

JERRY R. PARKINSON

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CURRENT POSITION:

William T. Schwartz Professor of Law

UNIVERSITY OF WYOMING COLLEGE OF LAW, Laramie, WY

- Teaching assignments have included American Indian Law, Civil Procedure, Civil Rights, Criminal Procedure, Education Law, and Sports Law
- Named Outstanding Professor by 2015 and 2016 graduating classes; selected to be graduation “hooder” by 2012 and 2013 graduating classes as one of top three professors

PRIOR POSITIONS:

Dean and Professor of Law (1998-2009)

UNIVERSITY OF WYOMING COLLEGE OF LAW, Laramie, WY

- Responsible for overall operation of law school, including management of academic program, budget, facilities, personnel, student services, external relations, and fundraising
- Awarded Jason Thompson Commitment to Diversity Award (Outstanding Administrator) by United Multicultural Council

Member and Coordinator of Appeals (2000-2010)

NCAA DIVISION I COMMITTEE ON INFRACTIONS, Indianapolis, IN

- Volunteer position that involved attendance at infractions hearings and coordination of appeals on behalf of Committee on Infractions (COI)
- Attended nearly 100 infractions hearings, wrote 28 appellate briefs/responses for COI, and presented oral arguments at 22 hearings before Infractions Appeals Committee (IAC)
- Chaired subcommittee that reviewed penalties imposed by COI and drafted penalty bylaw revisions that were adopted by NCAA Board of Directors in 2011
- Served on NCAA task force clarifying roles of COI and IAC in 2010-11

Professor of Law (1994-98), Associate Dean (1992-96), Associate Professor of Law (1991-94), Assistant Professor of Law (1987-91)

UNIVERSITY OF OKLAHOMA COLLEGE OF LAW, Norman, OK

- Three-time recipient of Outstanding Teacher award (voted by student body)
- Teaching assignments included American Indian Law, Civil Procedure, Criminal Procedure, Education Law, Federal Courts, and Remedies

Law Clerk (1986-87)

THE HONORABLE JOHN F. KILKENNY, SENIOR CIRCUIT JUDGE, UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT, Portland, OR

Attorney (1985-86)

MILLER, NASH, WIENER, HAGER & CARLSEN, Portland, OR

Loss Prevention Supervisor (1981-82)

YOUNKERS, INC., Iowa City, IA

Deputy United States Marshal (1978-81)

UNITED STATES MARSHALS SERVICE, Sioux City, IA; Rapid City, SD

Mathematics Teacher & Head Wrestling Coach (1977-78)

LEAD HIGH SCHOOL, Lead, SD

Teaching Assistant (1976-77)

UTAH STATE UNIVERSITY, Logan, UT

Dormitory Manager (1974-76)

NORTHERN STATE COLLEGE, Aberdeen, SD

EDUCATION:

J.D. with High Distinction, 1985

UNIVERSITY OF IOWA COLLEGE OF LAW, Iowa City, IA

- Graduated 1st in class of 215, receiving Murray Prize for "Outstanding Scholastic Achievement"
- One of two graduate students to receive Hancher-Finkbine Medallion for "Outstanding Learning, Leadership, and Loyalty" (highest honor bestowed on students at University of Iowa)
- Order of the Coif (honorary society with membership selected from top 10% of graduating class)
- Managing Editor, *Iowa Law Review*, 1984-85
- Selected by classmates to present student commencement address

M.P.A., Public Administration, 1981

UNIVERSITY OF SOUTH DAKOTA, Vermillion, SD

Graduate Study in Mathematics, 1976-77

UTAH STATE UNIVERSITY, Logan, UT

B.S. Summa Cum Laude, Mathematics/Secondary Education, 1976

NORTHERN STATE COLLEGE (now NORTHERN STATE UNIVERSITY), Aberdeen, SD

- 1996 recipient of Distinguished Alumnus Award (highest honor bestowed on alumni of university)
- 2003 recipient, NSU Athletic Hall of Fame (two-time conference wrestling champion; named to NSU All-Time Wrestling Team in 1994)

PUBLICATIONS:

