

**David P. Twomey**  
Boston College  
Carroll School of Management  
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**ACADEMIC POSITION**

Professor  
Business Law  
Carroll School of Management  
Boston College

**EDUCATION**

1968 Boston College Law School, Chestnut Hill, MA  
Juris Doctor

1963 University of Massachusetts, Amherst  
MBA

1962 Boston College, Carroll School of Management  
BS  
Major Fields: Economics and Marketing

**PERSONAL BACKGROUND**

Born and raised in Boston, Massachusetts. Graduate of St. Andrew's School, 1952; Boston College High School, 1956. Served on active duty with the United States Marine Corps from 1956-1958. Married Veronica Lynch in 1967. Father of Erin, David, and Kerry.

**ACADEMIC EXPERIENCE**

1968-present Boston College  
Assistant Professor (1968-1971)  
Associate Professor (1971-1978)  
Professor 1978 to date  
Business Law Department  
Carroll School of Management

1965-1968 Simmons College  
Lecturer (Marketing & Finance)  
School of Business Administration

**RESEARCH INTERESTS:**

Contract law; the law regulating labor relations and employment; the law of arbitration; international business transactions; intellectual

property rights; securities regulations; developing forms of business organizations; corporate governance; franchising; and agency law.

**SELECTED UNIVERSITY SERVICE:**

- Served as Chairman of the University United Way Campaign, 1972-1973.
- While Chairman of the University Conciliation Committee, in 1972-1973, the process led to the promotion and tenure of a woman who had been denied tenure. Father Skehan, the acting Dean of Arts and Sciences, was an important facilitator of this result.
- In the early 1970's the University contemplated reducing enrollment of the undergraduate business school due to some less than desirable applicant pools. Served as Chairman of the CSOM Student Recruitment Task Force which *inter alia* invited guidance counselors from every high school in Massachusetts to CSOM for a reception and presentation on "Today's Management Education." Independent of the Task Force's well received work, student interest in management education increased and the crisis dissipated. Subsequently, served for many years as a member of the University Undergraduate Admissions Enrollment Management Advisory Committee.
- In 1977-1978, served as Chairman of CSOM Dean Search Committee. The Committee considered over a hundred candidates and prospective candidates, including an internal candidate, two prominent Jesuits, two Wharton School professors, and a former Berkeley professor who had accepted a chaired position at SUNY Buffalo. The University appointed the internal candidate John Neuhauser, who very successfully served as Dean for twenty-two years. Served on numerous University search committees, including two AVP searches, the Law School Dean Search Committee in 1998-1999 and the Carroll School dean Search in 2003-2004.
- Many substantial changes occurred in both the CSOM graduate and undergraduate programs in the 1980s. The Education Policy Committee (EPC) was the principal academic policy body of CSOM. Served as EPC Chairman for three terms during the early to mid eighties. As examples, during this period of time, the MS in Finance was initiated and approved, led by Professors Viscione and Tehranian, as were many of Graduate Dean Torbert's initiatives. Served as a member of the EPC numerous times over four decades, including service as Chair in 2001-2002. EPC service continues through to the 2017-2018 academic year.
- Served with Professor Ray Keyes on the Senior Faculty Forum (SFF), started in 1991 by Ray Keyes with support from the Dean and Executive Vice President to arrange an annual Recognition Dinner for the faculty and staff of CSOM and to provide a number of luncheons throughout the year where senior faculty and retired faculty come together in a social setting to meet new University leaders and discuss academic, athletic, or administrative topics of the day. Since Ray Keyes' retirement in 1999, have served as Co-Chair of the Ray Keyes SFF with Prof. Peter Olivieri until 2011. Presently serve with Prof. Bob Taggart as Co-Chair.
- Organized Faculty Portrait Project, starting in 2000. This endeavor involved contacting family members of deceased faculty seeking portraits, archival searches

for photographs, and as a last resort, lifting portraits from old yearbooks with digital alterations to fit our format. These portraits are exhibited on the fifth floor in Fulton Hall, and include every faculty member since the founding of the school with twenty-five or more years of service to the Carroll School and the Boston College Community.

