**15 MAY 2023 16:30-18.00 PM CET (7:30-9.00 AM PST)**

**ONLINE SESSION –**

**GREENLIGHTING ADMINISTRATIVE PROSECUTION**

Dear interested participants,

[JMN EULEN](https://jmn-eulen.nl/) is organising an online session to discuss the draft article from prof. Michael Asimow on ‘Greenlighting Administrative Prosecution in the US’. The event will be held in an online format on Monday 15 May 2023, from 16.30 to 18.00 CET (Central European time) (7:30-9.00 AM PST (US Pacific time zone)).

Please register via sending an email to [eulen@uu.nl](mailto:eulen@uu.nl) . Only then, you can get the link to the online venue.

The topic concerns administrative decision-making and in particular the administrative decision of whether or not to charge a target with a violation of the law. This online session brings together the US-based views of the author Prof. [Michael Asimow](https://law.scu.edu/faculty/profile/michael-asimow/) (University of Santa Clara) alongside the European perspectives on the issues raised.

[Prof. Paul Craig](https://www.law.ox.ac.uk/people/paul-craig) (University of Oxford) and [Mr. Aart De Vries](https://www.uu.nl/staff/ajdevries1) (Utrecht University) will act as discussants. Dr. [Mira Scholten](https://www.uu.nl/staff/mscholten) (Utrecht University) will act as chair.

**About the Topic**

“Greenlighting” is the process whereby the heads of a combined-function federal regulatory agency determine whether to accept the staff’s decision to charge or not charge a target with a violation of law. The charging decision is often the most consequential decision point in a regulatory prosecution and typically sets off a settlement negotiation. Yet the charging decision is unchecked by legislative, execution or judicial mechanisms. Greenlighting is an important accountability tool with respect to the staff’s prosecutorial discretion. It is often used to correct misalignment between the priorities of the agency heads and their staff. Yet greenlighting is controversial because of concern about confirmation bias; having approved a prosecution, the agency heads may be unable to render an unbiased decision when the case returns to them for the final adjudicatory decision.

The online session will shed some further light on this exciting and innovative regulatory topic.

**About the Author**

**Michael Asimow** is the Dean’s Executive Professor of Law at Santa Clara Law School. Besides, in his illustrious career, Michael used to be a long-term visiting professor at Stanford Law School and an Emeritus Professor of Law at UCLA Law School. Michael’s career spans over 40 years at UCLA and is currently in his second year at Santa Clara Law School. During his distinguished years of academic service, he was the recipient of the University’s Distinguished Teaching Award and the Rutter Award for Law School Teaching while at UCLA.

Michael’s main research interests relate to administrative law and law and popular culture. He co-wrote the three-volume California Practice Guide: Administrative Law, published by the Rutter Group, which is updated annually and available online through Westlaw. Together with Ron Levin, I wrote State and Federal Administrative Law, a law-school teaching book that is currently in its fifth edition.

More information about the author is available [here](https://michaelasimow.com/).

**About the discussants**

*Paul Craig*

Prof. [Paul Craig](https://www.ox.ac.uk/news-and-events/find-an-expert/professor-paul-craig) is Emeritus Professor of English Law, St John's College, Oxford. He spent his academic career at Oxford, where his research interests were Constitutional law, Administrative law, EU law, and Comparative Administrative law. Prof. Craig specializes in constitutional law, administrative law, EU law and comparative public law, and has published extensively in all areas.

*Aart de Vries*

[Aart de Vries](https://www.uu.nl/staff/ajdevries1) is a PhD candidate and lecturer at the Willem Pompe Institute and the Utrecht Centre for Regulation and Enforcement in Europe (RENFORCE). Under supervision of prof. John Vervaele and prof. Rob Widdershoven he writes a dissertation which studies the gathering, sharing and use of evidence in cross-border criminal and punitive administrative proceedings in the EU.

**About the Chair**

[Miroslava Scholten](https://www.uu.nl/staff/MScholten) is an Associate Professor of EU law enforcement and Director of the LLM Law & Economics at Utrecht University. She is the co-founder and coordinator of the Jean Monnet Network on enforcement of EU law (EULEN). Her main research interests relate to EU law enforcement, EU agencies, implementation of EU law and market supervision. Miroslava is also a member of the Utrecht Centre for Regulation and Enforcement in Europe (RENFORCE).