

EMILY GOLD WALDMAN

Elisabeth Haub School of Law at Pace University
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EDUCATION: Harvard Law Review
Harvard Mediation Program, Vice President

1999 Yale University, B.A.,

EXPERIENCE

- Fall 2006-present Elisabeth Haub School of Law at Pace University, White Plains, NY
Professor of Law (received tenure in 2011; promoted to full professor in 2014)
Associate Dean for Faculty Development (2016)
- x Teaching fields include Constitutional Law, Law & Education, Employment Law, and Civil Procedure.
 - x Administrative responsibilities include promoting faculty scholarship and development; establishing and administering faculty policies; and helping implement strategic plan and Haub gift
 - x Winner, Goettel Prize for Faculty Scholarship, 2008 (chosen by vote of external reviewers)
 - x Winner, Ottinger Award for Faculty Achievement, 2015 & 2018 (chosen by faculty peers for service to law school)
- 2005-2006 Chambers of the Honorable Robert A. Katzmann, Chief Judge of the United States Court of Appeals for the Second Circuit, New York, NY
Law Clerk
- 2003-2005 Debevoise & Plimpton LLP, New York, NY
Litigation Associate
- 2002-2003 Chambers of the Honorable William G. Young, United States Chief District Judge, District of Massachusetts Boston, MA
Law Clerk

ACADEMIC PUBLICATIONS

Just Extracurriculars? MINN. L. REV. __ (forthcoming 2024)

HOT FLASH: HOW UNDERSTANDING MENOPAUSE CAN IMPROVE LIFE AND LAW FOR EVERYONE (with Naomi R. Cahn and Bridget J. Crawford) (Stanford University Press) (forthcoming 2024)

Menopause Discrimination at Work RESEARCH HANDBOOK ON LAW, SOCIETY, AND AGING (Sue Westwood & Nancy J. Knauer eds., forthcoming Edward Elgar 2023) (with Naomi R. Cahn and Bridget J. Crawford)

Menstruation in a Post-Dobbs World 97 NYUL. REV. ONLINE 6 (2022) (with Bridget J. Crawford)

MENSTRUATION MATTERS: CHALLENGING THE LAW'S SILENCE ON PERIODS (with Bridget J. Crawford) (NYU Press) (2022)

Working Through Menopause 99 WASH U. L. REV. 1531 (2022) (with Bridget J. Crawford and Naomi R. Cahn)

Contextualizing Menopause in the Law 46 HARV. J.L. & GENDER 1 (2022) (with Bridget J. Crawford and Naomi R. Cahn)

Managing and Monitoring the Menopausal Body 2022 U CHI. L. FORUM (2022) (with Naomi R. Cahn and Bridget J. Crawford)

Compared To What? Menstruation, Pregnancy, and the Complexities of Comparison, 41 COLUM. J. GENDER & L. 218 (2021)

Period Poverty in a Pandemic: Harnessing Law to Achieve Menstrual Equity 98 WASH U. L. REV. 1569 (2021) (with Bridget J. Crawford)

School Jurisdiction Over Online Speech 60 OXFORD HANDBOOK OF UNITED STATES K-12 EDUCATION LAW (2021) (book chapter)

Title IX and Menstruation, 43 HARV. J.L. & GENDER 225 (2020) (with Margaret E. Johnson & Bridget J. Crawford)

Ministerial Magic: Tax-Free Housing and Religious Employees 29 U. PA. J. CONST. L. ONLINE 101 (2019) (with Bridget J. Crawford)

The Ground on Which We All Stand: A Conversation About Menstrual Equity Law and Activism, 26 MICH. J. GENDER & LAW 341 (2019) (with Bridget J. Crawford, Margaret E. Johnson, Marcy L. Karin, & Laura Strausfeld)

Inclusion Riders and Diversity Mandates 75 BELMONT L. REV. (2019) (symposium issue)

The Unconstitutional Tampon Tax 53 U. RICH

No Jokes About Dopamine
Morse v. Frederick's Educational Rationale
82 UMKCL. REV. 685 (2013) (symposium issue)

