



AMERICAN **BAR** ASSOCIATION

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Administrative Law and  
Regulatory Practice Section

**2025 Spring Conference**

**May 8, 2025**

**The Royal Sonesta Washington DC Capital Hill**



Thursday, May 8, 2025

**Breakfast & Registration - 8:30 am – 9:30 am Eastern Time**

**Workshop Session #1 (Non-CLE)**

9:00 am – 10:15 am Eastern Time

**Room 1**

**Presenters**

Daniel Walters, *Informational Administration: The Administrative State Beyond Legal Administration*

Bijal Shah, *Politicized Informal Adjudication*

**Commenter**

Jeffrey Lubbers

**Room 2**

**Presenters**

Mengyi Wang, *Dollars, Geopolitics, and the Constitution: The Federal Reserve as the World's Unelected Central Bank*

Benjamin Dinovelli, *The "Federal Reserve" Exception*

**Commenter**

David Zaring

**Room 3**

**Presenters**

Todd Phillips & Anthony Moffa, *Regulatory History and Judicial Review*

Adam Crews, *Finding Administrative Common Law*

**Commenter**

Emily Bremer

**Room 4**

**Presenters**

Nicholas Almendares, *A Theory of Major Questions*

Dan Deacon, *Statutory Liquidation*

**Commenter**

Sid Shapiro

**Break and Networking - 10:15 am – 10:30 am Eastern Time**

## **Workshop Session #2 (Non- CLE)**

10:30 am – 11:45 am Eastern Time

### **Room 1**

#### **Presenters**

Jack Jones, *Loper Bright, “Filling Up the Details,” and the Future of Agency Discretion*

Kristin Hickman & Amy Wildermuth, *Harmonizing Delegation and Deference After Loper Bright*

#### **Commenter**

Daniel Walters

### **Room 2**

#### **Presenters**

Jed Shugerman, *The Un-Separation of Powers: The Original Informal Structure and Mixed Executive/Judicial Powers*

David Zaring, *Originalism’s Cost Benefit Problem*

#### **Commenter**

Nick Parillo

### **Room 3**

#### **Presenters**

Pat Sobkowski, *The Unitary Executive and Politics*

Matt Lawrence, Eloise Pasachoff, & Zachary S. Price, *Appropriations Presidentialism*

#### **Commenter**

Bijal Shah

**Break & Networking Lunch - 11:45 pm – 1:15 pm Eastern Time**

## **Workshop Session #3 (Non- CLE)**

1:15 pm – 2:30 pm Eastern Time

### **Room 1**

#### **Presenters**

Beau J. Baumann, *Beyond the Bench: The Struggle for Legislative Dominance and its Unforeseen Consequences in a Presidentialist Era*

Gregory Elinson, *Reviving a Liberal Theory of Presidential Power*

#### **Commenter**

Zachary Price

## **Room 2**

### **Presenters**

Cree Jones, Tyler Lindley, & Thomas Smith, *Testing the Independence Hypothesis*  
Denis Guimaraes, *The "Deconstruction of Unconstitutional Administrative State" in the United States and beyond: evidence from international organizations (that used to be?) supported by the U.S.*

### **Commenter**

Fred Jacob

## **Room 3**

### **Presenters**

Patrick Seroogy, *Requiring Robust Risk Management Standards for Oversight and Delegation of Decision-Making in Agency Use of Generative Artificial Intelligence*  
Tammi Etheridge, *Bridging the Gap: Farmers, Technology, and Administrative Burden in Agriculture*

### **Commenter**

Shalini Ray

## **Room 4**

### **Presenters**

Monica Haymond, *Repeal By Surrender*  
Jennifer Selin & Pamela J. Clouser McCann, *The First Branch: How Congress Manipulates Judicial Review of Administrative Action*

### **Commenter**

Ronald Levin

**Break and Networking - 2:30 pm – 2:45 pm Eastern Time**

## **Workshop Session #4 (Non-CLE)**

2:45 pm – 4:00 pm Eastern Time

## **Room 1**

### **Presenters**

Haley Proctor, *Law and Fact in Agency Action*  
Nicholas B. Mauer, *Losing by Winning: A Reappraisal of the Role of the EEOC in Bostock v. Clayton County*

### **Commenter**

Chris Walker

## **Room 2**

### **Presenters**

Chris Havasy, *Lobbying and Political Equality in the Administrative State*

Nicholas Handler, *The Administrative Law of McCarthyism*

### **Commenter**

Eloise Pasachoff

## **Room 3**

### **Presenters**

Zachary Price, *Congress's Struggle for Fiscal Control*

Mark Thomas, *The Power of the Comptroller General in Appropriations Law*

### **Commenter**

Sid Shapiro

## **Room 4**

### **Presenters**

Elias Neibart & Jonathan Meilaender, *Agency Adjudication after Jarkesy: The Absolute Adjunct Theory*

