



The New York Law School Law Review and
The Employee Rights Advocacy Institute For Law & Policy
present

TRIAL BY JURY OR TRIAL BY MOTION? SUMMARY JUDGMENT, IQBAL, AND EMPLOYMENT DISCRIMINATION

A substantial and growing body of evidence, both empirical and anecdotal, shows that cases alleging employment discrimination are disproportionately susceptible to dismissal before trial and unfavorable JNOV motions after trial. In *Bell Atlantic Corp. v. Twombly* and *Ashcroft v. Iqbal*, the U.S. Supreme Court appeared to raise the quantum of facts a plaintiff must plead to avoid dismissal, raising questions as to whether the Court has blurred the line between motions to dismiss and motions for summary judgment. Federal judges, practitioners, and legal scholars will examine these issues and explore potential strategies to reverse this growing trend.

Keynote Speaker:

Hon. Denny Chin, U.S. Court of Appeals for the Second Circuit

Panelists:

Hon. Mark W. Bennett (N.D. Iowa), Hon. Bernice B. Donald (U.S. Court of Appeals for the Sixth Circuit), Deborah Eisenberg (Univ. of Maryland School of Law), Hon. Nancy Gertner (Ret.) (Harvard Law School), Elizabeth Grossman (U.S. EEOC), Rebecca M. Hamburg (The Employee Rights Advocacy Institute For Law & Policy), Diane S. King (King & Greisen LLP), Minna Kotkin (Brooklyn Law School), David L. Lee (Law Offices of David L. Lee), Arthur S. Leonard (New York Law School), Suzette Malveaux (Columbus School of Law, Catholic Univ. of America), Ann C. McGinley (Univ. of Nevada, Las Vegas, William S. Boyd School of Law), Scott A. Moss (Univ. of Colorado School of Law), Hon. Lee H. Rosenthal (S.D. Texas), Elizabeth Schneider (Brooklyn Law School), Joseph A. Seiner (Univ. of South Carolina School of Law), Richard T. Seymour (Law Office of Richard T. Seymour, P.L.L.C.), and Suja A. Thomas (Univ. of Illinois College of Law)

When:

Monday, April 23, 2012, 8:30 a.m.–4:45 p.m. Wine and cheese reception at 5 p.m., sponsored by the New York Law School Labor and Employment Law Society

Where:

New York Law School, Second Floor Events Center, 185 West Broadway, New York, NY 10013

RSVP:

Required registration with a \$25 fee is open at www.nylslawreview.com/trialbymotion (no charge for New York Law School students, faculty, staff, and alumni).

CLE:

9.5 transitional CLE credits in Professional Practice will be available for \$50 (no charge for New York Law School faculty, staff, and alumni).

Questions?

Contact 212.431.2109 or law_review@nyls.edu

For more information visit www.nylslawreview.com/trialbymotion