

EZRA ISHMAEL YOUNG

210 North Sunset Drive, Ithaca, New York 14850

949-291-3185 | ezra@ezrayoung.com

ACADEMIC APPOINTMENTS

Cornell Law School, Ithaca, New York

Visiting Assistant Professor of Law, July 2021 to June 2023

Columbia Law School, New York, New York

Postdoctoral Scholar, 2012 to 2014

Research Director, Center for Intersectionality and Social Policy Studies, 2012 to 2014

COURSES TAUGHT

Constitutional Law

Constitutional Law for LL.Ms

Transgender People and the Law

Critical Race Theory

COURSES OF INTEREST

Federal Courts

Civil Procedure

Remedies

Equal Protection

EDUCATION

Columbia Law School, New York, New York

J.D., May 2012

Honors: Research Assistant to Kimberlé Crenshaw; Research Assistant to Carol Sanger; Research Assistant to Philip K. Howard

Journals: Executive Managing Editor, COLUM. J. GENDER & L.; Online & Consulting Editor, COLUM. J. RACE & L.

Activities: Harlan Fiske Stone Moot Court; Latino/a Law Student Association; Law Students for Reproductive Justice; National Native American Law Student Association Moot Court

Cornell University, Ithaca, New York

B.A., Philosophy, January 2009

Honors: Tallman Prize; Dean's List

Activities: MENTALITY; LGBT Resource Center; Gannett Health Services transgender liaison; Teatrotaller

OTHER PROFESSIONAL EXPERIENCE

Law Office of Ezra Young, Brooklyn and Ithaca, New York
Principal, 2017 to present

Transgender Legal Defense and Education Fund, New York, New York
Director of Impact Litigation, 2017
Staff Attorney, 2016

Law Office of Jillian T. Weiss, P.C., New York, New York
Associate, 2014 to 2016

African American Policy Forum, New York, New York
Legal Director, 2013 to 2014
Associate Director, 2011 to 2013

Oxford University Press, New York, New York
Law Intern, International Law Division, Summer 2011

Immigrant Legal Resource Center, San Francisco, California
Law Clerk, Summer 2010

PUBLICATIONS AND WORKS IN PROGRESS

Law Reviews

Transgender Equal Protection (In Progress)

Equity Beyond the English Chancellor (In Progress)

Transgender Originalism (In Progress)

*The Chancellors Are Alright:
Nationwide Injunctions and an Abstention Doctrine to Salve What Ails Us*,
69 CLEV. ST. L. REV. 859 (2021)

*What the Supreme Court Could Have Heard in
R.G. & G.R. Harris Funeral Homes v. EEOC and Aimee Stephens*,
11 CAL. L. REV. ONLINE 9 (2020)

Books and Book Chapters

THE RACE TRACK: UNDERSTANDING & CHALLENGING STRUCTURAL RACISM
(with Kimberlé Crenshaw, Luke Charles Harris, and George Lipsitz) (forthcoming New Press 2024)

Demarginalizing Trans Rights, in
DEPLOYING INTERSECTIONALITY: LEGAL, INTELLECTUAL, AND ACTIVIST INTERVENTIONS
(Kimberlé Crenshaw et al. eds., New Press forthcoming 2024)

Legal Issues, in TRANS BODIES, TRANS SELVES VOL. 2
(Oxford Univ. Press 2022)
(with Sasha Buchert)

Transgender Politics—The Civil Rights of Transgender Persons, in
HELPING TRANSGENDER AND GENDER-NONCONFORMING PERSONS:
A HANDBOOK FOR SERVICE PROVIDERS, EDUCATORS, AND FAMILIES
(Alfred F. Carlozzi & Kurt T. Choate eds., Routledge 2018)
(with Alyssa Bryant)

Peer Reviewed

*When the Political is Professional:
Civil Disobedience for Public Psychology*
AMERICAN PSYCHOLOGIST (2021)
(with Anthony W.P. Flynn, Sergio Domínguez, Jr., Rachel L. Dreyer, and Ree Ae S. Jordan)

