

**UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY**

QUESTIONNAIRE FOR NON-JUDICIAL NOMINEES

PUBLIC

1. **Name**: State full name (include any former names used).

Braden Heath Boucek

2. **Position**: State the position for which you have been nominated.

United States Attorney, Middle District of Tennessee

3. **Address**: List current office address. If city and state of residence differs from your place of employment, please list the city and state where you currently reside.

My firm, Southeastern Legal Foundation, is located at 560 West Crossville Road, Roswell, GA 30075. I work remotely from a home office in Brentwood, TN 37027.

4. **Birthplace**: State date and place of birth.

1975; Nashville, TN

5. **Education**: List in reverse chronological order each college, law school, or any other institution of higher education attended and indicate for each the dates of attendance, whether a degree was received, and the date each degree was received.

Florida State University College of Law, 1998 – 2001, Juris Doctor.
University of Richmond, 1994 – 1998, Bachelor of Arts.

6. **Employment Record**: List in reverse chronological order all governmental agencies, business or professional corporations, companies, firms, or other enterprises, partnerships, institutions or organizations, non-profit or otherwise, with which you have been affiliated as an officer, director, partner, proprietor, or employee since graduation from college, whether or not you received payment for your services. Include the name and address of the employer and job title or description.

Southeastern Legal Foundation

Vice President of Litigation

560 West Crossville Road

Suite 104

Roswell, GA 30075

<https://www.slfliberty.org/>

770/971.2131

Paid

Apr. 2021 – Present

<p>Belmont University College of Law <i>Adjunct Professor - Constitutional Law II</i> 1900 Belmont Boulevard Nashville, TN 37212 https://www.belmont.edu/law/ 615/460.6000 Paid</p>	<p>Aug. 2022 – Dec. 2022</p>
<p>Right on Transparency <i>Coalition Member Representative</i> 4201 Wilson Blvd Arlington, VA 22203 https://rightontransparency.org/ 571/329.4234 Unpaid</p>	<p>Oct. 2023 – Present</p>
<p>Federalist Society - Federalism and Separation of Powers Regulatory Transparency Project Subcommittee State and Local Working Group <i>Subcommittee Practice Group Member</i> The Federalist Society 1776 I Street NW, Ste 300 Washington, DC 20006 https://rtp.fedsoc.org/ Unpaid, though I have received a yearly honorarium</p>	<p>2016 – Present</p>
<p>Tennessee Coalition for Open Government <i>Board of Directors</i> PO Box 22248 Nashville, TN 37202 https://tcog.info/ 615/602.4080 Unpaid</p>	<p>Jan. 2016 – Present</p>
<p>Beacon Center of Tennessee <i>Vice President of Legal Affairs</i> 1200 Clinton Street, #205 Nashville, TN 37203 https://beacontn.org/ 615/384.6431 Paid</p>	<p>Jan. 2015 – Apr. 2021</p>
<p>United States Attorney's Office Middle District of Tennessee <i>Assistant United States Attorney</i></p>	<p>Jan. 2011 – Jan. 2015</p>

719 Church Street
Suite 3300
Nashville, TN 37203
<https://www.justice.gov/usao-mdtn>
615/736.5151
Paid

Iron City Fishing Club

2008 – 2010, estimated

Board of Directors
PO Box 308
Parry Sound, Ontario P2A 2x
Canada
Unpaid

**United States Attorney's Office
Western District of Tennessee**

Oct. 2005 – Jan. 2011

Assistant United States Attorney
167 North Main Street
Suite 800
Memphis, TN 38103
<https://www.justice.gov/usao-wdtn>
901/544.4231
Paid

21st Judicial District Attorney's Office

Dec. 2003 – Oct. 2005

Assistant District Attorney General
421 Main Street
Suite 102
Franklin, TN 37064
<https://tennesseeda.gov/district-21/>
615/794.7275
Paid

Tennessee Attorney General's Office

Aug. 2001 – Dec. 2003

Assistant Attorney General, Criminal Justice Division
P.O. Box 20207
Nashville, TN 37202
<https://www.tn.gov/attorneygeneral.html>
615/741.3492
Paid

Sterns Weaver Miller

June 2000 – Aug. 2000

Summer Associate
150 W. Flagler Street
Suite 2200
Miami, FL 33130

<https://www.stearnsweaver.com/>
305/789.3200
Paid

Richmond Basketball Camp

July 1999 – July 1999

Camp counselor
410 Westhampton Way
Richmond, VA 23173
804/289.8000
Paid

Virginia Basketball Camp

June 1999 – July 1999

Camp counselor
1000 Emmet Street N
Charlottesville, VA 22903
Paid

Boatwright Library

May 1998 – July 1998

Assistant Librarian
261 Richmond Way
Richmond, VA 23173
804/289.8876

7. **Military Service and Draft Status:** Identify any service in the U.S. Military, including dates of service, branch of service, rank or rate, serial number (if different from social security number) and type of discharge received, and whether you have registered for selective service.

I have not served in the U.S. Military. I have registered for the selective service.

8. **Honors and Awards:** List any scholarships, fellowships, honorary degrees, academic or professional honors, honorary society memberships, military awards, and any other special recognition for outstanding service or achievement.

My cases were recognized as the Organized Crime Drug Enforcement Task Force (OCDETF) Case of the Year in the Western District of Tennessee in 2008 and 2010. In law school, I was a member of the moot court team and selected for the Final Four competition, limited to the top four members of my class. In college, I was on the Dean's List in 1997 and a member of Phi Alpha Theta, a history honor society.

9. **Bar Associations:** List all bar associations or legal or judicial-related committees, selection panels or conferences of which you are or have been a member, and give the titles and dates of any offices which you have held in such groups.

Williamson County Bar Association (2003 – present)
Tennessee Bar Association (2015 – present)

10. Bar and Court Admission:

- a. List the date(s) you were admitted to the bar of any state and any lapses in membership. Please explain the reason for any lapse in membership.

I was admitted to the Tennessee Bar on November 15, 2001, and the Georgia Bar on September 29, 2021, with no lapses in membership

No lapses in my membership of either state bar exist.

- b. List all courts in which you have been admitted to practice, including dates of admission and any lapses in membership. Please explain the reason for any lapse in membership. Give the same information for administrative bodies that require special admission to practice.

Jurisdiction	Admissions Date
Tennessee Supreme Court	Nov. 15, 2001
United States Supreme Court (Bar No. 296329)	Nov. 16, 2015
Fifth Circuit Court of Appeals	Aug. 28, 2023
Sixth Circuit Court of Appeals	Oct. 24, 2002
Eighth Circuit Court of Appeals (23-0089)	Feb. 14, 2023
Ninth Circuit Court of Appeals	Feb. 11, 2025
Tenth Circuit Court of Appeals	Dec. 14, 2022
Eleventh Circuit Court of Appeals	Apr. 21, 2023
Middle District of Tennessee	Jan. 30, 2003
Western District of Tennessee	Sept. 10, 2002
Eastern District of Tennessee	Oct. 24, 2003
Northern District of Illinois	June 5, 2021
Northern District of Georgia	Sept. 8, 2022
Northern District of Texas	Nov. 1, 2023
District of New Mexico (23-375)	Dec. 1, 2023
Southern District of Georgia	Dec. 17, 2024

No lapses in my membership of any court exist.

11. Memberships:

- a. List all professional, business, fraternal, scholarly, civic, charitable, or other organizations, other than those listed in response to Questions 9 or 10 to which you belong, or to which you have belonged, since graduation from law school.

Provide dates of membership or participation, and indicate any office you held. Include clubs, working groups, advisory or editorial boards, panels, committees, conferences, or publications.

Federalist Society (2016 – present, estimated). I am on the Regulatory Transparency Project subcommittee of the Federalism & Separation of Powers Executive Committee.

Iron City Fishing Club (1997 – present, estimated). I was on the board of directors one term (2008 – 2010, estimated)

Republican National Lawyers Association (2021 – 2022, 2025 – present)

Heritage Foundation (2016 – 2018, estimated)

Taneo Network (2025 – present)

Church of Grace Village (2011 – 2023, estimated). I was a deacon in the church.

Christ Presbyterian Church (2024 – present)

- b. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

To my knowledge, none of these organizations discriminates or formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies.

12. **Published Writings and Public Statements:**

- a. List the titles, publishers, and dates of books, articles, reports, letters to the editor, editorial pieces, or other published material you have written or edited, including material published only on the Internet. Supply four (4) copies of all published material to the Committee.

I have done my best to identify all books, articles, letters to the editor, editorial pieces and other published material, including through a review of my personal files and searches of publicly available electronic databases. Despite my searches, there may be other materials that I have been unable to identify, find, or remember. I have located the following:

LAW REVIEW

Braden H. Boucek, *That's Why I Hang My Hat in Tennessee: Alcohol and the Commerce Clause*, 2018-2019 CATO. SUP. CT. REV. 119 (2019), <https://www.cato.org/sites/cato.org/files/2019-09/cato-supreme-court-2019-7.pdf>.

WHITE PAPERS

S. Weisman, Braden H. Boucek et al., *The World Needs More Lawyers*, Regulatory Transparency Project of the Federalist Society (Sept. 28, 2023), <https://rtp.fedsoc.org/paper/the-world-needs-more-lawyers/>.

Braden H. Boucek, et al, *Checks, Balances, and Emergencies: Tensions Between Emergency Management Acts and Constitutional Governance*, Regulatory Transparency Project of the Federalist Society (November 17, 2021), <https://rtp.fedsoc.org/wp-content/uploads/Paper-Checks-Balances-and-Emergencies-Tensions-Between-Emergency-Management-Acts-and-Constitutional-Governance.pdf>.

Braden H. Boucek, et al, *Legislative Exits from the Land Use Labyrinth*, Regulatory Transparency Project of the Federalist Society (May 3, 2021), <https://rtp.fedsoc.org/paper/legislative-exits-from-the-land-use-labyrinth/>.

D. Berliner, Braden H. Boucek et al, *Ten Reforms to Spur Coronavirus Recovery*, Regulatory Transparency Project of the Federalist Society (Sept. 17, 2020), <https://regproject.org/wp-content/uploads/RTP-State-and-Local-Working-Group-Paper-Ten-Reforms-to-Spur-Coronavirus-Recovery.pdf>.

Anastasia P. Boden, Braden H. Boucek, et al, *The Land Use Labyrinth: Problems of Land Use Regulation and the Permitting Process*, Regulatory Transparency Project of the Federalist Society (Jan. 8, 2020), <https://rtp.fedsoc.org/paper/the-land-use-labyrinth-problems-of-land-use-regulation-and-the-permitting-process/>.