“*Oliver with a Twist: The NCAA’s No-Agent Rules Applied to Non-Lawyer Representatives of Baseball Student-Athletes,*” 41 *Journal of College and University Law* 257 (2015)

“The Impact of Social Media on NCAA Infractions Cases,” 1 *Mississippi Sports Law Review* 37 (2012)

“Scoundrels: An Inside Look at the NCAA Infractions and Enforcement Processes,” 12 *Wyoming Law Review* 215 (2012)

“If It Ain’t Broke, Don’t Fix It: An Examination of the NCAA Division I Infractions Committee’s Composition and Decision-Making Process,” 89 *Nebraska Law Review* 101 (2011) (with Josephine R. Potuto)

“Admissions After *Grutter*,” 35 *University of Toledo Law Review* 159 (2003)

“The Law of Student Expulsions and Suspensions,” Education Law Association (1999) (with Lawrence F. Rossow, Ed.D.)

"Grappling with Gender Equity," 5 *William & Mary Bill of Rights Journal* 75 (1996)

"Federal Court Treatment of Corporal Punishment in Public Schools: Jurisprudence That Is Literally Shocking to the Conscience," 39 *South Dakota Law Review* 276 (1994)

"Parents' Unilateral Placement of a Disabled Child in an Unapproved Private School: A 'Free Appropriate Public Education'?" 76 *Education Law Reporter* 893 (1992)

"One Person, One Vote: Reshaping Political Districts in the 1990s," 24 *Arizona State Law Journal* 563 (1992)

"The Law of Teacher Evaluation," National Organization on Legal Problems of Education (1992) (with Lawrence F. Rossow, Ed.D.)

"Advice from the Bench: Appellate Practice Before the Tenth Circuit," 62 *Oklahoma Bar Journal* 2819 (1991)

"The Use of Competency Testing in the Evaluation of Public School Teachers," 39 *University of Kansas Law Review* 845 (1991)

"Interlocutory Appeals in Oklahoma," 61 *Oklahoma Bar Journal* 1397 (1990)

"Reapportionment: A Call for a Consistent Quantitative Standard," 70 *Iowa Law Review* 663 (1985)

"*Minneapolis Star & Tribune Co. v. Minnesota Commissioner of Revenue*: Differential Taxation of the Press Violates the First Amendment," 69 *Iowa Law Review* 1103 (1984)

From August 1993 until July 1998, I served as Co-Editor (with Lawrence F. Rossow) of the School Law Reporter, a monthly publication of the Education Law Association (formerly the National Organization on Legal Problems of Education). In addition to editing, I authored the following commentaries for the Reporter:

"*Doe v. University of Illinois: The Seventh Circuit Deepens the Intercircuit Conflicts on Peer Sexual Harassment*," School Law Reporter, Vol. 40, No. 6 (June 1998)

"Home Schooling: An All-or-Nothing Proposition after *Swanson v. Guthrie Independent School District No. I-L*," School Law Reporter, Vol. 40, No. 4 (April 1998)

"Affirmative Action after *Taxman*," School Law Reporter, Vol. 40, No. 2 (February 1998)

"Supreme Court Preview: The Court Tackles Reverse Discrimination in *Piscataway Township Board of Education v. Taxman*," School Law Reporter, Vol. 39, No. 10 (October 1997)

"*Agostini v. Felton: The Supreme Court Reverses Itself in a Key Establishment Clause Case*," School Law Reporter, Vol. 39, No. 8 (August 1997)

"*Martin v. Stephen: A Victory for Home Schoolers*," School Law Reporter, Vol. 39, No. 6 (June 1997)

"*Rosa H. v. San Elizario Independent School District: The Fifth Circuit Considers Standards for School District Liability in Teacher-Student Sexual Harassment Cases*," School Law Reporter, Vol. 39, No. 4 (April 1997)

"Age Discrimination Claims in Higher Education: Are State Colleges and Universities Protected by Sovereign Immunity?" School Law Reporter, Vol. 39, No. 2 (February 1997)

"New Developments in the Area of Peer Sexual Harassment," School Law Reporter, Vol. 38, No. 12 (December 1996)

"*Gatton v. Goff: Vouchers for Religious Schools Survive Their First Constitutional Test*," School Law Reporter, Vol. 38, No. 10 (October 1996)