### **Commenter**

Renée M. Landers

**Break - 4:00 pm – 4:30 pm Eastern Time**

**Evening Reception at the Royal Sonesta DC on Capital Hill,**

**4:30 pm – 7:00 pm Eastern Time**



**REGISTRATION FORM -- REGISTRATION WILL OPEN APRIL 14!**  
**ABA Section of Administrative Law & Regulatory Practice**  
**2025 Administrative Law Spring Conference | Thursday, May 8, 2025**  
**Meeting Code is AL250501**

Please join us on Thursday May 8, 2025 for the Administrative Law and Regulatory Practice Section's 2nd Annual New Format Spring Conference LIVE at The Royal Sonesta DC on Capitol Hill (20 W. Massachusetts Avenue). This COMPLIMENTARY conference brings together administrative law practitioners, scholars, and students to explore emerging areas of administrative law and government policymaking. 31 new papers will be discussed by the Authors and Commenters, and audience members will have an opportunity to ask questions. The conference is a one day live event - there is no virtual participation, but Breakfast, Lunch and an evening reception are all included. The academic papers are the property of the individual authors and will not be distributed as most are works in process. We sincerely appreciate the outstanding authors and commenters sharing their work and making these discussions useful and interesting for attorneys practicing in any area of law.

**Group Registration: BEGINNING ON APRIL 14, GROUPS MAY REGISTER BY COMPLETING ONE FORM FOR EACH PERSON AND EMAILING THESE TO JENETTE CROMWELL, ABA ASSOCIATE DATA ADMINISTRATOR, [JENETTE.CROMWELL@AMERICANBAR.ORG](mailto:JENETTE.CROMWELL@AMERICANBAR.ORG) 312-988-5554. She will register the group and an email will automatically be sent to each individual when they are registered. The event is COMPLIMENTARY.**

**ONLINE Registration FOR INDIVIDUALS WILL OPEN BY APRIL 14, 2025. Beginning on April 14, individuals may also contact the ABA Service Center at 800-285-2221, 312-988-5000, Monday-Friday 9:00 AM - 6:00 PM ET. A member of the Service Center team will register the attendee and an email confirmation will be sent to each registrant. The event is COMPLIMENTARY. The maximum capacity for this event is 250 attendees AND WILL CLOSE WHEN THAT CAPACITY IS REACHED. LIVE REGISTRATION ON THE EVENT DAY IS NOT AVAILABLE; ADVANCE REGISTRATION IS REQUIRED FOR ALL PARTICIPANTS.**

**Cancellation/Substitutions:** Cancellations or substitutions will be accepted until **APRIL 30, 2025**. Contact [Anne.Kiefer@americanbar.org](mailto:Anne.Kiefer@americanbar.org) or 202-662-1690 to make a substitution or cancel attendance (there are no refunds as this is a Complimentary event).

**ABA Meeting Policy:** in accordance with the [ABA's open meetings policy](#) this meeting is open to all members of the Association and representatives of the media. When media interest is present, the ABA's Media Relations & Strategic Communications will screen and qualify reporters, handle media registration, and issue "news media" badges.

**Media Credentials Policy:** media credentials are available to reporters, editors working as reporters, producers, video camera operators and still photographers who present valid press identification. Exceptions must be approved by the Director of the ABA Division for Media Relations and Communication Services. Please contact [ABA Media Relations & Strategic Communications](#) to request media credentials for this event.

**Complaint Resolution Policy:** please contact the ABA Service Center at (800) 285-2221 [International +1 (312) 988-5000] for more information regarding administrative policies such as complaint and refund (this is a complimentary event so no refunds will be issued).

**Notices:** The views and opinions expressed in this Conference are those of the speakers and do not reflect the policy of The American Bar Association or the ABA Section of Administrative Law. In the interest of furthering the ABA's creation, promotion and distribution of educational/informational materials (both now and in the future), I understand and agree that my registration and attendance at, or participation in, ABA meetings, programs and events ("Events") constitutes an agreement by me to grant to ABA the right to record my image, photograph, picture, likeness, and voice by any technology or means. I also grant ABA the right to copy, use, perform, display and distribute such recordings of me for any legitimate purpose, including but not limited to distribution by means of streaming or other technologies via the Internet, or distribution of audio or video files for download by the public. I hereby waive any right to inspect, approve, or be compensated for use of any materials incorporating such images obtained during the Events. I release ABA and its agents, representatives and licensees from all liabilities arising out of any use of my likeness and information as provided above. I understand and agree that any and all negatives, digital images, and recordings of my likeness, regardless of form, are and shall remain property of the ABA.