The Affordable Care Act and Its Impact on Plastic and Gender-affirmation Surgery,
147 PLASTIC & RECONSTRUCTIVE SURGERY 135e (2021)
(with Aaron L. Wiegmann, Kellan E. Baker, Syed I. Khalid, Deana S. Shenaq, Amir H. Dorafshar, and
Loren S. Schechter)

*Limited Coverage of Gender Affirming Breast and Chest Reconstruction in
Insurance CPT® Coding Criteria,*
146 PLASTIC & RECONSTRUCTIVE SURGERY 238e (2020)
(with Gaines Blasdel, Ian T. Nolan, Alexander B. Harris, and Alexis Hazen)

Other Academic

CRT Tells it on the Mountain
JOTWELL, Mar. 29, 2023

Trumpism and Critical Contract Theory
JOTWELL, Dec. 6, 2021

Bostock is a Textualist Triumph
JURIST, June 25, 2020

Reports and Comments

Comments of the Jim Collins Foundation
Re: Request for Comment “Nondiscrimination in Health and Health Education Programs or Activities”
(RIN 0945-AA11), August 13, 2019

What Can We Expect from this Administration in Regard to LGBTQ+ Rights?, in
SOCIAL JUSTICE SOS: 16 SOCIAL JUSTICE LEADERS RESPOND TO THE 2016 ELECTION
(African American Policy Forum & Center for Intersectionality and Social Policy Studies 2017)

Popular Media

They're Trans, They're Hispanic, and They've Changed this World
THE ADVOCATE, September 22, 2014

What's Missing From Recent Trans Marriage Victory Celebrations
THE ADVOCATE, August 22, 2014

What the Recent Transsexual Marriage Victory Celebrations Miss
ORIGINAL PLUMBING, August 19, 2014

AWARDS

Columbia Law School Outlaws Rising Star Award (2024)
Fordham Law School Outlaws Trailblazer Award (2022)

SERVICE

Referee

YALE LAW JOURNAL
HARVARD LAW REVIEW
COLUMBIA LAW REVIEW

Supervision of Master's Thesis

Hoy Ching Kong, *Cybertipping and the Fourth Amendment Right; Who Should Bear the Burden of Combating Online Child Pornography*, Cornell Law School, May 2022

African American Policy Forum

Board Secretary, 2023 to present
Board Member, 2021 to present

Jim Collins Foundation

Vice President of the Board, 2020 to present
Board Member, 2018 to present

National Trans Bar Association

Co-Chair of the Board, 2018
Founding Board Member, 2016 to 2018

New York State Trans Health Advocacy Working Group

Member, 2020 to present

Philadelphia Trans Wellness Conference

Trans-Masculine Working Group, 2016 to 2018
Activism and Advocacy Working Group, 2015
Trans-Masculine Working Group, 2015
Ad Hoc Working Group, 2014

New York City Bar Association

Member, Lesbian, Gay, Bisexual, and Transgender Rights Committee, 2017 to 2018

Health Care For All New York

Member, LGBT Task Force, 2015 to 2017

Member, Transgender Health Insurance Compliance Working Group, 2015 to 2017

Fight Racism Now!

Member, U.S. Working Group, 2014

Special Issue on Intersectionality, DU BOIS REVIEW (Fall 2013)

Editorial Assistant serving under Professors Kimberlé Crenshaw, Devon Carbado, Vickie Mays, and Barbara Tomlinson

PODCASTS

Indivisible: Why Race, Gender, and LGBTQIA+ Justice Cannot Be Separated (with Prof. Kimberlé Crenshaw)

UNDER THE BLACKLIGHT

June 1, 2022

Because of Sex (with Prof. Jessica Clarke)

HOSTILE WITNESS

June 24, 2020

Ezra Young on Supreme Court LGBT Ruling

COUNTERSPIN

June 19, 2020

Ezra Young on Litigating Trans Rights

IPSE DIXIT

March 11, 2020

SELECT PRESENTATIONS

Talking About Race in Courses on Gender, Sexuality, & Law

(with Profs. Michael Boucai, Mary Anne Case, Russell Robinson, and Darren Rosenblum)

