

**CHERYL B. PRESTON**  
**EDWIN M. THOMAS PROFESSOR OF LAW**  
Visiting, Professor of Law, S.J. Quinney Law School  
University of Utah, 2007

424 JRCB, Brigham Young University, Provo, Utah 84602  
(801) 422-2312 – [prestonc@lawgate.byu.edu](mailto:prestonc@lawgate.byu.edu)

**TEACHING SUBJECTS**

Contracts  
Business Associations  
Internet Regulation  
Jurisprudence  
Social Policy and Feminist Legal Thought  
Race Relations and Law  
Commercial Paper and Payment Systems  
Advanced Contract Drafting

**WORKS IN PROGRESS**

*Selling Gendered Violence to the World: The Ironies of Feminism and Globalism* (finished draft)

PORNOGRAPHY, TECHNOLOGY AND FREE SPEECH: CP80 AND THE SEARCH FOR A CLEAN INTERNET PORT (Book, forthcoming 2007, preliminary publisher interest)

*Third Wave Feminism and the Tsunami of Internet Pornography* (with Erin W. Goodsell)

*Internet, Autonomy and Intimacy* (with Erin W. Goodsell)

*A Feminist Response to Internet Myths: Anonymity, Freedom and Ideas* (with Debra L. Peck)

**PUBLICATIONS**

*Internet and Pornography: What If Congress and the Supreme Court Had Been Tech Savvy in 1995-97?*, Mich. St. L. Rev. (Fourth Annual Intellectual Property and Communications Law Program Issue) (forthcoming 2008).

*Children and Internet Pornography: The Nature of the Problem and the Technologies for a Solution*, PACIFIC MCGEORGE GLOBAL BUSINESS & DEVELOPMENT LAW JOURNAL (forthcoming 2008) (ICANN Symposium Issue) (with Scott R. Rasmussen and Christopher R. Reed); included in the INTERNET GOVERNANCE FORUM, SYNTHESIS PAPER for the Rio de Janeiro 2007 Second Meeting 10 (Oct. 2007), available at

[http://www.intgovforum.org/Rio\\_Meeting/IGF.SynthesisPaper.24.09.2007.rtf](http://www.intgovforum.org/Rio_Meeting/IGF.SynthesisPaper.24.09.2007.rtf); (a complete draft of the paper on the IGF website is available at [http://intgovforum.org/Substantive\\_2nd\\_IGF/Children%20and%20Internet%20Pornography\\_The%20Nature%20of%20the%20Problem%20and%20the%20Technologies.pdf](http://intgovforum.org/Substantive_2nd_IGF/Children%20and%20Internet%20Pornography_The%20Nature%20of%20the%20Problem%20and%20the%20Technologies.pdf)).

*ICANN Can: Contracts and Porn Sites: Or Choosing to Play Internet Ball in American Cyberspace*, PACIFIC MCGEORGE GLOBAL BUSINESS & DEVELOPMENT LAW JOURNAL (forthcoming 2008) (ICANN Symposium Issue) (with Brent A. Little); included in the INTERNET GOVERNANCE FORUM, SYNTHESIS PAPER for the Rio de Janeiro 2007 Second Meeting 10 (Oct. 2007), available at [http://www.intgovforum.org/Rio\\_Meeting/IGF.SynthesisPaper.24.09.2007.rtf](http://www.intgovforum.org/Rio_Meeting/IGF.SynthesisPaper.24.09.2007.rtf); (a complete draft of the paper on the IGF website is available at [http://intgovforum.org/Substantive\\_2nd\\_IGF/Cheryl%20Preston\\_ICANN%20Can\\_Contracts%20and%20Porn%20Sites.pdf](http://intgovforum.org/Substantive_2nd_IGF/Cheryl%20Preston_ICANN%20Can_Contracts%20and%20Porn%20Sites.pdf)).

*Zoning the Internet: A New Approach to Protecting Children Online*, 2007 B.Y.U. L. Rev. (Kids Online Symposium Issue) (forthcoming December 2007).

*Making a Family-friendly Internet a Reality: The Internet Community Ports Act*, 2007 B.Y.U. L. Rev. (Kids Online Symposium Issue) (forthcoming December 2007).

*WiFi in Utah: Legal and Social Issues*, UTAH BAR JOURNAL, Sept. & Oct. 2007, at 29-37.

*The Internet Community Ports Act: Text and Commentary*, in THE CP80 MANIFESTO (Cheryl B., Preston, ed. 2007).

*Exporting the Fractured Female: Globalization and American Advertising*, in FAMILY LAW: BALANCING INTERESTS AND PURSUING PRIORITIES 114-125 (Lynn D. Wardle & Camille S. Williams, eds. 2007) (Book chapter).

*The Canon, Lawmakers and the Right to Interpret in The Church of Jesus Christ of Latter-day Saints*, 6 DAIMON: ANNUARIO DI DIRITTO COMPARATO DELLE RELIGIONI 115-160 (Dec. 2006).

