

ANDREW J. ZIAJA

Email: aziaja@ubalt.edu

CV 2024

Tel: 410.837.1901

ACADEMIC EXPERIENCE

University of Baltimore School of Law | Baltimore, MD

Assistant Professor of Law | August 2023–Present

Adjunct Professor of Law | January 2023–June 2023

Courses taught include Administrative Law, Labor Law, Employment Law, Contracts, and Lawyering Skills.

University of Arizona – School of Government & Public Policy | Tucson, AZ

Lecturer & Adjunct Faculty Member | January 2013–May 2014

Courses taught included Constitutional Law: Federalism, Judicial Process, and Global Administrative Law • Served on JD/MA thesis defense committee with Prof. Kirsten Engel (College of Law) and Prof. Margaret Wilder (Geography, Development & Environment) • Served as faculty advisor for political science student honors society, Pi Sigma Alpha.

EDUCATION

Sciences Po (Paris Institute of Political Studies)

M.P.A. 2012 (*magna cum laude*)

Fieldwork on urban development policy and land rights in Accra, Ghana • Two-year predecessor program to the current two-year M.P.P. and one-year M.P.A. programs.

University of California College of the Law, San Francisco

J.D. 2008

Managing Editor, *UC Law Constitutional Quarterly* • Student government.

University of California, Berkeley

History Department Graduate Fellowship, 2004-2005 • Visiting law student, Spring 2008.

University of Michigan, Ann Arbor

B.A. 2003, History (distinction & honors)

University Honors (Dean's List) • Phi Alpha Theta, History Honors Society.

SELECTED SCHOLARSHIP AND OTHER WORK

Journal Placements

Andrew Ziaja, *Mutually Intelligible Principles?*, 43 PACE L. REV. 1 (2022), <https://digitalcommons.pace.edu/plr/vol43/iss1/1/>.

Andrew Ziaja, *Free Speech in the Balance: An Examination of Yahoo! Inc. v. La Ligue Contre Le Racisme et L'Antisemitisme for its Bearing on Conflict of Laws, Global Free Speech, and the International Regulation of the Internet*, 11 GLOB. JURIST 2 (2011) (peer-reviewed), <https://www.degruyter.com/view/j/gj.2011.11.issue-2/1934-2640.1388/1934-2640.1388.xml>.

Andrew Ziaja, *Beyond Soft Law? An Assessment of International Labour Organisation Freedom of*

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Association Complaints as a Means to Protect Collective Bargaining Rights in the United States, 9 GLOB. JURIST 2 (2009) (peer-reviewed), <https://www.degruyter.com/view/j/gj.2009.9.2/gj.2009.9.2.1299/gj.2009.9.2.1299.xml?format=INT&intcmp=trendmd>.

Andrew Ziaja, Note, *Hot Oil and Hot Air: The Development of the Nondelegation Doctrine Through the New Deal, a History, 1813-1944*,” 36 HASTINGS CONST. L. Q. 921 (2008), <https://www.hastingsconstitutionallawquarterly.org/vol31-45/>.

Book Chapters

Andrew Ziaja, *The International Labour Organization: The Evolution of Soft Law*, in GLOBAL ADMINISTRATIVE LAW: THE CASEBOOK (Sabino Cassese et al. ed., 3d ed., 2012), <https://www.iilj.org/publications/global-administrative-law-the-casebook-3rd-edition/>.

Andrew Ziaja, *The International Atomic Energy Agency*, in GLOBAL ADMINISTRATIVE LAW: THE CASEBOOK (Sabino Cassese et al. ed., 3d ed., 2012), <https://www.iilj.org/publications/global-administrative-law-the-casebook-3rd-edition/>.

Andrew Ziaja, *Litigating ILO Standards: U.S. Illustration*, in Brown, R. EAST ASIAN LABOR AND EMPLOYMENT LAW: INTERNATIONAL AND COMPARATIVE CONTEXT (Cambridge University Press, 2012).

Reports and Papers

ANDREW ZIAJA, BARGAINING UNION SECURITY AND RELATED PROVISIONS AFTER *JANUS* (October 10, 2019) (presented at AFL-CIO Lawyers Coordinating Committee California Field Meeting).