Panel, National LGBT Bar Association Lavender Law Conference

Chicago, Illinois, July 26, 2023

Protections for LGBT People Following *Bostock v. Clayton County* (with Prof. Tobias Wolff)

Guest Lecture, University of Pennsylvania Carey Law School

Philadelphia, Pennsylvania, April 3, 2023

Perceptions and Misperceptions About Donald Trump (with Prof. Mohamed Arafa)

Commentator, Global Constitutionalism Summit, University of Texas at Austin

Austin, Texas, March 18, 2023

Teaching Constitutional Law from a Critical Race Theory Perspective

Lecture, Faculty Colloquium, Cornell Law School

Ithaca, New York, February 20, 2023

Transgender Originalism

Lecture, Faculty Colloquium, Texas Tech Law School
Lubbock, Texas, November 30, 2022

Transgender Originalism

Lecture, Faculty Colloquium, UCLA School of Law
Los Angeles, California, November 28, 2022

Transgender Originalism

Lecture, Faculty Colloquium, Rutgers Law School
Newark, New Jersey, November 10, 2022

Nationwide Injunctions

(with Prof. Michael Morely)
Discussant, Cornell Law Federalist Society
Ithaca, New York, November 8, 2022 [remote]

Connecting Attacks on CRT and Anti-LGBT Laws

(with Prof. Chantal Thomas)
Guest Lecture, Cornell Law School
Ithaca, New York, November 4, 2022

Transgender Originalism

Lecture, Faculty Colloquium, Cardozo Law School
New York, New York, November 2, 2022

Transgender Originalism

Lecture, Faculty Colloquium, Rutgers Law School
Camden, New Jersey, October 10, 2022

What a Latinx Attorney Looks Like

Panel, National LGBT Bar Association Lavender Law Conference
Los Angeles, California, July 28, 2022

The Intersection of Sex and Disability Discrimination (CLE)

(with Prof. Kevin Barry)
Panel, Philadelphia Trans Wellness Conference
Philadelphia, Pennsylvania, July 22, 2022 [remote]

Intersectionality Travels Across Borders

(with Prof. Kimberlé Crenshaw)
Panel, African American Policy Forum's Critical Race Theory Summer School
New York, New York, July 21, 2022 [remote]

Transgender Originalism

(with Prof. Craig Konnoth)
Guest Lecture, University of Virginia School of Law
Charlottesville, Virginia, April 22, 2022 [remote]

The Evolution and Resistance to LGBTQ Rights

Guest Lecture, University of Kentucky Law School
Lexington, Kentucky, April 12, 2022 [remote]

Transgender Originalism

(with Prof. Mary Anne Case as commentator)
Lecture, LGBT Rights Roundtable, Vanderbilt University School of Law
Nashville, Tennessee, April 8, 2022

Symposium: Fiftieth Anniversary of Title IX

Discussant, University of Virginia School of Law
Charlottesville, Virginia, April 1, 2022 [remote]

Transgender Originalism

Lecture, Rutgers Law School Faculty Colloquium
Newark, New Jersey, March 28, 2022 [remote]

Reconsidering the RBG & HHK Sex-Based Discrimination Casebook

Discussant, Birnbaum Women's Leadership Network, NYU Law School
New York, New York, February 4, 2022 [remote]

Legal Protections for Transgender and Nonbinary Workers Under Title VII and the Pregnancy Discrimination Act

(with Prof. Nancy Marcus)
Lecture, California Western School of Law
San Diego, California, January 28, 2022 [remote]

Fragility of LGBTQ+ Rights in the Post-Kennedy Era

(with Profs. Larry Levine, Catherine Smith, and Kyle Velte)
Panel, Association of American Law Schools Annual Meeting
January 6, 2022 [remote]

Tudor v. Southeastern Oklahoma State University:

Trial, Verdict, Appeal and Reversal:

Analysis of the Tenth Circuit's Holding on

Reinstatement and Front Pay from Plaintiff's Counsel (CLE)