"*United States v. Virginia: The Supreme Court Strikes Down VMI's Exclusion of Women*," School Law Reporter, Vol. 38, No. 8 (August 1996)

"*Hopwood v. Texas: May Race Be a Consideration in the Higher Education Admissions Process?*" School Law Reporter, Vol. 38, No. 6 (June 1996)

"*Pederson v. Louisiana State University: A New Twist in the Battle over Gender Equity in Athletics*," School Law Reporter, Vol. 38, No. 4 (April 1996)

"U.S. Department of Education Rules in Favor of Use of American Indian Mascot," School Law Reporter, Vol. 38, No. 2 (February 1996)

"*United States v. Virginia*: The Supreme Court Agrees to Consider Whether Military Institutes May Exclude Women," *School Law Reporter*, Vol. 37, No. 12 (December 1995)

"Schoolboys and Earrings: A Significant Threat to School Discipline?" *School Law Reporter*, Vol. 37, No. 8 (August 1995)

"*United States v. Lopez*: The Supreme Court Strikes Down the Gun-Free School Zones Act," *School Law Reporter*, Vol. 37, No. 6 (June 1995)

"Gender Equity: A College Athletics Conundrum," *School Law Reporter*, Vol. 37, No. 4 (April 1995)

"Age Limitations on Disabled Students' Participation in High School Athletics: *Sandison v. Michigan High School Athletic Ass'n*," *School Law Reporter*, Vol. 37, No. 2 (February 1995)

"*State ex rel. James v. Ohio State University*: University Professors' Access to Their Promotion and Tenure Files," *School Law Reporter*, Vol. 36, No. 12 (December 1994)

"*Bakke* Revisited: *Hopwood v. Texas*," *School Law Reporter*, Vol. 36, No. 10 (October 1994)

"*Board of Education v. Grumet*: More Confusion in the Realm of the Establishment Clause," *School Law Reporter*, Vol. 36, No. 8 (August 1994)

"*Board of Education v. Grumet*: The Supreme Court Tackles Another Difficult Establishment Clause Case," *School Law Reporter*, Vol. 36, No. 6 (June 1994)

"*Alfonso v. Fernandez*: New York Court Holds Condom Distribution to High School Students Requires Parental Permission," *School Law Reporter*, Vol. 36, No. 4 (April 1994)

"*Florence County School District Four v. Carter*: The Supreme Court Extends Reimbursement to Unilateral Placements of Disabled Children in Unapproved Private Schools," *School Law Reporter*, Vol. 36, No. 2 (February 1994)

"*Dowell v. Board of Education*: The Tenth Circuit Puts an End to a 30-Year-Old Desegregation Case," *School Law Reporter*, Vol. 35, No. 12 (December 1993)

"*Florence County School District Four v. Carter*: Who Pays for Unilateral Placement in Free Appropriate Public Education?" *School Law Reporter*, Vol. 35, No. 10 (October 1993)

SELECTED PRESENTATIONS:

"The Black 14 Incident," Laramie County Bar Association, Cheyenne, WY (April 2013)

"The Black 14 Incident: A Defining Moment in the History of the University of Wyoming and Its Intercollegiate Football Program," University of Wyoming "Saturday University," Jackson, WY (March 2013)

“Emerging Issues in Intercollegiate Athletics,” University of Oregon Sports & Entertainment Law Forum, Portland, OR (January 2012)

“The Impact of Social Media on NCAA Infractions Cases,” University of Mississippi Sports Law Symposium, Oxford, MS (November 2011)

“Scoundrels: An Inside Look at the NCAA Infractions and Enforcement Processes,” University of Wyoming College of Law Continuing Legal Education Program/William T. Schwartz Professorship Inaugural Lecture, Laramie, WY (September 2011)

“The Black 14 Incident,” Panel Discussion, Alan K. Simpson Institute for Western Politics and Leadership, American Heritage Center, Laramie, WY (September 2011)

“NCAA Infractions and Enforcement in the 21st Century,” Pennington County Bar Association, Rapid City, SD (May 2010)

“The Fourth Amendment,” Grand Teton Summer Institute (for high school teachers), Jackson, WY (July 2009)