*Subordinated Stills: An Empirical Study of Sexist Print Advertising and its Implications for Law*, 15 TEX. J. OF WOMEN & LAW 229-269 (2006).

*Mormon Women in the Second Wave: Refusing to Let Patriarchy (or Feminism) Separate Us from the Source of Our Liberation*, in NEW SCHOLARSHIP ON LATTER-DAY SAINT WOMEN IN THE TWENTIETH CENTURY 210-225 (Carol Cornwall Madsen & Cherry Silver eds., 2005).

*An Itty Bitty Immunity and its Consequences for the Church of Jesus Christ of Latter-day Saints: A Response to Professors Lupu and Tuttle*, 2004 B.Y.U. L. Rev. 1945-94 (Church and State Symposium Issue).

*Women in Traditional Religions: Refusing to Let Patriarchy (or Feminism) Separate Us from the Source of Our Liberation*, 22 M.C. L. REV. 185-214 (2003) (Law and Religion Symposium Issue).

FASHIONING WOMEN IN LAW (Film, 2003: Brigham Young University).

*Baby Spice: Lost between Feminine and Feminist*, 9 AM. U. J. GENDER, SOC. POL'Y & L. 541-619 (2001).

*A Job to Die For – Confronting Workplace Violence*, with Stanley J. Preston, 7 UT. LABOR LTR, July, 1999, at 6-8.

*Significant Bits and Pieces: Learning from Fashion Magazines about Violence Against Women*, 9 UCLA Women's L.J. 1-97 (1998).

*Conflict Resolution: Come Let Us Reason Together*, in TALKS SELECTED FROM THE 1997 L.D.S. WOMEN'S CONFERENCE (Dawn Anderson et al. eds., 1998).

*Consuming Sexism: Pornography Suppression in the Larger Context of Commercial Images*, 31 GA. L. REV. 771-852 (1997).

*It Moves, Even If We Don't: A Reply to Arthur Austin, "The Top Ten Politically Correct Law Reviews,"* 63 TENN. L. REV. 735-51 (1996).

*Feminist Legal Theory: Concepts, Applications, and Bibliography*, in UTAH STATE BAR ANNUAL MEETING SOURCE BOOK (1996).

*Media Images of Women*, in TALKS SELECTED FROM THE 1995 L.D.S. WOMEN'S CONFERENCE 177-85 (Dawn Anderson et al. eds., 1996).

*This Old House: A Blueprint for Constructive Feminism*, 83 GEORGETOWN L.J. 2271-2346 (1995).

*Privacy and Defamation Law Bibliography by Topic (1990 - 1995)*, AALS PRIVACY AND DEFAMATION SECTION NEWSLETTER, (Sept. 1995, Nov. 1995, & Nov. 1996).

*Armies of Light*, in TALKS SELECTED FROM THE 1993 L.D.S. WOMEN'S CONFERENCE 177-85 (Dawn Anderson et al. eds., 1994).

*Joining Traditional Values and Feminist Legal Scholarship*, 43 J. LEGAL EDUC. 511-47 (1993).

*Feminism and Faith: Reflections on the Mormon Heavenly Mother*, 2 TEX. J. WOMEN & LAW 337-86 (1993).

*Capitulating on a Wednesday*, II CIRCLES: BUFFALO WOMEN'S J. LAW & SOC. POL'Y 29-30 (1993).

*Honor Among Bankers: Ethics in the Exchange of Commercial Credit Information and the Protection of Customer Interests*, 40 KAN. L. REV. 943-1009 (1992); reprinted in VII BANKING LAW ANTHOLOGY (International Library Pub., 1993).

*Women and the Law: A Matter of Perspective*, in TALKS SELECTED FROM THE 1992 L.D.S. WOMEN'S CONFERENCE 223-36 (Marie Cornwall et al. eds., 1993).

*Case Studies 4-8 in Ethics for the Transactional Lawyer, in PROFESSIONALISM MADE PRACTICAL 46-50 (Utah State Bar Publication, September 1992).*

*FEDERAL ESTATE TAX: A Possible Exception in the Application of I.R.C. Section 2041 to Testamentary Powers of Appointment Held by Incompetent Decedents, 1977 B.Y.U. L. REV. 644-660 (1977).*

## **HONORS AND AWARDS**

*2007 Distinguished Research Award, Women's Research Institute, BYU (2007) (includes research grant)*

*Creative Work Award, BYU Faculty Women's Association (2006)*

*Chris Award Recipient (for Fashioning Women in Law), Columbus International Film and Video Festival, 2003, (best film in the education category)*

*Member, American Law Institute (1999 - )*

*Honorary Inductee, The International Legal Fraternity of Phi Delta Phi (1998 - )*

*Honored Alumna, Brigham Young University Law School Women's Law Forum (2005)*

*Invited participant, Mills College Summit on Women in Legal Education (1997)*

*Nominee, Utah Court of Appeals (One of five nominees selected by the Appellate Court Non-partisan Nominating Commission for Governor's appointment.) (1993)*