Lecture, Oklahoma Bar Association and Oklahoma Employment Lawyer's Association
Oklahoma City, Oklahoma, December 3, 2021 [remote]

Transgender Rights at the Intersection of Sex and Disability Discrimination

(with Prof. Deborah Dinner)
Guest Lecture, Cornell Law School
Ithaca, New York, November 17, 2021

Trans Remembrance Vigil & Celebration of Life

Remarks, Texas Tech University
Lubbock, Texas, November 11, 2021

Genitals that Matter

Lecture, Texas Tech Law School

Lubbock, Texas, November 11, 2021

Genitals that Matter

Lecture, UNIV. OF CHICAGO LEGAL FORUM Symposium
Chicago, Illinois, November 5, 2021 [remote]

Nationwide Injunctions

(with Prof. Riley Keenan)

Guest Lecture, Cornell Law School
Ithaca, New York, November 1, 2021

Trans Justice

(with Profs. Alison Gash and Libby Sharrow)

Panelist, American Political Science Association Annual Meeting
Seattle Washington, October 1, 2021 [remote]

Trans* Forming the Future:

50 Years of Feminist and LGBT Studies at Cornell University

Discussant, Cornell University

Ithaca, New York, September 16, 2021

Originalism and the “Bloody Shirt of *Brown*” (CLE)

Lecture, African American Policy Forum’s Critical Race Theory Summer School
New York, New York, August 14, 2021 [remote]

Attacks on CRT in 2021 (CLE)

Lecture, African American Policy Forum’s Critical Race Theory Summer School
New York, New York, August 13, 2021 [remote]

Radical Solutions to Racial Harms Past and Present (CLE)

Lecture, African American Policy Forum’s Critical Race Theory Summer School
New York, New York, August 11, 2021 [remote]

Talking Back (CLE)

Lecture, African American Policy Forum’s Critical Race Theory Summer School
New York, New York, August 10, 2021 [remote]

LGBTQ+ Rights in the Post-Kennedy Era (CLE)

(with Profs. Larry Levine, Catherine Smith, and Kyle Velte)

Panel, National LGBT Bar Association Lavender Law Conference
July 2021 [remote]

Bridging the Gap in LGBTQ+ Rights Litigation:

A Community Discussion on Bisexual Visibility in the Law (CLE)

Panel, National LGBT Bar Association Lavender Law Conference
July 2021 [remote]

Stopping the Backslide: States’ Attacks on Trans Rights

Discussant, Bloomberg

New York, New York. June 25, 2021 [remote]

Trans Legal Theory

(with Profs. Paisley Currah and Ido Katri)
Panel, Law and Society Annual Meeting
May 2021 [remote]

Navigating Conservative Courts and Rhetoric

Panel, Fordham University School of Law
Road to Rebuilding: The Equality Act and LGBTQI Rights
Under the Biden-Harris Administration Symposium
New York, New York, March 26, 2021 [remote]

The Power and Limits of Transgender Inclusive Textualism After *Bostock*

Keynote, New Jersey Bar Association's LGBT Rights Section Annual Update
Trenton, New Jersey, March 20, 2021 [remote]

Transgender Originalism (with Prof. Brenda Cossman)

Paper Workshop, University of Toronto Faculty of Law
Toronto, Ontario, Canada, March 11, 2021 [remote]

Sex Discrimination in the Workplace

Panel, University of Virginia School of Law, Shaping Justice Conference
Charlottesville, Virginia, February 20, 2021 [remote]

The Chancellors Are Alright

Lecture, Cornell Law School Faculty Colloquium
Ithaca, New York, January 29, 2021 [remote]

Implications of the Supreme Court Decisions in the 2020 Title VII Trilogy:

Harris Funeral Homes v. EEOC, Altitude Express, Inc. v. Zarda, Bostock v. Clayton County, Georgia
(with Profs. Jessica Clarke, Craig Konnoth, and Katie Eyer)
Panel, Association of American Law Schools Annual Meeting
January 9, 2021 [remote]