LEGAL PUBLICATIONS

Shoshana Weissmann, Braden Boucek, Dan Greenberg, *We can improve access to justice with more paths to law practice*, Bloomberg Law (Oct. 13, 2023), <https://news.bloomberglaw.com/us-law-week/we-can-improve-access-to-justice-with-more-paths-to-law-practice>.

Braden H. Boucek and Justin Owen, *Where the sidewalk extortion ends*, National Review Online (July 15, 2023), <https://www.nationalreview.com/2023/07/where-the-sidewalk-extortion-ends/>.

Todd Hambridge, Robb Harvey, John P. Williams, Braden Boucek, Dan Haskell, *Speak Up: Tennessee's new Anti-SLAPP statute provides extra protections to constitutional rights*, Tennessee Bar Journal (Aug. 26, 2019), <https://www.tba.org/?pg=Articles&blAction=showEntry&blogEntry=35290>.

Braden H. Boucek, *Tort caps are constitutional*, Law360 (Aug. 2, 2019), <https://www.law360.com/articles/1183614>.

Braden H. Boucek and Luke Wake, *Time to prune the regulatory thicket*, RealClearPolicy (Feb. 11, 2019), https://www.realclearpolicy.com/articles/2019/02/11/time_to_prune_the_regulatory_thicket_111038.html.

Robert Henneke and Braden Boucek, *Lawsuit exposes fatal flaw in ObamaCare's individual mandate*, The Hill (Aug. 6, 2018), <http://thehill.com/opinion/healthcare/400576-lawsuit-exposes-fatal-flaw-in-obamacares-individual-mandate>.

NEWSPRINT MEDIA

Braden Boucek, *Make it easy to protect your rights*, American Habits (June 26, 2023), <https://americanhabits.org/make-it-easy-to-protect-your-rights/>.

Braden Boucek, *Why Are We Giving the Department of Agriculture \$2.2 Billion for Being Racist*, The Epoch Times (Nov. 15, 2022), https://www.theepochtimes.com/why-are-we-giving-the-department-of-agriculture-2-2-billion-for-being-racist_4855030.html?welcomeuser=1.

Kimberly Hermann and Braden Boucek, *Read This, Not That* (Sept. 27, 2022), <https://americanmind.org/salvo/read-this-not-that/>.

Braden Boucek and Kimberly Hermann, *Legal Pitfalls of Diversity Training at Schools Serve as Warning to Nonprofits*, Philanthropy Roundtable (June 7, 2022), [Legal Pitfalls of Diversity Training at Schools Serve as Warning to Nonprofits \(philanthropyroundtable.org\)](https://www.philanthropyroundtable.org/legal-pitfalls-of-diversity-training-at-schools-serve-as-warning-to-nonprofits).

Braden H. Boucek, *Nashville Sidewalk Extortion Faces Court Appeal*, The Tennessee Star (Mar. 23, 2022), <https://tennesseestar.com/2022/03/23/commentary-nashville-sidewalk-extortion-faces-court-appeal/>.

Kimberly Hermann and Braden Boucek, *Fighting CRT in the Classroom*, American Mind (Jan. 11, 2022), <https://americanmind.org/memo/fighting-crt-in-the-classroom/>.

Braden H. Boucek, *The Biden Administration Is Still Banning White Farmers From Federal Aid*, The Federalist (Sept. 20, 2021), <https://thefederalist.com/2021/09/20/the-biden-administration-is-still-banning-white-farmers-from-federal-aid/>.

Kimberly Hermann and Braden Boucek, *Winning the CRT Wars in the Courtroom*, American Mind (Sept. 20, 2021), <https://americanmind.org/memo/winning-the-crt-wars-in-the-courtroom/>.

Not Created Equal: Biden's Racist Farm Loan Relief Reverses Course on Color-Blind Protections, PJMedia (June 3, 2021), <https://pjmedia.com/columns/braden-h-boucek/2021/06/03/not-created-equal-bidens-racist-farm-loan-relief-reverses-course-on-color-blind-protections-n1451756>.

Braden H. Boucek, *Knoxville Needs to Put Property Rights Front and Center in Recode*, Knoxville News Sentinel (Sept. 17, 2019), <https://www.knoxnews.com/story/opinion/2019/09/17/new-knoxville-zoning-code-shrouded-secrecy/2133903001/>.

Braden H. Boucek, *Reed O'Connor's Obamacare Ruling Opens Up New Possibilities for America's Health Care*, PJ Media (Dec. 17, 2018), <https://pjmedia.com/trending/reed-oconnors-obamacare-ruling-opens-up-new-possibilities-for-americas-health-care/>.

Braden H. Boucek, *TVA says secret subsidies keep 'golden goose' alive; that's a fairy tale*, Knoxville News Sentinel (June 26, 2018), <https://www.knoxnews.com/story/opinion/columnists/2018/06/26/tva-says-secret-incentives-keep-golden-goose-alive-fairy-tale-opinion/717148002/>.

Braden H. Boucek, *Absurd job licensing requirements hinder opportunity*, The Tennessean (May 2, 2016), <http://www.tennessean.com/story/opinion/contributors/2016/05/02/absurd-job-licensing-requirements-hinder-opportunity/83714344/>.

INTERNET MEDIA

Braden Boucek and Jordan Miller, *Georgia Fruit and Vegetable Growers Association v. DOL: Post-Loper Bright Pushback on Agency Overreach*, Federalist Society (Sept. 19, 2024), <https://fedsoc.org/commentary/fedsoc-blog/georgia-fruit-and-vegetable-growers-association-v-dol-post-loper-bright-pushback-on-agency-overreach>.

Braden Boucek, *Texas Supreme Court Rules ERCOT Is a Government Entity, Blocks Suit Stemming from Winter Storm Uri*, Federalist Society (Dec. 12, 2023), <https://fedsoc.org/commentary/publications/supreme-court-of-texas-rules-electric-reliability-council-of-texas-is-a-government-entity-blocks-lawsuit-stemming-from-winter-storm-uri>.

Braden H. Boucek and Meggan Dewitt, *Licensing Speech & Regulating the Internet: Tennessee's Auctioneer Licensing Scheme*, Federalist Society (July 22, 2019), <https://fedsoc.org/commentary/fedsoc-blog/licensing-speech-regulating-the-internet-tennessee-s-auctioneer-licensing-scheme>.

Braden Boucek and Ilya Shapiro, *Gluzman v. Tenn. Board of Law Examiners*, Cato Institute (May 16, 2017), <https://www.cato.org/legal-briefs/gluzman-v-tenn-board-law-examiners>.

Braden H. Boucek, *Docket Watch: Zarate v. Tennessee Cosmetology and Barber Examiners*, Federalist Society (Oct. 22, 2018), <https://fedsoc.org/commentary/blog-posts/docket-watch-zarate-v-tennessee-of-cosmetology-and-barber-examiners>.

Braden H. Boucek, *A Lump of Coal by Any Other Name*, Beacon Center of Tennessee (Oct. 19, 2016), <https://www.beacontn.org/a-lump-of-coal-by-any-other-name/>.

Braden H. Boucek, *Nashville Company Project Belle Takes A Stand*, Beacon Center of Tennessee (Sept. 21, 2016), <https://www.beacontn.org/nashville-company-project-belle-takes-a-stand/>.

Braden H. Boucek, *How Jason Fitz of The Band Perry and Other Musicians Are Getting Fleeced*, Beacon Center of Tennessee (July 25, 2016), <https://www.beacontn.org/how-jason-fitz-of-the-band-perry-and-other-musicians-are-getting-fleeced/>.

Braden H. Boucek, *FedEx Fights Department of Justice Extortion*, Beacon Center of Tennessee (July 11, 2016), <https://www.beacontn.org/fedex-fights-department-of-justice-extortion/>.

Braden H. Boucek, *Lather. Rinse. Repeat. Beacon Shampoo Lawsuit Moves Forward*, Beacon Center of Tennessee (June 29, 2016), <https://www.beacontn.org/lather-rinse-repeat-beacon-shampoo-lawsuit-moves-forward/>.

Braden H. Boucek, *River Cruise Lays Off Steam in Face of Political Concerns*, Beacon Center of Tennessee (Mar. 28, 2016), <https://www.beacontn.org/river-cruise-lays-off-steam-in-face-of-political-concerns/>.

Braden H. Boucek, *The Shampoo Monopoly*, Beacon Center of Tennessee (May 26, 2016), <https://www.beacontn.org/the-shampoo-monopoly/>.

Braden H. Boucek, *The Story of Lil' Crow*, Watchdog.org (Sept. 22, 2015), <https://www.beacontn.org/the-story-of-lil-crow/?form=MG0AV3>.

Braden H. Boucek, *Would Davy Crockett have supported Medicaid Expansion?* Watchdog.org (Apr. 20, 2015), <http://watchdog.org/213205/davy-crockett-medicaid-expansion/>.

Braden H. Boucek, *Tennessee tort reform act ruled unconstitutional*, Watchdog.org (Mar. 13, 2015), <http://watchdog.org/205826/tennessee-tort-reform-act-ruled-unconstitutional/>.

Braden H. Boucek, *Tennessee Tort Reform Act Ruled Unconstitutional*, Beacon Center of Tennessee (Mar. 12, 2015), <https://www.beacontn.org/tennessee-tort-reform-act-ruled-unconstitutional/>.

- b. Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of on behalf of any bar association, committee, conference, or organization of which you were or are a member. If you do not have a copy of a report, memorandum or policy statement, give the name and address of the organization that issued it, the date of the document, and a summary of its subject matter.

I have done my best to identify any reports, memoranda, or policy statements I have prepared or contributed to, including through a review of my personal files and searches of publicly available electronic databases. I have located the following:

See above under “white papers.”

- c. Supply four (4) copies of any testimony, official statements or other communications relating, in whole or in part, to matters of public policy or legal interpretation, that you have issued or provided or that others presented on your

behalf to public bodies or public officials.

