

HIBA HAFIZ

Assistant Professor of Law
Boston College Law School

885 Centre Street
Newton, MA 02459

(617) 552-3930
hiba.hafiz@bc.edu

ACADEMIC APPOINTMENTS

Boston College Law School , Boston, MA Assistant Professor of Law	2018 – present
The University of Chicago Law School , Chicago, IL Harry A. Bigelow Teaching Fellow and Lecturer in Law	2016-2018

EDUCATION

Columbia University School of Law Harlan Fiske Stone Scholar Notes and Submissions Editor, COLUMBIA HUMAN RIGHTS LAW REVIEW	J.D., 2010
Yale University , <i>Department of Comparative Literature</i> Dissertation: <i>The Novel and the Ancien Régime: Britain, France, and the Rise of the Novel in the Seventeenth Century</i> Honors: Dissertation, Beinecke Library Research and Enders Fellowships	Ph.D., 2007 M.Phil., 2005
Columbia University , <i>Department of English and Comparative Literature</i> Honors: Departmental Teaching Fellowship	M.A., 2000
Wellesley College Honors: Departmental Honors in Philosophy	B.A. in Philosophy, <i>magna cum laude</i> , 1999

JUDICIAL CLERKSHIPS

United States Court of Appeals for the First Circuit The Honorable Juan R. Torruella	2012-2013
United States District Court for the District of New Jersey The Honorable José L. Linares	2011-2012

PUBLICATIONS AND WORKS IN PROGRESS

Defetishizing Brand: Labor Regulation of Employers' "New Property" (work in progress)

Structural Labor Rights, 119 MICH. L. REV. (forthcoming 2021)

Labor Antitrust's Paradox, 86 U. CHI. L. REV. 381 (2020)

- Reviewed by Catherine Fisk, [Taking Business Law Back from the Economists: Building Worker Power Through Antitrust Reform](#), JOTWELL (Aug. 26, 2020)

Ownership Work and Work Ownership, U. CHI. L. REV. ONLINE (2020)

Interagency Merger Review in Labor Markets, 95 CHI.-KENT L. REV. 37 (2020)

Picketing in the New Economy, 38 CARDOZO L. REV. 1845 (2018)

Economic Analysis of Labor Regulation, 2017 WIS. L. REV. 1115 (2017)

Beyond Liberty: Toward a History and Theory of Economic Coercion, 83 TENN. L. REV. 1071 (2016)

PROFESSIONAL EXPERIENCE

Cohen Milstein Sellers & Toll, PLLC , Washington, D.C. Associate, Antitrust Practice Group	2013-2016
American Civil Liberties Union – Puerto Rico , San Juan, PR Volunteer Attorney	August – September 2013
International Rights Advocates , Washington, D.C. David W. Leebron Human Rights Fellow	2010-2011
Centro de los Derechos del Migrante , Zacatecas, Mexico Legal Fellow	August – September 2010
Center for Constitutional Rights , New York, NY Legal Intern	Summer 2009, Spring 2010
International Criminal Tribunal for the Former Yugoslavia , The Hague, The Netherlands Legal Intern, Office of the Prosecutor	Summer 2008

ADDITIONAL PUBLICATIONS AND PRESS

Why We Need Interagency Merger Review in Labor Markets, THE CLS BLUE SKY BLOG: COLUMBIA LAW SCHOOL'S BLOG ON CORPORATIONS AND CAPITAL MARKETS (Dec. 24, 2019) (invited)

How Drivers Can Beat Uber at Its Own Game, THE NEW YORK TIMES (July 17, 2019)

The Antitrust Case Against Big Tech, WBUR RADIO BOSTON (March 19, 2019)

The Red-Scare Relic That Holds Back Smart Labor Policy, THE NEW YORK TIMES (May 1, 2018)

How Legal Agreements Can Silence Victims of Workplace Sexual Assault, THE ATLANTIC (Oct. 18, 2017)

Quoted in Robert Iafolla, *Labor Board's Power Challenged in Offensive Speech Case*, BLOOMBERG LAW (Nov. 26, 2019)

Quoted in Hassan Kanu, *Democrats Sharpen Legal Attack on Labor Board Rule Outsourcing*, BLOOMBERG LAW (Sept. 17, 2019)

Quoted in Robert Iafolla, *Labor Board Repeatedly Topples Precedent Without Public Input*, BLOOMBERG LAW (July 12, 2019)

Quoted in Robert Iafolla, *NLRB "Joint Employer" Plan Short on Cost Economics: Academics*, BLOOMBERG LAW (Jan. 17, 2019)

Quoted in Robert Iafolla, *True or False: "Joint Employer" Plan Based on Economics*, BLOOMBERG LAW (Oct. 25, 2018)

