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JUDY SCALES-TRENT

Professor Emerita
Law School, State University of New York at Buffalo

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EDUCATION J.D., Northwestern University School of Law
M.A. (French), Middlebury College
B.A. (French), Oberlin College

EXPERIENCE Professor of Law (1984–2009).
School of Law, State University of New York at Buffalo

Visiting Professor of Law
Spring 2001: Faculté des Sciences Juridiques et Politiques,
Université Cheikh Anta Diop de Dakar, Senegal
Spring 1994: St. Mary's University School of Law, San Antonio, Texas

Civil Rights Attorney (1973–1984)
Equal Employment Opportunity Commission, Washington, D.C.

French Teacher (1962–1968)
Oberlin College Peace Corps Training Program; New Trier Township High School;
Ridgewood N. J. High School

PUBLICATIONS

Overview of Scholarly Publications

My major research interest has been “race” in America, and the complicated nature of that concept. Thus, I have written not only about civil rights issues in general, but also about:

- the intersection of race and gender in American law (e.g., “Black Women and the Constitution”);
- the intersection of race and color in American life (e.g., *Notes of a White Black Woman*); and
- the intersection of race and religion in law (“Racial Purity Laws in the United States and Nazi Germany”).

Scholarly Publications

A Black Man's Journey from Sharecropper to College President: The Life and Work of William Johnson Trent, 1873–1963 (Monroe Street Press, 2016)

Notes of a White Black Woman: Race, Color, Community (Penn State Press, 1995).
Excerpted in Abby L. Farber et al., eds., *The Matrix Reader: Examining the Dynamics of Oppression and Privilege* (2008); Elizabeth Higginbotham and Margaret L. Andersen, eds., *Race and Ethnicity in America: The Changing Landscape* (2006); Jacqueline Jones Royster, ed., *Critical Inquiries: Readings on Culture and Community* (2003); Joan Ferrante and Prince

Scholarly
Publications
(continued)

Brown, Jr., eds., *The Social Construction of Race and Ethnicity in the United States* (1998); Richard Delgado and Jean Stefancic, eds., *Critical White Studies: Looking Behind the Mirror* (1997); William C. Fischer, David A. Gerber, Jorge M. Guitart, Maxine S. Seller, eds., *Identity, Community, and Pluralism in American Life* (1997); Bonnie Szumski, ed., *Interracial America: Opposing Viewpoints* (1996).

Excerpt translated into Swedish and published in *Kvinnotryck* (Swedish magazine) (April 1998).

“Presidential Authority and the 2001 Constitution of Senegal,” 34 *North Carolina Central Law Review* 81 (2011).

“Women Lawyers, Women’s Rights in Senegal: The Association of Senegalese Women Lawyers,” 32 *Human Rights Quarterly* 115 (2010).

“Make-Believe Families and Whiteness,” 18 *Washington U. Journal of Law and Policy* 47 (2005).

“Racial Purity Laws in America and Nazi Germany: The Targeting Process,” 23 *Human Rights Quarterly* 259 (2001).

Reprinted in Larbi Touaf and Soumia Boutkhil, eds., *Minority Matters: Society, Theory, Literature* (2005) (Université Mohammed I, Oujda, Morocco).

“African Women in France: Immigration, Family and Work,” 3 *Brooklyn Journal of International Law* 705 (1999).

Reprinted in Adrien Wing, ed., *Global Critical Race Feminism* (2000).

“Acte de Contrôle et Réforme de l’Immigration de 1986: Contexte et Analyse,” in American Cultural Center (Dakar), ed., *l’Immigration: La Face Changeante de l’Amérique* (1999).

“Oppression, Distortions, and the Dream of Autonomy,” 40 *William and Mary Law Review* 857 (1999).

“The American Celebration of Whiteness,” in Chris J. Cuomo and Kim Q. Hall, eds., *Whiteness: Feminist Philosophical Reflections* (1999).

“Equal Rights Advocates: Addressing the Legal Issues of Women of Color,” 13 *Berkeley Women’s Law Journal* 34 (1998).

“*Kindred* and Kin: One Story from a Seminar on Literature and Law,” in Jacqueline St. Joan and Annette McElhiney, eds., *Beyond Portia: Women, Law and Literature in the United States* (1997).

Scholarly
Publications
(continued)

“Compound Discrimination: The Intersection of Race and Gender,” in Merrick T. Rossein, *Employment Discrimination Law and Litigation* (1994).

“The Law as an Instrument of Oppression and the Culture of Resistance,” in Darlene C. Hine, ed., *Black Women in America: An Historical Encyclopedia*, vol. 1 (1993).

“Sameness and Difference in the Law School Classroom: Working at the Crossroads,” 4 *Yale Journal of Law and Feminism* 421 (1992).

“Using Literature in Law School: The Importance of Reading and Telling Stories,” 7 *Berkeley Women’s Law Journal* 90 (1992).

“Women of Color and Health: Issues of Gender, Community and Power,” 43 *Stanford Law Review* 1357 (1991).

“Women in the Lawyering Process: The Complications of Categories,” 35 *New York Law Review* 337 (1990).