“NCAA Infractions and Enforcement,” Laramie County Bar Association, Cheyenne, WY (January 2009)

“The Black 14 and the First Amendment,” American Heritage Center, Laramie, WY (November 2008)

“The Fourth Amendment,” Grand Teton Summer Institute, Jackson, WY (July 2008)

“NCAA Scoundrels: An Insider’s Perspective on the Infractions and Enforcement Process,” University of Wyoming National Ambassadors Breakfast Series, Denver, CO (April 2008)

“Managing Conflict and Stress and Finding Joy in Our Work,” American Bar Association Deans’ Workshop, Santa Monica, CA (February 2008)

“The Black 14 and the First Amendment,” American Heritage Center, Laramie, WY (August 2007)

“The Religion Clauses of the First Amendment,” Grand Teton Summer Institute, Jackson, WY (July 2007)

“The NCAA Enforcement Process,” Sports Law Symposium, Florida Coastal School of Law, Jacksonville, FL (March 2007)

“The Religion Clauses of the First Amendment,” Grand Teton Summer Institute, Jackson, WY (July 2006)

“The Fourth Amendment and State Constitutional Law,” American Heritage Center Reception with Justice Scalia, Jackson, WY (June 2006)

“Fourth Amendment Update,” Wyoming Municipal Judges Conference, Cheyenne, WY (May 2006)

“The USA Patriot Act,” Casper Rotary Club, Casper, WY (March 2006)

“Title IX and Gender Equity in Athletics,” Wear School Law Institute, Laramie, WY (August 2005)

“Special Issues Facing Public Law Schools,” ABA Conference on Law School Development, Jackson Hole, WY (June 2005)

“Search Warrants,” Wyoming Municipal Judges Conference, Buffalo, WY (May 2005)

“Speaking of Injustice . . . Federal Law, Law Enforcement & Native Americans,” Shepard Symposium on Social Justice, Laramie, WY (March 2005)

“Domestic Partner Benefits,” MLK/Days of Dialogue Panel, Laramie, WY (January 2005)

“The USA Patriot Act: Implementation and Implications,” American Heritage Center Teachers’ Seminar, Laramie, WY (December 2004)

“Mentoring Minority & Women Faculty,” Ellbogen Center for Teaching & Learning, Laramie, WY (November 2004)

“USA Patriot Act,” Wyoming State Bar Convention Panel, Gillette, WY (September 2004)

“Know Your Rights,” Students for Progressive Action Keynote, MLK/Days of Dialogue, Laramie, WY (January 2004)

“The USA Patriot Act and Civil Liberties,” University of Wyoming Panel on “Life After 9/11,” Laramie, WY (September 2003)

“Search Warrants,” Wyoming Judicial Conference, Cheyenne, WY (September 2003)

“Banner Year for NCAA Scoundrels: Update on NCAA Infractions and Enforcement,” Rotary Club, Laramie, WY (May 2003)

“The Future of Affirmative Action,” University of Wyoming College of Law Panel, Laramie, WY (March 2003)

“The USA Patriot Act: Balancing Freedom and Security,” League of Women Voters Panel, Albany County Public Library, Laramie, WY (March 2003)

“What’s Happening in Criminal Law?” University of Wyoming Continuing Legal Education Program, Laramie, WY (October 2002)

“New Search and Seizure Law,” Wear School Law Institute, Laramie, WY (August 2002)

“The NCAA Infractions Process,” Rotary Club, Laramie, WY (May 2002)

“Criminal Procedure Update--United States Supreme Court,” University of Wyoming Continuing Legal Education Program, Laramie, WY (October 2001)

“If I Were a Student in Wyoming Today,” Wear School Law Institute, Laramie, WY (August 2001)

“Current Topics in Education Law,” Education Law Institute, Norman, OK (July 2001)

“Gender Equity in Athletics,” Symposium for the Eradication of Social Inequality, Laramie, WY (February 2001)

“The Changing Landscape of Criminal Litigation: Retrospect and Prospect,” University of Wyoming Continuing Legal Education Program, Laramie, WY (October 2000)

