landed Poor.” She is upcoming Program Chair for the AALS Section on Trusts & Estates and will join the panel at the Annual Meeting in January 2015 on *Legal Reform and Grantors’ Jurisdictional Options: The Implications of Freedom*.



Professor Joan M. Heminway's current scholarship focuses principally on various legal aspects and implications of crowdfunding, among other matters involving securities disclosure law and policy and corporate governance under federal and state law. In recent months, for example, Professor Heminway has published an article entitled “Business Lawyering In The Crowdfunding Era” in the *American University Business Law Review*. She also published a short article entitled “Rationalizing Entity Law: Corporate Law and Alternative Entities (Part II)” in *Business Law Today*, the American Bar Association’s business law magazine.

Professor Heminway recently traveled to Casablanca, Morocco to present a paper on crowdfunding “unequity”—a terms she uses to describe short-term financial interests in businesses or projects that have features different from both debt and equity instruments. The paper was a featured presentation at the 5ème Conférence Internationale sur l’Environnement Institutionnel et Technologique de la Microfinance (ITEM5 conference), an international conference on microfinance. In addition, Professor Heminway presented her paper entitled “Securities Crowdfunding and the Public/Private Divide in U.S. Securities Regulation” at the 27th annual University of Cincinnati Corporate Law Center Symposium on March 28th. The paper focuses on an analysis of securities crowdfunding in light of changes in the dividing lines between private and public offerings and private and public companies in U.S. federal securities regulation. It will be published with other papers from the symposium in a forthcoming issue of the *University of Cincinnati Law Review*.

Professor Heminway also has served the legal profession, the law academy, and the community in various other ways in the past few months. Among other things, she was interviewed by the Nerd Wallet Investing blog, on the subject of equity crowdfunding platforms and served as a discussant at the 4th annual Junior Faculty Business and Financial Law Workshop hosted by George Washington

University Law School. Her op-ed column, “Lawmakers Shouldn’t Limit Speakers at UT,” appeared recently in the *Knoxville News Sentinel*.



Professor Amy Morris Hess continued her role in 2013 as ABA Advisor to a committee of the Uniform Laws Commission charged with drafting a uniform powers of appointment act. The act received final approval at the annual meeting of the Uniform Laws Commission in Boston, MA in July 2013. In October, 2014, Hess will speak on the uniform act at the 34th Annual Southern California Tax and Estate Planning Forum in San Diego, CA.

Professor Hess’s 2013 supplements to the multi-volume treatise, **BOGERT & HESS, THE LAW OF TRUSTS AND TRUSTEES**, were published in September 2013, and she is now working on the 2014 supplements. She is also working on a second edition of the casebook that she co-authored entitled **AN INTRODUCTION TO TRUSTS AND ESTATES**. West Publishing plans to publish the new edition in late 2014.

In March 2013, Professor Hess presented an update of her research on estate planning for the baby-boom generation at a joint meeting of the East Tennessee Lawyers Association for Women and Tennessee Law Women. In May 2013, she spoke on the use of expert witnesses in fiduciary duty litigation at an all-day CLE Program on Expert Witnesses sponsored by the Tennessee Bar Association in Nashville. In the Fall of 2013, Professor Hess visited New Orleans, LA to attend the Fall Leadership Conference of the ABA Real Property, Trust and Estate Section and Fort Worth, TX to attend the Fall meeting of the American College of Trust and Estate Counsel.

In August 2013, Hess was appointed vice-chair of the standing committee on diversity of the American Bar Association’s Section of Real Property, Trust & Estate Law. She continues to serve on the Section’s task force on estate planning for underserved populations and as associate editor of the Section’s books & media publications. She is also a member of the professional responsibility committee of the American College of Trust and Estate Counsel.



Professor Becky Jacobs is participating in UT's Sustainable Cities Initiative, and she also will participate in the University of Detroit Mercy School of Law's urban agriculture symposium publication; will be part of the TennBarU Faculty for a CLE program, "Turn Disputes Into Deals: Strategies, Tools and Skills for Negotiation Success;" and will be part of a panel at the 2014 AALS Clinical Conference in Chicago. The Professor will participate again in the Law and Sustainable Development: Comparative and International Perspectives, in Rio de Janeiro, Brazil, a

program organized by the Tulane Center for Law and International Development and co-sponsored by UT and GSU. While in Brazil, she will take part in a presentation pertaining to green building at the REGSA International Conference 2014: Renewable Energy, Energy Efficiency and Sustainable Development. Upon her return from Rio, the professor once again will be participating in the SEALS' new law teacher program and will be participating in that program at this summer's Conference.

