

## KALEB BYARS

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### ACADEMIC APPOINTMENTS

#### **THE UNIVERSITY OF SOUTH CAROLINA SCHOOL OF LAW – Columbia, SC**

Assistant Professor of Law

*July 2026 – Present*

- Selected Service:
  - Faculty Selection Committee, Member (2026–2027)
  - First-Generation Law Students Association, Faculty Advisor (2026–2027)

#### **THE UNIVERSITY OF TENNESSEE COLLEGE OF LAW – Knoxville, TN**

Visiting Professor

*Summer 2025, Summer 2026*

Courses Taught: Business Associations

#### **MERCER UNIVERSITY SCHOOL OF LAW – Macon, GA**

Assistant Professor of Law

*August 2023 – June 2026*

- Selected Service:
  - Faculty Appointments Committee, Member (2024–2025)
  - Judicial Clerkships Committee, Member (2023–2025)
  - Mercer University House of Delegates, Member (Elected) (2024–2026)
  - Brainerd Currie Honor Society, Vice President (Elected) (2024–2026)
  - Faculty Honor Council Justice (2023–2024)
  - Junior Faculty Consortium, Member (2024–2026)
  - MERCER LAW REVIEW, Faculty Advisor (2024–2026)
  - Corporate Counsel Society, Faculty Advisor (2023–2026)
  - Federal Bar Association, Faculty Advisor (2024–2026)
  - Group Mentor Program, Faculty Advisor (2023–2026)
  - Sports and Entertainment Law Society, Faculty Advisor (2026)
  - Moot Court and Mock Trial Judge (2023–2026)
  - Woodruff Scholarship Committee (2025–2026)
- Courses Taught: Business Associations, Contract Drafting, Contracts I, Contracts II, Criminal Law, Evidence, Introduction to the Study of Law
- Awards and Recognition:
  - 2025–2026 Reynold J. Kosek, Jr. Excellence in Teaching Award (selected by students)
  - Class of 2026 Commencement Hooder (selected by students)
  - 2024 Judge Clyde Reese Board of Visitors' Excellence in Scholarship Award

## SELECTED PUBLICATIONS

### Law Review Articles

#### Published Articles

- *The Shareholder “Say on Crime” Vote*, 58 ARIZ. ST. L.J. \_\_\_\_ (forthcoming 2027).
- *A Concrete Standard of Judicial Review for Corporate Deferred Prosecution Agreements*, 78 FLA. L. REV. 575 (2026).
- *Recidivist Organizational Offenders and the Organizational Sentencing Guidelines*, 66 B.C. L. REV. 745 (2025).
- *An “Essential” Solution: Reworking the Essential Facilities Doctrine to Address Big Tech’s Harm to the Marketplace of Ideas*, 91 MISS. L.J. 263 (2023) (published as student).
- *Bostock: An Inevitable Guarantee of Heightened Scrutiny for Sexual Orientation and Transgender Classifications*, 89 TENN. L. REV. 483 (2022) (published as student).

#### Work in Progress

- *A Separation of Powers Analysis of Judicial Review of Corporate Non-Prosecution*

### Essays

- *A Response to Peter Reilly’s “Plea Bargain Skepticism”*, OHIO ST. L.J. ONLINE (2026) (solicited piece).
- *Memo to the Partner: Preferred Stock Supermajority Class Voting Provisions*, 23 TRANSACTIONS: TENN. J. BUS. L. 63 (2021) (published as student).
- *Does Sciabacucchi’s Construction of DGCL § 102(b)(1) Render It Violative of the Supremacy Clause?*, 22 TRANSACTIONS: TENN. J. BUS. L. 393 (2021) (published as student) (solicited piece).

### Books

- GEORGE W. KUNEY, ROBERT M. LLOYD, & KALEB BYARS, *CONTRACTS: TRANSACTIONS AND LITIGATION* (6th ed. 2025) (casebook).

### Blogs and Other Short Works

- *New DOJ Corporate Criminal Enforcement and Voluntary Self-Disclosure Policy*, WHITE COLLAR PROF BLOG (Mar. 16, 2026) <https://whitecollarprof.com/new-doj-corporate-criminal-enforcement-and-voluntary-self-disclosure-policy/>.
- *Close the Sentencing Guideline Gap for Corporate Convictions*, BLOOMBERG L. (Mar. 13, 2026), <https://news.bloomberglaw.com/legal-exchange-insights-and-commentary/close-the-sentencing-guideline-gap-for-corporate-convictions>.
- *A Concrete Standard of Judicial Review for Corporate Deferred Prosecution Agreements*, COLUM. L. SCH. BLUE SKY BLOG (June 12, 2025), <https://clsbluesky.law.columbia.edu/2025/06/12/a-concrete-standard-of-judicial-review-for-corporate-deferred-prosecution-agreements/> (solicited piece).