The Power and Limits of Transgender Inclusive Textualism

Lecture, Temple School of Law Faculty Colloquium
December 1, 2020 [remote]

SCOTUS and LGBTQ Rights in 2020

(with Profs. David Lopez, Katie Eyer, and Carlos Ball)
Panel, Rutgers Law School
Newark, New Jersey, November 20, 2020 [remote]

Emerging Issues in Transgender Rights (with Prof. Russell Robinson)

Guest Lecture, UC Berkeley School of Law
Berkeley, California, November 9, 2020 [remote]

Bolstering Trans Youth Resilience and Wellbeing: Identifying Successful Strategies and Future Directions

Panel, World Professional Association for Transgender Health 26th Annual Scientific Symposium
November 8, 2020 [remote]

Navigating the Legal Profession with Queer Identities

Panel, Idaho Law School
Moscow, Idaho, October 21, 2020 [remote]

Transgender Employment Discrimination

Panel, Atlanta's John Marshall Law School
Atlanta, Georgia, October 21, 2020 [remote]

What's Left for Transgender Rights after *Harris Funeral Homes v. EEOC* (CLE)

(with Prof. Jennifer Levi)
Panel, National LGBT Bar Association Lavender Law Conference
Washington, D.C., August 2020 [remote]

Visibilizing Bisexuals in LGBTQIA+ Discourse and Communities (CLE)

Panel, National LGBT Bar Association Lavender Law Conference
Washington, D.C., August 2020 [remote]

What the Supreme Court Could Have Said in *McGirt v. Oklahoma* (CLE)

Lecture, African American Policy Forum Summer School: Critical Race Theory & Intersectionality
New York, New York, July 30, 2020 [remote]

Centering the Margins: Advocacy in the Age of Trump (CLE)

Lecture, African American Policy Forum Summer School: Critical Race Theory & Intersectionality
New York, New York, July 29, 2020 [remote]

Intersectional and Black Feminist Contestations of Power (CLE)

(with Profs. Kimberlé Crenshaw, Devon Carbado, Russell Robinson, and Priscilla Ocen)
Plenary Panel, African American Policy Forum Summer School: Critical Race Theory & Intersectionality
New York, New York, July 29, 2020 [remote]

Remedying Discriminatory Tenure Denials as a Means to Decolonize Legal Education (CLE)

Lecture, African American Policy Forum Summer School: Critical Race Theory & Intersectionality
New York, New York, July 28, 2020 [remote]

Talking Back (CLE)

Lecture, African American Policy Forum Summer School: Critical Race Theory & Intersectionality
New York, New York, July 27, 2020 [remote]

Title VII

(with Prof. Kyle Velte)
Guest Lecture, University of Kansas School of Law
Lawrence, Kansas, July 13, 2020 [remote]

The Supreme Court *Bostock* Trilogy: The LGBTQ Textualist Revolution

(with Profs. David Lopez, Katie Eyer, and Carlos Ball)
Panel, Rutgers Law School
Newark, New Jersey, July 8, 2020 [remote]

Progress or Regress? Confronting Barriers to Transgender Equality

Panel, Columbia Law School

New York, New York, February 25, 2020
Demarginalizing Trans Rights
(with Prof. Kimberlé Crenshaw)
Guest Lecture, UCLA School of Law
Los Angeles, California, April 17, 2019 [remote]

LGBT v. Religious Freedom (CLE)
(with Profs. Kyle Velte, Jeffrey Jackson, and L. Ali Kahn)
Panel, Kansas and Western Missouri Chapter of the Federal Bar Association
Kansas City, Kansas, February 15, 2019

Gender and LGBT Rights
Workshop, CUNY Law School
New York, New York, January 25, 2019

Mythbusting Intersectionality
(with Profs. Kimberlé Crenshaw, Daniel HoSang, and Barbara Tomlinson)
Panel, Columbia Law School
New York, New York, January 24, 2019

“Because of Sex”: Evolutions of Gender-Based Legal Protections in U.S. Law
Lecture, Vassar College
Poughkeepsie, New York, November 12, 2018