I have done my best to identify testimony, official statements or other communications relating, in whole or in part, to matters of public policy or legal interpretation, including through a review of my personal files and searches of publicly available electronic databases. I have located the following:

- Southeastern Legal Found. Comment Letter on Proposed Rule, Ensuring Lawful regulation; Reducing Regulation and Controlling Regulatory Costs (May 5, 2025). Copies provided.
 - Southeastern Legal Found. Comment Letter on Executive Order 14219 and USDA’s race- and sex-based “socially disadvantaged” categories . Copies provided.
 - Southeastern Legal Found. Comment Letter on Proposed Rule, Endangered and Threatened Species: Petition to Establish a Vessel Speed Restriction and Other Vessel-Related Measures to Protect Rice’s Whales (July 6, 2023). Copies provided.
 - Southeastern Legal Found. Comment Letter on Proposed Rule, Inclusive Competition and Market Integrity under the Packers and Stockyards Act (Jan. 16, 2023). Copies provided.
 - Southeastern Legal Found. Comment Letter on Request for Public Comment on Providing Financial Assistance for Producers and Landowners Determined to have Experienced Discrimination (Nov. 8, 2022). Copies provided.
 - Southeastern Legal Found. Comment Letter on Proposed Rule, Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance (Sept. 12, 2022). Copies provided.
 - Coalition Letter on Proposed Rule, Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance (Apr. 4, 2022). Copies provided.
- d. Supply four (4) copies, transcripts or recordings of all speeches or talks delivered by you, including commencement speeches, remarks, lectures, panel discussions, conferences, political speeches, and question-and-answer sessions. Include the date and place where they were delivered, and readily available press reports about the speech or talk. If you do not have a copy of the speech or a transcript or recording of your remarks, give the name and address of the group before whom the speech was given, the date of the speech, and a summary of its subject matter. If you did not speak from a prepared text, furnish a copy of any outline or notes from which you spoke.

I have done my best to identify transcripts or recordings of all speeches or talks delivered, including through a review of my personal files and searches of publicly available electronic databases. I frequently speak without notes or speak from a handwritten outline. I did not retain my handwritten outlines. Despite my searches, there may be other materials I have been unable to identify, find, or remember. I have located the following:

Date	Host – Address	Copy – Summary
06/11/2025	Heritage Foundation - Intermediate Legal Strategy Forum. 214 Massachusetts Avenue NE, Washington, DC, 20002.	This is a training session that Heritage Foundation does for younger public interest attorneys. I have no notes, transcript, or recording. I generally discussed litigating under the Administrative Procedure Act and the use of artificial intelligence in legal practice.
05/13/2025	American Boating Congress, InterContinental Washington, 801 Wharf Street SW, Washington, DC 20204.	I was a speaker on a panel discussing regulatory issues. I have no notes, transcript, or recording. We discussed the changing regulatory landscapes on issues that affect boaters and boat manufacturing and the changing judicial environment for review of agency action. Attached is readily available press coverage of the event: https://www.nmma.org/press/article/25081 .
05/06/2025	Federalist Society - Nashville Lawyer’s Chapter. Bradley Arant, 1221 Broadway Ste 2400, Nashville, TN 37203.	The Role of the Courts and How Modernizing Legal Services Impacts that Role and Public Confidence in the Courts. I have no transcript, or recording. I used my notes from my talk on February 4, 2025, on the same subject. We discussed ways to modernize the legal profession and bring down the cost of legal services to provide more access to justice.
04/07/2025	Higher Learning Commission - Higher Learning 2025.	I was a speaker on a panel entitled “Understanding the Legislative Pushback on DEI in Higher Education.” I have no notes, transcript, or recording. We discussed what has prompted recent legislative efforts to address DEI initiatives risk litigation under Supreme Court precedent.

- 02/21/2025 Texas Public Policy Foundation - 2025 Policy Summit. AT&T Hotel & Conference Center, 2900 University Ave, Austin, TN 78705. I was a speaker on a panel, entitled “How Constitutional Litigation Saved America.” A full recording of the event is available at (beginning appx 31:00): <https://www.youtube.com/watch?v=8vQFP60Aud0>.
- 02/04/2025 Federalist Society - Memphis Lawyers Chapter. Owen Brennans, 6150 Poplar Ave, Ste 150, Memphis, TN 38119. The Role of the Courts and How Modernizing Legal Services Impacts that Role and Public Confidence in the Courts. I have no transcript, or recording. My notes are attached. We discussed ways to modernize the legal profession and bring down the cost of legal services to provide more access to justice.
- 02/3/2025 Federalist Society - Regulatory Transparency Project. Sandra Day O’Connor College of Law at Arizona State University, 111 Taylor St, Phoenix, AZ 85004. The Future of the Legal Profession: Challenges and Opportunities. I have no notes, transcript, or recording. We discussed ways to modernize the legal profession and bring down the cost of legal services to provide more access to justice. I have no notes, transcript, or recording. A copy of the event page is available at: <https://fedsoc.org/events/the-future-of-the-legal-profession-challenges-and-opportunities>.
- 12/05/2024 National Council of Agricultural Employers - Labor Forum attendees. M Resort Spa Casino, 12300 Las Vegas Blvd, Henderson, NV 89044. I was a speaker at this trade conference for agricultural employers and I did a presentation, entitled “Agricultural Labor Litigation Brainstorming.” I have no notes, transcript, or recording. Powerpoint is attached. I discussed various constitutional law issues affecting the agricultural community.
- 10/29/2024 Crop Insurers Professional Association - Fall meeting attendees. The Broadmoor, 1 Lake Avenue, Colorado Springs, CO 80906. I addressed this conference on various constitutional issues affecting American farmers, highlighting SLF’s successful litigation on behalf of farmers. I have no notes, transcript, or recording.

- 10/17/2024 Federalist Society - University of Denver Student Chapter. 2255 E. Evans Ave, Denver, CO 80210. I presented at an event, entitled “The American Founding(s) and Freedom.” I have no transcript or recording. My notes are attached. The subject was the American founding and how it addressed slavery, and how the subsequent American founding after the Civil War returned to the question.
- 10/01/2024 Mountain States Liberty Foundation Webinar. This was an online forum. I was a speaker on a panel, entitled “So a Neighbor Asked ... Why is the Biden Administration obsessed with DEI?” A full recording of the event is available at: <https://www.youtube.com/watch?v=0PZgRUJZRv4>.
- 09/30/2024 Federalist Society - University of Tennessee Student Chapter. 1505 Cumberland Ave, Knoxville, TN 37996. This was a presentation I did on the history of school choice litigation before the Supreme Court and in Tennessee. I have no transcript or recording. My Powerpoint is attached.
- 09/13/2024 Federalist Society - 2024 Tennessee Chapters’ Conference. The Joseph, 401 Korean Veterans Blvd, Nashville, TN 37203. I was a speaker on a panel entitled, “Strategic Litigation for Civil Rights” for the annual Tennessee Chapters’ Conference. I have no notes, transcript, or recording. We generally discussed the value of strategic litigation and targeted cases to the protection of vital constitutional rights.
- 08/29/2024 Moms for Liberty - National Summit - Title IX Panel. JW Marriott, 1331 Pennsylvania Ave, Washington, DC 20004. I was on a panel that discussed recent challenges to the newly enacted Title IX rule and our legal challenge to it where we represented Moms for Liberty. Attached is readily available press coverage of the event: <https://www.edweek.org/policy-politics/how-moms-for-libertys-legal-strategy-has-upended-title-ix-rules-for-schools/2024/09>.

- 08/22/2024 State Policy Network - 2024 Annual Meeting - Goldwater Litigation Forum. JW Marriott Desert Ridge, 5350 E. Marriott Dr, Phoenix, AZ 85054. I was a speaker on a panel, entitled “Litigation Summit: Lawyer Licensing: Litigation Updates and Effective State Court Rule Petitions.” We discussed ways to modernize the legal profession and bring down the cost of legal services to provide more access to justice. I have no notes, transcript, or recording.
- 08/21/2024 Georgia Agricultural Labor Forum. This was an online forum. I addressed GFVGS’s members on the status of our case *Kansas v. Dep’t of Labor*, which challenged a new Department of Labor Rule for H-2A employees. I have no notes, transcript, or recording.
- 07/26/2024 Tennessee Bar Association - “The Rise and Fall of the House of *Chevron*.” This was an online forum. This was a CLE I put on for TBA members on agency deference in light of recent Supreme Court decisions. A full recording of the event is available at: <https://cle.tba.org/catalog/course/6349>. Powerpoint is attached.
- 06/26/2024 Georgia Fruit and Vegetable Growers Members Event. This was an online forum. I addressed GFVGS’s members on the status of our case *Kansas v. Dep’t of Labor*, which challenged a new Department of Labor Rule for H-2A employees. I have no notes, transcript, or recording.
- 06/24/2024 National Council of Agricultural Employers. This was an online forum. I addressed NCAE’s members on the status of our case *Kansas v. Dep’t of Labor*, which challenged a new Department of Labor Rule for H-2A employees. I have no notes, transcript, or recording.
- 05/03/2024 Federalist Society - Richmond Lawyer's Chapter. 901 E Cary St., Richmond VA 23219. I was the speaker at this monthly chapter event speaking on the subject of school choice litigation before the Supreme Court and in Tennessee. I have no transcript or recording. My notes and Powerpoint are attached.

- 04/16/2024 Federalist Society Executive Branch Review. Mayflower Hotel, 1127 Connecticut Ave NW, Washington, DC 20036. I was a speaker on a panel, entitled “Is the Whole of Government Greater than the Sum of its Parts?” A copy of my prepared remarks and notes are attached. A full recording of the event is available at: <https://www.youtube.com/watch?v=EFV0oIEn9zY&t=2s>.
- 04/05/2024 Federalist Society - Colorado Lawyers Chapter. I do not have the address where I spoke but it was a restaurant in downtown Denver. I was the speaker at this monthly chapter event speaking generally on public interest litigation and cases on which I have worked. I have no notes, transcript, or recording.
- 04/02/2024 Federalist Society Regulatory Transparency Project. Mayflower Hotel, 1127 Connecticut Ave NW, Washington, DC 20036. I was a panelist on the subject of legal licensing reform. A full recording of the event is available at: <https://www.youtube.com/watch?v=2LMJjTzX9M>.
- 03/28/2024 Federalist Society - Memphis Lawyer’s Chapter, Majestic Grille, 145 S. Main Street, Memphis, TN 38103. This was a presentation I did on school choice litigation in Tennessee with Shaka Mitchell from American Federation for Children. I have no notes, transcript, or recording.
- 03/20/2024 Federalist Society - Lewis & Clark Chapter. 10101 S. Terwilliger Blvd, Portland, OR 92219. This was a presentation I did on the history of school choice litigation before the Supreme Court and in Tennessee. I have no transcript or recording. My notes and Powerpoint are attached.
- 03/19/2024 Federalist Society - Seattle University Student Chapter. 1112 E. Columbia St, Seattle, WA 98122. This was a presentation I did on the history of school choice litigation before the Supreme Court and in Tennessee. I have no transcript or recording. My notes and Powerpoint are attached.
- 03/18/2024 Federalist Society - St. Mary's Student Chapter. 301 S. Saint Mary’s Street, San Antonio, TX 78205. I spoke to this student group on a presentation, entitled, “Texas Constitutional Protection of Economic Liberty.” I have no notes, transcript, or recording. My

Powerpoint is attached.

