

70TH ANNUAL CONFERENCE ON LABOR
**SHARING THE GAINS OF
THE US GLOBAL ECONOMY**

NYU | LAW

Samuel Estreicher,
Faculty Director

**NYU Labor &
Employment
Law**

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:



Schulte Roth & Zabel

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REGISTRATION NOW OPEN AT <http://bit.ly/NYU70LaborConference>

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



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

Introduction by Kristina Yost (Jones Day)



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)

Prof. 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)



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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)

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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.- 12:15 p.m. EEO IN THE NEW ECONOMY



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

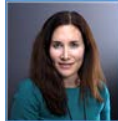
Hon. Jenny Yang (EEOC)

Prof. Andrew Elmore (NYU Law)

Erika Ozer (Swiss Re)

Comments by Philip Berkowitz (Littler Mendelson)

Moderator: Shlomit Yanisky-Ravid (Ono Law School)



Continues next page...

12:15-2:00 p.m. LUNCHEON ADDRESS



Hon. Alexander Acosta, U.S. Secretary of Labor

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)



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

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Samuel Estreicher,
Faculty Director

**NYU Labor &
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Law**

CONFERENCE SPEAKERS



Hon. R. Alex Acosta
U.S. Secretary of Labor
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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.
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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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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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Lori G. Kletzer
Provost and Dean of Faculty; Professor of
Economics,
Colby College
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Erika Ozer, Esq.
Swiss Re Life Capital
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Hon. Victoria A. Lipnic
Acting Chair,
U.S. Equal Employment Opportunity Commission
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Mark Risk
Mark Risk, P.C.
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Milan Markovic
Texas A&M University School of Law
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David Sherwyn
Cornell University School of Hotel Administration
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Hon. Philip A. Miscimarra
Chairman, National Labor Relations Board
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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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Kristina A. Yost, Esq.

Jones Day

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Hon. Jenny R. Yang

Member, U.S. Equal Employment Opportunity
Commission

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Pearl Zuchlewski, Esq.

Kraus & Zuchlewski LLP

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Shlomit Yanisky-Ravid

Ono Law School

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NYU Center for Labor and Employment Law
Samuel Estreicher, Dwight D. Opperman Professor of Law
Director

The Center for Labor and Employment Law was created by Professor Samuel Estreicher in 1997 to establish a nonpartisan forum for debate and study of the policy and legal issues involving the employment relationship.

The center has three major objectives, which it seeks to achieve through programs and publications:

1. To promote workplace efficiency and productivity, while at the same time recognizing the need for justice and safety in the workplace and respecting the dignity of work and employees
2. To promote independent, nonpartisan research that will improve understanding of employment issues generally, with particular emphasis on the connections between human resources decisions and organizational performance
3. To provide a forum for bringing together leaders from unions, employees and companies, as well as representatives of plaintiff and defense perspectives, for informal discussions exploring new frameworks for labor-management relations, workplace justice, fair and efficient resolution of employment disputes and representation in the workplace

The Center fulfills its mission through academic, professional and public conferences and programs, continuing judicial and legal education, and publications (including volumes of proceedings of its Annual Conference on Labor and its newsletter, *NYU Labor and Employment Law*).