

TRISTIN K. GREEN
CURRICULUM VITAE

Professor of Law
William M. Rains Fellow
Associate Dean for Research
LMU Loyola Law School Los Angeles
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ACADEMIC POSITIONS

LMU Loyola Law School, Los Angeles

Professor of Law and William M. Rains Fellow, July 2023 – present
Associate Dean for Research, July 2023 – present
Visiting Professor of Law, 2022-2023

University of San Francisco School of Law

Professor of Law and Dean's Circle Scholar, 2010-2023
Co-director of the Work Law and Justice Program, 2010-2023
Associate Dean for Academic Affairs, 2019-2020
Associate Dean for Faculty Scholarship, 2016-2019
Visiting Professor of Law, 2009-2010

UC Berkeley School of Law

Visiting Professor of Law, 2008-2009

Seton Hall Law School

Professor of Law and Dean's Scholar, 2006-2010
Associate Professor of Law, 2003-2006
Assistant Professor of Law, 2000-2003

UC Berkeley School of Law

Visiting Scholar, 2006-2007

EDUCATION

University of California, Berkeley School of Law, Berkeley, CA (J.D., 1998)

Medill School of Journalism, Northwestern University, Evanston, IL (M.S., Journalism, 1993)

University of California, Los Angeles, CA (B.S., Sociology, 1991)

JUDICIAL CLERKSHIPS

The Honorable Dolores K. Sloviter (1999-2000)
United States Court of Appeals, Third Circuit, Philadelphia, PA

The Honorable Garland E. Burrell, Jr. (1998-1999)
United States District Court, Eastern District of California, Sacramento, CA

PUBLICATIONS

Books

RACIAL EMOTION AT WORK: DISMANTLING DISCRIMINATION AND BUILDING RACIAL JUSTICE IN THE WORKPLACE (University of California Press, October 2023)

DISCRIMINATION LAUNDERING: THE RISE OF ORGANIZATIONAL INNOCENCE AND THE CRISIS OF EQUAL OPPORTUNITY LAW (Cambridge University Press 2017)

SEX-BASED DISCRIMINATION: TEXT, CASES AND MATERIALS, 7th Edition (Thomson West 2011),
with Herma Hill Kay

Articles and Book Chapters

Love Match or Compatible in Theory? Charting the Relationship Between Critical Race Theory and Queer Theory in Legal Scholarship, in OXFORD HANDBOOK OF RACE AND THE LAW (KHIARA BRIDGES, DEVON CARBADO, EMILY HOUEH, EDS.) (Oxford University Press, forthcoming 2024),
with Camille Gear Rich (law and sociology)

Collective Complaint

___ AMERICAN JOURNAL OF LAW & EQUALITY ___ (forthcoming 2024)

Anti-Racist Admissions Policies in the Second Wave of Colorblindness, in ADMISSIONS AND FINANCIAL AID, VOLUME 3, in BUILDING AN ANTI-RACIST LAW SCHOOL, LEGAL ACADEMY, AND LEGAL PROFESSION BOOK SERIES (JAY AUSTIN, ED., REAFFIRMING INDIVIDUALS SUPPORTING EDUCATION (RISE) ALLIANCE, LSAC) (UC Press, forthcoming 2024),
with Camille Gear Rich (law and sociology)

The Significance of #MeToo as a Feminist Movement: The Power of the Collective, in OXFORD HANDBOOK OF FEMINISM AND THE LAW IN THE UNITED STATES (DEBORAH L. BRAKE, MARTHA CHAMALLAS, & VERA L. WILLIAMS EDS.) (Oxford University Press 2021)

I'll See You at Work: Spatial Features and Discrimination

55 UC DAVIS LAW REVIEW 141 (2021)

Wal-Mart v. Dukes Rewritten, in FEMINIST JUDGMENTS: EMPLOYMENT DISCRIMINATION OPINIONS REWRITTEN (ANN C. MCGINLEY & NICOLE B. PORTER, EDS.) (Cambridge University Press 2021)

Rethinking Racial Entitlements: From Epithet to Theory

93 SOUTHERN CALIFORNIA LAW REVIEW 217 (2020)

The Juxtaposition Turn: Watson v. Fort Worth Bank & Trust

50 SETON HALL LAW REVIEW 1445 (2020)

(symposium honoring the work of Charles Sullivan)