NATASHA MINSKER, THE HIDDEN DEATH TAX: THE SECRET COSTS OF SEEKING EXECUTION IN CALIFORNIA (American Civil Liberties Union of Northern California 2008), (Research Assistant) <https://www.aclunc.org/publications/hidden-death-tax-secret-costs-seeking-execution-california>.

Unpublished Manuscripts

Andrew Ziaja, *Ghost in the Network: The Interconnected Citizen and Deliberative Democracy in California*, (2012) (M.P.A. thesis, Sciences Po) (approx. 28,000 words).

Andrew Ziaja, *Assembly Line Nationality: The “Americanization” Movement and the White Working Class in Detroit*, (2003) (B.A. honors history thesis, University of Michigan) (approx. 18,000 words).

PROFESSIONAL EXPERIENCE

National Labor Relations Board

General Attorney (Labor) | November 2021–June 2023 | Washington, D.C.

Served in the Contempt, Compliance, and Special Litigation Branch within the Division of Legal Counsel, representing the NLRB in relation to litigation in the United States Supreme Court, Courts of Appeals, District Courts, and Bankruptcy Courts, *see infra* for representative litigation.

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Leonard Carder LLP

Of Counsel | July 2020–October 2021 | San Francisco & Oakland, CA

Partner | January 2020–July 2020

Associate | July 2014–December 2019

Project Attorney | July 2013–July 2014

Represented labor unions and employee benefit plans at 90-year-old workers' rights law firm, *see infra* for representative litigation • Super Lawyers Rising Stars, Northern California, 2017-2021.

University of Arizona – ThinkTank

Senior Instructional Specialist | February 2013 – May 2014 | Tucson, AZ

Taught test-prep courses for the LSAT, GMAT, and GRE.

Kaplan, Inc.

Instructor | June 2011–May 2012 | Paris, France

Taught test-prep courses for the LSAT and GMAT.

Ziaja Group LLP

Partner | September 2010–July 2014 | San Francisco, CA

Legal research consulting and law practice, including project work for Leonard Carder LLP.

United States Dep't of Labor, Office of Admin. Law Judges – Hon. Russell D. Pulver

Attorney-Advisor | September 2008–August 2010 | San Francisco, CA

Drafted decisions resolving federal employment law disputes, including whistleblower, defense base and longshore workers' compensation, affirmative action compliance, and guest-worker visa cases.

Leonard Carder LLP

Law Clerk | Summer 2007 & Spring 2008 | San Francisco & Oakland, CA

Counseled labor unions and employee plaintiffs at workers' rights law firm.

American Civil Liberties Union – Death Penalty Project

Policy Intern | Fall 2007–Spring 2008 | San Francisco, CA

Studied death penalty trial costs and contributed to a widely cited report, *see infra*, in support of proceedings of the California Commission on the Fair Administration of Justice.

United States District Court, N.D. of California – Pro Se Department

Judicial Extern | Spring 2007 | San Francisco, CA

Drafted opinions deciding prisoners' *habeas corpus* petitions and motions in civil rights suits.

United States District Court, E.D. of Michigan – Hon. John Corbett O'Meara

Judicial Extern | Summer 2006 | Ann Arbor, MI

Drafted Sixth Circuit appellate opinion, appellate bench memoranda, and a variety of trial level orders.

University of California, Berkeley – Labor Center

Research Intern | Summer 2005 | Berkeley, CA

Analyzed residential construction labor market in San Joaquin County, CA.

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Dearborn Public Schools

Substitute Teacher | January 2004–June 2004 | Dearborn, MI

Taught grades K-12 in Detroit-area schools with English-Arabic bilingual student population.

Washtenaw Community College

Writing Tutor | August 2002–August 2004 | Ann Arbor, MI

Tutored English writing at the remedial through advanced levels.

REPRESENTATIVE LITIGATION

State Bar of California No. 262283

Admitted in all state courts in California since 2009, all four United States District Courts in California and the Ninth Circuit Court of Appeals since 2014, and the United States Supreme Court since 2022.