In Fall 2013, Professor Jacobs served as the College of Law's faculty adviser for the Fifth Annual Securities Dispute Resolution Triathlon Moot Court Team, travelled to New York City last fall for a competition sponsored by St. John's University's Hugh L. Carey Center for Dispute Resolution and the Financial Industry Regulatory Authority. As part of the competition, law student teams from around the country meet to test their advocacy skills in the negotiation, mediation, and arbitration of a securities dispute. Members of FINRA's roster of experienced neutrals served as mediators, arbitrators, and judges. UT's team, comprised of 3Ls Brooke Baird, Cara Rains, and Ryan Franklin, was the co-winner of the Negotiation component of the competition. Professor Jacobs' student Brooke Baird also authored the winning essay for the ABA Section of Dispute Resolution's Ethics Committee 2013 Cyberweek Ethical Dilemma. The essay was written in conjunction with Professor Jacobs' Fall 2013 ADR class and will be published on the American Bar Association Section of Dispute Resolution web site.

Several articles authored by professor Jacobs have appeared, or will soon appear, in print, including a chapter entitled, *Environmental Challenges to the Energy Sector*, Energy Choices: How to Power the Future (R. Collin & R. Collin, Praeger Intl. – 2014); a Symposium Foreword, *The Biggest Environmental Law Case in Twentieth*

Century Tennessee...and Where Was the Press? The Little Endangered Snail Darter versus TVA's Tellico Dam, 80 Tenn. L. Rev. 495 (2013); and *A Series of Unfortunate Events in Rio, Or, What I Did on My Summer Vacation*, 44 U. Miami Inter-Am. L. Rev. 149 (2013). She also co-authored a paper entitled *Legal Regimes and Sustainable Energy* with Tulane's Colin Crawford. This pair also is finalizing an essay on LEED-type issues.



Professor Brian Krumm recently published a chapter entitled “State Legislative Efforts to Improve Access to Venture Capital,” as part of a book *ENTREPRENEURSHIP AND INNOVATION IN EVOLVING ECONOMIES: THE ROLE OF LAW*. Additionally, Professor Krumm has co-authored *THE ENTREPRENEURIAL LAW CLINIC HANDBOOK* with Professor George Kuney, which has been published by Thompson Reuters and Vital Source in an e-book format. The Handbook is designed to bridge the gap between what students learn in the doctrinal law classes such as Contracts, Business Associations, Taxation of Business

Organizations, Intellectual Property, Secured Transactions, and Securities Regulation and the integration and application of this knowledge in assisting the entrepreneur or business client in addressing their transactional legal needs. Its objective is to serve as single source of reference with extensive links to other resources and exemplars, for those attempting to resolve and address business related transactional challenges. This is a resource which can be used by both law students and new associates when counseling entrepreneurs in creating business entities, drafting transactional documents, protecting intellectual property, and dealing with securities issues. Professor Krumm and Kuney are currently working on another e-book that, *A TRANSACTIONAL MATTER* that is scheduled for publication in the spring by Thompson Reuters. This book explains how the founders of a small, University-based software venture set out to commercialize the intellectual property they developed as part of their research efforts. The book chronicles the lifecycle of the venture from initial entity formation to asset sale with hyperlinks to all of the documents necessary to support the underlying transactions.

Professor Krumm served as the College of Law's faculty advisor for the Transactional LawMeets Moot Court team, which recently travelled to Athens, GA as part of a competition where law student teams from around the country analyzed an indemnification provision of an acquisition agreement. Teams

represented the buyer or seller of a business involved in a dispute with a significant licensor. UT's team won the regional round and will travel to Sullivan & Cromwell's New York City office to compete in the national round in early April.

In addition, Professor Krumm has been invited to give two presentations at the Association of American Law Schools Clinical Conference, which will take place this spring in Chicago, IL. He recently presented at the Center for Law and Intellectual Property Innovation Summit: Shaping the Future of Law and Entrepreneurship held at the Texas A&M University School of Law. Krumm's talk focused on the lawyer's role in working with a software company from initial entity formation through development, beta-testing, and the ultimate sale of the company. Professor Krumm is also a member of the Steering Committee for the planning for Emory's Fourth Biennial Conference on Transactional Education to be held June 6-7, 2014.



