



WILLIAM S. BOYD SCHOOL OF LAW
Faculty Publications
(As of February 03, 2009)

Ann C. McGinley

WORK IN PROGRESS

MASCULINITIES AND THE LAW AT WORK: INTERPRETING EMPLOYMENT DISCRIMINATION LAW

MASCULINITIES AND THE LAW: A READER (with Frank Rudy Cooper).

BOOK CHAPTER

The Emerging Cronyism Defense and Affirmative Action: A Critical Perspective on Race-Conscious and Color-Blind Decision Making Under Title VII, in 14 CIVIL RIGHTS LITIGATION AND ATTORNEY'S FEES ANNUAL HANDBOOK (Steven Saltzman ed., 1999).

LAW REVIEW AND OTHER ARTICLES

Reproducing Gender on Law School Faculties, ___ BYU L. REV. ___ (forthcoming 2009).

Hillary Clinton, Sarah Palin, and Michelle Obama: Performing Gender, Race, and Class on the Campaign Trail, ___ U. DENV. L. REV. ___ (2009) available at <http://www.law.du.edu/index.php/denver-university-law-review/special-issues/obama-phenomena-a-special-issue-on-the-election-of-president-barack-obama>

Creating Masculine Identities: Bullying and Harassment "Because of Sex," 79 U. COLO. L. REV. 1151 (2008) (symposium). [SSRN](#)

Harassing "Girls" at the Hard Rock; Masculinities in Sexualized Environments, 2007 U. ILL L. REV. 1229. [SSRN](#) [Hein](#) [Lexis](#) [Westlaw](#)

Babes and Beefcake: Exclusive Hiring Arrangements and Sexy Dress Codes, 14 DUKE J. GENDER, L. & POL'Y 257 (2007) (Symposium). [SSRN](#) [Hein](#) [Lexis](#) [Westlaw](#)

Harassment of Sex(y) Workers: Applying Title VII to Sexualized Industries, 18 YALE J.L. & FEMINISM 65 (2006) (Symposium). [Hein](#) [Lexis](#) [Westlaw](#)

Discrimination in Our Midst: Law Schools' Potential Liability for Employment Practices, 14 UCLA WOMEN'S L.J. 1 (2005). [Hein](#) [Lexis](#) [Westlaw](#)

Masculinities at Work, 83 OR. L. REV. 359 (2004). [Hein](#) [Lexis](#) [Westlaw](#)

Functionality or Formalism? Partners and Shareholders as "Employees" Under the Anti-Discrimination Laws, 57 SMU L. REV. 3 (2004). [Hein](#) [Lexis](#) [Westlaw](#)

Advocating Enterprise Liability for Medical Malpractice, 4 NEV. L.J. 377 (2003). [Hein](#) [Lexis](#) [Westlaw](#)

Casey at the Tee: Increased ADA Protections for Workers?, 2 EMP. RTS. Q. 47 (2002).

Viva La Evolución! Recognizing Unconscious Motive in Title VII, 9 CORNELL J.L. & PUB. POL'Y 415 (2000).

Affirmative Action Awash in Confusion: Backward-Looking-Future-Oriented Justifications for Race-Conscious Measures, 4 ROGER WILLIAMS U. L. REV. 209 (1998) (solicited manuscript).

Board of Education v. Taxman: The Unpublished Opinions, 4 ROGER WILLIAMS U. L. REV. 205, 233-256 (1998) (with Michael J. Yelnosky) (solicited manuscript).

The Emerging Cronyism Defense and Affirmative Action: A Critical Perspective on Race-Conscious and Color-Blind Decision Making Under Title VII, 39 ARIZ. L. REV. 1003 (1997).

Rethinking Civil Rights and Employment at Will: Toward a Coherent National Discharge Policy, 57 OHIO ST. L. J. 1444 (1996).

Condescending Contradictions: Richard Posner's Pragmatism and Pregnancy Discrimination, 46 FLA. L. REV. 193 (1994) (with Jeffrey W. Stempel.)

Aspirations and Reality in the Law and Politics of Health Care Reform: Examining a Symposium on (E)qual(ity) Care for the Poor, 60 BROOK. L. REV. 7 (1994) (Symposium).

Reinventing Reality: The Impermissible Intrusion of After-Acquired Evidence in Title VII Litigation, 26 CONN. L. REV. 203 (1993).

Credulous Courts and the Tortured Trilogy: The Improper Use of Summary Judgment in Title VII and ADEA Cases, 34 B.C. L. REV. 203 (1993), reprinted in SELECTED ISSUES IN PLAINTIFF'S EMPLOYMENT LAW: ALTERNATIVE DISPUTE RESOLUTION & SUMMARY JUDGMENT IN EMPLOYMENT CASES (NELA 1996).

BAR PUBLICATIONS

Protecting Basic Rights of Citizens, FLA. B. J., Oct. 1998, at 48 (with Ellen Catsman Freidin).

Reinforcing the Merit Principle in Employment Discrimination Litigation, FSU LAW, Sum. 1998, at 21.

Civil Rights and Employment at Will: Time for a Federal Statute, FSU LAW, Win. 1997, at 31.
