

**AHMED WHITE**  
**NICHOLAS ROSENBAUM PROFESSOR OF LAW**

University of Colorado Boulder  
School of Law, 401 UCB  
Boulder, Colorado 80309-0401  
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(303) 735-0138

**EMPLOYMENT:**

**University of Colorado School of Law**

Nicholas Rosenbaum Professor of Law, Spring 2017 to Present  
Professor of Law, Fall 2009 through Spring 2017  
Associate Professor, Fall 2000 through Spring 2009

**Villanova Law School**

Visiting Associate Professor of Law, Spring 2005

**Northwestern University School of Law**

Visiting Assistant Professor of Law, Spring 1999 through Spring 2000

**Louisiana State Senate, Committee on Judiciary**

Legislative Analyst, March 1997 through December 1998

**Yale Law School Program in Civil Liability**

Research Fellow, September 1994 through December 1996

**EDUCATION:**

**Yale Law School**

J.D., 1994; Essays Editor, YALE LAW JOURNAL

**Southern University and A&M**

B.A., Political Science, *summa cum laude*, 1991; Commencement Marshall of Spring Class

## PUBLICATIONS:

### Books:

THE ROMANCE AND THE SUFFERING: LAW, VIOLENCE, AND THE TRAGIC FATE OF RADICAL INDUSTRIAL UNIONISM IN TWENTIETH CENTURY AMERICA (University of California Press, forthcoming 2021)

THE LAST GREAT STRIKE: LITTLE STEEL, THE CIO, AND THE STRUGGLE FOR LABOR RIGHTS IN NEW DEAL AMERICA (University of California Press, 2016)

### Law Review Articles:

*Law, Labor, and the Hard Edge of Progressivism: the Legal Repression of Radical Unionism and the American Labor Movement's Long Decline*, BERKELEY JOURNAL OF EMPLOYMENT AND LABOR LAW (forthcoming, fall 2020)

*Its Own Dubious Battle: The Impossible Defense of an Effective Right to Strike*, 2018 WISCONSIN LAW REVIEW 1665-1131 (2018)

*My Co-Worker, My Enemy: Solidarity, Workplace Control, and the Class Politics of Title VII*, 63 BUFFALO LAW REVIEW 1061-1140 (2015)

*Workers Disarmed: The Campaign against Mass Picketing and the Dilemma of Liberal Labor Rights*, 49 HARVARD CIVIL RIGHTS-CIVIL LIBERTIES LAW REVIEW 59-123 (2014)

*Industrial Terrorism and the Unmaking of New Deal Labor Law* 11 NEVADA LAW JOURNAL 561-628 (2011)

*The Sit-Down Strikes and the Limits of Liberal Labor Law*, 40 SETON HALL LAW REVIEW 1-81 (2010)

*The Concept of "Less Eligibility" and the Social Function of Prison Violence in Class Society*, 56 BUFFALO LAW REVIEW 737-820 (2008)

*The Crime of Economic Radicalism: Criminal Syndicalism Laws and the Repression of the Industrial Workers of the World, 1917-1927*, 85 OREGON LAW REVIEW 649-770 (2006)

*The Juridical Structure of Habitual Offender Laws and the Jurisprudence of Authoritarian Social Control*, 37 UNIVERSITY OF TOLEDO LAW REVIEW 705-745 (2006)

*Capitalism, Social Marginality, and the Rule of Law's Uncertain Fate in Modern Society*, 37 ARIZONA STATE LAW JOURNAL 759-830 (2005)

*Mutiny, Shipboard Strikes, and the Supreme Court's Subversion of New Deal Labor Law*, 25 BERKELEY JOURNAL OF EMPLOYMENT & LABOR LAW 275-350 (2004)

*A Different Kind of Labor Law: Vagrancy Law and the Regulation of Harvest Labor, 1913-1924*, 75 UNIVERSITY OF COLORADO LAW REVIEW 667-743 (2004)