Professor George Kuney's most recent article, "Of Leases and Licenses, Sections 363(f) and 365(h)," has been published in the Norton on Bankruptcy 2014 Annual Survey. The article examines the use of Section 363(f) of the Bankruptcy Code to circumvent protections for tenants and licensees of intellectual property as provided in Sections 365(h) and (n) of the Code. Kuney concludes that this use of Section 363(f) undermines Congressional intent and weakens protections of creditor and debtor interests contained in the original Bankruptcy Code of 1978. Kuney authored another article, "Section

363 Sales and Successor Liability," which was published in the 2013 Edition of the Norton Annual Survey of Bankruptcy Law. The article contrasts common-law successor liability and 11 U.S.C. section 363(f). The article concludes that recent judicial decisions have strengthened the case for the trend to limit the bankruptcy sale free and clear power in the case of claims that are future and unknown at the time of the sale.

The Continuing Education of the Bar of California will publish the 2014-updated edition of Professor Kuney's single volume treatise, CALIFORNIA LAW OF CONTRACTS, co-authored with his wife, Adjunct Professor Donna Looper. Professor Kuney and Professor Joan Heminway are co-authoring CORPORATE FINANCE, a case/textbook on the subject. Professor Kuney and Professor Brian Krumm are co-authoring A TRANSACTIONAL MATTER, a primer on transactional

law practice for use in introductory law school programs. Finally, Professor Kuney is joining Michael Bernstein of Arnold & Porter in producing a revised and updated second edition of *Bankruptcy in Practice*, a substantial guide for lawyers new to the field that is published by the American Bankruptcy Institute.

In addition to his publications, Professor Kuney submitted testimony in November in field hearings conducted by the American Bankruptcy Institute's Commission to Study Reform of Chapter 11. His testimony focused on reorganization by sale of substantially all of the assets of a business under 11 U.S.C. section 363 and the expansion on the "small debtor" provisions of the code to more debtors while also lengthening the deadlines for small business reorganizations to encourage greater use of the cost saving process. His testimony is published in this issue of *TRANSACTIONS*. He also serves as the official reporter for the ABI Commission's plan process and substance committee.

Finally, Professor Kuney remains active in the administration of the College of Law, directing the Clayton Center for Entrepreneurial Law, serving as chair of the Admissions Committee and the Academic Support Task Force, as well as participating in the College's mentoring program that matches students with experienced lawyers for informal discussions and support as they prepare to enter the practice of law. He continues to teach first-year Contracts as well as his Consumer Bankruptcy Seminar, Reorganizations and Workouts, Business Associations, and Commercial Leasing.



Professor Michelle Kwon has two articles forthcoming in 2014. The first, "Dysfunction Junction: Reasonable Cause and Good Faith Reliance on Tax Advisors with Conflicts of Interest" examines a common law rule that prohibits taxpayers from relying on conflicted tax advisors to avoid accuracy-related penalties. The article proposes several regulatory changes to mitigate advisor conflicts of interest. Professor Kwon's second article, "Tax Considerations in Choice of Entity Decision," discusses the tax considerations when deciding between available entity types including, C corporations, S corporations, limited liability companies taxed as partnerships, limited partnerships, and general partnerships.

Professor Kwon joined Professor Leatherman to speak at a recent meeting of the

Tax Section of the American Bar Association in Washington, DC. Professor Kwon discussed regulations finalized on the day of the meeting that allowed corporate sellers to treat the disposition of subsidiary stock as a disposition of subsidiary assets. The panel described the regulatory scheme and focused on the regulations' effect on affiliated groups of corporations that file consolidated returns.



Professor Don Leatherman recently submitted a paper, "Section 336(e) Elections and S Corporations," which will be included in the Matthew Bender publication "Major Tax Planning 2014." Leatherman's paper considers the significant implications of the regulations under section 336(e) for S corporations and their shareholders. In addition to this article, Professor Leatherman has co-authored several books with Howard Abrams and Richard Doernberg. The books were *FEDERAL INCOME TAXATION OF CORPORATIONS AND PARTNERSHIPS* (5th ed. 2013) and *FEDERAL CORPORATE*

TAXATION (7th ed. 2013). Last year, he also published "A Survey of the Section 336(e) Regulations" in the Practising Law Institute, *Tax Strategies for Corporate Acquisitions, Dispositions, Spin-Offs, Joint Ventures, Financing, Reorganizations and Restructurings* 2013.