- 03/07/2024 Christ Presbyterian Academy TICE Law & Advocacy. 2323 Old Hickory Blvd, Nashville, TN 37215. This was an appearance I made at my high school in a class that touched on constitutional law issues. It was on the First Amendment. I have no notes, transcript, or recording. My Powerpoint is attached.
- 01/09/2024 Federalist Society - Vanderbilt Student Chapter. 131 21st Ave S, Nashville, TN 37203. I spoke to this student group in a presentation, entitled, "The Tennessee Constitution and Economic Liberty." I have no transcript or recording. My notes and Powerpoint are attached.
- 10/26/2023 Federalist Society Webinar. This was an online forum. A Seat at the Sitting - November 2023 SCOTUS docket. A full recording of the event is available at: <https://fedsoc.org/events/a-seat-at-the-sitting-november-2023>.
- 09/15/2023 Federalist Society - Inaugural Tennessee Chapters Conference. I was a speaker on a panel discussing the individual liberties guaranteed under the Tennessee Constitution and how they differed from federal protections. I have no transcript or recording. My notes are attached.
- 09/05/2023 Federalist Society - Belmont Student Chapter. 1900 Belmont Boulevard Nashville, TN 37212. I spoke to this student group in a presentation, entitled, "Where the Sidewalk Extortion Ends." I discussed the law of extortionate permit conditions and the Fifth Amendment. I have no notes, transcript, or recording.
- 08/09/2023 Center for Equal Opportunity - Civil Rights Fellowship program. 1054 31st St. NW, Suite 330 Washington, DC 20007. I was a speaker at CEO's Fellowship Program. I discussed equality, diversity, equity and inclusion initiatives, and the American founding to a group of student fellows. I have no transcript or recording.

My notes are attached.

- 06/17/2023 Federalist Society - Regulatory Transparency Project. This was an online forum. I was on an online discussion panel, entitled, "A Discussion on NMFS's Regulatory Authority: Whales, Speed Limits, and Legal Questions." A full recording of the event is available at: <https://rtp.fedsoc.org/event/webinar-a-discussion-on-nmfss-regulatory-authority-whales-speed-limits-and-legal-questions/>.
- 06/14/2023 Heritage Foundation - Intermediate Legal Strategy Forum. 214 Massachusetts Avenue NE, Washington, DC 20002. This is a training session that Heritage Foundation does for younger public interest attorneys. I have no notes, transcript, or recording. I generally discussed basic evidence and shared relevant litigation experiences.
- 05/09/2023 Federalist Society - Regulatory Transparency Project. This was an online forum. I was a moderator for a webinar entitled "The evolution of HUD's Affirmatively Furthering Fair Housing Rules." A full recording of the event is available at: <https://www.youtube.com/watch?v=bq17TWJepY0&t=2s>.
- 04/28/2023 Heritage Foundation. 214 Massachusetts Avenue NE, Washington, DC 20002. This was a panel I participated on to discuss the impending decision of *SFFA v. UNC/Harvard*. I have no notes, transcript, or recording.
- 04/05/2023 Federalist Society - St. Mary's Student Chapter. 301 S. Saint Marys Street, San Antonio, TX 78205. This was a presentation I did on the history of school choice litigation before the Supreme Court and in Tennessee. I have no transcript or recording. My notes and Powerpoint are attached.

3/28/2023	Federalist Society - Belmont Student Chapter. 1900 Belmont Boulevard Nashville, TN 37212.	This was a presentation I did on the history of school choice litigation before the Supreme Court and in Tennessee. I have no transcript or recording. My notes and Powerpoint are attached.
03/27/2023	Moms for Liberty - Deep Dive Series (Session 3). This was an online forum.	This was an online discussion where I discussed public transparency rights for parents. I have no notes, transcript, or recording.
03/08/2023	Federalist Society - Gonzaga Student Chapter. 721 N. Cincinnati Street, Spokane, WA 99220.	This was a presentation I did on the history of school choice litigation before the Supreme Court and in Tennessee. I have no transcript or recording. My notes and Powerpoint are attached.
02/23/2023	Federalist Society - Idaho Student and Lawyer's Chapter, University of Idaho College of Law, 501 W. Front St, Boise, ID.	This was a presentation I did on the history of school choice litigation before the Supreme Court and in Tennessee. I have no transcript or recording. My notes and Powerpoint are attached.
02/07/2023	Christ Presbyterian Academy TICE Law & Advocacy. 2323 Old Hickory Blvd, Nashville, TN, 37215.	I presented to high school students participating in CPA's Law & Advocacy classes. I have no transcript or recording. My notes are attached. I discussed America's founding, founding era philosophy, the Declaration of Independence and the truth claims it makes.
11/29/2022	No Left Turn in Education. This was an online forum.	This was a short discussion on privacy rights in schools and public transparency. I have no notes, transcript, or recording.
11/21/2022	Federalist Society - Nashville Lawyer's Chapter. Womble Bond Dickinson, 1222 Demonbreun St. 9th Floor, Nashville, TN, 37203.	This was a presentation I did on school choice litigation in Tennessee with Shaka Mitchell from American Federation for Children. I have no transcript or recording. My notes are attached.

- 08/12/2022 Center for Equal Opportunity - Civil Rights Fellowship program. 1054 31st St. NW, Suite 330 Washington, DC, 20007. I was on a panel that discussed equality and public interest litigation to a group of student fellows. I have no transcript or recording. My notes are attached.
- 07/15/2022 Moms for Liberty - Moms for Liberty National Summit, Tampa Marriott Water Street, 505 Water Street, Tampa, FL, 33602. I was on a panel that focused on litigating equality, racial stereotyping in schools, parental rights, and the First Amendment. I have no notes, transcript, or recording.
- 07/12/2022 Heritage Foundation - Intermediate Legal Strategy Forum. 214 Massachusetts Avenue NE, Washington, DC, 20002. This is a training session that Heritage Foundation does for younger public interest attorneys. I have no notes, transcript, or recording. I generally discussed the basics of building out a case and identifying plaintiffs.
- 06/23/2022 Federalist Society - Regulatory Transparency Project Webinar. This was an online forum. This was a webinar I appeared on, entitled "State Constitutions and Individual Liberty." A full recording of the event is available at: <https://www.youtube.com/watch?v=2QHPmf8EVII>.
- 04/13/2022 Federalist Society - Regulatory Transparency Project Webinar. This was an online forum. This was a webinar I appeared on, entitled "The Separation of Powers, from Washington to Sacramento." A full recording of the event is available at: <https://rtp.fedsoc.org/podcast/deep-dive-ep-217/>.
- 04/04/2022 Federalist Society - Belmont Student Chapter. 1900 Belmont Boulevard Nashville, TN, 37212. Equity v. Equality. The subject was on the emergent topic of "equity," and the ways in which it may contravene the constitutional promise of equality. I have no notes, transcript, or recording. Powerpoint supplied.

- 04/1/2022 Republican National Lawyers Association - Policy Conference. Courtyard Washington, 1733 N. Street NW, Washington, DC, 20036. Policy Conference Panel on parental rights and emergent issues under the law. I was one of several speakers on this panel. A full recording of the event is available at: <https://www.c-span.org/video/?519227-1/republican-national-lawyers-association-policy-conference>.
- 03/16/2022 Federalist Society - Regulatory Transparency Project Webinar. This was an online forum. Emergency Management Statutes: Lessons from Covid-19. A full recording of the video is available at: <https://rtp.fedsoc.org/video/emergency-management-statutes-lessons-from-covid-19/>.
- 02/17/2022 Federalist Society - Nashville School of Law Student Chapter. 4013 Armory Oaks Drive, Nashville, TN, 37204. Equity v. Equality. The subject was on the emergent topic of “equity,” and the ways in which it may contravene the constitutional promise of equality. I have no transcript or recording. Powerpoint supplied.
- 02/14/2022 Federalist Society - Regulatory Transparency Project’s Fourth Branch Podcast. This was an online forum. This was a litigation update on Shaw v. Metro, a Tennessee case challenging Nashville’s restrictions on home businesses. A full recording of the event is available at: <https://fedsoc.org/commentary/podcasts/explainer-episode-33-litigation-update-shaw-v-metro-gov-t>.
- 01/12/2022 Federalist Society - Indianapolis Lawyers. I do not have the address but it was in downtown Indianapolis. Equity v. Equality. The subject was on the emergent topic of “equity,” and the ways in which it may contravene the constitutional promise of equality. I have no transcript or recording. Powerpoint supplied.
- 01/10/2022 Federalist Society - Evanston Lawyers Chapter. 201 NW Fourth Street, Second Floor, Evanston, IN 47708. Equity v. Equality. The subject was on the emergent topic of “equity,” and the ways in which it may contravene the constitutional promise of equality. I have no transcript or recording. Powerpoint supplied.
- 11/18/2021 Christian Legal Society - Nashville Chapter. I do not have the address of where this was held but it was in Equity v. Equality. The subject was on the emergent topic of “equity,” and the ways in which it may contravene the constitutional

	downtown Nashville.	promise of equality. I have no transcript or recording. Powerpoint supplied.
10/08/2021	National Women Judges Convention. The DoubleTree Hotel, 315 4th Avenue North, Nashville, TN 37219.	I was a speaker on a panel entitled, "First Amendment issues in public education." The panel discussed the First Amendment issues, including whether public educational institutions can compel or restrict academic speech. I have no transcript, or recording but I have supplied my notes.
09/23/2021	Heritage Foundation - Heritage Foundation Constitution Series. 214 Massachusetts Avenue NE, Washington, DC 20002.	I was on a panel entitled, "Unequal Protection: the Push to Replace 'Equality' with 'Equity' is Unconstitutional." A full recording of the event is available at: https://youtu.be/YLTiMu1lzz8?si=cYiXVC1fycBx3TSa .
08/01/2021	Moms for Liberty - Moms for Liberty Informed Citizens Training (Nashville, TN). This was an online forum.	This was a short presentation that I did on Tennessee's open records laws and public transparency. I have no transcript or recording. Notes and handout supplied.
03/24/2021	Federalist Society - University of Tennessee Student Chapter. This was an online forum.	Parade of Horribles. The subject was on little known and infamous Supreme Court cases. I have no transcript or recording. I used the same notes and Powerpoint for the January 27, 2021, presentation of the same name and those are attached.
03/12/2021	Federalist Society - Belmont Student Chapter. 1900 Belmont Boulevard Nashville, TN 37212.	Parade of Horribles. The subject was on little known and infamous Supreme Court cases. I have no transcript or recording. I used the same notes and Powerpoint for the January 27, 2021, presentation of the same name and those are attached.
02/24/2021	Williamson County Republican Women - Monthly meeting	I was a speaker on Tennessee's open records and public transparency laws. I have no notes, transcript, or recording. The topic was Tennessee's Open Records Act and the rights available to Tennesseans to access public documents.

