



**NYU School of Law**  
**Center for Labor and Employment Law**  
Professor Samuel Estreicher, Director

**70th Annual Conference on Labor:**  
**SHARING THE GAINS OF THE U.S. GLOBAL ECONOMY**

**June 8-9, 2017**

*All sessions will be held in Greenberg Lounge, Vanderbilt Hall,  
NYU School of Law, 40 Washington Square South, New York.*

**This Conference is supported in part by:**



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**STROOCK**

# Day 1 – Thursday, June 8

**8:30-8:40 a.m. WELCOME**

**Prof. Samuel Estreicher (NYU Law)**

**Session Moderator: Michael J. Gray (Jones Day)**

**8:40-9:40 a.m. KEYNOTE ADDRESS**

**Hon. Alexander Acosta, U.S. Secretary of Labor (subject to Senate confirmation)**

**9:40-11:00 a.m. THE CHALLENGE OF TRADE**

Is “Hire American, Buy American” Legal?

Renegotiating Labor Provisions of NAFTA and WTO

Trade Adjustment Assistance/Wage Insurance Programs

**Prof. Alan Sykes (Stanford Law)**

**Professor Lori Kletzer (Colby College)**

**Moderator: Frederick Braid (Holland & Knight)**

**11:15 a.m.-**

**12:30 p.m.**

**THE CHALLENGE OF IMMIGRATION**

Do Immigrants Take Jobs Americans Want to Do?

Rethinking Work Visa Programs

**Prof. George Borjas (Harvard Kennedy School)**

**Daniel Costa (Economic Policy Institute)**

**Moderator: Shari M. Goldsmith (Cantor Fitzgerald/BGC Partners/  
Newmark Grubb Knight Frank)**

**Session Moderator: Mark Brossman (Schulte Roth & Zabel)**

**12:30-1:45 p.m. LUNCHEON ADDRESS**

**Hon. Philip Miscimarra, Chairman, National Labor Relations Board**

**Introduction by Hon. Kent Hirozawa (former Member, NLRB)**

**1:45-2:45 p.m. THE CHALLENGE OF AUTOMATION**

Automation and Jobs: The Evidence

Policy Responses to Loss of Jobs and Wage Decline Due to Automation

**Prof. Milan Markovic (Texas A&M Law)**

**Prof. Cynthia Estlund (NYU Law)**

**Moderator: Zachary D. Fasman (Proskauer Rose)**

**3:00-5:15 p.m. AN AGENDA FOR REFORM**

Infrastructure and Jobs

Universal Basic Income, Wage Insurance

Education/Training and Tax Policy for the New Economy

Employee Ownership; Profit-Sharing

**Douglas Holtz-Eakin (American Action Forum; former Chief Economist,  
President George W. Bush’s Council of Economic Advisers)**

**Prof. Robert H. Frank (Cornell University)**

**Provost Katherine Newman (University of Massachusetts, Amherst)**

**Prof. Richard Freeman (Harvard University)**

**Prof. Clint Wallace (NYU Law; South Carolina Law)**

## Day 2 – Friday, June 9

**Session Moderator: David Sherwyn (Cornell Hotel School)**

**8:45-10:00 a.m. KEYNOTE ADDRESS**

**Hon. Victoria Lipnic, Acting Chair, U.S. Equal Employment Opportunity Commission  
Introduction by Laurie Berke-Weiss (Berke-Weiss Law)**

**10:15 a.m.- EEO IN THE NEW ECONOMY**

**12:15 p.m.**

**Safe Harbor” Rules for the Chronic Unemployed  
Measuring the Benefits of Diversity/Inclusion  
Pay-Equity and Work Family Balance**

