

## Publications of Professor Ann C. Hodges

### Books

- Public Sector Employment: Cases and Materials (2d ed. ThomsonWest, 2011) (with Martin H. Malin and Joseph E. Slater)
- Principles of Employment Law (ThomsonWest 2009) (with Rafael Gely, Peggie Smith and Susan Stabile)

### Book Chapters

- *Union Representation in Employment Arbitration*, in *Beyond Elite Law: Access to Civil Justice for Americans of Average Means* (Samuel Estreicher & Joy Radice, eds., Cambridge University Press, forthcoming 2014)
- *Bargaining for Privacy in the Unionized Workplace*, *Workplace Privacy: Here and Abroad*, Proceedings of New York University 58th Annual Conference on Labor (Kluwer Legal International, 2010), reprinted in 22 *International Journal of Comparative Labour Law and Industrial Relations* No. 2 (2006)
- *The Limits of Multiple Rights and Remedies: A Call for Revisiting the Law of the Workplace*, in *Discrimination At Workplace: A Critical Study* (The Icfai University Press, 2007) (reprinted from 22 *Hofstra Labor & Employment Law Journal* 601)
- *Arbitration of Statutory Claims in the Unionized Workplace: Is Bargaining with the Union Required?* in *Alternative Dispute Resolution in the Employment Arena: Proceedings of New York University 53d Annual Conference on Labor* (S. Estreicher & D. Sherwyn, eds., Kluwer Legal International 2004) (reprinted from 16 *Ohio State Journal on Dispute Resolution* 513)
- *Dispute Resolution Under the Americans with Disabilities Act*, Administrative Conference of the United States, Recommendations and Reports, 1994-95

### Law Review Articles

- *Trilogy Redux: Using Arbitration to Rebuild the Labor Movement*, 98 *Minnesota Law Review* (forthcoming 2014)
- *Using Experiential Education to Develop Human Resources for the Nonprofit Community: A Course Study Analysis*, 6 *Drexel Law Review* 101 (2013)
- *Maintaining Union Resources in an Era of Public Sector Bargaining Retrenchment*, 16 *Employee Rights & Employment Policy Journal* 599 (2013)
- *Southern Solutions for Wisconsin Woes*, 43 *University of Toledo Law Review* 633 (2012) (Symposium on Public Sector Labor Law: At the Crossroads)
- *The Sheathed Sword: Union Efficacy in Nonbargaining States*, 27 *ABA Journal of Labor and Employment Law* 275 (Winter 2012) (with William Warwick) (Symposium on Public Sector Employment in Times of Crisis)
- *Avoiding Legal Seduction: Reinvigorating the Labor Movement to Balance Corporate Power*, 94 *Marquette Law Review* 889 (2011) (Symposium on Promoting Employee Voice in the New American Economy).
- *Fallout From 14 Penn Plaza v. Pyett: Fractured Arbitration Systems in the Unionized Workplace*, 2010 *Journal of Dispute Resolution* 19 (Symposium on The Creeping Legalism of Labor Arbitration)
- *Lessons From the Laboratory: The Polar Opposites on the Public Sector Labor Law Spectrum*, 18 *Cornell Journal of Law and Public Policy* 735 (2009)
- *The Electronic Workplace*, 12 *Employee Rights and Employment Policy Journal* 1 (2008) (with L. Camille Hebert) (Symposium Introduction)
- *Bargaining for Privacy in the Unionized Workplace*, 22 *International Journal of Comparative Labour Law and Industrial Relations* 147 (2006)
- *Strategies for Combating Sexual Harassment: The Role of Labor Unions*, 15 *Texas Journal of Women and the Law* 183 (2006)

- *The Limits of Multiple Rights and Remedies: A Call for Revisiting the Law of the Workplace*, The 40th Anniversary of Title VII of the Civil Rights Act of 1964 Symposium, 22 Hofstra Labor & Employment Law Journal 601 (2005)
- *The Business Fallout from the Rapid Obsolescence and Planned Obsolescence of High-tech Products: Downsizing of Noncompetition Agreements*, Columbia Science & Technology Law Review, Vol. 6 (2004-2005) (www.stlr.org) (with Porcher L. Taylor, III)
- *Mediation and the Transformation of American Labor Unions*, 69 Missouri Law Review 365 (2004)  
*Can Compulsory Arbitration Be Reconciled With Section 7 Rights?* 38 Wake Forest Law Review 173 (2003)
- *The Changing Labor Markets of the Western Hemisphere: Introduction and Symposium Overview*, 2 Richmond Journal of Global Law & Business 125 (2001)
- *The Employment Law Decisions of the October 2000 Term of the Supreme Court: A Review and Analysis*, 5 Employee Rights and Employment Policy Journal 391 (2001) (with Douglas D. Scherer)
- *Arbitration of Statutory Claims in the Unionized Workplace: Is Bargaining with the Union Required?* 16 Ohio State Journal on Dispute Resolution 513 (2001) (Symposium)
- *The Employment Law Decisions of the October 1999 Term of the Supreme Court: Review and Analysis*, 4 Employee Rights and Employment Policy Journal 177 (2000)(with Douglas D. Scherer)  
*Judicial Review of Arbitration Awards on Public Policy Grounds: Lessons from the Case Law*, 16 Ohio State Journal on Dispute Resolution 91 (2000)
- *Protecting Unionized Employees Against Discrimination: The Fourth Circuit's Misinterpretation of Supreme Court Precedent*, 2 Employee Rights and Employment Policy Journal 123 (1998)
- *Mediation and the Americans with Disabilities Act*, 30 Georgia Law Review 431 (1996)
- *Dispute Resolution Under the Americans with Disabilities Act: A Report to The Administrative Conference of the United States*, 9 The Administrative Law Journal of the American University 1007 (1996)
- *The Americans With Disabilities Act in the Unionized Workplace*, 48 University of Miami Law Review 567 (1994)
- *The Preclusive Effect of Unemployment Compensation Determinations in Subsequent Litigation: A Federal Solution*, 38 Wayne Law Review 1803 (1992)
- *The Steelworkers Trilogy in the Public Sector*, 66 Chicago-Kent Law Review 631 (1990) (Symposium)
- *The Interplay of Civil Service and Collective Bargaining Law in Public Sector Employee Discipline Cases*, 32 Boston College Law Review 95 (1990)

