May 19-20, 2005

58th Annual Conference on Labor

Agenda

All sessions will be held in Lipton Hall, D'Agostino Hall, NYU School of Law, 108 West Third Street.

Thursday, May 19

8:00 - 8:30 a.m.  Registration, Breakfast Reception

8:30 - 8:45 a.m.  Welcome

  Prof. Samuel Estreicher (Program Chair, Dwight D. Opperman Professor of Law &
  Director of the Center for Labor and Employment Law at NYU School of Law; Of
  Counsel, Jones Day)

8:45 - 10:15 a.m.  Part One. GPS Monitoring: The New Frontier

  Moderator: Fred Braid, Esq. (Holland & Knight)

  Presenter: Lewis Maltby, Esq. (National Workrights Institute)

  Commentator: Bruce E. Boyden, Esq. (Proskauer Rose)

10:30 - 12:00 p.m.  Part Two. Information/Records Privacy

  Moderator: Ronald H. Shechtman, Esq. (Pryor Cashman Sherman & Flynn)

  1. European Data Protection Directive

     Presenter: Eric Taussig, Esq.

     Commentator: Scott J. Wenner, Esq. (Schnader Harrison)
2. Personnel Records

Presenters: Prof. David Sherwyn (Cornell University) and Paul Wagner, Esq. (Shea Stokes & Carter)

3. Medical Records
Presenters: Frances Milberg, Esq. and Kaye Pestaina, Esq. (The Segal Company)

12:30 - 1:15 p.m.  
**Luncheon**

Speaker: TBA

1:15 - 2:45 p.m.  
**Part Three. Investigations**

Moderator: Mark Brossman, Esq. (Schulte Roth)

1. **Email Monitoring**

   Presenter: Alfred G. Feliu, Esq. (Vanderberg & Feliu)

   Commentator: Theodore O. Rogers, Jr., Esq. (Sullivan & Cromwell)

2. **Background Checks**

   Presenter: Timothy M. Singhel, Esq. (Holland & Knight)

   Commentator: David J. Reilly, Esq. (Medco Health Solutions)

3. **Physical Surveillance**

   Presenter: Daniel P. O'Gorman, Esq. (Ford & Harrison)

2:45 - 4:00 p.m.  
**Part Four. Nonworkplace Behavior**

**Moderator:** Jeffrey S. Klein, Esq. (Weil, Gotshal & Manges)
1. **Drug Testing**
   Presenter: Donna Malin, Esq. (Johnson & Johnson)
   Commentator:

2. **“Lawful Activity” Laws**
   Presenter: Professor Matthew W. Finkin (University of Illinois College of Law)
   Commentator: Andrew Peterson, Esq. (Jackson Lewis)

3. **Fraternization/No Dating Policies**
   Presenter: Mindy Farber, Esq. (Farber Legal)
   Commentator: Kathleen Peratis, Esq. (Outten & Golden)

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**4:15 - 5:30 p.m.**

**Part Five. Privacy Issues at the Bargaining Table**

Moderator: Hon. Celeste Mattina (Regional Director, Region 2, NLRB)

Presenter: Ann Hodges, Esq. (University of Richmond School of Law)

Commentators: Michael Bauman, Esq. (Friedman & Wolf) and G. Peter Clark, Esq. (Clifton Budd & DeMaria, LLP)

**5:30 - 7:00 p.m.**

Reception

Location: 14th Floor Terrace, D’Agostino Hall, NYU School of Law, 108 West Third Street

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Friday, May 20

**8:00 - 8:30 a.m.**

Breakfast

**8:45 -**

**Part Six. Privacy Issues in the Securities Industry**
10:30 a.m. Moderator: Meryl Kaynard, Esq. (JP Morgan Chase)

Presenters: Michael Curley, Esq. (Morgan Lewis) and Pearl Zuchlewski, Esq. (Kraus & Zuchlewski LLP)

10:45 a.m. - 12:00 p.m. Part Seven. The Counterterrorism Challenge for Multinational Employers

Moderator: Steve Catlett, Esq. (Jones Day)

Presenters: Prof. Andrew Morriss (Galen J. Roush Professor of Business Law & Regulation, Case Western University School of Law); Prof. Amos Guiora (Case Western University School of Law) and Jason Korosec, Esq. (Citishare & Eaglecheck, LLC)

Commentator: Mike Belcher (Goldman Sachs)

12:00 - 1:15 p.m. Luncheon

Speaker: Hon. Robert J. Battista (Chair, National Labor Relations Board)
Introduction: Hon. John N. Raudabaugh (Butzel Long; former Member, NLRB)

1:30 - 3:00 p.m. Part Eight. Ethical Issues for the Employment Litigator

Presenter: Prof. Samuel Estreicher (NYU School of Law)