

BASIC TEXT  
ON  
**LABOR LAW**  
UNIONIZATION AND  
COLLECTIVE BARGAINING

Second Edition

Robert A. Gorman  
Matthew W. Finkin

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# Basic Text On Labor Law Unionization And Collective Bargaining

**Keith N. Hylton**



## **Basic Text On Labor Law Unionization And Collective Bargaining:**

*Basic Text on Labor Law, Unionization, and Collective Bargaining* Robert A. Gorman, Matthew W. Finkin, 2004 Begins with an introduction to labor law the Federal Labor Act and the National Labor Relations Board Coverage expands to include securing representative status restraint and coercion of employee rights to organize and the legality of concerted activity Examines the balance of economic weapons the duty to bargain in good faith and the enforcement of collective bargaining agreements Also reviews the union and employee relationship regulatory conflict and accommodation Basic Text on Labor Law Robert A. Gorman, 1976 **Basic Text on Labor Law** Robert A. Gorman (professeur de science politique).), 1976

**Labor and Employment Law Initiatives and Proposals Under the Obama Administration** Zev J. Eigen, Samuel Estreicher, 2011-01-01 Barack Obama's famous Blueprint for Change part and parcel of the campaign that culminated in his historic election as U S president in November 2008 openly announced his support for the Employee Free Choice Act H R 1409 suggesting that major change was imminent in U S labor and employment law Although promised legislative change has yet to materialize there appears to be a growing consensus that the current system for addressing employment disputes in union represented and non union workplaces deserves renewed attention and needs significant restructuring Thus the issues taken up by this prominent U S conference remain relevant to policy debates which will likely continue to rage in the United States for years to come Based on papers delivered at the 2009 conference of the New York University School of Law's Center on Labor and Employment Law the 62nd in this venerable and highly influential series the book presents articles updated by the authors to reflect more recent developments as well as new papers to ensure a comprehensive and current analysis of both what has actually changed and which trends seem to be gaining momentum Twenty two outstanding scholars and practitioners in U S labor law and practice pay special attention to such issues as the following mandatory arbitration of employment disputes in non union sector call for improved administration of the National Labor Relations Act in expediting elections and reinstating discriminatees more privatized forms of dispute resolution such as arbitration and mediation card check and neutrality agreements bypassing government processes proposed reform of the Age Discrimination in Employment Act evaluating market based defenses to pay equity claims EEOC initiatives in public enforcement of equality law and challenges to labor relations in state and local governments *Rediscovering Collective Bargaining* Breen Creighton, Anthony Forsyth, 2012-08-21 This book examines countries that have tried with varying degrees of success to use legislative strategies to encourage and support collective bargaining including Australia's Fair Work Act It is the first major study of the operation and impact of the new collective bargaining framework introduced under the Fair Work Act combining theoretical and practical perspectives In addition a number of comparative pieces provide rich insights into the Australian legislation's adaptation of concepts from overseas collective bargaining systems including good faith bargaining and majority employee support as the basis for establishing bargaining rights Contributors to this volume are all leading labor law

industrial relations and human resource management scholars from Australia and from Britain Canada New Zealand and the United States

*Labor Law Analysis and Advocacy* Robert A. Gorman, Matthew W. Finkin, 2013-07-03 Labor Law Analysis and Advocacy presents in detail but within a single volume the interpretation of the National Labor Relations Act as developed by the federal courts and the National Labor Relations Board The book explores the pertinent legal rules as currently interpreted and applied as well as the evolution and underlying purposes of the rules the persuasiveness of the court and NLRB decisions and the significant open issues A unique and important feature is the treatment of matters of practice procedure and strategy that are of importance to the practicing attorney whether representing management labor employees or the government Practice tips are interspersed throughout as Advocate Practice Points translating the legal rules into advice and strategies These tips address the practicalities of labor law and set forth thoughtful advice for use in common real life situations from the perspective of both labor and management Labor Law Analysis and Advocacy is largely derived from a treatise in the Hornbook series West Publishing Co written initially in 1976 by Professor Gorman and revised by Professors Gorman and Finkin in 2004 The principal audiences for this publication are both generalist and specialist practitioners ranging from those interested in an introduction to basic labor law principles to those interested in the specifics of their application whether presenting cases before courts or the NLRB or advising clients about concerted activities or collective bargaining Labor Law Analysis and Advocacy is also of value to federal judges and their law clerks and to students doing basic or advanced study in labor law

*Trade Union Rights at the Workplace* Roger Blanpain, Thomas Klebe, Marlene Schmidt, Bernd Waas, 2012-01-01 For employees collective protection has never been more urgent Everywhere pressures resulting from worldwide competition and technical innovation are downgrading and relocating jobs closing companies and fuelling workers fears of less than secure working conditions de qualification and job loss More and more trade unions confront the challenge of asserting their rights across borders However in order to establish the necessary preconditions for any transnational solidarity it is necessary to define and clarify both what is distinctive and what is fundamental in the different legal frameworks affecting trade union activity That is what this book sets out to do The essays presented here are an outcome of an international and comparative conference organised and sponsored by the newly established Hugo Sinzheimer Institute of Labour Law HSI Frankfurt am Main which took place in Frankfurt in January 2011 at the premises of IG Metall the world s largest trade union The book offers an overview of trade union rights in each of seven industrial countries Belgium Hungary England Germany France the Netherlands and the United States A concluding chapter by Manfred Weiss notes the futility of a harmonization approach stressing rather a strategy of accepting variety which nevertheless embraces close cooperation Issues covered include the following direct and indirect recognition of the rights of the unions at the workplace the right of access of trade union representatives not employed in the establishment competition from non unionized firms and low labour cost operations new styles of management hostile to trade unions employers use of

the courts to prevent industrial action illegalized by new legislation relations among trade unions works councils workers representatives and employers organizations the role of the union at a time of change of company ownership and effects of public resistance to cuts in public services and to job losses At a time when the protection of the global voice of workers is of the utmost importance sensitivity to existing cultural differences is crucial to effective international engagement and cooperation among trade unions As an important contribution in this respect this book will be of great value to labour and employment lawyers and other professionals involved in law and policy affecting labour and industrial relations Publisher's website