- Honorary inductee of Beta Gamma Sigma, the Scholastic Business Honors Society, 1972. As a result of a reorganization seeking more faculty involvement, served as the first faculty President of the Society for two terms from 1995-1997.
- Served as Chairman of the Business Law Department from 1988-1998. During this period, the Department successfully focused on hiring a diverse and highly qualified faculty committed to scholarship and research-based teaching. Served as Department Chair during the 2001-2002 academic year and the Fall Semester of 2009.
- Elected to serve on the CSOM Promotion and Tenure Committee covering the period of 1978-2006, with a year off for a Fall sabbatical in 1998. Had the privilege over this period of time of watching the development of a world class faculty in a number of areas here at CSOM.

#### **PROFESSIONAL AFFILIATIONS AND SERVICE:**

- Member of the Massachusetts (1968), Florida (1970), and Federal Bars (1969).
- Member and past President of the North Atlantic Regional Business Law Association. Each year since 1978, organize a collegial dinner for past presidents, board of editors, and current officers of the association at Boston College.
- Serve as arbitrator selected by the parties in a wide range of cases in industries such as railroads, airlines, paper-making, gas and electric power, longshore, foundry, trucking, construction, textile, chemical, plastics, service, technology and other manufacturing; arbitrator for public sector disputes involving teachers, police, fire and other public employees, as well as federal sector disputes.
- Elected to membership in the National Academy of Arbitrators in May of 1979.
- Appointed by President Reagan to a three-person Presidential Emergency Board No. 211 in 1986. (Multiple unions and carriers)
- Appointed by President Bush to a Presidential Emergency Boards Nos. 220, 221, and 222, in March of 1992. (Multiple unions and carriers)
- Appointed as Chairman of a three-person Presidential Emergency Board No. 225 in August of 1994 by President Clinton. (BMWE and the Nations Class I Railroads.)
- Appointed Chairman of a three person Presidential Emergency Board No. 229 in May of 1996 by President Clinton (UTU and Soo Line Railroad – CP Rail).
- Appointed by President George W. Bush to a three-person Presidential Emergency Board, No. 236, December 2001. (IAM and United Airlines).

- Appointed by President George W. Bush to a three-person Presidential Emergency Board, No. 237, April 2004. (UTU and SEPTA).
- Appointed by President Barack Obama to a three-person Presidential Emergency Board, No. 247, October 2014 (BLET and SEPTA)

## **GRANTS, AWARDS, AND HONORS**

- Grant from General Electric Company and the International Union of Electrical Workers fully funding participation in the Labor Arbitrator Development Program held at the University of Michigan Law School's ICLE, 1975 and 1976.
- Wrote script for "Employment Law" video produced and developed by Lightborne Communications of Cincinnati. It received the award for Creative Excellence in Non-broadcast Corporate Video Production in the category of Education at the 25<sup>th</sup> U.S. Industrial Film and Video Festival held in Chicago in June 1992. The festival is the world's largest international competition of its kind.
- Various teaching and service awards over the past 52 years. (Selected profiles and awards available upon request)

## **PUBLICATIONS, BOOKS**

- Twomey, David P., Jennings, Marianne M., Greene, Stephanie M., "Anderson's Business Law and the Legal Environment", 24<sup>th</sup> Edition, Cengage Learning, Mason, Ohio, (2022), pp. 1360.
- Twomey, David P., Greene, Stephanie M., "Labor and Employment Law," 16<sup>th</sup> Edition, West Academic Publishing, St. Paul, MN, (2020), pp. 837.
- Twomey, David P., Jennings, Marianne M., Greene, Stephanie M., "Business Law, Principals for Today's Commercial Environment," 5<sup>th</sup> Edition, Cengage Learning, Mason, Ohio, (2017), pp. 1069.
- Twomey, David P., Jennings, Marianne M., Greene, Stephanie M., "Anderson's Business Law and the Legal Environment" 23<sup>rd</sup> Edition, Cengage Learning, Mason, Ohio, (2017), pp. 1392.
- Twomey, David P., Jennings, Marianne M., "Business Law, Principals for Today's Commercial Environment," 4<sup>th</sup> Edition, South -Western · Cengage Learning, Mason, Ohio, (2014), pp. 1119.
- Twomey, David P., Labor and Employment Law, 15<sup>th</sup> Edition, South-Western · Cengage Learning, Mason, Ohio (2013) pp. 816.