*The Rule of Law and the Limits of Criminal Justice: The Private Prison in Jurisprudential Perspective*, 38 AMERICAN CRIMINAL LAW REVIEW 111-146 (2001)

*Victims' Rights, Rule of Law, and the Threat to Liberal Jurisprudence*, 87 KENTUCKY LAW JOURNAL 357-415 (1999)

### **Other Articles, Chapters, and Reviews:**

*The Memorial Day Massacre*, a chapter for THE OXFORD RESEARCH ENCYCLOPEDIA OF AMERICAN HISTORY (*forthcoming*, 2020) (peer reviewed)

*Marxism and the Contradictions of Labour and Employment Law*, a chapter for RESEARCH HANDBOOK ON LAW AND MARXISM (*forthcoming*, 2020) (peer reviewed)

*The Crime of Radical Industrial Unionism*, 31 EMPLOYEE RESPONSIBILITIES AND RIGHTS JOURNAL 225-237 (2019)

*The Labor Movement and the Dilemma of Direct Confrontation*, 29 EMPLOYEE RESPONSIBILITIES & RIGHTS JOURNAL 39-50 (2017).

*Review of*, FREE MARKETS, UNFREE LABOR: PRIVATE GOVERNMENT: HOW EMPLOYERS RULE OUR LIVES (AND WHY WE DON'T TALK ABOUT IT), by Elizabeth Anderson et al., (Princeton 2017) in 26 NEW LABOR FORUM 91-94 (2017).

*Review of*, WE'RE GOING TO RUN THIS CITY: WINNIPEG'S POLITICAL LEFT AFTER THE GENERAL STRIKE, by Stephen Epp-Koop (University of Manitoba 2015) in 14 LABOR: STUDIES IN WORKING CLASS HISTORY 105-06 (2016)

*The Open Shop Tested: The Great Steel Strike of 1919* chapter in AMERICAN LABOR STRUGGLES AND LABOR LAW HISTORIES, pp. 147-58 (Ken Casebeer ed., Carolina Academic Press 2011).

*The Duty to Obey: Sit-Down at Sea, or Mutiny* chapter in AMERICAN LABOR STRUGGLES AND LABOR LAW HISTORIES, pp. 303-320 (Ken Casebeer ed., Carolina Academic Press 2011) (reworking of the article, *The Crime of Staging an Economic Radicalism*, described above).

*Review of* BOOKS ON TRIAL: RED SCARE IN THE HEARTLAND by Shirley A. Wiegand & Wayne A. Wiegand (University of Oklahoma 2007) 19 GREAT PLAINS RESEARCH 138-39 (2009)

*The Crime of Staging an Effective Strike and the Enduring Role of Criminal Law in Modern Labor Relations*, 11 WORKINGUSA: THE JOURNAL OF LABOR & SOCIETY 23-44 (2008) (peer reviewed)

*Max Weber and the Uncertainties of Categorical Comparative Law* chapter in RETHINKING THE MASTERS OF COMPARATIVE LAW, pp. 40-57 (Annelise Riles ed., Hart 2001)

#### **WORK IN PROGRESS:**

*Liberalism against Labor: Civil Rights, Labor Rights, and the Workplace Speech Problem* (article manuscript, in development)

#### **RECENT POSTS AND JOURNALISTIC WRITINGS:**

*Goldfield Roundtable: Was Another Course Possible in Steel*, LABOR AND WORKING CLASS HISTORY (peer reviewed), June 2020, <http://www.lawcha.org/2020/07/14/goldfield-roundtable-was-another-course-possible-for-steel-workers/>

*Does the History of Labor Struggles Really Mandate a Vote for Joe Biden*, LABOR AND WORKING CLASS HISTORY, May 2020, <http://www.lawcha.org/2020/05/25/does-the-history-of-labor-struggles-really-mandate-a-vote-for-joe-biden/>

*100 Years Ago, the First Red Scare Tried to Destroy the Left*, JACOBIN MAGAZINE, December 2019, <https://www.jacobinmag.com/2019/12/red-scare-industrial-workers-of-the-world-iww>