**The SAGE Handbook of Educational Leadership** Fenwick W. English, Gary L. Anderson, 2005 The SAGE Handbook of Educational Leadership is a landmark work with contributions from 37 internationally renowned scholars covering an extensive range of issues confronting the field of educational leadership and administration The Handbook reviews how leadership was redefined by management and organizational theory in its quest to become scientific then looks forward to promising theories concepts and practices that show potential for development and application This Handbook represents the establishment of a new tradition in educational leadership It thoroughly covers a broad range of issues pertaining to curriculum leadership supervision teacher evaluation budgeting planning school design and issues facing the principalship and the superintendency in the United States

**Official Reports of the Supreme Court** United States. Supreme Court, 1996 [The Employee Free Choice Act](#), 2004 **The Economics of Labor Law** Keith N.

Hylton, 2024-11-08 In terms familiar to economists this book provides a positive theory of labor law and dissects the fundamental theoretical issues that shape labor law doctrine It investigates the deep economic tensions influencing judicial opinions in labor law and how these can predict the outcomes of relevant legal doctrine and determine whether it accomplishes its regulatory goals

**Court Decisions Relating to the National Labor Relations Act** United States. National Labor Relations Board, 1989 [United States Reports](#) United States. Supreme Court, 1999 **Basic Text on Labour Law** Robert A. Gorman, 1977 [Introduction to the Law of the United States](#) David Clark, Tu?rul Ansay, 2002-01-01

Introduction to the Laws Series Volume 5 As issues in American law turn up with ever greater frequency in dozens of countries worldwide some familiarity with the legal system of the United States of America has become de rigueur for practising lawyers everywhere This incomparable handbook now in its Second Edition provides an authoritative description of the major elements including all matters likely to emerge in the course of normal legal activity Written from a clear and cogent comparative perspective it is of great practical value for both counselling and courtroom use Eighteen lucid chapters by distinguished American law professors each of whom is also knowledgeable about a legal system outside that of the United States explain the major laws legal standards and legal institutions of the United States Substantive and procedural comparisons are presented in plain English with appropriate commentary where deemed helpful to clarify particularly complex or unsettled matters The resulting volume is an expert historical systematic and critical introduction to the law of

the United States     Employee Dismissal Law and Practice, 7th Edition Perritt, 2019-12-17 Whether your case involves a public or private sector job a downsizing or termination for cause violation of employer policies failure to keep a specific promise adverse action for claiming employee rights or whistle blowing Employee Dismissal Law and Practice provides the guidance you need in this rapidly evolving area of employment law Providing in depth analysis of the common law and statutory wrongful dismissal doctrines as well as practical guidance on all aspects of employee dismissal litigation from complaints through jury instructions Employee Dismissal Law and Practice Online is an invaluable resource for evaluating and litigating a wrongful discharge case Employee Dismissal Law and Practice brings you up to date on the latest cases statutes and developments including New case law for Illinois Iowa Pennsylvania South Dakota Washington and West Virginia New section on discrimination based on immigration status New reference for state qui tam suits New case law on specific enumeration of disciplinary causes or steps giving rise to inference of employment security New case law on disclaimers New case law on identifying sources of public policy clearly New case law on constitutional provisions satisfying the clarity element of a public policy tort New case law on jeopardy to public policy when statutory remedies exist New case law on jeopardy to public policy when the contract protects employees Extensive analysis of the Supreme Court's Epic Systems decision and its implications for employee class actions New analysis of notice pleading requirements in employment cases New case law on whistleblower protection of shareholder employees New case law on the scope of public sector whistleblower protections New case law on the availability of non economic damages in statutory whistleblower cases New chapter on settlement negotiations with a computer program to estimate the best alternative to a negotiated agreement or reservation price     **ABA Journal** , 1978-02 The ABA Journal serves the legal profession Qualified recipients are lawyers and judges law students law librarians and associate members of the American Bar Association     The Global Workplace Roger Blanpain, Susan Bisom-Rapp, William R. Corbett, Hilary K. Josephs, Michael J. Zimmer, 2007-01-15 With the forces of globalization as a backdrop this casebook develops labor and employment law in the context of the national laws of nine countries important to the global economy the US Canada Mexico UK Germany France China Japan and India These national jurisdictions are highlighted by considering international labor standards promulgated by the International Labor Organization as well as the rulings and standards that emerge from two very different regional trade arrangements the labor side accord to NAFTA and the European Union Across all these different sources of law this book considers the law of individual employment collective labor law dealing with unionization as well as the laws against discrimination the laws protecting privacy and the systems used to resolve labor and employment disputes This is the first set of law school course materials in English covering international and comparative employment and labor law     *Oversight hearings on the subject "Has labor law failed"* United States. Congress. House. Committee on Education and Labor. Subcommittee on Labor-Management Relations, 1985     **Discounting Rights** Carol Pier, Human Rights Watch (Organization), 2007 Human

Rights Watch found that while many American companies use weak US laws to stop workers from organizing the retail giant stands out for the sheer magnitude and aggressiveness of its anti union apparatus Many of its anti union tactics are lawful in the United States though they combine to undermine workers rights Others run afoul of soft US laws

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