Was Sexual Harassment Law a Mistake? The Stories We Tell
128 YALE LAW JOURNAL FORUM 152 (2018)

Social Closure Discrimination
39 BERKELEY JOURNAL OF EMPLOYMENT AND LABOR LAW 1 (2018),
with Catherine Albiston (law and sociology)

America is from Venus, France is from Mars: Pinups, Policing, and Gender Equality
20 EMPLOYEE RIGHTS AND EMPLOYMENT POLICY JOURNAL (2016)

On Employment Discrimination and Police Misconduct: Title VII and the Mirage of the “Monell Analogue,”
95 BOSTON UNIVERSITY LAW REVIEW 1077 (2015)

Civil Rights Lemonade: Title VII, Gender and Working Options for Working Families
10 STANFORD JOURNAL OF CIVIL RIGHTS & CIVIL LIBERTIES (2014)

Racial Emotion in the Workplace
86 SOUTHERN CALIFORNIA LAW REVIEW 959 (2013)

“It’s Not You; It’s Me”: Assessing an Emerging Relationship Between Law and Social Science
46 CONNECTICUT LAW REVIEW 287 (2013)

The Future of Systemic Disparate Treatment Law
32 BERKELEY JOURNAL OF EMPLOYMENT AND LABOR LAW 397 (2011)
(symposium, lead article)

Race and Sex in Organizing Work: “Diversity,” Discrimination, and Integration
59 EMORY LAW JOURNAL 585 (2010)

Discrimination-Reducing Measures at the Relational Level
59 HASTINGS LAW JOURNAL 1435 (2008),
with Alexandra Kalev (sociology)

Insular Individualism: Employment Discrimination Law After Ledbetter v. Goodyear
43 HARVARD CIVIL RIGHTS – CIVIL LIBERTIES LAW REVIEW 353 (2008)

Discomfort at Work: Workplace Assimilation Demands and the Contact Hypothesis
86 NORTH CAROLINA LAW REVIEW 379 (2008)

A Structural Approach as Antidiscrimination Mandate: Locating Employer Wrong
60 VANDERBILT LAW REVIEW 849 (2007)

Work Culture and Discrimination
93 CALIFORNIA LAW REVIEW 623 (2005)

Targeting Workplace Context: Title VII as a Tool for Institutional Reform
72 FORDHAM LAW REVIEW 659 (2003)

Discrimination in Workplace Dynamics: Toward a Structural Account of Disparate Treatment Theory

38 HARVARD CIVIL RIGHTS – CIVIL LIBERTIES LAW REVIEW 91 (2003)

Other

It's About Discrimination and Equality, Not Just Diversity and Bad Actors (2018)

Invited Blog Post for the Center for Research, Artistic, and Scholarly Excellence at the University of San Francisco

Book Review, *Critical Race Realism: Intersections of Psychology, Race, and Law* (G. Parks et al. eds, 2008)

44:1 LAW AND SOCIETY REVIEW 187 (2010)

On Macaws and Employer Liability: A Response to Professor Zatz

109 COLUMBIA LAW REVIEW SIDEBAR 107 (2009)

Comment, *Making Sense of the McDonnell Douglas Framework: Circumstantial Evidence and Proof of Disparate Treatment under Title VII*

87 CALIFORNIA LAW REVIEW 983 (1999)

Comment, *Complete Preemption: Removing the Mystery from Removal*

86 CALIFORNIA LAW REVIEW 363 (1998)

TEACHING & UNIVERSITY SERVICE

Civil Procedure

Employment Discrimination Law

Property

Wills & Trusts

Gender and the Law

Work, Gender and the Law

Disability Law

Torts

USF Law School Service (in addition to regular committee work):

Associate Dean for Academic Affairs, 2019-2020

Associate Dean for Faculty Scholarship, 2016-2019

Status Committee, including Chair 2021-22

Appointments Committee, including Chair 2014-2015

Dean Search Committee 2013-2014

Governance Task Force 2014-2015

Strategic Planning Task Force 2012-2014

PROFESSIONAL ORGANIZING & SERVICE

Equality Law Scholars' Forum, November 2017 (UC Berkeley Law), November 2018 (UC Davis Law), November 2021 (BU Law), November 2022 (Loyola Law), November 2023 (BU Law); November 2024 (UC Davis Law)

Co-organize with Angela Onwuachi-Willig (BU) and Leticia Saucedo (UC Davis) an annual workshop conference bringing together junior and more senior scholars to mentor and engage with scholarship in the field of Equality Law.