“School Desegregation in Buffalo: The Hold of History,” 7 *Harvard BlackLetter Journal* 115 (1990).

“Commonalities: On Being Black and White, Different, and the Same,” 2 *Yale Journal of Law and Feminism* 290 (1990).

Reprinted in Daan Braveman and Leslie Bender, eds., *Power, Privilege, and Law: A Civil Rights Reader* (1995); and in Susan Sage Heinzelman and Zipporah Wiseman, eds., *Representing Women: Law, Literature, and Feminism* (1994).

“A Judge Shapes and Manages Institutional Reform: School Desegregation in Buffalo,” 17 *NYU Review of Law and Social Change* 119 (1989).

“Black Women and the Constitution: Finding our Place, Asserting our Rights,” 24 *Harvard Civil Rights/Civil Liberties Law Review* 9 (1989).

Reprinted in Glennon, Lively, Haddon, Roberts, Weaver, eds., *A Constitutional Law Anthology* (1997); Adrien Wing, ed., *Critical Race Feminism* (1997); Karen J. Maschke, ed., *Women and the American Legal Order* (1997); Patricia Smith, ed., *Feminist Jurisprudence* (1993); Darlene Clark Hine, ed., *Black Women in United States History* (1990).

“Comparable Worth: Is This a Theory for Black Workers?,” 8 *Women’s Rights Law Reporter* 51 (1984).

Reprinted in Karen J. Maschke, ed., *Gender and American Law: The Employment Context* (1997).

- Scholarly Publications
(continued)
- Reprinted in Hearings before the Subcommittee on Compensation and Employee Benefits of the Committee on Post Office and Civil Service, House of Representatives, 99th Cong., 1st Sess. (April 4, 1985), 212–226. Statement by Rep. Oakar inserting article into hearing record; *ibid.*, 209.
- Ellis, Judy Trent, “Sexual Harassment and Race: A Legal Analysis of Discrimination,” 8 *Notre Dame J. Legis.* 30 (1981).
Reprinted in Karen J. Maschke, ed., *Gender and American Law: The Employment Context* (1997).
- Clark, Leroy D., and Ellis, Judy Trent, “Affirmative Action in Recessionary Periods: The Legal Strictures,” 7 *Adherent* 3:54 (1980).
- Book Reviews** *Washington Post; Philadelphia Inquirer; Manchester Guardian Weekly; Women’s Review of Books; Journal of Blacks in Higher Education; Canadian Journal of Women and Law/Revue Femmes et Droit*
- Guest Editorials** *Los Angeles Times; EMERGE Magazine*
- Poetry and Essays** “On Statutes and Dogs, Poems and ‘Regs,’ and Life inside the Classroom,” in Phyllis R. Freeman and Jan Z. Schmidt, eds., *Wise Women: Reflections of Teachers at Mid-Life* (2000).
- “Gifts,” in Gloria Wade-Gayles, ed., *Father Songs: Testimonies from African-American Sons and Daughters* (1997).
- “On Turning Fifty,” in Patricia Bell-Scott, ed., *Life Notes: Personal Writings by Contemporary Black Women* (1994); reprinted in Jean Withraw et al., eds., *Inspired to Write* (2004) and *Changes: Readings for Writers* (1996).
- “On that Dark and Moon-less Night,” 4 *SAGE* 74 (Fall 1987); reprinted in Jan L. Richardson, ed., *Sacred Journeys* (1995), and in Patricia Bell-Scott et al., eds., *Double Stitch: An Anthology on Black Mothers and Daughters* (1991).
- “Ceremony: A Conversation on Changing Names” (with Masani Alexis De Veaux), 8 *SAGE* 50 (Summer 1991).
- COURSES TAUGHT** Employment Discrimination Law; Introduction to Constitutional Law; First Amendment; Fourteenth Amendment; Law and Social Change
- Seminars
Legal Construction of Race in America; Law and Literature; Legal and Policy Issues Affecting Women of Color; Race, Racism and American Law

**INVITED
PRESENTATIONS
(selected)**

“Women and the Law in Senegal,” R. J. Reynolds Distinguished Visiting Professor Lecture, North Carolina Central University Law School (2010).

“The Role of Law in Constructing American Identity,” Université Rabelais, Tours, France (2008).

“The New Constitution of Senegal,” Tulane Law School’s Institute of Comparative Law, Toronto (2004).

“African-Americans and the American Dream,” Keynote Speaker, International Symposium on Minorities and Minor Literature, Université Mohammed I, Oujda, Morocco (2004).

“Racial Purity Laws in America and Nazi Germany,” West African Research Center, Dakar, Senegal (2001).

“Acte de Contrôle et Réforme de l’Immigration de 1986,” Université Cheikh Anta Diop de Dakar, Senegal (1999).

“A Granddaughter Looks Back: Race and Power in America, 1898–1998,” Livingstone College (1998).

“Federal Courts and the Great American Racial Divide,” McGlinchey Lecture, Tulane University Law School (1998).