ACADEMIC AFFILIATIONS

SELECTED ACADEMIC PRESENTATIONS

- Law and Policy Responses to Labor Market Power**, University of Chicago Law School, Chicago, IL October 9-10, 2021
“Integrating Labor and Antitrust Regulation of Employer Market Power”
- Association of American Law Schools Annual Meeting, Section on Sports Law**, San Francisco, CA January 5-9, 2021
“Labor Antitrust Implications of NCAA Compensation Rules”
- University of Florida Summer Antitrust Workshop Series**, University of Florida Levin College of Law (on Zoom) July 31, 2020
“Vertical Joint Employers”
- Competition Policy International Roundtable** (on Zoom, invited) July 10, 2020
“Antitrust Policy in the 21st Century: Is There a Need for a Reform?: Session 1”
- Antitrust Scholars’ Conference**, Yale Law School (on Zoom) June 1-2, 2020
“Regulating Vertical Conduct in Franchising”
- Administrative Law and the Workplace Symposium**, Texas A&M University School of Law, Fort Worth, TX (on Zoom, invited) April 3, 2020
“Interagency Coordination on Labor Market Regulation”
- Alt-Labor Law Symposium: The State of the Law of the New Labor Movement**, Chicago-Kent College of Law, Chicago, IL November 14, 2019
“Interagency Merger Review in Labor Markets”
- Symposium: Lee Fennell’s *Slices and Lumps: Division and Aggregation in Law and Life***, University of Chicago Law School, Chicago, IL November 8, 2019
“Work Ownership and Ownership Work”
- American Constitution Society, 2019-2020 SCOTUS Preview**, Boston College Law School, Newton, MA September 25, 2019
Panel Participant, “2019-2020 SCOTUS Preview”
- Boston College Law School Faculty Workshop**, Boston College Law School, Newton, MA August 13, 2019
“Structural Labor Rights”
- Labor and Employment Relations Association 71st Annual Meeting**, Cleveland, OH June 15, 2019
“Labor Market Regulation and Inequality”
- 2019 Annual Meeting on Law and Society**, Washington, D.C. May 31, 2019
“Towards a New Labor Antitrust”
- Rigorous Policy Pilots Workshop, Administrative Conference of the United States (ACUS)**, Washington, D.C. May 30, 2019
Participant, “Labor Market Regulation”

Re-Thinking the Chicago School of Antitrust Law Symposium, University of Chicago Law School, Chicago, IL “Post-Chicago Labor Antitrust”	May 10-11, 2019
Harvard Roundtable Discussion on Criminal Prosecutions & Workplace Violations, Harvard Law School, Cambridge, MA Participant, “Criminal Antitrust Enforcement in Labor Markets”	January 18, 2019
American Bar Association Panelist, “UFC Antitrust Litigation: Monopsony in Labor Markets”	July 19, 2018
Columbia Law School, New York, NY “Picketing in the New Economy”	September 15, 2017
University of Chicago Law School, Chicago, IL “Picketing in the New Economy”	August 17, 2017
International Meeting on Law and Society, Mexico City, Mexico “Economic Analysis of the Primary-Secondary Distinction in Labor Law”	June 23, 2017
American Constitution Society Midwestern Conference, Northwestern University Pritzker School of Law, Chicago, IL “Higher Education and Labor: The Impact of <i>Columbia University</i> ”	October 15, 2016
American Antitrust Institute, Private Enforcement Conference, Young Lawyers Panel, Washington, D.C. “Current Priorities in Antitrust Enforcement Practice”	November 18, 2015
Columbia Law School, New York, NY “Juvenile Life Without Parole in the United States”	April 17, 2008

GOVERNMENT AND OTHER PRESENTATIONS AND FILINGS

National Labor Relations Board Comment, “The Standard for Determining Joint Employer Status”	January 14, 2019
New York City Department of Consumer Affairs, Office of Labor Policy & Standards, New York, NY “Economic Analysis in Labor and Employment Regulation”	January 26, 2018

ADDITIONAL AWARDS AND HONORS

Parker School Recognition of “A” in International Law (2010)
 Best Petitioner Brief Award, Frederick Douglass Moot Court Competition, Northeast Region (2009)
 Columbia University School of Law, Human Rights Internship Fellowship (2008)
 Lewis Walpole Library Graduate Summer Fellowship (2004)
 Yale University Thomas H. and Luther Fuller Scholarship (2004-2005)
 Yale University Warnock Internship at the Yale Boswell Editions (2004-2005)
 Yale University Council on East Asian Studies Summer Language Grant (2002)
 Yale University Fellowship (2001-2005)

TEACHING

Courses: Administrative Law, Antitrust Law

Seminars: Labor Market Regulation

ADDITIONAL SERVICE AND ACTIVITIES

Boston College Law School: 1L Elective Assessment Committee; Clerkship Committee; 1L Advisor; Faculty Advisor, Middle Eastern Law Students Association

Additional Service: Board Member, Resource Equity; Street Law Program, Washington, D.C. (Spring 2014)

PROFESSIONAL ACTIVITIES AND AFFILIATIONS

Bar Memberships: New York; Supreme Court of the United States