Intersectionality at 30
(with Profs. Kimberlé Crenshaw, Devon Carbado, Daniel HoSang, and Tricia Rose)
Plenary Panel, American Studies Association Annual Conference
Atlanta, Georgia, November 10, 2018

Problematizing Trans Exceptionalism
Guest Lecture, Columbia Law School
New York, New York, October 25, 2018

Using the Courts to Achieve Equality for Trans Folks: A Year in Review (CLE)
Panel, National LGBT Bar Association Lavender Law Conference
New York, New York, August 10, 2018

Demarginalizing Trans Rights
(with Prof. Kimberlé Crenshaw)
Guest Lecture, Intersectionalities Workshop, Columbia Law School
New York, New York, October 10, 2017

Race, Gender and the Law Seminar
(with Prof. Priscilla Ocen)
Guest Lecture, Loyola Law School, Los Angeles
Los Angeles, California, April 3, 2017 [remote]

Laws that Disproportionately Affect Members of the LGBTQ+ Community and Compound Discrimination at the Intersection
Panel, Cardozo Law School
New York, New York, April 3, 2017

Healthcare Access, Disability Rights, and Olmstead Advocacy

(with Prof. Elizabeth Weeks Leonard)

Panel, 12th Annual Working in the Public Interest Law Conference,
University of Georgia School of Law
Athens, Georgia, February 25, 2017

The Law in Transition: Transgender Rights (CLE)

Panel, Minnesota Chapter of the Federal Bar Association
Minneapolis, Minnesota, February 8, 2017

**#SocialJusticeSOS What We Need to Know About What Happened,
What's Coming and Why We Must Join Together Against Hate**

(with Profs. Kimberlé Crenshaw, Mary Frances Berry, Devon Carbado,
Sumi Cho, Zillah Eisenstein, Robin Kelly, and Hiroshi Motomura)

Panel, African American Policy Forum
New York, New York, November 11, 2016

Demarginalizing Trans Rights

(with Prof. Mary Anne Case)

Guest Lecture, University of Chicago Law School
Chicago, Illinois, November 9, 2016

Transgender Healthcare

(with Prof. Craig Konnoth)

Guest Lecture, NYU School of Medicine
New York, New York, September 14, 2016

Opening Access to Transition Related Healthcare (CLE)

Panel, National LGBT Bar Association Lavender Law Conference
Washington, D.C., August 4, 2016

Demarginalizing Trans Rights

Presentation, African American Policy Forum's Social Justice Writers' Retreat
Negril, Jamaica, July 1, 2016

**The Affordable Care Act, Section 1557, and Transgender People's Right to
Non-Discrimination in Health Care (CLE)**

Panel, Philadelphia Trans Health Conference
Philadelphia, Pennsylvania, June 10, 2016

Salon on Transgender Rights (with Prof. Arthur Leonard)

Presentation, New York Law School
New York, New York, September 29, 2015

Representing the Transgender Client (CLE) (with Prof. Jennifer Levi)

Panel, Representing LGBT Clients After *Obergefell*, New York State Bar Association
New York, New York, September 11, 2015

Transgender Health Care Exclusions, Present and Future (CLE)

Panel, National LGBT Bar Association Lavender Law Conference

Chicago, Illinois, August 5, 2015

Beyond the Affordable Care Act: Using Litigation and Legal Advocacy as Strategies to Advance Transgender Health Access (CLE)

Panel, 2015 National Transgender Health Summit,
Center of Excellence for Transgender Health at University of California at San Francisco
San Francisco, California, April 18, 2015

Trans* Health Care Advocacy

Panel, Columbia Law School
New York, New York, April 2, 2015

Hobby Lobby's Impact on Trans Health Care Accessibility

Panel, Brooklyn Law School
Brooklyn, New York, October 30, 2014

Hobby Lobby's Impact on Trans Health Care Accessibility

Panel, Cardozo Law School
New York, New York, September 15, 2014

BAR ADMISSIONS

Admitted to Practice in the Chickasaw Nation, New York State, the U.S. District Court for the Southern District of New York, the U.S. Court of Appeals for the Fifth Circuit, and the U.S. Court of Appeals for the Tenth Circuit.

