

A Conversation on Due Process: The Public Servants Who Work for Us Must Use Procedures that Work for Us

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Presenters Biographies:

Justin Walker

Assistant Professor of Law, University of Louisville Brandeis School of Law

Justin Walker was born and raised in Louisville, Kentucky. After graduating from Duke University and Harvard Law School, he practiced appellate law in Washington, D.C., and clerked for Judge Brett Kavanaugh and Justice Anthony Kennedy. He joined the faculty at the University of Louisville in 2015.

Carmine Iaccarino

Executive Director, Office of Legal Services, Public Protection Cabinet

Appointed by Governor Matthew G. Bevin, Carmine G. Iaccarino serves as Executive Director of the Public Protection Cabinet's Office of Legal Services. As Executive Director of the Office of Legal Services, Carmine is the Cabinet's chief legal officer charged with the oversight of the Cabinet's legal team and the delivery of legal services to the Cabinet and nine diverse regulatory agencies. Since his initial appointment in January 2016, Carmine has served as the Cabinet's ethics officer—acting as a liaison between the Executive Branch Ethics Commission and Cabinet employees.

A graduate of The George Washington University and The Catholic University of America, Columbus School of Law, Carmine began his legal career at the United States Social Security Administration in Washington, D.C., as an attorney in the Office of Appellate Operations. Upon moving to Kentucky, Carmine began his litigation career at a mid-size law firm in Lexington. A resident of Woodford County, Carmine resides with his wife and two children on a small farm.

Robert L. Swisher

Commissioner, Department of Workers Claims, Kentucky Labor Cabinet

Robert L. Swisher was raised in Lexington, Kentucky, and is a graduate of the University of Notre Dame (Class of 1976, A.B. in English with High Honors) and the University of Kentucky College of Law (Class of 1979, Juris Doctor). From 1979 through 1990 he was engaged in the general civil practice of law in Versailles, Kentucky and from 1991 through 2009 he practiced in Lexington concentrating in civil litigation and workers' compensation, representing both claimants and employers. He was appointed an Administrative Law Judge in January 2010. In January 2013 Swisher was one of two Administrative Law Judges assigned exclusively to the Medical Dispute Docket, a pilot project initiated by the Department of Workers' Claims to improve the process by which post-award medical disputes are resolved. On December 1, 2014 he was appointed Chief Administrative Law Judge. On April 1, 2017 he was appointed Acting Commissioner of the Kentucky Department of Workers' Claims and was appointed Commissioner on July 1, 2017. Commissioner Swisher is a member of the National Association of Workers' Compensation Judiciary, the Southern Association of Workers' Compensation Administrators and is a Fellow in the College of Workers' Compensation Lawyers.

Schedule & Summary:

3:20 pm – 4:30 pm
(60 minutes)

- I. Rise of the administrative state
- II. Economic impact of administrative decisionmaking
- III. Constitutional questions raised by administrative adjudications
- IV. Importance of due process in mitigating constitutional issues
- V. What due process means to a citizen appearing before an administrative agency