Professor Leatherman will speak in March in Washington, DC at an American Law Institute program on Tax Planning for Mergers and Acquisitions and Other Transactions. He spoke in January 2014 at the American Bar Association ("ABA") tax section meeting in Phoenix, AZ on the application of the section 336(e) regulations to financially troubled corporations, and he also spoke at the USC Tax Institute on the application of those regulations to S corporations and their shareholders. He spoke in December at the Practising Law Institute's Los Angeles meeting on Mergers, Acquisitions, and Joint Ventures, on a panel discussing current developments for consolidated groups. In November, he led an eight-hour continuing legal education program on S Corporation taxation for the accounting firm Dixon Hughes Goodman.

In addition, Professor Leatherman has recently moderated several panels, including a panel for the ABA tax section meeting in San Francisco on partnership transactions involving partner stock. Professor Leatherman also recently moderated an ABA teleconference entitled "Current Developments in Consolidated Tax Returns: Consolidated Aspects of the Section 336(e)

Regulations.” Last summer, Professor Leatherman participated in a discussion group at the Southeast Association of Law Schools meeting concerning interdisciplinary teaching and moderated a third panel at the ABA tax section meeting entitled, “The Section 336(e) Regulations.”



Professor Alex Long's article, “Reasonable Accommodation as Professional Responsibility,” is forthcoming 2014 in the *University of California, Davis Law Review*. The article explores the relationship between a lawyer's legal obligation under the Americans with Disabilities Act and their own ethical obligations. His article “The Forgotten Role of Consent in Defamation and Employment Reference Cases” was accepted for publication in the *Florida Law Review* and is also forthcoming in 2014. Additionally, Professor Long's article “Diminishing Retaliation Liability,” co-authored

with Professor Sandra Sperino at the University of Cincinnati College of Law, which examines employer liability for permitting employment retaliation by coworkers, appeared in the *NYU Law Review Online* in April 2013. The University of Tennessee College of Law recently recognized Professor Long for his continued scholarship by awarding him with the 2013 Carden Award for Outstanding Achievement in Scholarship.

Professor Long was also a panelist in the summer of 2013 at the East Tennessee Accessibility Symposium where he discussed legal rights and obligations under the Americans with Disabilities Act.



Professor Carl Pierce will be retiring from the College of Law this spring after 42 years. Professor Pierce served as the Clayton Center's second director from 1997 to 2000, after Professor Lloyd and before Professor Kuney, and oversaw the faculty and student efforts to establish *TRANSACTIONS*. He regards as one of his most important contributions to the Center his support for the student initiative that led to the publication of the first issue of *TRANSACTIONS*. Professor Pierce considers his second most important contribution the hiring of Professor Kuney to succeed him as the Center's director.

Professor Pierce published several articles in *TRANSACTIONS* that reflected his special interest in the professional responsibility of lawyers who represent organizational clients and represent their clients in transactional matters: *ABA Model Rule 2.2: Once Applauded and Widely Adopted, Then Criticized, Ignored or Evaded, Now Sentenced to Death With Few Mourners, But Not in Tennessee*, 2 TENN. J. BUS. L. 9 (2000); *Ethics 2000 and the Transactional Practitioner*, 3 TENN. J. BUS. L. 8 (2002); and *Representing One Client at a Time in Connection with the Formation and Action of a Corporation*, 8 TENN. J. BUS. L. 327 (2007). Professor Pierce takes great pride in *TRANSACTIONS* and appreciates the many contributions of students at the College of Law that have made its continued publication possible.



Professor Thomas Plank's most recent article "The Securitization of Aberrant Contract Receivables," was published in 89 CHI.-KENT L. REV. 171 (2013) as part of the Symposium on Fringe Economy Lending and Other Aberrant Contracts. His article, "Article 9 of the UCC: Reconciling Fundamental Property Principles and Plain Language," published in 68 BUS. LAW. 439-506 (2013), drew a response from Professors Charles Mooney and Steven Harris, "U.C.C. Article 9, Filing-Based Authority, and Fundamental Property Principles: A Reply to Professor Plank," 69 BUS. LAW. 79 (2013) in which the

authors, although agreeing with much of Professor's Plank article, responded to Professor Plank's critique of their position that a specific priority rule in Article 9 gave the seller of receivables an implied power to make a subsequent transfer of the same receivables despite what Professor Plank believes is the plain language of the statute that precludes such power.