- Twomey, David P., Jennings, Marianne M., “Business Law, Principals for Today’s Commercial Environment,” 3<sup>rd</sup> Edition, South -Western · Cengage Learning, Mason, Ohio, (2011), pp. 1131.
- Twomey, David P., Jennings, Marianne M., “Anderson’s Business Law and the Legal Environment” 21<sup>st</sup> Edition, South-Western · Cengage Learning, Mason, Ohio, (2011), pp. 1255.
- Twomey, David P., Labor and Employment Law, 14<sup>th</sup> Edition, South-Western · Cengage Learning, Mason, Ohio (2010) pp. 803.
- Twomey, David P., Jennings, Marianne M., “Anderson’s Business Law and the Legal Environment”, 20<sup>th</sup> Edition, West Legal Studies in Business – Thomson, Mason, Ohio, (2008), pp. 1190.
- Twomey, David P., Jennings, Marianne M., “Business Law, Principals for Today’s Commercial Environment,” 2<sup>nd</sup> Edition, West Legal Studies in Business, Mason, Ohio, 2008, pp. 1190.
- Twomey, David P., Labor and Employment Law, 13<sup>th</sup> Edition, West Legal Studies in Business Academic Series, Mason, Ohio 2007, pp. 816.
- Twomey, David P., Fox I., & Jennings, M.A., “Anderson’s Business Law and the Legal Environment” 19<sup>th</sup> Edition, West-Thomson Learning, Mason, Ohio, 2005, pp. 1098.
- Twomey, David P., Jennings, Marianne M., “Business Law: Principles for Today’s Commercial Environment,” Mason, Ohio, Thomson, South-Western, West, 2004, pp. 1194.
- Twomey, David P., “Labor and Employment Law: Text and Cases,” 12<sup>th</sup> Edition, Mason, Ohio, Thomson, South-Western, West, 2004, pp. 776.
- Twomey, David P., Fox, I., & Jennings, M.A., “Anderson’s Business Law and the Legal Environment,” 18<sup>th</sup> Edition, West-Thomson Learning, Cincinnati, Ohio, 2002, pp. 1057.
- Twomey, David P., “Employment and Discrimination Law: A Manager’s Guide,” 5<sup>th</sup> Edition, West-Thomson Learning, Cincinnati, Ohio, 2002, pp. 353.
- Twomey, David P., M.A. Jennings and Ivan Fox, “Anderson’s Business Law and the Regulatory Environment: Principles and Cases,” 14<sup>th</sup> Edition, West Publishing Company – Thomson Learning, Cincinnati, Ohio, 2001, pp. 1346.
- Twomey, David P., “Labor and Employment Law: Text and Cases,” 11<sup>th</sup> Edition, West Publishing Company – Thomson Learning, Cincinnati, Ohio, 2001, pp. 777.
- Twomey, David P., R.A. Anderson, I. Fox & M.A. Jennings, “Business Law and the Legal Environment,” 17<sup>th</sup> Edition, West Educational Publishing Co., Cincinnati, Ohio, 1999, pp. 1039.

- Twomey, David P., Ronald A. Anderson, Ivan Fox & M. Jennings, 13<sup>th</sup> Edition, West Publishing Co., ITP, Cincinnati, Ohio, 1998, pp. 1324.
- Twomey, David P., “Employment Discrimination Law: A Manager’s Guide,” 4<sup>th</sup> Edition, West Publishing Co., Cincinnati, Ohio, 1998, pp .318.
- Twomey, David P., “Labor and Employment Law,” 10<sup>th</sup> Edition, West Publishing Co., ITP, Cincinnati, Ohio, 1998, pp. 738.
- Twomey, David P., Ronald A. Anderson and Ivan Fox, “Business Law and the Legal Environment,” 16<sup>th</sup> Edition, South-Western Publishing Co., Cincinnati, Ohio, 1996, pp. 958.
- Twomey, David P., Ronald A. Anderson and Ivan Fox, “Business Law and the Regulatory Environment,” 12<sup>th</sup> Edition, South- Western Publishing Company, Cincinnati, Ohio, 1995, pp. 1360.
- Twomey, David P., “Labor and Employment Law,” Ninth Edition, South Western Publishing Company, Cincinnati, Ohio, 1994, pp. 751.
- Twomey, David P., “Equal Employment Opportunity Law,” 3<sup>d</sup> Edition, South-Western Publishing Company, Cincinnati, Ohio, 1994, pp. 283.
- Twomey, David P., Ronald A. Anderson and Ivan Fox, “Business Law and the Legal Environment,” 15<sup>th</sup> Edition, South- Western Publishing Company, Cincinnati, Ohio, 1993, pp. 1198.
- Twomey, David P., Ronald A. Anderson and Ivan Fox, “Business Law, Principle, Cases, Legal Environment,” 11<sup>th</sup> Edition, South-Western Publishing Company, Cincinnati, Ohio, 1992, pp. 1234.
- Twomey, David P., Ronald A. Anderson and Ivan Fox, “Business Law UCC Comprehensive and standard Volumes,” 14<sup>th</sup> Edition, South-Western Publishing Company, Cincinnati, Ohio, 1990, pp. 1189.
- Twomey, David P., “Equal Employment Opportunity Law,” Second Edition, South-Western Publishing Company, Cincinnati, Ohio, 1990, pp. 227.
- Twomey, David P., “Labor and Employment Law, Test and Cases,” 8<sup>th</sup> Edition, South-Western Publishing Company, Cincinnati, Ohio, pp. 692.
- Twomey, David P., Ronald A. Anderson and Ivan Fox, “Business Law, Principles, Cases, and Legal Environment,” 10<sup>th</sup> Edition, South- Western Publishing Company, Cincinnati, Ohio, 1989, pp. 1407.
- Twomey, David P., Ronald A. Anderson and Ivan Fox, “Business Law, UCC Comprehensive and Standard Volumes,” Revised Edition, South-Western Publishing Company, Cincinnati, Ohio, 1988, pp. 1139
- Twomey, David P., Ronald A. Anderson and Ivan Fox, “Business Law, Principles, Cases and Legal Environment,” Revised Edition, South-Western Publishing Company, Cincinnati, Ohio, 1987, pp. 1200.