Brokering Race Working Group

Convenings 2023-2024

Invited participant in interdisciplinary, action-oriented working group on Brokering Race convened by Trina Jones at Duke Law Center on Law, Race & Policy.

Reconsidering the RBG & HHK *Sex-Based Discrimination* Casebook: A Conversation Event 2022

Co-organized with Melissa Murray (NYU) and Patricia Cain (Santa Clara) a conversation event (held virtually) to honor the game-changing work of Herma Hill Kay and Ruth Bader Ginsburg with their casebook, *Sex-Based Discrimination*, and to consider where we have come over the almost fifty years since then—and where we should be headed. The event convened an intimate group of thirty-five scholars across disciplines and tenure, bringing new and more established voices and views together for vibrant conversation and strategizing.

RISE Alliance, LSAC

Participating as an invited co-author in a multi-volume series (to be published by UC Press) on the question: “How do we deconstruct law schools that are built on foundations supported by systemic inequity and then rebuild, in their place, institutions committed to practicing systemic equity?” Participation in the book series includes, among other things, regular collaborative meetings and training in systems design theory and collaboration on ways of practicing system equity. <https://www.lsac.org/rise-alliance>

UNLEASH Equality, Founding Member 2018

Co-founded a group aimed at providing evidence-based and policy solutions for sexual harassment and other forms of sex-based discrimination. Symposium papers published jointly with *Stanford Law Review On-line* and *Yale Law Journal Forum*.
<https://www.unleashequality.com/>

Workplace Law Scholars’ Writing Collaborative, 2014-2021

Co-organize with Michelle Travis (USF) and Rachel Arnow-Richman (UF) a three-day academic event to foster scholarly community within the workplace law field.

Affiliated Faculty, PRYSM: The USC Initiative for the Study of Race, Gender, Sexuality and the Law, USC Law, <https://prysm.usc.edu/> .

Michael Zimmer Symposium, October 2017

Co-organized with Charlie Sullivan (Seton Hall) and Tim Glynn (Seton Hall) a symposium to honor the life and work of Michael Zimmer.

Working Group on the Future of Systemic Disparate Treatment Law, Spring 2011

Co-organized with Noah Zatz (UCLA) an academic working group with the goal of bringing together scholars thinking creatively about the future of discrimination law to influence debate as the Supreme Court considered *Wal-Mart v. Dukes*. Papers associated with the group were published together in the *Berkeley Journal of Employment and Labor Law*.

Association of American Law Schools (AALS) Employment Discrimination Section, 2008-2010

Served as secretary (2008), chair-elect (2009), and chair (2010). As chair, co-organized an interdisciplinary panel of sociologists and law professors, titled “Does Race Consciousness Advance Diversity?”

Pemberton Academic Conversation on Workplace Justice, March 2010

Co-organized conference bringing together advocates and legal academics, titled “Present and Future Directions of Lawyering for Equality.”

Law & Society Annual Conference, May 2009

Co-organized an interdisciplinary panel of sociologists and law professors, titled “Bringing the Relational into Antidiscrimination Research and Theory.”

Caregiver Bias Working Group, November 2006-May 2007

Participated in a collaborative, multidisciplinary working group organized by Joan Williams, Hastings College of Law, UC.

Seton Hall Employment and Labor Law Scholars’ Forum, 2006-2016

Annually co-organized a workshop conference involving senior and junior scholars and focused on scholarship of junior scholars working in the fields of employment and labor law.

PROFESSIONAL MEMBERSHIPS / AWARDS

Dean’s Circle Scholar, USF School of Law

Dean’s Scholar, Seton Hall Law School

Past President of Employment Discrimination Section, AALS

Member, Law & Society Association

Member, Order of the Coif

Bar Admission, United States District Court, Eastern District of California

Bar Admission, United States Court of Appeals, Third Circuit, Philadelphia, PA