*The Red Scare and Radical Unionism*, LABOR AND WORKING CLASS HISTORY, November 2019, <http://www.lawcha.org/2019/11/29/the-red-scare-and-radical-unionism/>

#### **REPRESENTATIVE LECTURES, COLLOQUIA, AND PRESENTATIONS:**

Rocky Mountain Labor and Employment Relations Association, Fall Conference, September 2019, presented a talk titled *Progressivism, Antiradicalism, and the Origins of Modern Labor Law*

Rothgerber Conference, University of Colorado School of Law, April 2019, participant in a panel on national injunctions

Harvard Law School, Labor and Worklife Center, January 2019, participant in roundtable on crime and workplace law

Law and Society Conference, Toronto, June 2018, panelist on future of the right to strike; reader and commentator in “author meets readers” discussion of Rebecca Zietlow’s *THE FORGOTTEN EMANCIPATOR*

Thirteenth Amendment and Economic Justice Symposium, UNLV, March 2018, commentator on panel on the Thirteenth Amendment and the carceral state

Cleveland Labor Festival, Co-Keynote Lecture, October 2017, presented a public lecture on the labor repression and the Industrial Workers of the World

Law and Society Conference, Mexico City, June 2017, participated in “author meets readers” discussion of my book, *THE LAST GREAT STRIKE*

Class Crits Conference, Chicago, October 2016, panelist on opening panel discussion on the working class and the 2016 election

Baldy Lecture Series, SUNY-Buffalo School of Law, October 2016, presented aspects of the draft, *Its Own Dubious Battle: The Impossible Defense of an Effective Right to Strike*

Public Readings and Discussions of my book, *THE LAST GREAT STRIKE*, April through July 2016, in Denver, Chicago, Cleveland, Youngstown, and Massillon, Ohio

Association of American Law Schools, Midyear Conference, Orlando, June 2015, Workshop on Next Generation Issues in Sex, Gender and the Law, presented aspects of the article, *My Coworker-My Enemy: Solidarity, Workplace Control, and the Class Politics of Title VII*

Cleveland Labor Festival, Co-Keynote Lecture, February 2013, presented a public lecture on the history of the “Little Steel” Strike in Ohio.

Class Crits Conference 2012, University of Wisconsin School of Law, November 2012, presented aspects of the draft, *The “Little Steel” Strike, the Struggle for Labor Rights, and the Limits of the New Deal*

Loyola Los Angeles School of Law Colloquium Series, February 2011, presented aspects of the draft, *The “Little Steel” Strike, the Struggle for Labor Rights, and the Limits of the New Deal*

Center for Working Class Studies, SUNY-Stony Brook, How Class Works Conference, June 2010, presented aspects of the draft, *The “Little Steel” Strike, the Struggle for Labor Rights, and the Limits of the New Deal*

University of Nevada-Las Vegas School of Law Colloquium Series, January 2010, presented aspects of the draft, *The “Little Steel” Strike, the Struggle for Labor Rights, and the Limits of the New Deal*

University of Colorado School of Law, Austin Scott Lecture, October 2009, presented a distinguished public lecture based on aspects of the draft, *The "Little Steel" Strike, the Struggle for Labor Rights, and the Limits of the New Deal*

University of Santa Clara Law School, Center for Social Justice and Public Service, October 2007, presented a lecture based on previously published article, *Capitalism, Social Marginality, and the Rule of Law's Uncertain Fate in Modern Society*

Hofstra Law School Colloquium Series, October 2006, presented a draft of the article, *The Crime of Economic Radicalism: Criminal Syndicalism Laws and the Repression of the Industrial Workers of the World, 1917-1927*

University of Arizona School of Law Colloquium Series, February 2006, presented a draft of the article, *The Crime of Economic Radicalism: Criminal Syndicalism Laws and the Repression of the Industrial Workers of the World, 1917-1927*