02/18/2021	Federalist Society - Nashville School of Law Student Chapter. 4013 Armory Oaks Drive, Nashville, TN 37204.	Parade of Horribles. The subject was on little known and infamous Supreme Court cases. I have no transcript or recording. I used the same notes and Powerpoint for the January 27, 2021, presentation of the same name and those are attached.
01/27/2021	Federalist Society - Nashville Lawyer's Chapter. This was an online forum.	Parade of Horribles. The subject was on little known and infamous Supreme Court cases. I have no transcript or recording. Notes and Powerpoint supplied.
01/23/2021	Beacon Center - Informed citizens training session. This was an online forum.	Open records and public transparency laws in Tennessee. I have no notes, transcript, or recording. The topic was Tennessee's Open Records Act and the rights available to Tennesseans to access public documents.
06/30/2020	Beacon Center - young professionals association, Bold Patriot Brewing, 410 39th Ave N, Nashville, TN 37209.	I was a speaker on a panel at this event. I have no notes, transcript, or recording. The subject was recent efforts at criminal justice reform.
05/18/2020	Beacon Center - Property Rights Coalition. This was an online forum.	I have no notes, transcript, or recording. The topic was various property rights issues facing property owners and possible constitutional issues.
01/14/2020	Hamilton County Flourishing - Member meeting. I do not know the address but it was at a restaurant in downtown Chattanooga.	Occupational Licensing in Tennessee. I have no notes, transcript, or recording. The topic was the history of occupational licensure and particular burdens on the right to work in Tennessee.
12/03/2019	Tennessee Bar Association: Winter Forum: Prosecutorial and Criminal Justice Reform, 3310 West End Ave. # 590, Nashville, TN 37203.	Criminal justice reform efforts in the state. I have no notes, transcript, or recording. The topic was some of the recently discussed ideas for reform. The topics included prosecutorial discretion, criminal justice, executive clemency, and criminal justice reform.
09/24/2019	Beacon Center - young professionals association, 901 Division Street, Nashville, TN 37203.	I was a speaker at this event discussing my role as Beacon's Vice President of Litigation. I have no notes, transcript, or

		recording. The topic was property rights and its historic importance.
09/17/2019	Cato Institute - 18th Annual Constitution Day attendees. 1000 Massachusetts Ave, NW, Washington, DC.	Discussed law review article on <i>Tennessee Wine</i> Supreme Court case and related constitutional laws issue pertaining to the Commerce Clause, 21st Amendment, and state police powers. A full recording of the event is available at: https://cdn.cato.org/archive-2019/cca-09-17-19-02.mp3 .
09/03/2019	Nashville Libertarians Monthly meeting, Pizza Perfect, 1602 21st Ave S, Nashville, TN 37212.	Occupational Licensing in Tennessee. I have no notes, transcript, or recording. The topic was the history of occupational licensure and particular burdens on the right to work in Tennessee.
03/28/2019	Goldwater Institute, State Policy Network - 2019 Annual meeting - economic liberty session, 500 E Coronado Rd, Phoenix, AZ.	Litigating economic liberty under the state or federal constitutions. I have no notes, transcript, or recording. The topic was how to litigate economic liberty challenges as constitutional cases and the history of economic liberty and the Constitution.
01/31/2019	Knoxville Libertarians monthly meeting, Puelo's Grille Merchants, 110 Cedar Lane, Knoxville, TN 37912.	Occupational Licensing in Tennessee. I have no notes, transcript, or recording. The topic was the history of occupational licensure and particular burdens on the right to work in Tennessee.
09/26/2018	Federalist Society - Belmont Student Chapter, 1900 Belmont Boulevard Nashville, TN 37212.	The title was Short Term Rental and Property Rights. I have no notes, transcript, or recording. It was about the constitutional issues involved with recent efforts to regulate homesharing and Beacon's challenge to Nashville's ordinance.
05/15/2018	Cumberland Valley Libertarians. I do not have the address for where this was.	This was a monthly meeting and I was the invited dinner presenter. I have no notes, transcript, or recording. The topic was public interest litigation and recent constitutional challenges to occupational licensure.

- 05/07/2018 Federalist Society - Regulatory Transparency Project Webinar. This was a webinar I recorded remotely from my office, 201 4th Ave. N Ste 1820. Nashville, TN 37219-2007. Deep Dive Episode 31 - Tennessee Licensing Board Alarmed by Entrepreneur's Facial Recognition Software. A full recording of the event is available [https:// rtp.fedsoc.org/podcast/deep-dive-ep-31/](https://rtp.fedsoc.org/podcast/deep-dive-ep-31/).
- 03/26/2018 Beacon Center - Property Rights Coalition. 201 4th Ave. N Ste 1820. Nashville, TN 37219-2007. I have no notes, transcript, or recording. The topic was various property rights issues facing property owners and possible constitutional issues.
- 3/15/2018 RightWay Clarksville - Monthly event. G's Pancake House, 803 S. Riverside Drive, Clarksville, TN 37040. Occupational Licensing in Tennessee. I have no notes, transcript, or recording. The topic was the history of occupational licensure and particular burdens on the right to work in Tennessee.
- 01/16/2018 Federalist Society - Regulatory Transparency Project. This was a webinar I recorded remotely from my office, 201 4th Ave. N Ste 1820. Nashville, TN 37219-2007. Hurdle for Entrepreneurs: The story of Project Belle, a Tennessee business that was threatened by the cosmetology licensing board and how it successfully overcame the challenge. A full recording of the event is available at: <https://rtp.fedsoc.org/podcast/deep-dive-ep-18/>.
- 12/07/2017 American Legislative Exchange Network annual meeting attendees. Music City Center, 201 Rep John Lewis Way, Nashville, TN 37203. I addressed two of ALEC's task forces at the annual meeting that year: one on free speech and the other on civil justice. It was an informal guided talk where I largely introduced concepts and fielded questions. Free speech and regulatory issues on signs and commercial billboards and on civil justice. I have no notes, transcript, or recording.
- 06/21/2017 Federalist Society - Birmingham Lawyer's Chapter. 1901 6th Avenue N, Birmingham, AL 35203. Occupational Licensure. I have no notes, transcript, or recording. The topic was public interest litigation and recent constitutional challenges to occupational licensure.

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| 09/06/2016 | Midtown Republican Club in Memphis, Cafe Eclectic, 603 N. McLean Blvd, Memphis, TN 38107. | Occupational Licensing in Tennessee. I have no notes, transcript, or recording. The topic was the history of occupational licensure and particular burdens on the right to work in Tennessee. |
| 05/03/2016 | Federalist Society - Memphis Lawyer's Chapter. I do not know the address where this was held but this was in downtown Memphis. | Occupational Licensing in Tennessee. I have no notes, transcript, or recording. The topic was the history of occupational licensure and particular burdens on the right to work in Tennessee. |

- e. List all interviews you have given to newspapers, magazines or other publications, or radio or television stations, providing the dates of these interviews and four (4) copies of the clips or transcripts of these interviews where they are available to you.

I have done my best to identify all interviews given, including through a review of my personal files, and searches of publicly available electronic databases. Despite my searches, there may be other materials that I have been unable to identify, find, or remember. I have located the following:

TELEVISION

The Absolute Truth with Emerald Robinson, Frank Speech / Lindell TV (Apr. 12, 2024), <https://frankspeech.com/Video/the-absolute-truth-with-emerald-robinson-joined-by-braden-boucek>.

Securing America with Frank Gaffney, RAV TV (Apr. 12, 2024). I have no copies or clips.

Wilkow!, Salem News TV Channel (Apr. 10, 2024), <https://salemnewschannel.com/watch/wilkow-april-10-2024-66171317ecc61e0001a74d23>.

Nashville loses major court battle forcing residents to build 'sidewalks to nowhere', Fox17 WZTV Nashville (May 22, 2023), <https://fox17.com/news/ferrier-files/nashville-tennessee-investigation-laws-government-loses-major-court-battle-forcing-resident-to-build-sidewalks-to-nowheredennis-ferrier-files-davidson-county-local-news#>.

Who should pay for sidewalks?, Fox17 WZTV Nashville (July 26, 2022), <https://fox17.com/news/local/who-should-pay-for-sidewalks-a-legal-battle-between-private-property-owners-the-city>.

Republican National Lawyers Association Policy Conference, C-Span (Apr. 1, 2022), <https://www.c-span.org/video/?519227-1/republican-national-lawyers-association-policy-conference>.

Court to decide if making Nashville homeowners pay for city sidewalks is unconstitutional, Fox17 WZTV Nashville (Dec. 2021), <https://fox17.com/news/ferrier-files/court-to-decide-if-making-nashville-homeowners-pay-for->

city-sidewalks-is-unconstitutional-ferrier-files-nashville-tennessee.

OpenLine: NewsChannel5 (Feb. 23, 2021),
<https://www.newschannel5.com/plus/openline/are-school-vouchers-the-right-program-for-tn-students>.

OpenLine: NewsChannel5 (Feb. 19, 2020),
<https://www.newschannel5.com/plus/openline/school-choice>.

Ferrier Files: Zigzagging sidewalks more common with conflicting Metro construction, Fox17 WZTV Nashville (Aug. 1, 2019),
<https://fox17.com/news/ferrier-files/ferrier-files-zigzagging-sidewalks-more-common-with-conflicting-metro-construction>.

OpenLine: Metro Lawsuits, Beacon Center, NewsChannel5 (Oct. 4, 2018),
<https://www.newschannel5.com/plus/openline/metro-lawsuits-beacon-center>.

OpenLine: Home business laws, NewsChannel5 (Feb. 13, 2018),
<https://www.facebook.com/newschannel5/videos/10155288442352548/>.

Beacon Center Challenging TN Requirement that Barbers Must Have High School Diploma, Local ABC 24 (Jan. 23, 2018). I have no copies or clips.

OpenLine: Affordable Housing Ordinance, NewsChannel5 (Sept. 23, 2016). I have no copies or clips.

BOOKS

Rebecca Haw Allensworth, *The Licensing Racket* (2025).

LAW REVIEW

Rebecca Haw Allensworth, *The (Limited) Constitutional Right to Compete in an Occupation*, 60 Wm. & Mary L. Rev. 1111 (2019), <https://scholarship.law.wm.edu/wmlr/vol60/iss4/2>.

RADIO

Tennessee Star Report with Michael Patrick Leahy, Nashville's News Talk AM 760 - The Flame (Dec. 11, 2024), <https://www.youtube.com/watch?v=EbVspd-kosg&t=298s>.