**Hon. Jenny Yang (EEOC)**

**Prof. Andrew Elmore (NYU Law)**

**Erika Ozer (Swiss Re)**

**Comments by Philip Berkowitz (Littler Mendelson) and  
Shlomit Yanisky-Ravid (Ono Law School)**

**12:15-2:00 p.m. LUNCH**

**Steven Greenhouse (former labor and workplace correspondent  
for the New York Times)**

**Introduction by Kristina Yost (Jones Day)**

**2:00-4:00 p.m. PROFESSIONAL RESPONSIBILITY ISSUES**

**Ethically Communicating with Putative Class and Collective Action Members**

**Ethics in Negotiations**

**Ethical Issues for In-House Counsel**

**Mark Risk (Law Office of Mark Risk)**

**Troy Kessler (Shulman Kessler)**

**Andrew Herzig (NBCUniversal) (invited)**

**Moderator: Pearl Zuchlewski (Kraus & Zuchlewski)**

*All sessions will be held in Greenberg Lounge, Vanderbilt Hall,  
NYU School of Law, 40 Washington Square South, New York.*

[CLE credit, including 1.5 hours of ethics/professionalism  
is being sought for this Conference]



# CONFERENCE SPEAKERS



**Hon. R. Alex Acosta**  
U.S. Secretary of Labor (Invited)  
[\[Click to view bio\]](#)



**Frederick D. Braid, Esq.**  
Holland & Knight LLP  
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**Laurie Berke-Weiss, Esq.**  
Berke-Weiss Law PLLC  
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**Mark E. Brossman, Esq.**  
Schulte Roth & Zabel LLP  
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**Phillip M. Berkowitz, Esq.**  
Littler Mendelson P.C.  
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**Daniel Costa**  
Director of Immigration Law and Policy Research,  
Economic Policy Institute  
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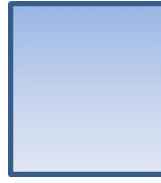
**George Borjas**  
Robert W. Scrivner Professor of Economics and  
Social Policy, Harvard Kennedy School  
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**Andrew Elmore**  
NYU School of Law  
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**Cynthia Estlund**  
 New York University School of Law  
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**Shari M. Goldsmith, Esq.**  
 Cantor Fitzgerald / BGC Partners /  
 Newmark Grubb Knight Frank  
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**Samuel Estreicher**  
 New York University School of Law  
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**Michael J. Gray, Esq.**  
 Jones Day  
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**Zachary Fasman, Esq.**  
 Proskauer Rose LLP  
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**Steven Greenhouse**  
 Former Labor and Workplace Correspondent,  
 New York Times  
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**Robert H. Frank**  
 Henrietta Johnson Louis Professor of  
 Management and Professor of Economics,  
 Johnson Graduate School of Management, Cornell  
 University  
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**Hon. Kent Y. Hirozawa**  
 NYU School of Law;  
 Former Member, National Labor Relations Board  
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**Richard B. Freeman**  
 Herbert Ascherman Chair in Economics, Harvard  
 University; Faculty co-Director of the Labor and  
 Worklife Program, Harvard Law School; Research  
 Associate, National Bureau of Economic Research  
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**Douglas Holtz-Eakin**  
 President, American Action Forum;  
 former Chief Economist, President George W.  
 Bush's  
 Council of Economic Advisers  
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**Troy L. Kessler, Esq.**  
Shulman Kessler LLP  
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**Lori G. Kletzer**  
Provost and Dean of Faculty; Professor of  
Economics,  
Colby College  
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**Hon. Victoria A. Lipnic**  
Acting Chair,  
U.S. Equal Employment Opportunity Commission  
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**Milan Markovic**  
Texas A&M University School of Law  
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**Hon. Philip A. Miscimarra**  
Chairman, National Labor Relations Board  
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**Katherine S. Newman**  
Provost and Senior Vice Chancellor for Academic  
Affairs and Torrey Little Professor of Sociology,  
University of Massachusetts, Amherst  
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**Erika Ozer, Esq.**  
Swiss Re America Holding Corporation  
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**David Sherwyn**  
Cornell University School of Hotel Administration  
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**Alan O. Sykes**  
Professor of Law, Stanford Law School  
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**Clint Wallace**  
NYU School of Law; University of South Carolina  
School of Law  
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**Hon. Jenny R. Yang**  
Member, U.S. Equal Employment Opportunity  
Commission

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**Kristina A. Yost, Esq.**  
Jones Day

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**Shlomit Yanisky-Ravid**  
Ono Law School

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**Pearl Zuchlewski, Esq.**  
Kraus & Zuchlewski LLP

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