DEMOCRACY AND THE WORKPLACE

FEB 23 TO 25, 2012

A SALTMAN CENTER FOR CONFLICT RESOLUTION
SYMPOSIUM ON CONTEMPORARY ISSUES IN LABOR AND EMPLOYMENT LAW

law.unlv.edu/LaborLawSymposium
Thursday, February 23, 2012

6:30-8:15 p.m.  Opening Panel
    Voice in the Workplace: Focus on Nevada
    Thomas & Mack Moot Court
    Moderator: Ann McGinley, Boyd School of Law, UNLV
    Pamela Egan, Workforce Development Consultant
    Gregg Kamer Esq., Kamer, Zucker & Abbott
    Jamie Naughton, Zappos
    D. Taylor, Culinary Workers Local 226

8:15-9:00 p.m.  Reception

Friday, February 24, 2012

All sessions today will be held in the Tam Alumni Center (TAC).

8:00-8:35  Continental Breakfast

8:35-8:45  Welcoming remarks from Deans and Organizers

8:45-9:35  Opening Plenary
    Are Democratic Workplaces Possible, or Only Necessary to Our Survival?
    Joel Rogers, Professor of Law, Political Science, Public Affairs and Sociology, University of Wisconsin, Madison; Director, Center on Wisconsin Strategy (COWS)

9:35-9:50  Break

9:50-12:20  Panel 1: Democracy and Work
    Moderator: Christopher David Ruiz Cameron, Southwestern Law School
    Richard Bales, Chase College of Law, Northern Kentucky University, Workplace Populism
    Christopher David Ruiz Cameron, Southwestern Law School, Democracy at Large and Democracy at Work: Four Models of Workplace Governance

12:20-1:50  Lunch
    Featured speaker: Cynthia Estlund, Catherine A. Rein Professor, NYU School of Law, Democracy In and About the Workplace

1:50-3:25  Panel 2: The NLRB, Unions, Courts, and Democracy
    Moderator: Elizabeth MacDowell, Boyd School of Law, UNLV
    Matthew Dimick, University at Buffalo Law School, SUNY, Unions, Employers and Social Policy Preferences
    Charlotte Garden, Seattle University School of Law, Union Made: Labor’s Litigation for Broad Social Change
    Ryan McGinley Stempel, Stanford Law School Student & Ann McGinley, Boyd School of Law, UNLV, Facebook and Concerted Activity: A Renewal of Democracy at Work?
    Brishen Rogers, Temple University, Beasley School of Law, Passion and Reason in Labor Law

3:25-3:40  Break
Friday, February 24, 2012 continued

3:40-5:40 Panel 3: Individuals, the Collective, and Democracy: Race, Class, Gender, Disability, and Individual Employee Rights
Moderator: Addie Rolnick, Boyd School of Law, UNLV
Michael Z. Green, Texas Wesleyan University School of Law, *Black Worker Voice in Times of Joblessness and Anti-Racism Backlash*
Francine J. Lipman, Chapman University School of Law, *What's Tax Got to Do With It?*
Nicole B. Porter, University of Toledo College of Law, *Women, Unions, and Negotiation*
Gowri Ramachandran, Southwestern Law School, *Pay Transparency*
Terry Smith, DePaul University College of Law, *Law's Austerity: Capital, Labor, and Race in the Globalized Economy*

Saturday, February 25, 2012

All sessions today will be held in BSL room 102.

8:15-8:45 Continental Breakfast

8:45-10:35 Panel 4: The Public Sector Workplace and State and Local Democracy
Moderator: Ruben Garcia, Boyd School of Law, UNLV
Kenneth Dau-Schmidt, Maurer School of Law, Indiana University (Bloomington), *Undermining or Promoting Democratic Government? An Economic and Empirical Analysis of Public Sector Collective Bargaining Under American Law*
Eric M. Fink, Elon University School of Law, *From Sewer Socialism to Sewer Syndicalism: Services, Privatization, and Worker Self-Management*
Ruben Garcia, Boyd School of Law, UNLV, *Citizenship at Work: How the Courts Marginalize Public Employees*

10:35-10:45 Break

10:45-11:55 Panel 5: Voice and Democracy in Education
Moderator: Robert Correales, Boyd School of Law, UNLV
Clifford B. Donn, Le Moyne College, *Teacher Working Conditions with and without Collective Bargaining* (with co-authors Rachel E. Donn, Lloyd J. Goldberg and Brenda J. Kirby)
Comments: Africa Sanchez, Clark County Education Association
Gregory Brown, UNLV Department of History; President, Nevada Faculty Alliance, *Shared Governance and Retrenchment in Higher Education: The Nevada Experience*

11:55-12:45 Lunch

12:45-2:50 Panel 6: Designs for Voice at the Workplace
Moderator: Lisa Blomgren Bingham, Visiting Professor, Boyd School of Law, UNLV; Indiana University School of Public and Environmental Affairs
David Lipsky, ILR School, Cornell University & Ariel Avgar, University of Illinois at Urbana-Champaign, School of Labor and Employment Relations, and College of Medicine, *The Emergence of Electronic Voice in the Workplace: The Effect of Electronic Medical Records on Communication & Conflict in Nursing Homes*
Kristen Blankley, University of Nebraska College of Law, *Adding by Subtracting? How Limited Scope Agreements for Dispute Resolution Representation Can Increase Access to Attorney Services*

Saturday, February 25, 2012 continued

Martin Malin, Chicago Kent College of Law, *Collective Representation, Employee Voice & Democracy in the Public Sector Workplace*
Comments: Amber Lopez, SEIU

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Kristen Blankley, University of Nebraska College of Law, *Adding by Subtracting? How Limited Scope Agreements for Dispute Resolution Representation Can Increase Access to Attorney Services*
Elayne Greenberg, St. John’s University School of Law, *Overcoming Our Workforce Disability: Giving Voice in Mediation*

Mariana Hernandez Crespo, University of St. Thomas School of Law, *Beyond Assimilation: Dispute System Design as a Framework for Cultural Integration & Global Innovation*

Abhi Gupta, ILR School, Cornell University graduate student, *The Repeat Player Effect in Employment Arbitration: The Experience in the Securities Industry, 1988-2008* (with co-authors David Lipsky and Ryan Lamare)

2:50-3:00 Break

3:00-4:00 Closing Discussion

Moderator: Lisa Blomgren Bingham, Visiting Professor, Boyd School of Law, UNLV; Indiana University School of Public and Environmental Affairs

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