In re: 710 Long Ridge Road Operating Company, No. 22-3046 (unpublished) (3d Cir. Apr. 27, 2023). In the context of decade-long litigation arising from multi-million-dollar bankruptcy, resulted in order reversing preliminary injunction issued by United States District Court of New Jersey that had prohibited National Labor Relations Board from proceeding with administrative adjudication of single-and-joint liability theories under the National Labor Relations Act. Briefed and delivered oral argument in United States Court of Appeals for the Third Circuit.

Glacier Northwest, Inc. v. International Brotherhood of Teamsters, 598 U.S. ___ (2023). Alongside senior staff from the Office of the Solicitor General and the National Labor Relations Board, led efforts by NLRB during briefing and preparing the government's position for oral argument before the United States Supreme Court.

Regents of the University of California v. Public Employment Relations Board, 51 Cal.App.5th 159 (2020). Resulted in published appellate decision bringing hundreds of information technology positions into an existing systemwide bargaining unit at the University of California. Briefed and delivered oral argument in California Court of Appeal. Litigated at administrative level as *Regents of the University of California*, PERB Order No. Ad-453-H (2017) and *Regents of the University of California* PERB Dec. No. 2646-H (2019).

Regents of the University of California v. Public Employment Relations Board, No. A156228 (unpublished) (Cal. 1st Dist. 2020). Resulted in appellate decision upholding order that the University of California, Berkeley restore the positions and collective bargaining rights of approximately fifty music instructors of a longstanding youth music program, with backpay dating to 2013. Briefed in California Court of Appeal. Litigated at administrative level and resulted in significant precedential administrative decision as *Regents of the University of California*, PERB Dec. No. 2610-H (2018).

Boling v. Public Employment Relations Board, 5 Cal.5th 898 (2018) (amici curiae). Resulted in unanimous decision upholding PERB's determination that City of San Diego violated state labor law by using a ballot initiative to overhaul employee pension benefits instead of bargaining with unions. Briefed in California Supreme Court on behalf of four labor unions as amici curiae.

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ILWU v. Port of Portland, 844 F.3d 864 (9th Cir. 2016); *ILWU v. Port of Portland*, 362 Or. 36 (Or. Supreme Court, 2017). Resulted in settlement after certification of a question of state constitutional law to the Oregon Supreme Court concerning the use of tax revenue for a private purpose. Briefed and delivered oral argument in United States Court of Appeals for the Ninth Circuit. Briefed in Oregon Supreme Court.

Morris B. Silver M.D., Inc., v. ILWU-PMA Welfare Plan, 2 Cal.App.5th 793 (2d Dist. 2016). Resulted in partial dismissal of state law claims against union benefits plan as preempted under ERISA. With co-counsel, contributed to briefing and argument in California Court of Appeal.

Sacks et al. v. ILWU-PMA Welfare Plan, 637 Fed. Appx. 282 (unpublished) (9th Cir. 2015). Resulted in decision upholding summary judgment in favor of union benefits plan against state law claims totaling \$5 million. With co-counsel, contributed to briefing and argument in United States Court of Appeals for the Ninth Circuit.

VOLUNTEER ACTIVITIES

Mission for Arizona

Volunteer Boiler Room Staffer | November 2020 | Tucson, AZ (remote)

Served as election-day boiler room contact for poll observers at polling sites in Tucson, AZ.

Election Protection

Volunteer Hotline Staffer | October 2019–January 2020 | Washington, D.C. (remote)

Responded to voter calls to 866-OUR-VOTE from across the country.

ACLU of Nevada

Volunteer Election Legal Observer | November 2016 | Las Vegas, NV

Observed election procedures at polling sites in central Las Vegas, NV.

Border Action Network

Volunteer Election Observer | November 2012 | Tucson, AZ

Observed election procedures at polling site in Tucson, AZ.

The Asia Foundation

Volunteer Election Observer | Summer 2008 | Ulaanbaatar, Mongolia

Observed election procedures at sites in central Ulaanbaatar, Mongolia, while successfully studying for July 2008 California Bar Exam.

Jewish Family Services of Washtenaw County

Volunteer English-Language Teacher | Spring 2002 | Ann Arbor, MI

Taught English-language course for United States citizenship applicants.

ADDITIONAL

Languages: English • French • Some proficiency and interest in several others

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Citizenship: United States of America • Italian Republic