

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:

SchulteRoth&Zabel

**JONES
DAY**

STROOCK

Day 1 – Thursday, June 8

- 8:30-8:40 a.m. WELCOME
Prof. Samuel Estreicher (NYU Law)
- 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)
Provost 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)
- 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)
- 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.-
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)

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
Rule 4.2 Issues (including Agency Bypassing Corporate Counsel)
Ethical Issues for In-House Counsel
Professional Responsibility Abroad: Israel
Mark Risk (Law Office of Mark Risk)
Troy Kessler (Shulman Kessler)
Andrew Herzig (NBCUniversal) (invited)
[Shlomit Yanisky-Ravid (Ono Law School)]
Moderator: Pearl Zuchlewski (Kraus & Zuchlewski)

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