

Anne Marie Lofaso
Biography

Anne Marie Lofaso is an Associate Professor of Law at the West Virginia University College of Law, where she teaches courses in Employment Law, Labor Law, Advanced Labor Law, Law and Socioeconomics, and related seminars. Professor Lofaso is faculty adviser to several student organizations including the Moot Court Board; the Women's Law Caucus; and the Labor Law Society, an organization dedicated to educating people about the rights of workers. Between 2007 and 2008, she served as the faculty adviser to the West Virginia Law Review's Symposium on coal mine safety, *Thinking Outside of the Box: A Post-Sago Look at Coal Mine Safety*.

Professor Lofaso focuses her scholarly attention on workplace law. She sets forth her theory of labor and employment law in *Toward A Foundational Theory of Workers' Rights: The Autonomous Dignified Worker*, which draws on the ideas of Ronald Dworkin, Joseph Raz, and John Rawls. In *September Massacre*, she demonstrates the role that all three branches of government have played in diluting the right to organize and other worker rights protected by the National Labor Relations Act. Professor Lofaso also has an interest in the Free Speech and Religion Clauses of the First Amendment. Most recently, she completed the book, RELIGION IN THE PUBLIC SCHOOLS: A ROADMAP FOR AVOIDING LAWSUITS AND RESPECTING PARENTS' LEGAL RIGHTS and is currently working on incorporating free speech theories into a broader understanding of workplace rights.

Professor Lofaso began her career as an attorney for the New York law firm, Milbank, Tweed, Hadley and McCloy, where she practiced in the Bankruptcy and Business Reorganization Department. From private practice, she moved to the National Labor Relations Board, a federal agency that prosecutes unfair labor practices, where she spent ten years litigating cases before the United States Courts of Appeals and advising the Office of the Solicitor General on labor-related issues in cases where the United States filed amicus briefs before the U.S. Supreme Court. As an NLRB attorney, she argued and briefed dozens of cases before the federal courts of appeals. She is a member of the New York State Bar, the United States Supreme Court Bar and the bars of the following circuit courts—the United States Courts of Appeal for the Second, Fourth, Fifth, Seventh, Ninth, Tenth, and D.C. Circuits. She is also the Chair for Special Projects for the Appellate Practice Committee of the American Bar Association's Section of Litigation, a Senior Editor for the ABA's international labor treatise, and a contributing editor for the ABA's Developing Labor Law treatise. As part of her service to the ABA, she is currently editing the book, *A Practitioner's Guide to Appellate Advocacy*, which is forthcoming in 2009.

Professor Lofaso holds an A.B. from Harvard University, where she graduated *magna cum laude*; a J.D. from the University of Pennsylvania, where she served as an editor for the labor law journal and won two prizes for papers written on comparative labor and employment law; and a D.Phil. from Oxford, where, as a Fulbright Scholar, she wrote a dissertation about the American, British, and European legal responses to mass economic dismissals. While working toward her doctorate, she clerked for the Honorable James L. Oakes, United States Court of Appeals for the Second Circuit.