




Elon University School of Law  
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# Eric M. Fink

## Elon University School of Law

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### Associate Professor of Law, 2007-present

- Tenure awarded 2012
- Jennings Professor and Emerging Scholar, 2010-2012

### Teaching: 2020-21

- Civil Procedure (Fall 2020)
- Professional Responsibility (Fall 2020)
- Employment Law (Winter 2021)
- Residency-in-Practice (Spring 2021)

### Other Courses Taught

- Administrative Law
- Business Associations
- Cause Lawyering
- Consumer Protection
- Labor Law
- Socio-Legal Perspectives

### Service

- Admissions Committee
- Elon Law Review, Faculty Co-Advisor

## Publications

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### Journal Articles

“Just When I Thought I was Out ...”: Post-Employment Repayment Obligations, with Stuart Lichten,  
25 *Washington & Lee Journal of Civil Rights & Social Justice* 51 (2018)

Union Organizing & Collective Bargaining for Incarcerated Workers, 52 *Idaho Law Review* 953 (2016)

Sewer Syndicalism: Worker Control in Public Services, 14 *Nevada Law Journal* 444 (2014)

No Money, Mo' Problems: Why Unpaid Law Firm Internships Are Illegal and Unethical, 47 *University of San Francisco Law Review* 435 (2013)

The Virtual Construction of Legality: "Griefing" and Normative Order in Second Life, 21 *Journal of Law, Information, and Science* 89 (2011)

Law School and The Web of Group Affiliation: Socializing, Socialization, and Social Network Site Use Among Law Students, 27 *John Marshall Journal of Computer and Information Law* 325 (2010)

Liars and Terrorists and Judges, Oh My: Moral Panic and the Symbolic Politics of Appellate Review in Asylum Cases, 83 *Notre Dame Law Review* 2019 (2008); reprinted in 29 *Immigration and Nationality Law Review* 45 (2008); cited in *Djadjou v. Holder*, 662 F.3d 265 (4th Cir. 2011) and *Zuh v. Mukasey*, 547 F.3d 504, 513 (4th Cir. 2008)

Post-Realism, or the Jurisprudential Logic of Late Capitalism: A Socio-Legal Analysis of the Rise and Diffusion of Law and Economics, 55 *Hastings Law Journal* 931 (2004)

Book Note, The Caribbean: New Dynamics in Trade and Political Economy, 28 *NYU Journal of International Law and Politics* 644 (1996)

## Chapters, Reports, & Other Publications

Federal Student Loan Servicing: Contract Problems and Public Solutions, with Roland Zullo, Jobs With Justice Education Fund (2014)

Union and Employee Access to Employer E-mail Systems Under Federal Labor Law, with Stuart W. Davidson, in *The CyberUnion Handbook: Transforming Labor Through Computer Technology* (A. Shostak, ed., 2002)

Contributing Editor, *The Developing Labor Law* (P. Hardin, ed., 4th ed. 2001)

## Conference Presentations

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### Southeastern Academy of Legal Studies in Business

#### *Annual Conference*

- The Economic & Social Impact of North Carolina HB2 (November 2016)

### Stony Brook University

#### *Center for Study of Working Class Life—How Class Works*

- Police Union Contracts & Police Violence Against Civilians (June 2016)

### University of Idaho School of Law

#### *Idaho Law Review Annual Symposium*

- Union Organizing & Collective Bargaining for Incarcerated Workers (April 2016)

## **ABA Section of International Law**

### *Spring Meeting*

- Unpaid Law Student Internships: Legal & Ethical Issues (April 2014)

## **UNLV Boyd School of Law**

### *Nevada Law Journal Workplace & Democracy Symposium*

- Worker Self-Management in Public Services (February 2012)

## **International Institute for the Sociology of Law**

### *Social Economy Conference*

- Worker Self-Management in Public Services (July 2011)