### Other publications

- *Oral Argument in Harris v. Quinn: Observations of a Labor Lawyer*, American Constitution Society Blog, January 22, 2014
- *Harris v. Quinn: Disrupting 75 Years of Labor Law?* American Constitution Society Blog, December 2, 2013
- *Union Dues in the Public Sector: Legislative Changes and Legal Challenges*, Ill. Pub. Emp. Rel. Rep., Vol. 30, Issue 2 (2013)
- *Judicial Amendments to the National Labor Relations Act*, Series of 21 essays, Truthout.org, March 28, 2013 – Sept. 12, 2013 (with Ellen J. Dannin)
- *Charlotte's fast-food workers have good reason to strike*, The Charlotte Observer, Op/Ed, p. 8A, August 29, 2013
- *Senate Compromise on Labor Issues is Possible*, American Constitution Society Blog, July 19, 2013
- *Partial Remedy for Governmental Abandonment of Workers' Rights: Confirm Five Members of the NLRB*, American Constitution Society Blog, May 14, 2013
- *NLRB Decision Limiting Class Action Waivers Based on Longstanding Precedent*, American Constitution Society Blog, January 17, 2012
- *OurBlook Interview on Teacher Unions and School Management*, 2011, <http://www.ourblook.com/Future-of-Education/Ann-Hodges-on-Teacher-Unions-and-School-Management.html>

- *The Case against Boeing: Why Congressional Interference is Unjustified*, American Constitution Society Blog, June 29, 2011
- *Boeing Should Try its Case in Court*, Richmond Times-Dispatch, Op/Ed, June 5, 2011
- *EFCA Would Benefit Virginians*, Richmond Times-Dispatch, Op/Ed, p. A-13, Sept. 26, 2009
- *Virginians Deserve a Living Wage: Commonwealth Should Follow Maryland=s Lead*, Washington Post, Close to Home, p. B8, May 6, 2007
- *2007 Professors' Update* to Grodin, Malin & Weisberger's *Public Sector Employment: Cases and Materials* (with Martin H. Malin and Joseph E. Slater)
- *Pending Cases at the NLRB: The Implications for Employers and Unions*, Views and Visions, pp. 14-17 Winter 2007
- *Speech of Government Employees*, Encyclopedia of American Civil Liberties (Routledge 2007)
- *Disciplining Public Employees for Expressive Activity*, Encyclopedia of American Civil Liberties (Routledge 2007)
- *Matters of Public Concern Standard in Free Speech Cases*, Encyclopedia of American Civil Liberties (Routledge 2007)
- *Fulfilling the Promise of the National Labor Relations Act: A Review of Taking Back the Workers= Law*, 57 Lab. L. J. 176 (2006)
- *Weingarten in the Nonunion Workplace: Looking in the Funhouse Mirror*, 53 Lab. L.J. 89 (2002) (with Courtney Mueller Coke & Robert R. Trumble)
- *U.S. Supreme Court Round-up, Take 'em to Arbitration: Five Times This Term, Justices Have Stood Up for Integrity of ADR*, Legal Times at 76 (June 25, 2001)
- *The Age Discrimination in Employment Act at Thirty*, Education & Practice, Vol. V, No. 2 (Winter 1997)
- *Employment Rights of Women with Cancer*, Lex Claudia, Vol. XIII, No. 1 (Fall 1994)
- *The Americans With Disabilities Act: A Lawyer's Guide to the Basics*, Lex Claudia, Vol. XII, No. 1 (Summer 1993)
- *Application of the Civil Rights Act of 1991 to Pre-existing Claims: The Judicial Dilemma*, 41 Virginia Lawyer 25 (March 1993) (with M. Barsotti)
- *The Americans With Disabilities Act and the Civil Rights Act of 1991: Is Your Workplace in Compliance?*, Richmond Law, Vol. 6, No.1 (Winter 1993)
- *Sexual Harassment, Intentional Infliction of Emotional Distress and the 1991 Virginia Supreme Court*, Lex Claudia, Vol X, No.2 (Fall 1991)