- *Can Antitrust Remedy Big Tech Censorship?*, PROMARKET: U. CHI. BOOTH SCH. BUS. (Apr. 4, 2025), <https://www.promarket.org/2025/04/04/can-antitrust-remedy-big-tech-censorship/> (solicited piece).

## SELECTED SPEAKING ENGAGEMENTS AND PRESENTATIONS

### Academic Conferences and Symposia

- Moderator, Discussion Group: Developments in Corporate and White-Collar Crime at the 2026 Southeastern Association of Law Schools Annual Conference (August 1, 2026).
- Discussant, Discussion Group: White Collar v. Street Crime: Weighing the Relative Moral and Economic Costs at the 2026 Southeastern Association of Law Schools Annual Conference (July 31, 2026).
- Presenter, The Say on Crime Vote at the 2026 Southeastern Association of Law Schools Annual Conference (July 30, 2026) (selected from call for papers).
- Discussant, Discussion Group: Corporate Purpose and Misconduct at the 2026 Southeastern Association of Law Schools Annual Conference (July 29, 2026).
- Presenter, The Say on Crime Vote at CrimWIP (Criminal Law Works in Progress) (July 20, 2026).
- Discussant, CrimWIP (Criminal Law Works in Progress) (Summer 2026).
- Presenter, A Concrete Standard of Judicial Review for Corporate Deferred Prosecution Agreements at the 2026 American Association of Law Schools Annual Meeting (Jan. 9, 2026) (selected from call for papers).
- Presenter, A Concrete Standard of Judicial Review for Corporate Deferred Prosecution Agreements at the 2025 Southeastern Association of Law Schools Annual Conference (July 30, 2025) (selected from call for papers).
- Discussant, Discussion Group: The Current State of the Corporate Purpose Doctrine at the 2025 Southeastern Association of Law Schools Annual Conference (July 30, 2025).
- Discussant, Discussion Group: Business Compliance and White-Collar Crime at the 2025 Southeastern Association of Law Schools Annual Conference (July 30, 2025).
- Discussant, Discussion Group: Cultivating a Culture of Peer Support for Pre-Tenure Faculty Members at the 2025 Southeastern Association of Law Schools Annual Conference (July 29, 2025).
- Presenter, Corporate Criminal Resolutions as Fundamental Corporate Change at CrimWIP (Criminal Law Works in Progress) (June 30, 2025).
- Discussant, CrimWIP (Criminal Law Works in Progress) (Summer 2025).
- Moderator, Panel: Lawyer as Judge or Other Neutral Actor at Parts of a Whole: The Multiple Roles of the Lawyer and Professional Identity at Mercer Law Review Symposium (Oct. 4, 2024).
- Discussant, Discussion Group: Issues Affecting Lawyers in Rural Communities at the 2024 Southeastern Association of Law Schools Annual Conference (July 26, 2024).
- Moderator, Discussion Group: Developments in White-Collar Crime at the 2024 Southeastern Association of Law Schools Annual Conference (July 25, 2024).
- Presenter, Recidivist Organizational Offenders and the Organizational Sentencing Guidelines at the 2024 Southeastern Association of Law Schools Annual Conference (July 22, 2024).
- Discussant, Discussion Group: New Scholars Workshop: Your Next Article at the 2024 Southeastern Association of Law Schools Annual Conference (July 22, 2024).

- Participant, New Scholars Workshop at the 2023 Southeastern Association of Law Schools Annual Conference (July 2023).
- Presenter, Commentary at Business Transactions: Connecting the Threads Symposium (Oct. 16, 2020).

## Media Appearances

- *Kaleb Byars on the Double Standard in the Sentencing Guidelines*, CORP. CRIME REP. (Mar. 31, 2026), <https://www.corporatecrimereporter.com/news/200/kaleb-byars-on-the-double-standard-in-the-sentencing-guidelines/>.
- Luc Cohen & Jonathan Stempel, *Turkey's Halkbank Settles US Criminal Case over Iran Sanctions Violations*, REUTERS (Mar. 9, 2026), <https://www.reuters.com/business/finance/turkeys-halkbank-us-justice-department-deferred-prosecution-agreement-judge-says-2026-03-09/>.
- *Kaleb Byars on Corporate Recidivists*, BUS. SCHOLARSHIP PODCAST (Apr. 30, 2025), <https://andrewkjennings.com/2025/04/30/kaleb-byars-on-corporate-recidivists/> (with Andrew Jennings).
- *Kaleb Byars on the Case for Judicial Review of Deferred Prosecution Agreements*, CORP. CRIME REP. (Apr. 14, 2025), <https://www.corporatecrimereporter.com/news/200/kaleb-byars-on-the-case-for-judicial-review-of-deferred-prosecution-agreements/>.
- “I Want My Money Back” | *Turned Away by Agencies Designed to Protect Consumers, Woman Takes Fight to Court*, 11 ALIVE NEWS (Jan. 6, 2025), <https://www.11alive.com/article/news/investigations/11alive-news-investigates/beauty-supply-institute-2025-woes/85-04115a9d-6522-4268-a532-06d9a9ce7067>.