Tennessee Star Report with Michael Patrick Leahy, Nashville's News Talk AM 760 - The Flame (Nov. 11, 2024), <https://tennesseestar.com/justice/legal-expert-braden-boucek-details-how-new-york-judge-could-still-sentence-trump-to-prison-this-month/khousler/2024/11/11/>.

Shaun Thompson Show, Wind-AM 560 Chicago (July 3, 2024), <https://omny.fm/shows/the-liberty-hour/braden-boucek>.

The Steve Gruber Show (June 12, 2024), <https://stevegruber.podbean.com/e/braden-boucek-landmark-lawsuit-against-bidens-department-of-labor/>.

Totally Iowa Media with Jeff Stein, KXEL Radio (Apr. 22, 2024). I have no copies or clips.

Texas Agriculture Today, Texas Farm Bureau Radio Network (Apr. 11, 2024), <https://share.transistor.fm/s/64b10a5d>.

Tennessee Star Report with Michael Patrick Leahy, Nashville's News Talk AM 760 -- The Flame (Apr. 10, 2024). I have no copies or clips.

State of the Nation, TNT Radio (Apr. 9, 2024), <https://tntvideo.podbean.com/e/mark-powell-braden-boucek-troy-miller-on-state-of-the-nation-10-april-2024/>.

The Tennessee Star Report with Michael Patrick Leahy, Nashville's News Talk AM 760 -- The Flame (Jan. 31, 2024). I have no copies or clips.

The Tennessee Star Report with Michael Patrick Leahy, Nashville's News Talk AM 760 -- The Flame, Nashville, TN (Jan. 11, 2024). I have no copies or clips.

Victory News. Victory TV (Oct. 26, 2023), <https://vimeo.com/878843458/4ba9a7187c?share=copy>.

Mark Larson Radio show, AM 600 KOGO San Diego (Sept. 8, 2023). I have no copies or clips.

Lynn's Warriors with Lynn Shaw, TNT Radio (Aug. 25, 2023). I have no copies or clips.

Rush to Reason, KLZ-AM-560 Denver (Aug. 23, 2023). I have no copies or clips.

The Tennessee Star Report with Michael Patrick Leahy, Nashville's Talk Radio 98.3 (Aug. 21, 2023), <https://tennesseestar.com/policy/boucek-metastazied-bureaucracy-has-gone-too-far-in-covenant-manifesto-secrecy/tennessee-star-staff/2023/08/21/>.

The Tennessee Star Report with Michael Patrick Leahy, Nashville's Talk Radio 98.3 (June 27, 2023), <https://tennesseestar.com/tech-media/former-u-s-attorney-braden-boucek-leak-of-audio-recording-used-as-evidence-in-trump-indictment-creates-potential-problems-for-doj-prosecution/tennessee-star-staff/2023/06/27/>.

The Tennessee Star Report with Michael Patrick Leahy, Nashville's Talk Radio 98.3 (June 7, 2023). I have no copies or clips.

Iowa Politics with Jeff Stein, NewsTalk, 1540 KXEL (May 18, 2023), <https://t.co/hI9nr7JGqs>.

Lynns' Warriors, TNT Radio (May 15, 2023), <https://tntradiolive.podbean.com/e/bob-unanue-natalie-maniscalco-dr-marty-makary-braden-boucek-on-state-of-the-nation-16-may-2023/>.

The Tennessee Star Report with Michael Patrick Leahy, Nashville's Talk Radio 98.3 (May 12, 2023), <https://tennesseestar.com/tennessee/southeastern-legal-foundations-attorney-braden-boucek-explains-nashville-sidewalk-war-victory/jcarr/2023/05/12/>.

Salem Chicago the Answer, WIND AM – 560 (Apr. 13, 2023). I have no copies or clips.

Stacy on the Right, SiriusXM Patriot Channel 125 (Feb. 2, 2023). I have no copies or clips.

The Tennessee Star Report with Michael Patrick Leahy, Nashville’s Talk Radio 98.3 (Jan. 30, 2023), <https://tennesseestar.com/2023/01/30/assistant-us-attorney-braden-boucek-and-lawyer-john-harris-speculate-on-charges-to-be-brought-against-memphis-police-officer-murder-in-tyre-nichols-death/>. <https://tennesseestar.com/2023/01/30/former-assistant-us-attorney-for-west-tennessee-lack-of-experience-and-supervision-scorpion-unit-ripe-for-disaster/>.

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13. **Public Office, Political Activities and Affiliations:**

- a. List chronologically any public offices you have held, other than judicial offices, including the terms of service and whether such positions were elected or appointed. If appointed, please include the name of the individual who appointed you. Also, state chronologically any unsuccessful candidacies you have had for elective office or unsuccessful nominations for appointed office.

I have not run for political office. I have not held nor sought any appointed position.

- b. List all memberships and offices held in and services rendered, whether compensated or not, to any political party or election committee. If you have ever held a position or played a role in a political campaign, identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities.

I was county chair (Williamson, TN) for then-Senator Marco Rubio's candidacy for president in 2016. I have also been a member of the Republican Party of Williamson County (TN). I think I also was briefly part of an exploration committee in Williamson County for Mark Green when he was contemplating running for Tennessee governor in approximately 2018.

14. **Legal Career:** Answer each part separately.

- a. Describe chronologically your law practice and legal experience after graduation from law school including:
 - i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;

I have not served as a clerk for a judge. I did hold a judicial externship for Florida Supreme Court Justice Peggy Quince in the fall semester of 2000

for class credit.

- ii. whether you practiced alone, and if so, the addresses and dates;

I have not practiced law alone.

- iii. the dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been affiliated, and the nature of your affiliation with each.

Tennessee Attorney General's Office
Assistant Attorney General, Criminal Justice Division
P.O. Box 20207
Nashville, TN 37202
<https://www.tn.gov/attorneygeneral.html>
615/741.3492

Aug. 2001 – Dec. 2003

21st Judicial District Attorney's Office
Assistant District Attorney General
421 Main Street
Suite 102
Franklin, TN 37064
<https://tennesseeda.gov/district-21/>
615/794.7275

Dec. 2003 – Oct. 2005

United States Attorney's Office
Western District of Tennessee
Assistant United States Attorney
167 North Main Street
Suite 800
Memphis, TN 38103
<https://www.justice.gov/usao-wdtn>
901/544.4231

Oct. 2005 – Jan. 2011

United States Attorney's Office
Middle District of Tennessee
Assistant United States Attorney
719 Church Street
Suite 3300
Nashville, TN 37203
<https://www.justice.gov/usao-mdtn>
615/736.5151

Jan. 2011 – Jan. 2015

Beacon Center of Tennessee
Vice President of Legal Affairs
1200 Clinton Street, #205

Jan. 2015 – Apr. 2021

Nashville, TN 37203
<https://beacontn.org/>
615/384.6431

Belmont University College of Law
Adjunct Professor - Constitutional Law II
1900 Belmont Boulevard
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Aug. 2022 – Dec. 2022

Southeastern Legal Foundation
Vice President of Litigation
560 West Crossville Road
Suite 104
Roswell, GA 30075
<https://www.slfliberty.org/>
770/971.2131

Apr. 2021 – Present

- iv. whether you served as a mediator or arbitrator in alternative dispute resolution proceedings and, if so, a description of the 10 most significant matters with which you were involved in that capacity.

I have not served as a mediator or arbitrator in alternative dispute resolution proceedings.

- v. Whether you have held any judicial office, including positions as an administrative law judge, on any U.S. federal, state, tribal, or local court and if so, please provide the name of the court, the jurisdiction of that court, whether the position was appointed or elected, and the dates of your service.

I have not held any judicial office, including positions as an administrative law judge.

b. Describe:

- i. the general character of your law practice and indicate by date when its character has changed over the years.

For the first half of my career (2001 – 2015) following my graduation from law school, I was a prosecutor. For the second half (2015 – 2025), I was a civil litigator, doing public interest work with a focus on civil rights and constitutional law. So, I have a mix of both civil and criminal law experience.

In 2001, my career began handling criminal appeals on behalf of the State of Tennessee at the Attorney General's office. I don't think I had worked there even a month before I witnessed the attacks of 9/11. I decided what I really wanted to do was to work for the United States Attorney's Office. I began applying to various offices only to be turned away for a lack of jury trial experience. For that reason, in 2003, I left to join the 21st District Attorney's Office in Tennessee. My time spent here was in misdemeanor, felony, and juvenile court representing the state. I tried as many cases as I could. In 2005, I was offered a position at the United States Attorney's Office in the Western District of Tennessee. I was in the Organized Crime and Drug Enforcement Task Force (OCDETF) section with a primary focus on drug cartels. In 2011, I was offered the chance to transfer to the Middle District of Tennessee — Nashville — where I was from. We had young children and so this offered us the chance to raise them in the community where I had grown up. I accepted and from 2011 until 2015, I worked in the violent crimes and firearms section of the Office.

By 2015, I was offered the chance to start a litigation unit doing constitutional law at a public interest group that I admired—the Beacon Center of Tennessee. In 2015, I stood up that practice successfully. In 2021, I was offered the chance to direct litigation at Southeastern Legal Foundation, a national group, and I have been there ever since witnessing its continued growth and enjoying a practice that focuses on the First Amendment, separation of powers, administrative law, and equal protection.

Also, in 2022, I was an adjunct professor at Belmont University teaching Constitutional Law II.

- ii. your typical clients and the areas at each period of your legal career, if any, in which you have specialized.

When I was a prosecutor in the first half of my career (2001 - 2015), I worked for the government. My clients were the people who had placed the power to exercise their natural right to defend their life, liberty, and property in their government as part of the social contract. My practice was exclusively criminal, both trial and appellate.

Both Beacon and SLF are public interest firms where we do have clients although we have never charged a client a penny. When I was at Beacon (2015 - 2021), our clients were typically working-class people and entrepreneurs who were injured by some governmental restriction on property rights, or the right to earn a living. At Southeastern Legal Foundation (2021 - present), our clients included farmers, educators, and parents. We have also represented trade groups and other associations like

the Georgia Fruit and Vegetable Growers Association and Young America's Foundation.

- c. Describe the percentage of your practice that has been in litigation and whether you appeared in court frequently, occasionally, or not at all. If the frequency of your appearances in court varied, describe such variance, providing dates.