In addition to his scholarly articles, Professor Plank was a member of the panel presenting the program, "A Practitioner's Guide to Trends in True Sale and Other Structured Finance Opinions," sponsored by the Securitization and Structured Finance Committee, Federal Regulation Of Securities Committee, Law and Accounting Committee, and Legal Opinions Committee, ABA Business Law Section Fall Meeting, November 22, 2013 (with Carolyn P. Richter, Troutman Sanders LLP, moderator, and Mark J. Friedman, DLA Piper LLP, and Steven O. Weise, Proskauer Rose LLP).

Also, in the case of *Executive Benefits Ins. Agency v. Arkison (In re Bellingham Ins. Agency, Inc.)*, argued this January in the United States Supreme Court addressing the power of a bankruptcy court, which is not an Article III federal court, to enter

final judgment in a fraudulent transfer case against a party that is not a debtor, the bankruptcy trustee's respondent brief and several of the amici briefs cited Professor Plank's article, "Why Bankruptcy Judges Need Not and Should Not Be Article III Judges," 72 AM. BANKR. L.J. 567 (1998), which had been previously cited by Justice Scalia in his concurring opinion in *Stern v. Marshall*, 131 S. Ct. 2594, 2621 (2011), which held that a bankruptcy court does not have the power to adjudicate a state law compulsory counterclaim brought by a bankruptcy trustee.



Professor Gary Pulsinelli has recently prepared a chapter for a book on international merger law, entitled "Integrating and Managing Intellectual Property in an International Merger." The book is a collaboration with other College of Law and University faculty, under the current working title, MAKING THE PIECES FIT: LEGAL CONSIDERATIONS IN AN INTERNATIONAL MERGER. Professor Pulsinelli was recently quoted in a *Knoxville MetroPulse* article about a state bill proposed by state Senator Stacy Campfield that would expand copyright protection for pre-1972 sound recordings. Professor

Pulsinelli posited that the bill would create additional problems related to compliance, enforcement, and the subtle issue of whether the bill would be preempted by federal law. Professor Pulsinelli is currently drafting an article "Happy Together? The Uneasy Coexistence of Federal and State Protection for Sound Recordings," that explores some of the issues the bill presents.

Professor Pulsinelli spent last summer in Cambridge England where he taught a course on International Intellectual Property as a part of the University of Mississippi's Cambridge Study Abroad Program. Additionally, Professor Pulsinelli was appointed to the Website, Technology, and Communications Committee of the Southeastern Association of Law Schools for the 2013-14 academic year.



Professor Paula Schaefer's most recent article, "A Primer on Professionalism for Doctrinal Professors" is forthcoming in *The Tennessee Law Review*. In January 2014, Professor Schaefer presented *Integrating Professionalism Into Doctrinal Classes* at a workshop for the forthcoming book BUILDING ON BEST PRACTICES: LEGAL EDUCATION FOR A CHANGING WORLD.



Associate Dean Greg Stein's recent article, "Stealing Your Property or Paying You for Obeying the Law? Takings Exactions after *Koontz v. St. Johns River Water Management District*," co-authored with David L. Callies (Professor of Law at the University of Hawaii) and Brian Rider (Adjunct Professor of Law at the University of Texas), has been published in the March 2014 edition of THE ACREL PAPERS. His article, "The True Value of a Law Degree, or, Why Did Thurgood Marshall Go To Law School?," co-authored with R. Lawrence Dessem (Professor of Law and former Dean at the University of

Missouri, and a former law professor at UT) was published in the HASTINGS LAW JOURNAL VOIR DIRE. Dean Stein is also completing a chapter, "Real Estate Issues in Cross-Border Transactions," in the UT collaboration, MAKING THE PIECES FIT: AN ANALYSIS OF THE DAIMLER-CHRYSLER MERGER (forthcoming 2014).

Dean Stein and Dean Doug Blaze continue to work with Chinese law schools to forge a mutual working relationship and to undertake student and faculty exchange programs. Last summer, while in Shanghai, Dean Stein spoke to students and faculty at Shanghai University about "Takings Law in the United States," and while in Beijing, he guest lectured in a Legal Issues in Real Estate Development class at Peking University on the topic of "American Eminent Domain Law."

