

LABOR LAW GROUP CONFERENCE

SARATOGA SPRINGS, NEW YORK

JUNE 25 – 28, 2006

SUNDAY, JUNE 25TH

Arrive Sunday afternoon ♦ Informal cocktail reception at 7:00 p.m. ♦ Dinner at 8:00 p.m.

MONDAY, JUNE 26TH

8:00 AM: BREAKFAST (European style)

9:00 AM – 10:30 AM

PANEL

1

The Role of Collective Rights in the WorkLaw Curriculum: How / If the Labor Law Course Should be Taught

This panel will explore the role of the basic labor law course and of teaching collective rights in the law school curriculum and various approaches to teaching labor law.

Moderator & Presenter: KEN DAU-SCHMIDT

Cynthia Estlund ♦ Peter Hurtgen ♦ Wilma Liebman

10:30 AM – 11:00 AM: COFFEE BREAK

11:00 AM – 12:30 PM

PANEL

2

In Search of an Organizing Theme for Employment Law

This panel will explore the perennial problem of finding a theme to unite the various topics covered in the typical survey-style employment law course, and will discuss new casebooks and new approaches to teaching employment law.

Moderator & Presenter: MARION CRAIN

Michael Fischl ♦ Catherine Fisk ♦ Alvin Goldman ♦ Gillian Lester ♦ David Yamada

12:30 PM – 1:30 PM: LUNCH

2:00 PM – 3:30 PM

PANEL

3

Globalization and Work: The Flat World of Capital and the Race to the Bottom Problem for Labor

This panel will explore the most important new developments in the globalization of labor and how that should affect our teaching and scholarship. We live in a new “flat world” of instant mobility of capital and the ability to shop for the cheapest possible labor worldwide. Yet, restrictive immigration policies stop labor at national borders. Among the topics that will be discussed are global subcontracting, national labor standards harmonization, child labor and slavery, international labor standards and their enforcement, and political strategies to protect labor standards.

Moderator: LEA VANDERVELDE

Harry Arthurs ♦ Jim Atleson ♦ Lance Compa ♦ Kerry Rittich ♦ Marley Weiss

Program ends at 3:30 pm; casebook authors can meet; social time

7:00 PM: DINNER – Longfellow's Restaurant

TUESDAY, JUNE 27TH

8:00 AM: BREAKFAST BUFFET

9:00 AM – 10:30 AM: CONCURRENT SESSIONS

PANEL 4a

Public Sector

Public sector labor law largely followed the private sector model in the 20th century, despite concerns about the appropriateness of government employee bargaining. In the early 21st century, with public sector union density much greater than in the private sector, changes in the workplace and in labor markets, and concerns over terrorism, again prompt questions about the appropriateness of collective representation of government workers. Should and will public sector labor law continue to follow the private sector model?

Moderator & Presenter: MARTIN MALIN

Ann Hodges ♦ Ron James ♦ Joe Slater

PANEL 4b

Restatement on Employment Law

This panel will explore whether we should try to restate employment law, what would the ideal restatement might look like, and other issues at the heart of the Restatement of Employment Law project.

Moderator: CATHERINE FISK

Matt Finkin ♦ Michael Harper ♦ Pauline Kim

10:30 AM – 11:00 AM: COFFEE BREAK

11:00 AM – 12:30 PM: CONCURRENT SESSIONS

PANEL 5a

Dispute Resolution in the Workplace

This panel will go beyond the question of the enforceability of mandatory pre-dispute arbitration agreements to look at what actually happens in employment arbitration. It will also explore a variety of other non-litigation dispute resolution mechanisms that are being used by firms.

Moderator: LAURA COOPER

Rick Bales ♦ Peter Hurtgen ♦ Dennis Nolan

PANEL 5b

New Issues in Employment Discrimination

This panel will explore the role of stereotypes in discrimination law. Can a casino legally require a female bartender to conform to a grooming policy that is based on stereotypes about women's appearance? Does Title VII prohibit harassment of men whose appearance and sexual identity do not conform to stereotypical male norms? How do the doctrines, theories, and historical context of sex discrimination cases shape our understanding of the role of stereotypes in race, religion, and national origin discrimination?

Moderator & Presenter: DIANNE AVERY

Camille Hebert ♦ David Schwartz ♦ Michael Selmi

12:30 PM – 1:30 PM: LUNCH

2:00 PM – 3:30 PM

PANEL 6

New Vehicles for Employee Representation and Voice

This panel will explore vehicles for employee representation and voice that move beyond traditional union structures.

Moderator: DEBORAH MALAMUD

Alan Hyde ♦ Wilma Liebman ♦ Peggie Smith ♦ Michael Wishnie

3:30 PM – 4:00 PM: COFFEE BREAK

4:00 PM – 5:30 PM

PANEL

Roundtable on Innovations in Teaching Labor and Employment Law

This panel will explore alternatives to traditional Socratic-style classroom teaching, including simulation-based pedagogy, the use of technology and PowerPoint, and the use of website blogs.

7

Moderator: JOEL FRIEDMAN

Laura Cooper ♦ Roberto Corrada ♦ Rafael Gely

7 : 3 0 P M : D I N N E R – Wheatfield's Restaurant

W E D N E S D A Y , J U N E 2 8 T H

9 : 0 0 A M – 1 0 : 3 0 A M

GROUP 1 – Group Business

1 1 : 0 0 A M – 1 2 : 3 0 P M

GROUP 2 – Group Business

Box lunches to go ♦ Casebook authors can meet