- Twomey, David P., “A Concise Guide to Employment Law,” South- Western Publishing Company, Cincinnati, Ohio, 1986, pp. 170. Manual published simultaneously.
- Twomey, David P., “Labor Law and Legislation,” 7th Edition, South- Western Publishing Company, Cincinnati, Ohio, 1985, pp. 634. Manual published simultaneously.
- Twomey, David P., Ronald A. Anderson and Ivan Fox “Business Law, UCC Comprehensive Volume.” 12th Edition, South- Western Publishing Company, Cincinnati, Ohio, 1985, pp. 710.
- Twomey, David P., “Labor Law and Legislation,” 6th Edition, South- Western Publishing Company, Cincinnati, Ohio, 1980, pp. 547. Manual published simultaneously.
- Twomey, David P., Ronald A. Anderson and Ivan Fox, “Business Law, UCC Comprehensive Volume,” 11th Edition, South- Western Publishing Company, Cincinnati, Ohio, 1980, pp. 744. Manual and Student Workbook published simultaneously.
- Twomey, David P., Ronald A. Anderson and Ivan Fox, “Business Law, Principles and Cases,” 7th Edition, South- Western Publishing Company, Cincinnati, Ohio, 1979, pp. 917. Manual and Student Workbook published simultaneously.
- Twomey, David, P., and A. Howard Myers, “Labor Law and Legislation,” 5th Edition, South- Western Publishing Company, Cincinnati, Ohio, 1975, pp. 571. Manual published simultaneously.
- Twomey, David P., and James E. Shaw, “Managerial Law of Consumer Protection, Trademarks and Unfair Competition,” Tower Press, Chestnut Hill, Massachusetts, 1972, pp. 204.

#### **ARTICLES AND OTHER PUBLICATIONS**

- Twomey, D.P., Massachusetts’ New Non-Compete Law: A Favorable Advancement, Protecting Sensible Categories of Workers and Enhancing the State’s Innovation Economy. *Business Law Review*, Vol. 52, Spring 2019, pp. 1-11.
- Twomey, D.P, Policymaking at the NLRB under the Bush II, Obama and Now the Trump Labor Board: Where Do We Go From Here? *Business Law Review*, Vol. 51, Spring 2018, pp. 1-17.
- Twomey, D. P., The Developing Law of Employee Non-Competition Agreements: Trends Correcting Abuses and Making Adjustments to Enhance Economic Growth. *Labor Law Journal*, Vol. 68 Winter 2017, pp. 195–201.
- Twomey, David P., The Developing Law of Employee Non-Competition Agreements: Correcting Abuses; Making Adjustments to Enhance Economic Growth. *Business Law Review*, Volume No. 50, Spring 2017, pp. 87-98.