Badmouthing Authority: Hostile Speech About School Officials and the Limits of School Restrictions
19 WILLIAM & MARY BILL RTS. J. 592 (2011), reprinted in THE FIRST AMENDMENT LAW HANDBOOK, 2011-12 (Rodney A. Smolla, ed., Thomas/West 2011)

Regulating Student Speech: Suppression versus Punishment
85 INDIANA L.J. 1113 (2010)

A Post-Morse Framework for Students' Potentially Hurtful Speech (Religious and Otherwise)
37 J.LAW & EDU. 463 (2008); reprinted in THE FIRST AMENDMENT LAW HANDBOOK 2009-2010 (Rodney A. Smolla, ed., Thomas/West 2009)

Returning to Hazelwood's Core: A New Approach to Restrictions on School-Sponsored Speech
60 FLORIDA L. REV. 63 (2008) (winner of 2008 Goettel Prize for Faculty Scholarship); reprinted in THE FIRST AMENDMENT LAW HANDBOOK 2008-2009 (Rodney A. Smolla, ed., Thomas/West 2008)

Fulfilling Lucy's Legacy: Recognizing Implied Good Faith Obligations Within Explicit Job Obligations
28 PACE L.R. 429 (2008) (symposium issue)

The Case of the Male GYN: A Proposal for Expansion of the Privacy BFOQ in the Healthcare Context
6 U.

Students' Fourth Amendment Rights in Schools: Strip Searches, Drug Tests, and More
TENTH ANNUAL SCHOOL LAW INSTITUTE, 87-96 (Practising Law Institute 2010) (reprinted
in substantially similar form 26 TOUROL. REV. 1131 (2011))

Student Speech Rights: The State of the Law *Post* v. Frederick

Teacher Webinar, Mahanoy Area School District v. B.L. (hosted by the Cato Institute and iCivics (June 10, 2021)

Mahanoy Area School District v. B.L. discussion, New York State Bar Association Committee on Media Law (May 28, 2021)

Regulating Off-Campus Speech in the Digital Age, Westchester Women's Bar Association (May 18, 2021)

Faculty Co-Convener, Columbia Journal of Gender & Law Symposium, "Are You There, Law? It's Me, Menstruation," Columbia Law School, New York, NY (April 9-10, 2021)

x Presenter, Menstruation and Employment panel

x Moderator, Courts and Constitutionality panel

Episode 3: Mahanoy Area School District v. B.L., "As a Matter of Law" podcast
University of Richmond Law Review available at <https://soundcloud.com/richmond-law-review> (April 2021)

Mahanoy Area School District v. B.L. discussion, Harvard Law School Sponsored Initiative for a Representative First Amendment (March 26, 2021)

The Unconstitutional Tampon Tax: Gender Discrimination in Tax Policy, NYU Tax Law Association (November 11, 2020) (with Bridget Crawford)

Is Tinker Still Good Law? Virginia Law Review Online Symposium, "Speech Inside the Schoolhouse Gates: Fifty Years After Tinker v. Des Moines," University of Virginia Law School, Charlottesville, VA (January 24, 2020)

Compelled Pronouns Fourteenth Annual Colloquium on Scholarship in Labor and Employment Law, William S. Boyd School of Law at University of Nevada Las Vegas, Las Vegas, NV (October 11, 2019)

The Equal Protection Clause and Disparate Impact Law to Fact Podcast, available at <https://lawtofact.buzzsprout.com/138309/1027580/equal-protection-clause-and-disparate-impact> (April 16, 2019)

The Equal Protection Clause and Suspect Classes Law to Fact Podcast, available at <https://lawtofact.buzzsprout.com/138309/1027581/equal-protection-clause-and-suspect-classes> (April 9, 2019)

The Unconstitutional Tampon Tax, Sarah Lawrence 21 Annual Women's History Conference, Sarah Lawrence College, Bronxville, NY (March 2, 2019)

The Unconstitutionality of Tampon Taxes Dixie Podcast, available at <https://shows.pippa.io/ipsexit/episodes/bridget-crawford-emily-gold-waldman-on-the-unconstitutional> (November 26, 2018) (with Bridget Crawford)