## **Southeastern Association of Law Schools**

### *Annual Meeting*

- Panel on Internet Culture and the Law (July 2011)
- Legal Consciousness in the Second Life Virtual World (August 2010)
- Panel on Academic Legal Blogs in Scholarship and Teaching (August 2009)

## **Law and Society Association**

### *Annual Meeting*

- Legal Consciousness in the Second Life Virtual World (May 2010)

## **Public Talks & Workshops**

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## **National Society for Experiential Education**

### *National & Regional Workshops*

- Legal Issues in Experiential Learning (2010-2019)

## **UNC-Greensboro**

### *Alpha Kappa Delta (Sociology Honors Society),*

- Sociology in Legal Practice and Legal Scholarship (April 21, 2017)

### *Gamma Theta Upsilon (Geography Honors Society)*

- The Place of Place in Law: Law and Geography (April 24, 2008)

## **Elon Law School**

### *National Lawyers Guild*

- Mass Incarceration & Prison Labor (February 21, 2017)
- *Harris, Friedrichs*, and the Implications for Union Organizing November 23, 2015)
- Corporations and Campaign Finance (September 20, 2012)

- *Citizens United*, Corporations, and Democracy (July 18, 2012)

#### *Federalist Society*

- Pros and Cons of a Minimum Wage Increase (November 16, 2016)

#### **Rockingham County Democratic Party**

##### *Annual Convention*

- Keynote Address: Taking Democracy Seriously (April 8, 2017)

##### *African-American Caucus*

- Voting Rights in North Carolina (February 18, 2017)

#### **Open Government Coalition/Sunshine Center**

- NC Open Government Law: A Guide for Public Officials (October 22, 2009)
- Forum on NC Public Records Law (March 20, 2008)

#### **State Employees Association of North Carolina**

- Public Employee Unions and Collective Bargaining (October 17, 2009)

#### **Mitchell Community College**

- The Labor Movement and Labor Law in 2009 (September 8, 2009)

#### **NC/SC Labor and Employment Law Annual Meeting**

- Family Responsibility Accommodation and Discrimination (October, 18, 2008)

## **Past Teaching Experience**

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#### **Stanford Law School, Palo Alto, CA**

##### *Lecturer in Law, 2004-2006*

- Legal Research and Writing

#### **St. Joseph's University/Comey Institute, Philadelphia, PA**

##### *Instructor, 1997-2003*

- Labor Law; Negotiations; Arbitration; History and Sociology of the U.S. Labor Movement

#### **Anglo-American College, Prague, Czech Republic**

##### *Lecturer, February- October 1992*

- Introduction to Sociology; Economic Sociology; Sociology of Law

## Legal Practice

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Leonard Carder, LLP, Oakland and San Francisco, CA

*Associate, 2006-2007*

- Labor and employment law

Eckert Seamans Cherin and Mellott, Philadelphia, PA

*Associate, 2002-2004*

- Civil litigation

Willig, Williams and Davidson, Philadelphia, PA

*Associate, 1997-2002*

- Labor and employment law

## Education

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New York University School of Law, New York, NY

*J.D., magna cum laude, 1997*

- Arthur Garfield Hays Civil Liberties Fellow
- Journal of International Law and Politics, Symposium Editor
- Order of the Coif

University of Chicago, Chicago, IL

*Doctoral Student in Sociology (ABD), 1987-1992*

- Special Fields: Organizations (honors); Economic Sociology

London School of Economics, London, England

*M.Sc., Sociology, 1985*

- Thesis: Policing and Riots in the U.S. and U.K.

The Johns Hopkins University, Baltimore, MD

*B.A., Sociology, 1984*

## Professional Associations

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Law and Society Association

Labor Research & Action Network

Labor & Working Class History Association

Working Class Studies Association

North Carolina Bar Association

NC State Bar Ethics Committee, Advisory Member (2011-2013)

## **Bar Admissions**

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### **State**

California (Inactive)

Pennsylvania (Retired Status)

### **Federal**

Third Circuit U.S. Court of Appeals, Eastern District of Pennsylvania

Middle District of Pennsylvania