- Twomey, David P., The NLRB's *Babcock* Arbitral Deferral Standard: A Woman's Plight Leads to a Changed Policy but No Remedy. *Labor Law Journal*, Volume No. 67, No. 3 Fall 2016, pp. 429-436.
- Twomey, David P., Recent Trends in Defamation Law: From the Straightforward Action in *Ventura v. Kyle* to Unmasking an Anonymous Poster in the "*Fuboy*" case. *Business Law Review*, Volume No. 48, Spring 2015, pp. 1-9
- Twomey, David P., "NLRA Impasse Cases: What's Right, What's Not Right and What Can Be Done About It", *Labor Law Journal*, Vol. 65, No. 3 Fall 2014 pp. 117-126.
- Twomey, David P., "Licensed Practical Nurses: Protected "Employees" or Statutory "Supervisors" Under the NLRA? The Impact of the 11<sup>th</sup> Circuit's *Lakeland Health Care* Decision", *Labor Law Journal*, Vol. 64, No. 2 Summer 2013 pp. 57-66.
- Twomey, David P., "Unnecessary Burdens on Employers: Time for the EEOC to Improve its Systemic Discrimination Initiative", *Labor Law Journal*, Vol. 63, No. 2 Summer 2012 pp. 71-81.
- Twomey, David P., "Employee Retaliation Claims Under the Supreme Court's *Burlington*, *Crawford* and *Thompson* Decisions: Important Implications For Employers," *Labor Law Journal*, Vol. 62, No. 2, Summer 2011 pp. 57-66.
- Twomey, David P., "The Supreme Court's *14 Penn Plaza v. Pyett* Decision: Impact and Fairness Considerations" *Labor Law Journal*, Vol. 61, No. 2 Summer 2011 pp. 55-66.
- Twomey, David P., "The Employee Free Choice Act: Congress, Where Do We Go From Here?" *Labor Law Journal*, Vol. 60, No. 2 Summer 2009 pp. 71-81.
- Twomey, David P., "Policy Making Under the *Bush II* National Labor Relations Board, Where Do We Go From Here?" *Labor Law Journal*, Vol. 59, No. 2 Summer 2008 pp. 141-153.
- Twomey, David P., "Employee Retaliation Claims Under the Supreme Court's *Burlington Northern and Santa Fe Railway Co. v. White* Decision: Important Implications for Employers," *Business Law Review*, Vol.40, Spring 2007 pp. 109-117.
- Twomey, David P., "Getting it 'Right': The Everchanging NLRB Precedents on Coworker Presence at Investigatory Interviews," *Business Law Review*, Vol. 38, Spring 2005 pp. 223-233.
- Twomey, David P. et al, THE BLACKWELL ENCYCLOPEDIA OF MANAGEMENT Second Ed., Susan Cartwright Editor "Civil Rights Act of 1964," "Civil Rights Act of 1991," Blackwell Publishing Inc., Oxford, U.K. 2005.
- Twomey, David P., "Salting: A Fair Organizing Strategy or a Nefarious Tactic?" *Business Law Review*, Vol. 37, 2004.

- Twomey, David P., "Binding Arbitration of Employment Disputes: 2002," *Business Law Review*, Vol. 35, Spring 2002, pp. 187-198.
- Twomey, David P., "Court Review of Labor Arbitration Awards after the Supreme Court's *Eastern Coal* Decision," *Business Law Review*, Vol. 34, Spring 2001, pp. 177-187.
- Twomey, David P., "Sexual Harassment Law, After Oncale, Ellerth, Faragher, and Kolstad. What's An Employer to Do?" *Business Law Review*, Vol. 33, Spring 2000 pp. 149-163.
- Twomey, David P., "Employee Privacy and the Developing Law Relating to Employee Medical Information and 'Other Private Matters,'" *Business Law Review*, Vol. 31, Spring 1998, pp. 145-165.
- Twomey, David P. et al, *THE CONCISE BLACKWELL ENCYCLOPEDIA OF MANAGEMENT*, C.L. Cooper and C. Argyris editors, "Civil Rights Act of 1964; Civil Right Act of 1991," Blackwell Publishers Inc., Oxford, U.K., 1998.
- Twomey, David P., "The Business Law Department, First Fifty Years, 1948-1998," Boston College, pp. 1-20, 1998.
- Twomey, David P., "Paid Union Organizers as Protected 'Employees' Under the NLRA: the NLRB v. Town and Country Electric, Inc. Decision," *Business Law Review*, Vol. 30, Spring 1997, pp. 95-102.
- Twomey, David P., "The Impact of Recent Supreme Court Decisions on Trade Dress Protection and the Use of Colors as Trademarks," *Business Law Review*, Vol. 29, Spring 1996, pp.109-115.
- Twomey, David P., "Civil Right Act of 1991"; "Civil Right Act of 1964:" Entries for the Blackwell Dictionary of Human Resource Management and the Blackwell Encyclopedia of Management, Blackwell Publishers, Oxford, U.K. 1996.
- Twomey, David P., "Employer Monitoring of Telephone Calls and Electronic Mail: Staying Within the Employer Exceptions Under Federal Law," *Business Law Review*, Vol. 28, Spring 1995, pp. 118-125.
- Twomey, David P., "Employer Liability for the Torts of Employees: The Developing Law of Negligent Hiring and Retention," *Business Law Review*, Vol. 27, Spring 1994, pp. 125-132.
- Twomey, David P., "The Legality of Employee Participation Programs after the NLRB's *Electromation Inc.* Decision," *Business Law Review*, Vol. 27, Spring 1993, pp. 85-91.
- Twomey, David P., Review of Melvin I. Urofsky, "A Conflict of Rights," *The Journal of Legal Studies Education*, Vol. 10, No. 2, Fall 1992, pp. 255-258.
- Twomey, David P., "Permanent Replacement of Striking Workers Under Federal Law," *Business Law Review*, Vol. 24, Spring 1991, pp. 151-157.