I have been in court constantly since I began practicing law in 2001. While at the Tennessee Attorney General's Office, I was handling criminal appeals. Almost immediately, I personally argued those cases. During my stint there, I had two Tennessee Supreme Court arguments that I personally argued. Next, I worked at the District Attorney's Office (21st Judicial District - TN). I was immediately plunged into the day-to-day litigation in misdemeanor, circuit (felony), and also juvenile court as well. I then worked as an Assistant United States Attorney in Memphis, then Nashville. During that time span, I was in court nearly every week. This included Grand Juries, detention hearings, motions practice, trials. I have always briefed and argued my own appeals.

Since leaving the Department of Justice in 2015, I have been a civil litigator. The number of court appearances has lessened during this time, but I am still filing briefs and appearing in court regularly as we challenge various laws and regulations throughout the country. I have personally handled hearings and overseen them. I have argued preliminary injunction and summary judgment motions. And I have personally argued appeals in the federal circuit courts of appeal.

- i. Indicate the percentage of your practice in:

1. federal courts: 60%
2. state courts of record: 39%
3. other courts: 0%
4. administrative agencies: 1%

- ii. Indicate the percentage of your practice in:

1. civil proceedings: 40%
2. criminal proceedings: 60%

- d. State the number of cases in courts of record, including cases before administrative law judges, you tried to verdict, judgment or final decision (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel.

Because I have been a litigator since 2001, I have cases in courts of record that were tried to verdict, judgment or final decision that would number in the hundreds, if not thousands. When I was a trial court level prosecutor from 2003 until 2015, I appeared in court on a weekly basis, multiple times a week. Some of these would have been misdemeanor cases or juvenile cases that are not easily

researched. And this would include both criminal and civil matters. When I went into Lexis and did a search in federal and state cases combined for “Braden pre/2 Boucek,” it listed 312 cases. A similar search in Westlaw yielded 236 cases. I was sole counsel or chief counsel for nearly all of them.

- i. What percentage of these trials were:
 1. Jury: 4%
 2. Non-jury: 96%
- e. Describe your practice, if any, before the Supreme Court of the United States. Supply four (4) copies of any briefs, amicus or otherwise, and, if applicable, any oral argument transcripts before the Supreme Court in connection with your practice.

I have not argued orally before the Supreme Court. Since 2015, I have authored or co-authored amicus briefs to the Supreme Court and cert petitions:

Holman v. Rollins, U.S. No. 24-1142. Brief supplied.

Speech First v. Whitten, U.S. No. 24-361. Brief supplied.

FCC v. Consumers Research, U.S. No. 24-354. Brief supplied.

Medina v. Planned Parenthood, U.S. No. 23-1275. Brief supplied.

Carpenter v. Vilsack, U.S. No. 23-1009. Brief supplied.

FDA v. Alliance, U.S. No. 23-235. Brief supplied.

Foster v. USDA, U.S. No. 23-133. Brief supplied.

Relentless v Dep’t of Commerce, U.S. No. 22-1219 (cert brief). Brief supplied.

Relentless v Dep’t of Commerce, U.S. No. 22-1219 (merits brief). Brief supplied.

Sheetz v. Cnty of El Dorado, U.S. No. 22-1074 (cert brief). Brief supplied.

Sheetz v. Cnty of El Dorado, U.S. No. 22-1074 (merits brief). Brief supplied.

School of Ozarks v. Biden, U.S. No. 22-816. Brief supplied.

Moore v. United States, U.S. No. 22-800 (cert brief). Brief supplied.

Moore v. United States, U.S. No. 22-800 (merits brief). Brief supplied.

Loper Bright v. Raimondo, U.S. No. 22-451 (cert brief). Brief supplied.

Loper Bright v. Raimondo, U.S. No. 22-451 (merits brief). Brief supplied.

Dakota Fin v. Naturaland Trust, U.S. No. 22-270. Brief supplied.

303 Creative v. Elenis, U.S. No. 21-476. Brief supplied.

Cherk v. Marin Cnty, U.S. No. 18-1538. Brief supplied.

Minerva Dairy v. Pfaff, U.S. No. 18-1145. Brief supplied.

Dabbs v. Anne Arundel Cnty, U.S. No. 18-54. Brief supplied.

Kisor v. Wilke, U.S. No. 17-647 (cert brief). Brief supplied.

Kisor v. Wilke, U.S. No. 17-647 (merits brief). Brief supplied.

Garco Constr. v. Speer, U.S. No. 17-225. Brief supplied.

Daleiden v. Nat'l Abortion Fed., U.S. No. 17-202. Brief supplied.

Minn. Voters Alliance v. Mansky, U.S. No. 16-1435. Brief supplied.

Flytenow v. FAA, U.S. No. 16-14. Brief supplied.

15. **Litigation:** Describe the ten (10) most significant litigated matters which you personally handled, whether or not you were the attorney of record. Give the citations, if the cases were reported, and the docket number and date if unreported. Give a capsule summary of the substance of each case. Identify the party or parties whom you represented; describe in detail the nature of your participation in the litigation and the final disposition of the case. Also state as to each case:

- a. the date of representation;
 - b. the name of the court and the name of the judge or judges before whom the case was litigated; and
 - c. the individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.
1. Kansas, Georgia Fruit and Vegetable Growers Ass'n. (GFVGA) v. United States Dept. of Labor,
749 F. Supp. 3d 1363 (S.D. Ga. 2024)
Southern District of Georgia
The Honorable Lisa Godbey Wood
2024 – Present

This was a challenge brought under the Administrative Procedure Act (APA) to a rule finalized by the Department of Labor. *See Improving Protections for Workers in Temporary Agricultural Employment in the United States*, 89 Fed. Reg. 33,898 (Apr. 29, 2024) (to be codified at 29 C.F.R. pt. 501). The rule pertained to agricultural migrant workers employed in the United States under the H-2A visa program. I was an attorney of record for two private agricultural employers who used H-2A workers. My firm represented Miles Berry Farm, an agricultural employer who used the H-2A program, and the Georgia Fruit and Vegetable Growers Association, an association of agricultural employers in Georgia. We challenged the rule as not authorized by statute and violating the major questions doctrine. My role was as a senior supervisor of a younger attorney who was the main drafter of documents. We joined a coalition of 17 states led by Kansas, representing their own sovereign interests.

On August 28, 2024, we successfully obtained a preliminary injunction halting the enforcement of the rule on the grounds that Congress had prohibited the agency from enacting this rule under the National Labor Relations Act. *Kansas v. United States DOL*, 749 F. Supp. 3d 1363 (S.D. Ga. 2024). We promptly briefed the matter for summary judgment. While those motions were pending and we prepared for a hearing, on July 2, 2025, DOL announced that it was rescinding the rule because of our case and related cases in other jurisdictions.

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2. Leadership Inst. Turning Point USA at the Univ. of N.M. v. Stokes
2024 U.S. Dist. Lexis 175918 (D.N.M. Sept. 26, 2024)
District of New Mexico
The Honorable David Herrera Urias
2024 – 2025

This case concerned the charging of excessive security fees to a student group, Turning Point USA and Leadership Institute, because they hosted a speaker considered to be controversial, Riley Gaines, and the University of New Mexico feared it would draw disruptive protests. We represented both student groups in a First Amendment challenge to the University's policy requiring speakers that the University believes require more security pay an enhanced speaker fee. I was an attorney of record with a younger attorney in our firm who took the lead in drafting and arguing. The district court granted our request for a preliminary injunction because it violates the First Amendment for a group of hecklers to burden a speaker's right to speak. We obtained a preliminary injunction. After the preliminary injunction, the University settled the case by amending its security fee policy and agreeing to pay attorneys' fees.

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3. Knight v. Metro Gov't of Nashville & Davidson Cnty
67 F.4th 816 (6th Cir. 2022)
Middle District of Tennessee
The Honorable Aleta Trauger
The Honorable Eric E. Murphy, Alice M. Batchelder, Helene N. White
2020 – 2022

This case concerned the constitutionality of Nashville's laws regarding sidewalks and specifically, whether it was an uncompensated taking to condition permits for new homes upon the funding of new sidewalks and granting of an easement to the city. My firm represented two Nashville property owners who were required to comply with the law. After losing in the district court, we prevailed before the Sixth Circuit. I was lead counsel in this case and argued it before the Sixth Circuit. After we prevailed there, Nashville entered a settlement with us that resulted in an award of attorneys' fees. I was the lead attorney in this case and argued it before the Sixth Circuit.

Primary Co-Counsel:

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4. Metro Gov't of Nashville & Davidson Cnty v. Tenn. Dep't of Educ., Star Brumfield et al
645 S.W.3d 141 (Tenn. 2022)
Tennessee Supreme Court
The Honorable Roger A. Page, Jeffrey S. Bivins, Thomas R. Frierson, II, Sharon G. Lee,
Holly Kirby
2020 – 2022

This case concerned the State of Tennessee's newly enacted educational savings accounts (ESA) which allowed lower income parents of school children in the two lowest performing districts in Tennessee to use a portion of their public education dollars to attend schools of their choice. Our firm intervened successfully on behalf of two mothers who wished to use the program to help their at risk children attend a better school. Ms. Brumfield was a single mother raising six children making \$32,000 a year. With the ESA, she wanted to enroll her 11-year old child into a private school instead of the unstable and overcrowded environment of her local public school where he regularly encountered violence. Two cities—Nashville and Memphis—sued to halt the rollout of the program before it could get underway. They relied on the Tennessee Constitution's prohibition on "local laws," contending that the law targeted them.

After they prevailed before the Chancery Court and the Court of Appeals, the Tennessee Supreme Court ultimately rejected their challenge, allowing the program to proceed. As there were several intervenors in this case and the Department was the main defendant, I had a shared role. Intervenors were required to share time and briefing. I was lead counsel for Ms. Brumfield and Beacon. Beacon worked as co-counsel with the Institute for Justice and Mr. Panju who represented other parents who wished to use the program in Memphis.

Primary Co-Counsel

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Opposing Counsel:

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5. Anderson v. Metro Gov't of Nashville & Davidson Cnty
2018 Tenn. App. LEXIS 28 (Tenn. App. Jan. 23, 2018)
The Honorable Kelvin Jones
The Honorable Brandon Gibson, Arnold B. Golden, Kenny Armstrong
2015 – 2018

This case concerned the constitutionality of Nashville's law that restricted the practice of homesharing. Our firm represented the Anderson family. The Anderson family had long rented out their home to guests on a short term basis but now faced the loss of that freedom. They sued, initially obtaining a preliminary injunction on First and Fourth Amendment grounds. Nashville then amended its law to address the First and Fourth Amendment problems but kept the general restrictions on homesharing.