“School Prayer: A Clear Direction?” Wear School Law Institute, Laramie, WY (August 2000)

“Racial Profiling in Law Enforcement,” Symposium for the Eradication of Social Inequality, Laramie, WY (February 2000)

“Respecting Students,” Wear Distinguished Lecture, Wear School Law Institute, Laramie, WY (August 1999)

“At the Crossroads with School Prayer Issues,” Wear School Law Institute, Laramie, WY (August 1999)

“Gender Equity in Athletics,” Kiwanis Club, Rotary Club, and State Retirees Association, Laramie, WY (Spring 1999)

“Jurisdiction Under Federal Indian Law: Rules and Contradictions,” University of Wyoming Continuing Legal Education Program, Laramie, WY (March 1999)

"Gender Equity in Athletics," Education Law Association Annual Convention, Seattle, WA (November 1997)

"Age Limitations Applied to Students with Disabilities by State High School Athletics or Activities Associations: Application of ADA and Section 504," Education Law Association Annual Convention, New Orleans, LA (November 1996)

"'A Devil Behind Every Bush': Conservative Christian Challenges to the *Impressions* Reading Series," National Organization on Legal Problems of Education Annual Convention, Kansas City, MO (November 1995)

"Hate Speech: Political Correctness v. The First Amendment," National Organization on Legal Problems of Education Annual Convention, San Diego, CA (November 1994)

"An Unexpected Violence Within: Legal Implications of the Maltreatment of Children in Schools," National Organization on Legal Problems of Education Annual Convention, Philadelphia, PA (November 1993)

"Tenth Circuit Appellate Practice," Oklahoma County Bar Association Continuing Legal Education Program, Oklahoma City, OK (December 1992)

"Teachers' Rights in Employment," Oklahoma Education Law Conference, Norman, OK (April 1992)

"The Law of Teacher Evaluation," National Organization on Legal Problems of Education Annual Convention, Orlando, FL (November 1991)

"Federal Appellate Procedure," Oklahoma Bar Association & University of Oklahoma Continuing Legal Education Appellate Practice and Procedure Seminar, Oklahoma City, OK (April 1991)

"Interlocutory Appeals," University of Oklahoma Continuing Legal Education Appellate Practice and Procedure Seminar, Oklahoma City, OK and Tulsa, OK (September 1988)

MEMBERSHIPS AND PUBLIC SERVICE:

- Member, American Bar Association; Oregon State Bar
- Member, United Way of Albany County Leadership Club
- Member, Board of Advisors, UW Social Justice Research Center
- Judge, Wyoming "We the People" Program (high school civic education competition)
- Member, Cowboy Joe Club (athletics booster club)
- Former member, UW Athletics Planning Council & NCAA Recertification Committee
- Former member, Steering Committee, Shepard Symposium on Social Justice
- Former member, UW International Education Steering Committee
- Former member, UW President's Advisory Council on Women's & Minorities' Affairs
- Former member, Diversity Team, UW Enrollment Management Council
- Former advisor, ASUW (Associated Students of the University of Wyoming) Judicial Council
- Former member, Wyoming Child Representation Subcommittee of Joint Judiciary Committee
- Former volunteer (six years) and Board Member (Chair 1997-98) for Cleveland County CASA (Court Appointed Special Advocates) program for abused and neglected children
- Former member, Norman Optimist Club; coordinator of club's citywide basketball program for girls; founding member of board of advisors for club's Octagon Club, a community service club for high school students
- Former youth sports coach (girls basketball, girls soccer, boys baseball)
- Founding member, Cleveland County Bar Association Law-Related Education Committee
- Served on Oklahoma Supreme Court Rules Committee 1992-94 (revised Rules of Appellate Procedure, Rules of the Supreme Court, and Rules of the Court of Appeals)

PERSONAL:

- Born August 29, 1954
- Married 41 years to Dr. Debra Parkinson, formerly Associate Professor of Education, University of Wyoming (now retired)
- Two children: Josh (38), Angela (36); three grandchildren
- Interests: family, outdoors, running, reading, music, travel, golf
- Excellent health; in recent years have completed the Boston Marathon, Marine Corps Marathon, New York City Marathon, and Portland Marathon