- Twomey, David P., "The Hammontree Challenge to the NLRB's Deferral Policy," *Business Law Review*, Spring 1990, pp.225-231.
- Twomey, David P., "Court Review of Labor Arbitration Awards," *Business Law Review*, Spring 1989, pp. 267-273.
- Twomey, David P., "The Legality of Affirmative Action Plans and Consent Decrees in the Light of Recent Court Decisions," *Business Law Review*, Vol. 21, Spring 1988, pp. 309-317.
- Twomey, David P., "Successor Employers' Obligations under the NLRA." *Business Law Review*, Vol. 21, Spring 1987, pp. 268-273.
- Twomey, David P., "The New Work Relocation and Deferral Policies of the Reagan Labor Board Majority," *Business Law Review*, Spring 1984, pp. 63-68.
- Twomey, David P., "The Federal Service Labor- Management Relations Act- Its Meaning and Impact," *Business Law Review*, Spring 1983, pp. 66-72.
- Twomey, David P., "Sex Discrimination in Employee Compensation: The Implications of the County of Washington v. Gunther Decision," *Business Law Review*, Spring 1982, pp. 61-65.
- Twomey, David P., "NLRB v. Yeshiva University: Faculty as Managerial Employees under the NLRA," *American Business Law Journal*, Vol. 19, Spring 1981, pp.63-73.
- Twomey, David P., "The National Labor Relations Board Policy on Campaign Misrepresentation: A Return to the Hollywood Cermaics Rule," *Business Law Review*, Summer 1979, pp. 59-66. Reprinted as a selected paper in the *American Business Law Association Regional Proceedings*, Summer 1979, pp. 132-139.
- Twomey, David P., "Health Care Institutions under the National Labor Relations Act," *American Business Law Journal*, Vol. 15, Fall 1977, pp. 225-241.
- Twomey, David P., "Union Discipline: A Look at Recent U.S. Supreme Court Decisions," *The Florida Bar Journal*, Vol. 47, No. 11, December 1973, pp. 726-728.
- Twomey, David P., "Skier Collisions- the Law and Risk Reduction Proposals," *Skier Magazine*, Vol. XXI, No. 5, February 1973. Article quoted and author interviewed by Janet Nelson, *SKI*, Vol. 38, No. 3, November 1973, pp. 71-72, and 157.
- Twomey, David P., "The Potential Life Span Extension- Some Considerations for the Life Insurance Industry," *Best's Review*, Vol. 70, September 1969, pp. 14-16 and 85-86.
- Twomey, David P., "Liability for Unauthorized Use of Credit Cards," *Business Law Review*, pp. 5-9, Fall 1969; reprinted in the *Business Law Forum*, Spring 1970, pp. 40-45.
- Twomey, David P., "On Salaries Paid Some First- Year Attorneys- An Ethical Problem?" *Massachusetts Law Quarterly*, Vol. 54, 1969, pp. 6-13.

