



PACIFIC LEGAL
FOUNDATION



The Center for
Growth and Opportunity
at Utah State University

Research Roundtable: Due Process Deficits in Regulatory Enforcement and Adjudication

Agenda

- 8:30 – 9:00 am** **Breakfast**, *Van Metre Hall, Room 716*
- 9:00 – 9:10 am** **Welcome and Introduction to the Format**
- Alison Somin**, Legal Fellow, Center for the Separation of Powers, Pacific Legal Foundation
- 9:10 – 9:55 am** **Paper 1: *Landscape of Post-West Virginia v. EPA Agency Authority***
Leslie Corbly, Privacy Policy Analyst, Libertas Institute; Contributor, Young Voices
- Commentator:**
Maureen Ohlhausen, Partner and Section Chair, Antitrust & Competition Law, Baker Botts, LLP
- 10:05 – 10:50 am** **Paper 2: *Against the Chenery II Doctrine***
Joe Postell, Associate Professor of Politics, Hillsdale College
- Commentator:**
Aditya Dynar, Attorney, Pacific Legal Foundation
- 11:00 – 11:45 am** **Paper 3: *Political Pluralism as a Model for the Regulatory Process***
Daniel A. Epstein, Director of Legal & Policy, Trust Ventures
- Commentator:**
Elizabeth Slattery, Senior Legal Fellow, Center for the Separation of Powers, Pacific Legal Foundation
- 12:00 – 12:45 pm** **Working Lunch**
- Paper 4: *Substantial Defects: Why Judicial Review of Agency Fact-Finding Needs Reform***
Oliver Dunford, Attorney, Pacific Legal Foundation
John Kerkhoff, Attorney, Pacific Legal Foundation

	<p>Commentator: Christopher J. Walker, Professor of Law, University of Michigan Law School</p>
1:00 – 1:45 pm	<p>Paper 5: <i>The FCC, USF, and USAC: An Alphabet Soup of Due Process Violations</i> Jim Dunstan, General Counsel, TechFreedom</p> <p>Commentator: Chad Squitieri, Assistant Professor of Law, The Catholic University of America, Columbus School of Law</p>
2:00 – 2:45 pm	<p>Paper 6: <i>Due Process Deficits: The Lack of Judicial Review in NLRA Election Proceedings</i> Frank Garrison, Attorney, Pacific Legal Foundation</p> <p>Commentator: Jessica Thompson, Attorney, Pacific Legal Foundation</p>
3:00 – 3:45 pm	<p>Paper 7: <i>Due Process Limits on the FTC's Penalty Offense Authority</i> Berin Szoka, Founder and President, TechFreedom</p> <p>Commentator: William Yeatman, Senior Legal Fellow, Pacific Legal Foundation</p>
4:00 – 4:45 pm	Closing Discussion
5:00 pm	Optional Happy Hour, <i>Location TBD</i>

Participants

1. **Leslie Corbly**, Privacy Policy Analyst, Libertas Institute; Contributor, Young Voices
2. **Oliver Dunford**, Attorney, Pacific Legal Foundation
3. **Jim Dunstan**, General Counsel, TechFreedom
4. **Aditya Dynar**, Attorney, Pacific Legal Foundation
5. **Daniel A. Epstein**, Director of Legal & Policy, Trust Ventures
6. **Frank Garrison**, Attorney, Pacific Legal Foundation
7. **Todd Gaziano**, Chief of Legal Policy and Strategic Research, Pacific Legal Foundation
8. **John Kerkhoff**, Attorney, Pacific Legal Foundation
9. **Maureen Ohlhausen**, Partner and Section Chair, Antitrust & Competition Law, Baker Botts, LLP
10. **Joe Postell**, Associate Professor of Politics, Hillsdale College
11. **Elizabeth Slattery**, Senior Legal Fellow, Center for the Separation of Powers, Pacific Legal Foundation
12. **Alison Somin**, Legal Fellow, Center for the Separation of Powers, Pacific Legal Foundation
13. **Chad Squitieri**, Assistant Professor of Law, The Catholic University of America, Columbus School of Law
14. **Berin Szoka**, Founder and President, TechFreedom
15. **Jessica Thompson**, Attorney, Pacific Legal Foundation
16. **Christopher J. Walker**, Professor of Law, University of Michigan Law School
17. **William Yeatman**, Senior Legal Fellow, Center for the Separation of Powers, Pacific Legal Foundation