SELECT LITIGATION

Equal Protection

Griffith v. El Paso County, Colorado et al., 23-1135 (10th Cir.). Co-author and signatory of amici brief filed on behalf of legal scholars of sex and gender in transgender woman pretrial detainee's case challenging sexual harassment and abuse in county prison. The core issue on appeal is what degree of judicial scrutiny should be applied to transgender persons' equal protection challenges to gender classifications along with harassment and abuse. Amici contend intermediate scrutiny applies.

Nationwide Injunctions

Texas et al. v. United States et al., 7:16-cv-00054-O (N.D. Tex.), 16-11534 (5th Cir.). Lead counsel for Dr. Rachel Tudor, in novel attack on nationwide transgender bathroom injunction brought by fifteen state and local entities against the federal government. Tudor's Oklahoma Title VII case was stayed by injunction, so Tudor went to Fifth Circuit requesting intervention on appeal so that she could defend her right to redress sex discrimination and retaliation as a transgender person under Title VII. In March 2017, the State Plaintiffs agreed to drop their lawsuit, dissolving the bathroom injunction, and allowing Tudor to return to prosecute her case in Oklahoma.

Election Law

Yang et al. v. New York State Bd. of Elections et al., 20-1494 (2d Cir.). Author of amici brief filed in May 2020 on behalf of 266 registered New York State democratic voters submitted in emergency action

challenging New York State Board of Election's decision to cancel the 2020 Democratic Primary. Brief elevated voters' diverse reasons for desiring that the Primary be held. The Second Circuit ultimately sided with the voters (960 F.3d 119).

Employment Discrimination

Cheryl Butler v. Southern Methodist University et al., 3:18-cv-37 (N.D. Tex.), 23-10072 (5th Cir.). Discrimination case challenging denial of tenure. Brought on to handle opposition to summary judgment and other equitable motion practice at trial court. Continued on as sole counsel for appeal. A decision from the Fifth Circuit is forthcoming.

United States and Rachel Tudor v. Se. Okla. State Univ. and Reg'l Univ. of Okla., 5:15-cv-324 (W.D. Okla.), 18-6102 & 18-6165 (10th Cir.). Title VII sex discrimination and retaliation case seeking to remedy wrongful denial of tenure and termination of transgender female professor. Lead author of response briefs that successfully survived motion to dismiss (2015 WL 4606079), summary judgment (2017 WL 4849118), and JNOV/New Trial. Served as lead counsel at trial, securing first of its kind jury in November 2017. Lead author of appellate briefs and motions, securing reinstatement with tenure on appeal (13 F.4th 1019).

Allegra Schawe-Lane and Dane Lane v. Amazon.com.KYDC LLC, 2:17-cv-134 (E.D. Ky.). Title VII, ADA, and state analogue claims brought by transgender woman and nontransgender husband seeking to remedy harassment, discrimination, retaliation, and constructive discharge in Amazon fulfillment facilities in Kentucky. Served as lead counsel at EEOC charge stage and secured cause findings against Amazon. In January 2019, case was amicably settled.

EEOC and Brittany Austin v. Deluxe Fin. Servs., 0:15-cv-02646 (D. Minn.). Title VII and ADA case seeking to remedy hostile work environment, sex discrimination, and retaliation endured by transgender woman in Arizona call center. Co-litigated case with EEOC, ultimately securing consent decree and \$115,000 settlement in January 2016.

Chavez v. Credit Nation Auto Sales, LLC, 641 Fed.Appx. 883 (11th Cir. 2016). Title VII sex discrimination case seeking to remedy wrongful termination of transgender woman. Served as second chair on case on appeal and co-authored merits and reply briefs, ultimately securing reversal of summary judgment. Case later settled out of court.

EEOC v. Lakeland Eye Center, 8:14-cv-2421 (M.D. Fla.). Title VII case seeking to remedy wrongful termination of transgender woman. Co-litigated case with EEOC, ultimately securing consent decree and \$150,000 settlement in April 2015.

