



NAME OF EVENT: DEI and the First Amendment

DATE | TIME | LOCATION: January 9, 2025 | 3:00 PM—4:00 PM | Virtual

BRIEF DESCRIPTION: After the Supreme Court's 2023 *Students for Fair Admissions* decision, legislators and litigators across the country unleashed a torrent of laws and lawsuits targeting diversity, equity and inclusion programs. Meanwhile, the Court's opinion in *303 Creative* privileged free expression rights at the expense of equal protection laws.

How can advocates navigate these legal developments to expand access to opportunity for all?

SPEAKERS' NAMES AND BIOS:

- **Chris Geidner**, Columnist and Author, Law Dork & MSNBC (*moderator*)
- **Shalini Goel Agarwal**, Special Counsel, Protect Democracy
- **Tona Boyd**, Civil Rights Expert, Former Associate Director Counsel, NAACP LDF
- **William M. Carter Jr.**, University of Pittsburgh School of Law

AGENDA OF PROGRAM:

- Welcome (5 mins)
- Introduction (5 mins)
- Moderated Conversation (40 mins)
- Q&A (10 min)

READING MATERIALS:

- *303 Creative LLC v. Elenis*, 600 U.S. 570 (2023)
- *Honeyfund.com Inc. v. DeSantis*, 94 F.4th 1272, 1280, 1283 (11th Cir. 2024)
- *American Alliance for Equal Rights v. Fearless Fund Mgmt. LLC*, No. 23-13138 (11th Cir. June 3, 2024)
- Brief of Lawyers' Committee for Civil Rights Under Law and Fifteen Organizations as Amici Curiae
- *Pernell v. Florida Board of Governors*, 2022 WL 16985720 (N.D. Fla Nov. 17, 2022)
- *Santa Cruz Lesbian and Gay Community Ctr. v. Trump*, 508 F. Supp. 3d 521 (N.D. Cal. 2020)
- William M. Carter Jr., *The Second Founding and the First Amendment*, 99 TEXAS L. REV. 1065 (2021)

- Khorri Atkinson, *Backing Diversity as First Amendment Expression Comes With Risks*, BLOOMBERG LAW (June 13, 2024)
- Kenji Yoshino, David Glasgow and Christina Joseph, *What Trump's Second Term Could Mean for DEI*, HARVARD BUS. REV. (Nov. 14, 2024)