## **COMMUNITY AND PROFESSIONAL SERVICE**

*General Counsel, CP80 Internet Channel Initiative (2005 - )*

*Member, BYU STUDIES Academy (2005 - )*

*Article Reviewer, BYU. STUDIES (2005)*

*Article Reviewer, JOURNAL OF LAW AND RELIGION (2005)*

*Member of the Consultative Group, American Law Institute, Principles of the Law of Software Contracts (2005 - )*

*ABA Site Inspection Team, Moritz College of Law, Ohio State University (2004)*

*Research Fellow, Smith Institute for LDS History (2004 - 2005) & Brigham Young University Women's Research Institute (2003 - )*

*President*, Association of American Law Schools, Section on Law and Religion (2004)

*Member*, Association of American Law Schools, Committee on Research and Curriculum (2004 – 2005)

*Elected Representative for the College of Law*, B.Y.U Faculty Advisory Council (2000 – 2003)

*Governor's appointee*, Monitoring Panel Overseeing the David C. Child Welfare Lawsuit Settlement Agreement (1998)

*President*, BYU Faculty Women's Association (1997 - 1998)

*President*, Association of American Law Schools, Section on Privacy and Defamation (1996)

*Member*, BYU Graduate Council (1996 - 1999)

*Member*, Order of the Coif

*Member*, American Bar Association, Utah State Bar, California Bar Association

## **REPRESENTATIVE PRESENTATIONS AND LECTURES**

*Ethics and a Duty to the Community: Being Part of the Solution to the Internet Pornography Problem*, The Technology Responsibility and Ethics Conference (TREC), Brigham Young University's Rollins Center for eBusiness (Mar. 16, 2007).

*Internet and Pornography: What If Congress and the Supreme Court Had Been Tech Savvy in 1995, "What Ifs,"* The Fourth Annual Intellectual Property Conference, Michigan State University College of Law (Mar. 30-31, 2007).

*ICANN Can and Must and Borderless Internet and Burgeoning Pornography*, I THINK I CAN, I THINK ICANN: REGULATING THE INTERNET . . . OR NOT, The Center for Global Business and Development's Institute for Development of Legal Infrastructure, University of the Pacific, McGeorge School of Law (Feb. 23-24, 2007) (both papers were read by co-authors as I was unable to attend at the last minute).

*Internet Autonomy and Intimacy*, Virtual Women: Emerging Issues in Gender and Intellectual Property Law, Seventh Annual Women and the Law Conference, Thomas Jefferson School of Law (Feb. 9, 2007).

*Code Leading Law*, Warning! Kids Online: Pornography Free Speech and the Internet, Brigham Young University Law School (Feb. 1-2, 2007) (co-Sponsor with the B.Y.U. Law Review and Presenter).

*The CP80 Initiative and the Internet Community Ports Act: A Call to Action*, Utah Women's Legislative Council (Jan. 24, Jan. 31, 2007).

*Recent Developments in Law and Internet Pornography*, Brigham Young University Education Week (Aug. 2006; Aug. 2007).

*Children, Cyberporn, and Free Speech*, Hinckley Institute of Politics, University of Utah (Apr. 2006).

*Law and Theology: Understanding LDS Canon and Structure from a Legal Perspective*, National LDS Law Students' Conference, Washington, D.C. (Feb. 2006)

*Subordinated Stills: A Comparison of Women and Men in Print Advertising and its Relevance to the Status of Women in the Profession*, Feminism and Legal Theory Project, Emory University (June 2005).

*The Fractured Female in Advertising and the Rise of Global Consumerism*, International Society of Family Law 12<sup>th</sup> World Conference, Salt Lake City (Jul. 2005).

*Clergy and the Sex Abuse Scandal*, BYU Conference on Church and State, Provo, UT (Feb. 2004).

*Women in Traditional Religions*, AALS Annual Meeting, Law and Religion Section, Washington, D.C. (Jan. 2003).

*Fashioning Women in Law: Reflections on Women in the Profession and Women in Advertising*, Joint AALS, ABA Commission on Women in the Profession and ABA Section of Legal Education and Admissions to the Bar, Workshop on Taking Stock: Women of All Colors in Law School, New York (June 2003)

*Feminism and Religion*, Feminism Theory Workshop series, Cornell Law School (April 2003)

*Fashioning Women in Law*, American Popular Culture Association Annual Meeting, New Orleans (April 2003)

## **EMPLOYMENT**

First Interstate Bank, N.A., Salt Lake City - Vice President, Senior Counsel (1987 - 1989)

Holme Roberts & Owen, Salt Lake City - Associate (1984 - 1987)

O'Melveny & Myers, Los Angeles - Associate (1981 - 1983)

Hon. Monroe G. McKay, Tenth Circuit Court of Appeals - Law Clerk (1979 -1980)

## EDUCATION

J.D. Brigham Young University 1979

*Magna Cum Laude*

J. Reuben Clark Scholar (Equivalent to Order of the Coif)

Articles Editor, BYU Law Review

B.A. Brigham Young University 1975, English Major

*Summa Cum Laude*, High Honors