Jamal v. Saks & Company, 4:14-cv-02782 (S.D. Tex.). Title VII case seeking to remedy harassment and wrongful termination of transgender woman. Lead drafter of opposition to motion to dismiss for failure to state a claim that resulted in defendant withdrawing its motion. In March 2015, case was amicably settled.

Education Discrimination

Gloucester Cnty. Sch. Bd. v. G.G., By His Next Friend and Mother, Deidre Grimm, No. 16-273 (U.S.). Author of *amici* brief filed on behalf of 101 Transgender Americans in support of Gavin Grimm's right to use boy's restroom at his public high school in Virginia. Brief, a collaborative project between Transgender Legal Defense and Education Fund and Cleary Gottlieb Steen & Hamilton LLP, presented legal analysis explaining how Title IX secures identity-based access to segregated restrooms in public schools as well as presented anecdotes from transgender Americans that highlight the import of those protections.

Healthcare Discrimination

Darin B. v. OPM, 2017 WL 1103712 (EEOC). Title VII and Rehabilitation Act discrimination case seeking to remedy wrongful denial of chest reconstruction surgery sought by transgender man as treatment for gender dysphoria. Published March 2017 Commission decision found for first time that transition related health care discrimination violates Title VII's sex discrimination proscription and *may* constitute disability discrimination in violation of Rehabilitation Act.

Lauderdale v. United Healthcare, 2016 WL 1470038 (HHS). Medicare appeal seeking coverage of vaginal reconstruction surgery for intersex, transgender veteran with multiple disabilities. Secured first of its kind published decision from Medicare Appeals Council ordering Medicare Advantage plan to cover vaginal reconstruction surgery in January 2016.

Tovar v. Essentia Health et al., 857 F.3d 771 (8th Cir. 2017). Lead author of amici brief filed in October 2016 on behalf of Transgender Legal Defense and Education Fund, World Professional Association for Transgender Health, and Whitman Walker Health. Brief supported mother of transgender child challenging denial of transition health care under her employer provided health plan. Brief elevated issues of liability under Title VII, the Minnesota Human Rights Act, and the Affordable Care Act. The Eighth Circuit ultimately adopted positions proposed by the brief in a published opinion. Case later settled out of court.

Rumble v. Fairview Health Servs. et al., 14-cv-2037 (D. Minn.). Lead author of *amicus* brief filed in December 2016 on behalf of Transgender Legal Defense and Education Fund. Brief supported transgender man seeking to redress heinous discrimination endured in private hospital setting. Brief provided comprehensive analysis of liability under the Affordable Care Act and the Minnesota Human Rights Act as well as presented analysis of prevalence of transgender health setting discrimination. The Eighth Circuit adopted amici's position on the liability of third-party beneficiaries (857 F.3d 771). Case later settled out of court.

REFERENCES

Kimberlé Williams Crenshaw
Distinguished Professor of Law
University of California at Los Angeles School of Law
Isidor and Seville Sulzbacher Professor of Law
Columbia Law School
sandylocks@gmail.com
310-923-5285

Michael Dorf
Robert S. Stevens Professor of Law
Cornell Law School
md494@cornell.edu

Sonia Katyal
Associate Dean, Faculty Development and Research
Co-Director, Berkeley Center for Law & Technology
Distinguished Hass Chair
skatyal@law.berkeley.edu
510-642-2306

Shannon Minter
Legal Director
National Center for Lesbian Rights
sminter@nclrights.org
415-624-6071

Mary Anne Case
Arnold I. Shure Professor of Law
University of Chicago Law School
macase@law.uchicago.edu
646-884-2480

Jessica Clarke
Professor of Law
University of Southern California
Gould School of Law
jessica.clarke@vanderbilt.edu
917-583-2695

Craig Konnoth
University of Virginia School of Law
Karsh Bicentennial Professor of Law
craig.konnoth@virginia.edu
439-924-7361

Paisley Currah
Professor of Political Science
Brooklyn College
pcurrah@brooklyn.cuny.edu
718-951-5000 x1755