## SELECTED PRESENTATIONS AND PROCEEDINGS

- Twomey, D.P. (2019, August). *Massachusetts' New Non-Compete Law: A Favorable Advancement, Protecting Sensible Categories of Workers and Enhancing the State's Innovation Economy*. Presented at Academy of Legal Studies in Business Annual Conference, Montreal, Canada.
- Twomey, D.P. (2019, April). *Massachusetts' New Non-Compete Law: A Favorable Advancement, Protecting Sensible Categories of Workers and Enhancing the State's Innovation Economy*. Presented at the North Atlantic Regional Business Law Association Annual Conference, Boston University, Questrom School of Business.
- Twomey, D. P. (2018, August). *Policymaking at the NLRB under the Bush II, Obama, and now the Trump Labor Board: Where Do We Go From Here?* Presented at the Academy of Legal Studies in Business Annual Conference, Portland, Oregon.
- Twomey, D. P. (2018, April). *Policymaking at the NLRB under the Bush II, Obama, and now the Trump Labor Board: Where Do We Go From Here?* Presented at the North Atlantic Regional Business Law Association Annual Conference, Salem State College Bertolon School of Business.
- Twomey, D. P. (2017, August). *"The Developing Law of Employee Non-Competition Agreements: Correcting Abuses; Making Adjustments to Enhance Economic Growth"*, Presented at the Academy of Legal Studies in Business Annual Conference, Savannah Georgia.
- Twomey, D. P. (2017, April). *How Labor Arbitration Works*. Presented at the Bellarmine Law Society.
- Twomey, D. P. (2017, April). *"The Developing Law of Employee Non-Competition Agreements: Correcting Abuses; Making Adjustments to Enhance Economic Growth"* Babson College: North Atlantic Regional Business Law Association.
- The Developing Law of Employee Non-Competition Agreements: Correcting Abuses; Making Adjustments to Enhance Economic Growth. Academy of Legal Studies in Business annual conference, Savannah, Georgia on August 9, 2017.
- Paper presented at North Atlantic Regional Business Law Association annual conference held at Bentley College on April 1, 2016 entitled "Coletta Beneli's Plight Leads the NLRB to Change Its Arbitral Deferral Standard: But Based on Alleged "Fairness" Her Employer Was Granted a Get-Out-Of-Jail-Free Card.
- Paper presented "Recent Trends in Defamation Law: From Straight Forward Action in *Ventura v. Kyle* to Unmasking an Anonymous Poster in the "Fuboy" case. Academy of Legal Studies in Business annual conference, Philadelphia, PA on August 8, 2015.

- “Recent Trends in Defamation Law: From Straight Forward Action in *Ventura v. Kyle* to Unmasking an Anonymous Poster in the “Fuboy” case. Presented at the North Atlantic Regional Business Law Association, UMass Lowell, Lowell, MA on April 3, 2015.
- Paper presented at Academy of Legal Studies in Business annual conference held in Seattle, Washington on August 6, 2014, entitled: ““NLRA Impasse Cases: What’s Right, What’s Not Right and What Can Be Done About It”.
- Paper presented at Academy of Legal Studies in Business annual conference held in Boston, MA on August 10, 2013 entitled: “Licensed Practical Nurses: Protected “Employees” or Statutory “Supervisors” Under the NLRA? The Impact of the 11<sup>th</sup> Circuit’s *Lakeland Health Care* Decision”
- Paper presented at the NARBLA meeting at Boston College in March 31, 2012 entitled “Unnecessary Burdens on Employer’s: Time for the EEOC to Improve its Systemic Discrimination Initiative.”
- Paper presented at the NARBLA meeting at Bentley University in April 2011 entitled “Employee Retaliation Claims Under the Supreme Court’s *Burlington, Crawford* and *Thompson* Decisions: Important Implications For Employers.”
- Presentation at Northeastern University Law School “Arbitration Insights Three Decades After Completion of the University of Michigan’s ICLE Labor Arbitrator Development Program,” July 20, 2010.
- Paper presented at the Academy of Legal Studies in Business annual conference in Richmond, Virginia August, 2010 entitled: “The Supreme Court’s *14 Penn Plaza v. Pyett* Decision: Impact and Fairness Considerations for Collective Bargaining.”
- Paper presented at the NARBLA meeting at UMass Dartmouth in April 2009, entitled “The Employee Free Choice Act: Congress, Where Do We Go From Here?”
- Paper presented at the NARBLA meeting in Providence, Rhode Island in April 2008, entitled “Policymaking Under the *Bush II* National Labor Relations Act: Where do We Go From Here?”
- Presented paper entitled: “Employee Retaliation Claims Under the Supreme Court’s *Burlington Northern Santa Fe Railway Co. v. White* Decision: Important Implications for Employers” at the Academy of Legal Studies in Business Annual Meeting in Indianapolis, Indiana, August, 14, 2007.
- Presented a paper at the NARBLA Annual Meeting at Babson College April 8, 2006, entitled “The Continuing Evolution of Sexual Harassment Law: Dividing Supervisor Harassment Claims Causing Constructive Discharges According to the Presence or Absence of ‘Official Acts of the Enterprise.’”
- Presented a paper entitled “Employer Liability for Supervisor’s Sexual Harassment Causing Constructive Discharges after the U.S. Supreme Court’s *Pennsylvania State Police v. Suders* Decision” at the Academy of Legal Studies in Business annual conference in St. Petersburg, Florida, August 12, 2006.