“Legal and Policy Issues Affecting Black Women in America and African Women in France,” University of Cincinnati Law School and Department of Women’s Studies (1998).

“La Discrimination dans l’Emploi aux Etats-Unis,” Faculté de Droit et de Science Politique d’Aix-Marseille, France (1997).

“Employment Discrimination in the United States,” Ecole Supérieure de Commerce à Paris, France (1997).

“The Supreme Court Gets It Wrong Once More: Race, Gender, and Affirmative Action,” Keynote Speaker, Centennial Celebration of the National Association of Colored Women, Washington, D.C. (1996) (filmed on C-Span).

“America’s Changing Concept of Race: What Are the Implications for Us Today?,” St. Mary’s University, San Antonio, Texas (1995).

“Black Women and the Challenge of Sisterhood,” U.N.C. Chapel Hill (1995).

Invited
Presentations
(continued)

“America’s Racial Purity Laws as a Brake on Social Change,” N.Y.U. Law School (1995).

“Black Women and the Law,” Keynote Speaker for Spelman College’s first Law Day, Spelman College (1995).

PROFESSIONAL MEMBERSHIPS

Admitted to practice: New York State; United States Court of Appeals for the Fourth, Fifth, Sixth, Seventh, Ninth, and Eleventh Circuits

Society of American Law Teachers, Southern Historical Association, Association for the Study of African American Life and History

Member, Board of Governors, Society of American Law Teachers (1992–1995)

Member, Board of Directors, National Women and the Law Association (1987–1991); Secretary and Member of Executive Committee, Board of Directors (1990–1991).

Co-Chair, Women’s Rights Section, National Conference of Black Lawyers (1985–1986).

GRANT SUPPORT

Archie K. Davis Fellowship (2011–2012)

Baldy Center for Law and Social Policy (2010–2011)

Awards to fund research on the life and work of William Johnson Trent

Fulbright Fellowship (Dakar, Senegal)

Award to study Senegalese women lawyers (2000–2001)

Baldy Center for Law and Social Policy

Award to fund research on comparative analysis of racial purity laws of Nazi Germany, apartheid-era South Africa, and the United States (1998–1999)

Award to fund sabbatical research on three projects: (1) completion of research project of Equal Rights Advocates, a San Francisco public-interest law firm that focuses on issues affecting women of color; (2) comparative study of the intersection of race/ethnicity and gender in France; and (3) comparative analysis of racial purity laws of Nazi Germany, apartheid-era South Africa, and the United States (1997–1998)

Award to fund research on Equal Rights Advocates (1991)

Grant Support
(continued)

Joint award (with Prof. A. Levine of the Sociology Department) to develop material for an interdisciplinary course on law and social change as seen through the process of school desegregation in Buffalo (1986–1987)

William J. Magavern Fellowship

Award to fund research and writing on the social construction of race (1993)

AWARDS

Book awards for *A Black Man's Journey from Sharecropper to College President: The Life and Work of William Johnson Trent, 1873–1963* (Monroe Street Press, 2016):

Silver Award, Benjamin Franklin Awards (2017)

Silver Award, Nautilus Book Awards (2016)

Finalist, Foreword INDIES Awards (2017)

Finalist, Best Book Awards (2016)

Floyd H. and Hilda L. Hurst Faculty Scholar (2006–2009)

School of Law, State University of New York at Buffalo

Trailblazer Award (September 2007)

An award presented by the Northeast People of Color Legal Scholarship Conference, to a senior law professor who has served as trailblazer and role model for younger lawyers and law professors of color

Haywood Burns Award (April 2004)

A national award presented yearly by the Northeast People of Color Legal Scholarship Conference to a law professor who has displayed exemplary activist work as a teacher, scholar, and lawyer

Trailblazer Award (May 2000)

Recipient of first Trailblazer Award presented by the students of color at SUNY at Buffalo Law School, for my role as first faculty member of color to receive tenure at the law school, and first black woman professor in the university

MISCELLANEOUS State Department invitation to spend a week in Cameroon making presentations on U.S. civil rights history (January 2011)

Université Rabelais (Tours, France) (October 2008):

Four presentations in law school and in Department of African-American Studies;

Invited to be member of jury for doctoral defense

Regarding the 1995 publication of *Notes of a White Black Woman: Race, Color, Community*:

Over twenty national and local television and radio interviews;

Book reviews in national publications, including the *Washington Post*; *Philadelphia Inquirer*; *People Magazine*; *Women's Review of Books*; *Chronicle of Higher Education*;

Subject of at least two scholarly articles:

Mary Coombs, "Interrogating Identity,"

11 *Berkeley's Women Law Journal* 22 (1996)

Tammy Lynn Jefferies, "An Auto-ethnographical Exploration of Racial Identity," *Journal of Intergroup Relations* (2002);

Subject of doctoral thesis in English Department, Université Cheikh Anta Diop de Dakar, Senegal (Souleymane Diouf)

Guest lecturer on employment discrimination law to French- and English-speaking groups (business, labor, civil rights, university) in Montreal, Canada, at the invitation of the Montreal Commission on Human Rights and the United States government (1978 and 1979).