

# ELYSA M. DISHMAN

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## ACADEMIC POSITIONS

### **J. Reuben Clark Law School, Brigham Young University**

*Professor of Law (2024-present), Associate Professor of Law (2019-2024), Visiting Assistant Professor (2017-2019), Distinguished Practitioner in Residence (2016-2017)*

**Courses Taught:** Business Organizations, Professional Responsibility, Corporate Compliance and Legal Risk Management, Criminal Law

**Academic Service:** American Association of Law Schools: Professional Responsibility Executive Committee (2020-2023), Chair of the Deborah Rhode Award Committee (2022-2023)

**University and Law School Service:** Law School Dean Search Committee (2022-2023), Appointments Committee (2022-present), Onboarding and Fellowship Coordinator (2023-present); Corporate Compliance Academy Faculty Advisor (2022-2023), ABA Accreditation Committee (2021-2022), Curriculum Committee (2020-2021), Ad Hoc Student Disciplinary and Readmission Committees (2020, 2022), Search Committee for Dean of External Relations (2020), Technology Committee (2019-2020), Moot Court Advisor (2020-2022), and Women in Law Advisor (2018-2020)

**Symposium and Conference Organizer:** ComplianceNet Conference Co-Convener (2023-present); Rocky Mountain Jr. Scholars Conference Chair (2025); BYU Law Review Symposium “State Enforcement in an Interstate World” (2019), Organizational Ethics and Compliance Conference, co-hosted with the BYU Marriott School of Management (2018-2019)

## PUBLICATIONS

*Multistate Litigation Networks*, TEX. A&M L. REV. (forthcoming 2026)

*Calling the Shots: Multistate Challenges to Federal Vaccine Mandates*, 96 S. CAL. L. REV. POSTSCRIPT (2023)

*West Virginia v. EPA: Major Questions for the Future of the Administrative State and American Federalism*, 53 PUBLIUS: THE JOURNAL OF FEDERALISM 453-61 (2023) (peer reviewed)

*Public Availability of Settlements Agreements in Agency Enforcement Proceedings*, (solicited essay by the Regulatory Review) (2023)

*Monitoring Corporate Compliance in American Regulatory Federalism: Evidence from State Attorneys General and Multi-state Litigation*, (with Paul Nolette and Colin Provost) 52 PUBLIUS: THE JOURNAL OF FEDERALISM 497 (2022) (peer reviewed)

*Public Availability of Settlement Agreements in Agency Enforcement Proceedings*, Report to the Administrative Conference of the United States (2022)

*Generals of the Resistance: Multistate Actions and Nationwide Injunctions*, 54 ARIZ. ST. L. J. 359 (2022)

*Settling Data Protection: Multistate Settlements and National Policymaking*, 72 ALA L. REV. 839 (2021)

*Class Action Squared: Multistate Action and Agency Dilemmas*, 96 NOTRE DAME L. REV. 291 (2020)

*Enforcement Piggybacking and Multistate Actions*, 2019 BYU L. Rev. 421(2019)

*Red States, Blue States, and Purple Deals: Partisanship in State Corporate Enforcement* (with Paul Nolette and Colin Provost) (work-in-progress)

*The Effectiveness of Compliance Monitoring* (with Paul Nolette and Colin Provost) (work-in-progress).

### **SELECTED PRESENTATIONS**

- **Red States, Blue States, and Purple Deals: Partisanship in State Corporate Enforcement**, Invited Presenter, Annual American Association of Political Scientists Conference (September 2025)
- **Multistate Litigation Networks**, ComplianceNet, Invited Presenter, Fordham Law School, New York, NY (May 2025)
- **The Role of State Solicitors General in Administrative Law Litigation**, Invited Panelist, ABA Administrative Law Conference (November 2024)
- **Multistate Litigation Networks**, BYU Law Work-in-Progress Series, BYU Law, Provo, UT (September 2024)
- **Multistate Litigation Networks**, Rocky Mountain Junior Scholars Conference, BYU Law, Provo, UT (November 2023)
- **West Virginia v. EPA: Major Questions for the Future of the Administrative State and American Federalism**, Invited Presenter, ComplianceNet Conference, American University Washington College of Law (June 2023)
- **State Enforcement and the Future of Antitrust Law**, Invited Panelist, BYU Global Business Program, Future of Antitrust Series (March 2023)
- **Public Availability of Settlement Agreements in Agency Enforcement Proceedings**, Presentation to the Plenary Assembly of the Administrative Conference of the United States (December 2022)
- **Monitoring Corporate Compliance in American Regulatory Federalism: Evidence from State Attorneys General and Multi-State Litigation**, Invited Presenter, Annual American Association of Political Scientists Conference (September 2022)
- **Monitoring Corporate Compliance in American Regulatory Federalism: Evidence from State Attorneys General and Multi-state Litigation**, Invited Presenter, ComplianceNet Conference, Amsterdam Law School (June 2022)
- **Generals of the Resistance: Multistate Actions and Nationwide Injunctions**, Rocky Mountain Junior Scholars Conference, BYU Law, Provo, UT (November 2021)