Dean Stein traveled recently to Kauai, Hawaii, for the spring meeting of the American College of Real Estate Lawyers (ACREL), where he gave a presentation

as part of a panel that he organized on the recent United States Supreme Court decision in *Koontz v. St. Johns River Water Management District* and also co-chaired the meeting of ACREL's Law School Teaching Working Group. He is an invited panelist at the 50th Annual Meeting of the Law and Society Association, to be held in Minneapolis, Minnesota, where he will give a presentation as part of a panel on "Chinese and Foreign Real Estate Investment: History, Ritual, Contemporary Boom and Nebulous Law." And he has also been invited to speak at the 26th Annual Conference of the European Association for Evolutionary Political Economy, to be held at the University of Cyprus, Nicosia, Cyprus, where he will discuss "Property Rights in China: Institutionalism and Credibility."



Professor Maurice Stucke has recently published a number of articles. "In Search of Effective Ethics and Compliance Programs," is forthcoming in the JOURNAL OF CORPORATION LAW in 2014. "How can Competition Agencies Use Behavioral Economics?," will be published in the ANTITRUST BULLETIN later this year. Professor Stucke was also recently awarded the Marilyn V. Yarbrough Award for Writing Excellence from the University of Tennessee College of Law for his article, *Should Competition Policy Promote Happiness*, which was published in 81 FORDHAM L. REV. 2575 (2013). In addition to his scholarly articles, Professor Stucke has also contributed to several books. His chapter, "When More is Better and When Less is More: Behavioral Antitrust and Choice," will appear this year in CONSUMER CHOICE IN COMPETITION LAW (Paul Nihoul ed. forthcoming 2014).

Professor Stucke will present to the Harvard European Law Association this spring in Cambridge, Mass. for the forum "Informal Enforcement of Competition Law: Perspectives from the U.S. and Europe." Professor Stucke will discuss his paper, "In Search of Effective Ethics & Compliance Programs." The American Antitrust Institute has also invited Professor Stucke to speak at its annual meeting in Washington, DC. The conference, entitled "The Inefficiency of Efficiency," will provide a behavioral economics perspective on the subject.

Professor Stucke also presented his scholarship at various conferences in 2013, including at the European University Institute, the University of Florence, and the University of Paris-Dauphine 17th Annual Conference of The International Society for New Institutional Economics. He presented research on behavioral economics and competition policy to competition authorities from around the

world at a conference convened as part of Ireland's Presidency of the Council of the European Union in Dublin Castle, Ireland when he appeared before the Irish Competition Authority and the National Consumer Agency. Professor Stucke presented his article "Should Competition Policy Promote Happiness," at the University of Richmond Emroch Faculty Colloquy Series.



Professor Kris Anne Tobin was elected to the Executive Committee of the Section on Admiralty and Maritime Law at the January, 2012 Annual Meeting of the Association of American Law Schools. Professor Tobin will serve as Section Chair in 2014.

Professor Tobin also presented "Tackling Arithmophobia: How to Read, Understand, and Analyze Financial Statements," last year at the third biennial conference entitled "Preparing the Transactional Lawyer: From Doctrine to Practice," at the Emory University School of Law's Center for Transactional Law and

Practice. A transcript of the presentation was published in TRANSACTIONS last fall.



Professor Paulette J. Williams recently presented a work in progress titled, "Community Lawyering: Race, Privilege, and Social Justice," at the Association of American Law Schools Conference on Clinical Legal Education, which was held in San Juan, Puerto Rico. Professor Williams also served as a co-leader for four small group sessions at the conference.

In June 2013, she did a presentation at the Institute of Law Teaching and Learning conference at Washburn University, in Topeka Kansas on the "Hybrid" Nonprofits

Clinic/Seminar that she is teaching at the UT College of Law.

She did the introductory section for a presentation at the Transactional Lawyers' Conference held at Emory University School of Law in September 2012. The presentation was published as Paula J. Williams, Kris Anne Tobin, Eric Franklin, & Robert J. Rhee, *Tackling "Arithmophobia": Teaching How to Read, Understand, and Analyze Financial Statements*, 14 TENN. J. BUS. L. 341 (2013).