**CLE: The content of this program does not meet requirements for continuing legal education (CLE) accreditation. You will not receive CLE credit for participating.**

**Scholarships: This is a complimentary event so no scholarships are available.**

**Location & Room Block:** The Royal Sonesta DC Capitol Hill is located at 20 W. Massachusetts Avenue (note there are 2 Royal Sonesta properties in DC - this is NOT at the Foggy Bottom property). Here is a link to the hotel website: <https://capitolhillroyal.sonesta.com/>

A small room block is available until April 17 at 4 pm ET. Please make your reservations using this link for the group room rate: <https://www.sonesta.com/royal-sonesta/dc/washington/royal-sonesta-washington-dc-capitol-hill?isGroupCode=true&groupCode=G050725ABAS&checkin=2025-05-07&checkout=2025-05-10>

**Special Needs:** If you have any special needs, please contact [Anne.Kiefer@americanbar.org](mailto:Anne.Kiefer@americanbar.org) or 202-662-1690 with your request no later than **April 20, 2025**.

**Health and Safety:** The ABA takes the health and safety of our members, guests, and staff seriously. We know that the decision whether to attend a meeting is based upon a variety of personal and business considerations. We will continue to monitor a variety of sources, including the U.S. Centers for Disease Control and Prevention (CDC) and U.S. state and local health authorities for the latest public health updates, as well as applicable restrictions on events and gatherings. The ABA plans to hold this meeting in person but reserves the right to cancel or reschedule this event or convert it to a virtual event if health and safety restrictions require it. We will update the registrants and the website should the plans for this event change. As part of the registration process to hold this ABA meeting in person, every attendee is required to affirm their commitment to comply with the in-person meeting guidelines. Please review the requirements carefully prior to registering for the meeting.

**ABA Business Conduct Standards:** ABA Business Conduct Standards: Event attendees are required to review and consent to the [ABA Business Conduct Standards](#).

**REGISTRATION FORM -- ONLINE & GROUP REGISTRATION WILL OPEN APRIL 14!**

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Meeting Code is AL250501**

**Each attendee is required to read and affirm their commitment to comply with the following event requirements:**

**In-Person Meeting Disclaimer**

If I register for an in-person meeting, I affirm that I will stay home and away from others if I have respiratory virus symptoms that are not better explained by another cause during the course of the meeting. These symptoms can include fever, chills, fatigue, cough, runny nose, headache, and muscle or body aches, among others. I affirm that I will return to the meeting only when, for at least twenty-four (24) hours, (1) my symptoms are improving overall, and (2) if a fever was present, it has been gone without use of fever-reducing medication. Once I return to meeting activities, I will take additional prevention precautions for the next five (5) days to curb disease spread, such as taking more steps for cleaner air, enhancing hygiene practices, wearing a well-fitting mask, keeping a distance from others, and/or getting tested for respiratory viruses. The requirements in this affirmation also apply to any guest(s) or minor(s) attending the meeting with me.

\_\_\_\_\_ I agree

**Waiver & Release of Liability**

I understand that photos and recordings may be captured during this event. By registering, I consent to ABA's reuse of any image or recording captured at this event for publicity purposes or for posting to the ABA website.

\_\_\_\_\_ I agree

**ABA Business Conduct Standards Acknowledgement**

I acknowledge and agree to abide by the ABA's Business Conduct Standards at all times during this event.

\_\_\_\_\_ I agree

**THIS EVENT IS COMPLIMENTARY BUT LIMITED TO 250 PEOPLE MAXIMUM.**

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Name: \_\_\_\_\_

ABA Member I.D.: \_\_\_\_\_ Administrative Law Section Member? Yes \_\_\_\_\_ No \_\_\_\_\_

Email: \_\_\_\_\_ Phone: \_\_\_\_\_

Organization: \_\_\_\_\_

Address: \_\_\_\_\_ City, State, Zip: \_\_\_\_\_

Please contact [Anne.kiefer@americanbar.org](mailto:Anne.kiefer@americanbar.org) or 202-662-1690 with registration questions.  
ABA Section of Administrative Law & Regulatory Practice, 1050 Connecticut Avenue NW, Suite 400, Washington, DC 20036  
[www.americanbar.org/groups/administrative\\_law/](http://www.americanbar.org/groups/administrative_law/)

# 2025 FALL ADMINISTRATIVE LAW CONFERENCE



**SAVE THE DATE!**

**Thursday & Friday, November 20 - 21, 2025**

**VIRTUAL LIVE CLE CREDIT**