Inclusion Riders and Diversity Mandates Belmont Law Review Symposium on the Modern Workplace: Contemporary Issues in Labor and Employment Law, Belmont Law School, Nashville, TN (October 5, 2018)

Supreme Court Analysis: The NDA, Richard French Live (October 1, 2018)

The Preferred Preferences in Employment Discrimination, Thirteenth Annual Colloquium on Scholarship in Labor and Employment Law, University of South Carolina Law School, Columbia, SC (September 28, 2018)

School Speech Controversies in Today's Climate, Thirteenth Annual School Law Institute, Practising Law Institute, New York, NY (June 7, 2018).

Supreme Court Analysis: The Kavanaugh Nomination, Richard French Live (September 26, 2018)

Supreme Court Analysis: The Kavanaugh Nomination, Richard French Live (July 11, 2018)

Supreme Court Analysis: Lead to Announcement of New Nomination, MSNBC (Velshi & Rule) (July 9, 2018)

Supreme Court Analysis: Potential Nominees for Justice Kennedy, Richard French Live (July 9, 2018)

Supreme Court Analysis: Potential Nominees for Justice Kennedy, Richard French Live (July 9, 2018)

Supreme Court Analysis: Justice Kennedy's Retirement, Richard French Live (June 27, 2018)

Supreme Court Analysis: Justice Kennedy's Retirement, News 12 Westchester (June 27, 2018)

Legal Roundtable, Richard French Live (June 6, 2018)

Supreme Court Analysis: Major Decisions and Possible Justice Kennedy Retirement, Richard French Live (May 16, 2018)

The Commerce Clause, Law to Fact Podcast, available at <https://lawtofact.buzzsprout.com/138309/660860> the-commerce-clause

Judging Statutes: Interpreting Congress' Laws Under the Constitution, A Conversation with the Honorable Robert A. Katzmann, Chief Judge, United States Court of Appeals for the Second Circuit, Seventh Annual Constitution Day Celebration (organized by the Constitutional Sources Project), New York, NY (September 15, 2016)

Introduction to Due Process and Equal Protection (with the Honorable Elizabeth Stong, United States Bankruptcy Judge, Eastern District of New York), Summer Teachers Institute on Civic Education, New York, NY (July 5, 2016)

Show and Tell? Students' Personal Lives, Schools, and Parents, American Association of Law Schools Annual Meeting, Section on Defamation and Privacy (selected from competitive Call for Papers), New York, NY (January 4, 2014)

University Imprimatur on Student Speech, Hofstra Law School Faculty Colloquium Hempstead, NY (January 28, 2013).

Hazelwood and Higher Education, Symposium: One Generation Under Haz0 -1.146 .9 (nde)1.2

Students' Fourth Amendment Rights in Schools: Strip Searches, Drug Tests, and More
Tenth Annual School Law Institute, Practising Law Institute, New York, NY (May 5,
2010).

Regulating Student Speech: Suppression versus Punishment
New York Junior Scholars
Workshop at Fordham Law School, New York, NY (February 27, 2009).

Student Speech Rights: The State of Law Post *Morse v. Frederick*, Eighth Annual
School Law Institute, Practising Law Institute

Member, Second Circuit Program Planning Committee for the 2020 Judicial Conference (2019-present)

Member, Second Circuit Judicial Council Committee on Civic Education and Public Engagement (2015-present)

Member, Executive Committee, Section on Employment Discrimination Law, American Association of Law Schools

Member, Advisory Board, Student Advocacy (2018-present; previous secretary of Board)

Previous Chair, Section on Education Law, American Association of Law Schools (Chair in 2011, Chair-Elect in 2010, Secretary in 2009; Treasurer in 2008)

Member, Second Circuit Courts Committee, Federal Bar Council (2007-2011)

Member, Education & the Law Committee, New York City Bar Association (2005-2008)

BAR ADMISSIONS

New York State Bar, Admitted May 7, 2003 (Second Department).

Admitted to appear before the Southern District of New York, Eastern District of New York, and the United States Court of Appeals for the Second Circuit.