## Guest Lectures, CLEs, and Other Presentations

- Presenter, Corporate Criminal Resolutions at Saint Louis University School of Law (anticipated Spring 2027).
- Panelist, Judicial Opinion Writing and Editing at the Legal Writing Institute Clerkship College in Partnership with Wake Forest University School of Law and the Wake Forest Program for Leadership and Character (Sept. 26, 2025).
- Presenter, Guest Lecture on Appellate Advocacy for The University of Tennessee College of Law's Legal Process Course (Apr. 24, 2025).
- Presenter, Guest Lecture on Business and Contract Drafting for Mercer University School of Law's Corporate Counsel Externship Course (Sept. 24, 2024).
- Presenter, Excellence in Judicial Service: A Professionalism Program for Law Clerks at Welcome to Chambers: A CLE for Judicial Law Clerks at the State Bar of Georgia (Dec. 8, 2023).

## SELECTED PROFESSIONAL EXPERIENCE

### United States Court of Appeals for the Eighth Circuit – Fargo, ND

Judicial Law Clerk, Circuit Judge Ralph R. Erickson

August 2022 – July 2023

**United States District Court for the Eastern District of Tennessee – Knoxville, TN**

Judicial Law Clerk, District Judge Thomas A. Varlan

*August 2021 – July 2022*

**United States Attorney's Office for the Eastern District of Tennessee: Criminal Division – Knoxville, TN**

Legal Extern

*January 2021 – April 2021*

**Bass, Berry & Sims – Nashville, TN**

Summer Associate

*June 2019 – August 2019; June 2020 – August 2020*

**United States District Court for the Eastern District of Tennessee – Knoxville, TN**

Judicial Extern, Chief District Judge Pamela L. Reeves, *January 2020 – April 2020*

Judicial Intern, Chief Magistrate Judge Bruce Guyton and Magistrate Judge Debra Poplin, *May 2019 – June 2019*

**The University of Tennessee at Martin – Martin, TN**

Research Assistant to Business Law Professors

*July 2017 – July 2018*

**EDUCATION**

**THE UNIVERSITY OF TENNESSEE WINSTON COLLEGE OF LAW – Knoxville, TN**

Juris Doctor, *summa cum laude*, May 2021

- Valedictorian
- TENNESSEE LAW REVIEW: Editor-in-Chief (2019–2021)
- TRANSACTIONS: TENNESSEE JOURNAL OF BUSINESS LAW: Staff Editor (2019–2020)
- Legal Process Fellow (2020–2021) (provided legal writing instruction)
- Concentration in Advocacy and Dispute Resolution
- Awards and Recognition: Outstanding Graduate of the Class of 2021; CALI Award (for highest grade) in nineteen classes; Advocates' Prize Best Team, Best Oralist, and Second Best Brief; Robert E. Pryor Award of Excellence in Advocacy; Harshfield Award for Excellence in Civil Procedure; Cunningham Legal Research Award; Jerry V. Smith Evidence Award; Dean's List with Highest Honors (all eligible semesters); UT Pro Bono Gold Medal
- Alumni Council (2021–2023)
- Class Reunion Committee (2026)

**THE UNIVERSITY OF TENNESSEE AT MARTIN COLLEGE OF BUSINESS AND GLOBAL AFFAIRS (CBGA) – Martin, TN**

Bachelor of Science in Business Administration, *summa cum laude*, May 2018

- GPA: 4.00/4.00
- Double Major: Economics and Finance
- Supplemental Instructor of Economics
- Tutor for various subjects, including Business Law
- Office of Human Resources Payroll Assistant
- Presentation at Tennessee Valley Authority Investment Challenge Conference
- Awards: CBGA Faculty Scholar (2017, 2018); Dean's Scholar in Economics; Dean's Scholar in Finance; CBGA Student of the Month; Beta Gamma Sigma, business honor society

**COURT ADMISSION**

- Tennessee, Admitted 2021