- **Cultivating a Culture of Civility in the Legal Profession**, American Association of Agricultural Lawyers Conference, Salt Lake City, UT (November 2021)
- **Cultivating a Culture of Civility in the Legal Profession**, J. Reuben Clark Society Salt Lake Chapter, Salt Lake City, UT (November 2021)
- **Settling Data Protection: Multistate Settlements and National Policymaking**, Invited Presenter, ComplianceNet Conference, University College London (June 2021)
- **Settling Data Protection: Multistate Settlements and National Policymaking**, Rocky Mountain Junior Scholars Conference, BYU Law, Provo, UT (October 2019)
- **Settling Data Protection: Multistate Settlements and National Policymaking**, Invited Presenter, ComplianceNet Conference, Villanova School of Law, Villanova, PA (June 2019)
- **Class Action Squared: Multistate Action and Agency Dilemmas**, Invited Presenter, BYU Law Review Symposium: State Enforcement in an Interstate World, BYU Law, Provo, UT (April 2019)
- **Class Action Squared: Multistate Action and Agency Dilemmas**, Faculty Presentation, University of Arkansas, Fayetteville, AR (November 2018)
- **Class Action Squared: Multistate Action and Agency Dilemmas**, Faculty Presentation, University of Nebraska College of Law, Lincoln, NE (October 2018)
- **Class Action Squared: Multistate Action and Agency Dilemmas**, Faculty Presentation, University of North Dakota School Law School, Grand Forks, ND (October 2018)
- **Class Action Squared: Multistate Action and Agency Dilemmas**, BYU Law Work-in-Progress Series, BYU Law, Provo, UT (July 2018)
- **Enforcement Piggybacking and Multistate Actions**, Invited Presenter, Michigan Junior Law Scholars Conference, University of Michigan School of Law, Ann Arbor, MI (April 2018)
- **Generals of the Resistance**, BYU Law Work-in-Progress Series, BYU Law, Provo, UT (February 2018)
- **Generals of the Resistance**, J. Reuben Clark Faculty Conference, San Diego, CA (January 2018)
- **Enforcement Piggybacking and Multistate Actions**, Rocky Mountain Junior Scholars Conference, BYU Law, Provo, UT (September 2017)
- **Enforcement Piggybacking and Multistate Actions**, National Business Law Scholars Conference, S.J. Quinney School of Law, University of Utah, Salt Lake City, UT (June 2017)
- **The Ethics of Government Lawyering**, BYU Law State and Local Government Conference, Provo, UT (March 2017)
- **Enforcement Piggybacking and Multistate Actions**, Invited Participant, Notre Dame Aspiring Academics Conference, Notre Dame University School of Law, South Bend, IN (February 2017)

## **PROFESSIONAL EXPERIENCE**

**Kirton McConkie PC (Salt Lake City, UT)**

*Associate (2014-2016)*

- Represented public charter schools and acted as bond counsel in a series of public and private bond offerings including drafting offering statements, bond indentures, and school governance documents
- Negotiated a variety of real estate transactions, drafted purchase agreements, commercial leases, deeds, easements, and other real estate documents, and conducted due diligence on real estate transactions

**Baker Botts LLP (Washington, D.C.)**

*Senior Associate (Appellate and Litigation Sections), Associate, Summer Associate (2006-2014)*

- Named Rising Star in Civil Litigation in the DC Metro Area by Super Lawyers
- Lead associate on a series of securities class actions, derivative suits, and state enforcement actions, prepared fact and expert witnesses for deposition, defended depositions, conducted discovery, and drafted pleadings, motions, and briefs.
- Drafted and researched amicus briefs to US Supreme Court at the certiorari and merits stages
- Conducted internal investigations, interviewed witnesses, reviewed compliance programs, responded to document requests, drafted investigation findings and memoranda, and advised clients in civil enforcement investigations.
- Baker Botts Pro Bono Award for 100 hours of pro bono service in criminal defense appeals and veteran appeals

**EDUCATION**

**University of Virginia School of Law, J.D. (2007)**

- *Virginia Journal of International Law*, Submission Review Board
- Virginia Law Women, Speakers' Chair
- William Lile Moot Court Competition Semifinalist

**Brigham Young University, B.A., Political Science (2003)**

- Model United Nations Competition Team and Team Student Advisor
- Political Science Teaching Assistant to Professors Stanley Taylor and Danny Damron

**BAR MEMBERSHIPS AND SERVICE TO PROFESSIONAL ORGANIZATIONS**

Utah (inactive)

District of Columbia (inactive)

Virginia (inactive)

Women Lawyers of Utah, CLE Chair (2015-2017)

J. Reuben Clark Society, Property Section Committee Chair (2015-2016)