- Presented a paper with Christine O'Brien entitled "*Weingarten Rights* in Nonunion Workplaces" at the Academy of Legal Studies in Business annual conference in San Francisco, California, August 5, 2005.
- Presented a paper at the NARBLA Annual Meeting at Bentley College April 2, 2005, entitled "Getting it 'Right': The Everchanging NLRB Precedents on Coworker Presence at Investigatory Interviews."
- Presented paper entitled "Salting: A Fair Organizing Strategy or a Nefarious Tactic?" at the Academy of Legal Studies for Business Annual Meeting in Ottawa, Canada, August 2004.
- Presented a lecture entitled "Arbitration and the Law" at the University of Florida's Warrington College of Business Administration in Gainesville, Florida on February 15, 2003.
- Presented paper entitled "Mandatory Arbitration of Statutory Employment Disputes: *Circuit City*, *Waffle House*, *Circuit City II*, and More" at the Academy of Legal Studies in Business annual meeting in Las Vegas, Nevada, July 2002.
- Presented paper entitled "Binding Arbitration of Employment Disputes: 2002 at the NARBLA Meeting at Suffolk University Law School in April, 2002.
- Presented paper entitled "Are Arbitration Decisions 'Final and Binding' On the Parties? The *Eastern Coal* Decision and Its Aftermath" at the Academy of Legal Studies in Business annual meeting in Albuquerque, New Mexico, August 2001.
- Presented paper entitled "The Developing Law of Sexual Harassment: Recent Supreme Court Precedents and the Subsequent Lower Court Applications at the Academy of Legal Studies in Business annual meeting in Baltimore, August 2000.
- Presented paper entitled "Sexual Harassment Law after *Oncale*, *Ellerth*, *Faragher*, and *Kolstad*. What's an Employer to Do?" at the NARBLA meeting at Boston University on April 8, 2000.
- Presented paper entitled "The Wright Decision: The Right Time to Improve the Stature of the Arbitration Process" at the North Atlantic Business Law Association Meeting at Simmons College, Boston, MA, April 1999.
- Presented paper entitled "Employee Privacy Law" at the North Atlantic Business Law Association Meeting at Babson College, April 1998.
- Presented paper entitled "Does an Arbitration Clause in a Labor Contract Bar an Injured Worker from Filing an ADA Lawsuit" at the Academy of Legal Studies in Business Meeting, San Diego, California, August 1998.
- Keynote address "Current Issues Involving Labor Arbitration and the Courts." Brotherhood of Locomotive Engineers National Convention August 2, 1998, at the Park Plaza Hotel, Boston, MA.

- Twomey, David P., “The Developing Law of Employee Privacy Relating to Medical Information and Other Private Matters,” the annual meeting of the Academy of Legal Studies in Business, Atlanta, Georgia, August 1997.
- Twomey, David P., “NLRB v. Town and Country Electric Inc.: Paid Union Organizers as Employees under the NLRA,” the annual meeting for the Academy of Legal Studies in Business, Quebec City, August of 1996.
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- Twomey, David P., The National Mediation Board, the American Arbitration Association, and the Bureau of National Affairs have published a number of labor arbitration awards. See for example, Labor Arbitration in Government, Vol. 7, Case Nos. 1826, 1932; Vol. 8, Case Nos. 2057, 2083; Vol. 9, Case Nos. 2245, 2344, 2411; Vol. 13 Case No. 3; Vol. 20, Case No. 4271, Arbitration in the Schools, 95-8, 96-3, 116-1; 245-3, 375-7, and BNA Labor Arbitration Reports, Vols. 71-119, 73-338, 74-522, and 115-1319.
- Maintain a twenty six volume set containing over two thousand arbitration decisions rendered by Professor Twomey since 1974.