Rutgers-Newark Law School Workshop Series, March 2005, presented a draft of the article, *The Juridical Structure of Habitual Offender Laws and the Jurisprudence of Authoritarian Social Control*

Emory Law School Colloquium Series, March 2004, presented a draft of the article, *Mutiny, Shipboard Strikes, and the Supreme Court's Subversion of New Deal Labor Law*

University of Colorado Law School Workshop Series, October 2003, presented draft of the article, *Mutiny, Shipboard Strikes, and the Supreme Court's Subversion of New Deal Labor Law*

University of Minnesota Law School, Patte Lecture (colloquium), October 2002, presented draft of the article, *A Different Kind of Labor Law: Vagrancy Law and the Regulation of Harvest Labor, 1913-1924*

University of Colorado Law School Colloquium Series, October 2002, presented draft of the article, *A Different Kind of Labor Law: Vagrancy Law and the Regulation of Harvest Labor, 1913-1924*

Northwestern University Law School, Conference on the Masters of Comparative Law, April 2000, presented a draft of a book chapter, *Max Weber and the Uncertainties of Categorical Comparative Law*

**COURSES AND SEMINARS TAUGHT:** Labor Law; Criminal Law; Employment Law; Labor and Employment Law; Class and Law; Comparative Labor Law; Forced Labor

**SERVICE:**

**Committee and Governance Work, University of Colorado School of Law:**

Committee on Academic and Student Affairs, 2000-01, 2005-06, 2010-11, 2018-2019  
Acting Associate Dean for Research, Spring, 2018  
Faculty Appointments Committee, Fall 2004, 2006-07, Spring 2018  
Faculty Evaluation Committee, 2016-17  
Associate Dean for Research, 2011-14  
Policy Management and Budget Committee, 2011-14  
Chair, Faculty Evaluation Committee, 2009-10  
Acting Assistant Dean for Research, Fall 2008  
Admissions Committee, 2003-04, 2007-08  
Self-Study Committee, 2001-02  
Faculty Co-Sponsor (with Todd Stafford) of the University of Colorado Chapter of the National Lawyers Guild, 2002-13, 2018-2019  
Faculty Sponsor, University of Colorado Chapter of the Black Law Students Association, 2005-07

**Committee and Governance Work, University of Colorado at Boulder:**

Chair, Boulder Faculty Assembly Administrator Appraisal Committee, 2019-present  
Member, Boulder Faculty Assembly, Executive Committee, 2009-11, 2019-present  
Member, Boulder Faculty Assembly, Covid-19 Response Committee, 2019-present  
Campus Representative to University Faculty Council, 2016-2018  
Co-Chair, Boulder Faculty Assembly Grievance Advisory Committee, 2016-17  
Boulder Faculty Assembly Faculty Affairs Committee, 2016-present  
Law School Dean Search Committee, 2015-16  
Vice Chair, Boulder Faculty Assembly, 2009-10, 2010-11  
Chair, Boulder Faculty Assembly Bylaws Committee, 2010-11  
Law School Representative to Boulder Faculty Assembly, 2007-10, 2010-13  
Law School Dean Search Committee, 2002-03

**Peer Reviews:** Oxford University Press; University of California Press; American Political Science Review; Journal of Labor and Society; History Compass; Yale Law Journal

**HONORS AND AWARDS AT THE UNIVERSITY OF COLORADO:** Austin Scott Lecture, 2009; Jules Milstein Scholarship Award, 2016; Gilbert Goldstein Faculty Fellowship, 2017

**PROFESSIONAL AFFILIATIONS:** Louisiana Bar Association (licensed to practice in Louisiana); American Bar Association; National Lawyers Guild; Sam Cary Bar Association; American Association of University Professors; Law and Working Class History Association; Southern Labor History Association

**FOREIGN LANGUAGE:** Spoken and Written French

**OTHER INTERESTS:** Running; Carpentry; Painting; Hiking; Snowshoeing; Wilderness Canoeing