The Andersons later prevailed on Fourteenth Amendment vagueness grounds on summary judgment and ordered Nashville to pay the Andersons' attorney's fees. Nashville then amended the law again. The Court of Appeals upheld the initial finding that the Andersons were entitled to attorney's fees but ordered a remand to consider if they were entitled to more. Nashville later settled for an amount of attorney's fees. I was lead counsel and the sole attorney on behalf of the Andersons and argued the case fully at both the trial court and appellate court stage.

Primary Co-Counsel:

None

Opposing Counsel:

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6. United States v. Carver

No. 3:12-cr-00130-1 (M.D. Tenn.)
The Honorable John T. Nixon
2012 – 2013

A federal grand jury indicted Mr. Carver for being a convicted felon in possession of a firearm, possession with intent to distribute cocaine, and two charges of drive-by shooting and two charges of carrying, brandishing, and discharging a firearm. The charges were in relation to gang violence between two rival gangs in the Nashville area. I represented the United States.

Following a trial, the jury convicted Mr. Carver on one count of carrying, brandishing, and discharging a firearm, one count of a drive-by shooting and he was sentenced to 84 months to run concurrently with each other and with all state sentences. He was also convicted of possession with intent to distribute cocaine and sentenced to 120 months to run consecutively. I was the senior attorney on behalf of the United States in this case but shared questioning with my co-counsel.

Primary Co-Counsel:

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7. United States v. Mitchell
2009 U.S. App. LEXIS 685 (6th Cir. Jan. 13, 2009)
The Honorable Samuel H. Mays, Jr.
The Honorable Ralph B. Guy, Jr. Richard Allen Griffin, Michael H. Watson
2006 – 2009

Mr. Mitchell was a career drug offender arrested for distributing crack cocaine and being a felon in possession of a firearm. I represented the United States. A jury convicted him of the charges following a trial. He appealed, claiming that the evidence taken from his home when he was arrested was unlawful. He also challenged the admission of proof that

he was indicted for dealing drugs in a subsequent event. He was sentenced to life in prison. The Sixth Circuit agreed that this evidence was admissible as “other acts” proof that tended to show Mitchell’s specific intent to deal cocaine. I was the sole attorney assigned to this case and handled the trial solo.

Primary Co-Counsel:

None

Opposing Counsel:

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8. United States v. Staples
No. 10-5029 (6th Cir. Feb. 29, 2012)
The Honorable Samuel H. Mays, Jr.
The Honorable Danny J. Boggs, Richard A. Griffin, Peter C. Economus
2006 – 2011

This case was in relation to an extensive FBI investigation into Mexican drug cartel activities in the Memphis area known as Operation Titan, which was recognized as the district’s OCDEF case of the year. This multi-year investigation involved numerous wiretaps and the indictments of over 60 individuals. I represented the United States. In 2009, a federal jury convicted Mr. Staples of conspiracy to possess with intent to distribute at least five kilograms of cocaine and an indeterminate amount of marijuana, and use of a communication facility to commit conspiracy to possess with intent to distribute cocaine and marijuana. Because Mr. Staples had two prior drug felony convictions in Tennessee and Texas, he was sentenced to a mandatory sentence of life imprisonment on the drug-conspiracy count and 48 months in prison on the second count, with the two terms to run concurrently. The Sixth Circuit affirmed Mr. Staples’s convictions on direct appeal on February 29, 2012. I was the sole attorney assigned to the case until the trial, when I shared duties with Mr. Gilluly but I remained lead counsel. I did not handle the appeal.

Primary Co-Counsel:

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9. State of Tennessee v. Siliski
238 S.W.3d 338 (Tenn. Crim. App. 2007)
The Honorable R.E. Lee Davies
The Honorable Alan E. Glenn, Norma Ogles, D. Kelly Thomas, Jr.
2003 – 2005

Ms. Siliski was operating what is commonly called a “puppy mill” in Franklin, TN out of her private residence. After many complaints, the state executed a search warrant of her residence that I primarily drafted. Investigators found hundreds of dogs and cats kept in filthy, feces-strewn, and cramped conditions. I oversaw over an emergency evacuation that same night, ensuring that investigators kept a proper chain of custody even as they were evacuating animals that were nearing death and needed critical veterinary care. A grand jury indicted Ms. Siliski on multiple counts of animal cruelty.

I represented the state at trial. Ms. Siliski took her case to a jury, which returned a conviction on eleven counts. She was sentenced and required to surrender her animals to the state. Her convictions and the surrender of the animals were affirmed on appeal. I was the lead in this case from the investigative stage but had co-counsel for the trial as it was one of my first jury trials. I did not handle the appeal.

Primary Co-Counsel:

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10. State of Tennessee v. Saylor

117 S.W.3d 239 (Tenn. 2003)

The Honorable E. Riley, Anderson, Frank F. Drowota, III, Janice M. Holder, William M. Barker, Adolpho A. Birch, Jr.

On November 3, 1999, Gerald Saylor and his girlfriend were drinking heavily with Kenneth White and John Case. Mr. Saylor and Mr. Case got into an argument that resulted in Mr. Case striking Mr. Saylor with a hatchet. Mr. Saylor grabbed the hatchet and repeatedly struck Mr. Case while his girlfriend begged him to stop. Local police arrested Mr. Saylor and read him his *Miranda* rights. Mr. Saylor made a series of equivocal remarks about whether he wished to have counsel present but ultimately made a series of incriminating statements without an attorney present. He challenged his statements as involuntarily obtained.

I represented the state on appeal and before the Tennessee Supreme Court. In other cases, the Court of Criminal Appeals had reached divergent opinions over whether equivocal invocations require the police to cease questioning and so the Tennessee Supreme Court accepted review to resolve the issue. The Tennessee Supreme Court ruled that equivocal statements did not require the police to discontinue questioning. I was sole counsel before the Court of Criminal Appeals and Supreme Court.

Primary Co-Counsel:

None

Opposing Counsel:

The Honorable Clifton Corker (former private attorney)
United States District Court Judge
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16. **Legal Activities:** Describe the most significant legal activities you have pursued, including significant litigation which did not progress to trial or legal matters that did not involve litigation. Describe fully the nature of your participation in these activities. List any client(s) or organization(s) for whom you performed lobbying activities and describe the lobbying activities you performed on behalf of such client(s) or organizations(s). (Note: As to any facts requested in this question, please omit any information protected by the attorney-client privilege.)

From 2003 to 2015, I handled over 500 plea negotiations in state and federal courts, coordinating investigations and managing criminal charges. This includes time spent in both federal and state court. I also spent approximately nine months handling misdemeanor crimes where you might get a dozen or more plea agreements a day. While I was an Assistant District Attorney, I occasionally worked the juvenile court docket as well, representing the state.

Since 2015, my civil practice has focused on challenging government laws and policies, often resulting in regulatory changes to moot cases. Civil lawyers are ordinarily even less likely to get to the dispositive motion or trial stage, but that is less true when your practice is focused on suing the government for declaratory and injunctive relief over its laws and policies that restrict freedom. In such cases, there is little to negotiate. However, in many of my cases, the government has opted to change the challenged regulation in a way as to moot the case.

In 2017, I briefly registered as a lobbyist in Tennessee for the Beacon Center to support legislation permitting equine therapy, leading to the dismissal of related litigation. We had litigation ongoing at the time to challenge restrictions on equine therapy being classified as veterinary medicine.

17. **Teaching:** What courses have you taught? For each course, state the title, the institution at which you taught the course, the years in which you taught the course, and describe briefly the subject matter of the course and the major topics taught. If you have a syllabus of each course, provide four (4) copies to the committee.

I taught Constitutional Law II at Belmont University College of Law in the Fall semester of 2022. The syllabus is attached.

18. **Deferred Income/ Future Benefits:** List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, former employers, clients or customers. Describe the arrangements you have made to be compensated in the future

for any financial or business interest.

I have a traditional IRA and Roth IRA. I also have a Roth 401(k) with my current employer, Southeastern Legal Foundation. And I have a TIAA retirement account that I set up when I taught at Belmont University in the Fall of 2022. My understanding is that I can roll over the Roth 401(k) and the TIAA accounts into another qualifying retirement account.

19. **Outside Commitments During Service:** Do you have any plans, commitments, or agreements to pursue outside employment, with or without compensation, during your service with the court? If so, explain.

I do not have any plans, commitments, or agreements to pursue outside employment.

20. **Sources of Income:** List sources and amounts of all income received during the calendar year preceding your nomination and for the current calendar year, including all salaries, fees, dividends, interest, gifts, rents, royalties, licensing fees, honoraria, and other items exceeding \$500 or more (if you prefer to do so, copies of the financial disclosure report, required by the Ethics in Government Act of 1978, may be substituted here).

Please see my information OGE-278 as provided by the Office of Government Ethics.

21. **Statement of Net Worth:** Please complete the attached financial net worth statement in detail (add schedules as called for).

See attached Net Worth Statement.

22. **Potential Conflicts of Interest:**

- a. Identify the family members or other persons, parties, affiliations, pending and categories of litigation, financial arrangements or other factors that are likely to present potential conflicts-of-interest when you first assume the position to which you have been nominated. Explain how you would address any such conflict if it were to arise.

During the nomination process, I consulted with the Department of Justice's ethics office and Designated Ethics Officer to identify any potential conflicts. If I am confirmed, I will continue to consult with that office and will recuse myself from any matter in which recusal is required.

My wife, two children, and I are currently victims in one case in the district. The case is United States v. McKenzie McClure, Case Number 2024R00142 and Court Docket Number 24-CR-00103. I would consult with my ethics officer and review all relevant guidance, but I anticipate recusing myself from the case.

- b. Explain how you will resolve any potential conflict of interest, including the

procedure you will follow in determining these areas of concern.

If I am confirmed, any potential conflict of interest will be resolved in accordance with the terms of an ethics agreement that I have entered with the Department's designated agency ethics official. If confirmed, I will continue to consult with the Department of Justice's ethics office and will recuse myself from any matter in which recusal is required.

23. **Pro Bono Work**: An ethical consideration under Canon 2 of the American Bar Association's Code of Professional Responsibility calls for "every lawyer, regardless of professional prominence or professional workload, to find some time to participate in serving the disadvantaged." Describe what you have done to fulfill these responsibilities, listing specific instances and the amount of time devoted to each. If you are not an attorney, please use this opportunity to report significant charitable and volunteer work you may have done.

Since 2015, I have been a public interest lawyer and during that time I have never charged my clients. This is not something I do on the side; it is a full-time job. Many of my clients are legally underserved, meaning that they would have no legal representation at all were it not for the firms where I work.

AFFIDAVIT

I, Braden Boucek, do swear
that the information provided in this statement is, to the best
of my knowledge, true and accurate.

8.14.2025

(DATE)

Braden Boucek

(NAME)

Esteban Ortiz

(NOTARY)

