

Bailey K. Sanders

Duke University School of Law
Visiting Assistant Professor
210 Science Drive
Durham, NC 27708
(828) 361-4194 (cell)
bailey.sanders@law.duke.edu

ACADEMIC APPOINTMENT

Duke University School of Law, Durham, NC

Visiting Assistant Professor, July 2024 – Present

- Course Taught: Morally Contested Markets (2-credit seminar; Spring 2025 & Fall 2025)

EDUCATION

Duke University School of Law, Durham, NC

Juris Doctor, *magna cum laude*, May 2021

- Duke Journal of Law & Gender, *Articles Editor*
- If/When/How, *Chapter Leader*
- Dean's Scholarship, Summer Scholarship Grant

Duke University, Durham, NC

PhD in Political Science, May 2019

- Dissertation: *The Gendered Dimensions of Partisan Bridging*
- National Science Foundation Dissertation Improvement Grant
- Graduate Fellow, Kenan Institute for Ethics
- Dean's Graduate Fellowship
- Course Taught: Women and Politics (Undergraduate Seminar; Fall 2016 & Spring 2018)

University of Georgia, Athens, GA

MA in Political Science, May 2013

- Janet-Box Steffensmeier Award
- Carlos A. Pelanda Graduate Student Paper Award
- Teaching Assistant: Introduction to American Government

University of Alabama, Tuscaloosa, AL

Bachelor of Arts in International Relations, *summa cum laude*, May 2010

- Phi Beta Kappa
- Academic All American (2010)
- Collegiate Rowing Scholar Athlete Award (2008-2010)
- Varsity Letterman (2008-2010)
- SEC Academic Honor Roll (2007-2010)

TEACHING INTERESTS

Primary: Antitrust, Business Associations, Torts, Family Law

Secondary: Healthcare Antitrust, Morally Contested Markets, Sex Equality Law, Reproductive Justice

PUBLICATIONS & WORKS-IN-PROGRESS

Articles

Religious Riders and the Sherman Act, THE MICHIGAN LAW REVIEW, Forthcoming

An Antitrust Approach to Sex Equality, 45 THE COLUMBIA JOURNAL OF GENDER & LAW 287 (2025)

The Role of Judge Gender & Ideology in Hiring Female Law Clerks, with Alex Badas and Katelyn Stauffer, THE JOURNAL OF LAW & COURTS 1 (2024) (Peer Reviewed)

On the Basis of Childbirth: How the Federal Clerkship's Lack of Parental Leave Fosters Gender Inequality, 30 UCLA JOURNAL OF LAW & GENDER 1 (2023)

Setting the Price of Fertility: Egg Donor Compensation Following Kamakahi v. American Society for Reproductive Medicine, 22 HOUSTON JOURNAL OF HEALTH LAW & POLICY 183 (2022)

Gender Differences in Legislator Responsiveness, with Danielle Thomsen, 18 PERSPECTIVES ON POLITICS 1017 (2020) (Peer Reviewed)

Insights into Due Process Reform: A Nationwide Survey of Special Education Attorneys, with Jane Wettach, 20 CONNECTICUT PUBLIC INTEREST LAW JOURNAL 239 (2020)

Partisan Bridges to Bipartisanship: The Case of Contraceptive Coverage, 43 LEGISLATIVE STUDIES QUARTERLY 521 (2018) (Peer Reviewed)

Books

The Fundamental Voter: American Electoral Democracy, 1952-2020, with John Aldrich and Suhyen Bae, OXFORD PRESS (2024)

White Papers/Industry Publications

Growing Market Power Among Catholic Hospitals, with Barak Richman, Kierra Jones, Andrea Ducas, and Sam Doernberg, CENTER FOR AMERICAN PROGRESS (2025)

The Fix is In – Key Learnings from Vertical Merger Challenges, with J. Dubrow, S. Wu, M. Evola, THOMSON REUTERS WESTLAW (2024)

Court Finds Red Cross Has Antitrust Immunity, Rejecting Broad Interpretation of the Sherman Act, with L. Rumin, ANTITRUST ALERT (2024)

Working Papers

Hidden Religious Restrictions: A Market Perspective

Product Market Power as a Labor Distortion: The Case of Home Production Substitutes, with Stanislav Rabinovich & William Jungerman

PRESENTATIONS

Scholarly Presentations & Workshops

Hidden Religious Restrictions: A Market Perspective

- Association of Law & Political Economy Conference, University of Richmond School of Law, February 5-7, 2026, *Presenter*
- Consumer Law Scholars Conference 2026, UC Berkeley Law School, March 5-6, 2026, *Presenter*

Religious Riders & The Sherman Act

- Taboo Trades Podcast, (October 14, 2025, Season 6, Ep. 4), *Invited Speaker*
- Antitrust & Healthcare Conference, University of California, Irvine School of Law, *Invited Presenter*

An Antitrust Approach to Sex Equality

- USC-Cambridge Virtual Antitrust Workshop, *Presenter*
- Duke Junior Scholars Workshop, *Presenter*

The Role of Judge Gender & Ideology in Hiring Female Law Clerks

- American Political Science Association 2023 Annual Meeting, *Presenter*

Setting the Price of Fertility: Egg Donor Compensation Following Kamakabi v. American Society for Reproductive Medicine

- Taboo Trades, Seminar Course, University of Virginia School of Law, *Invited Presenter*

Speaking Events

- *Can Antitrust Fix the Wage Gap?*, American Bar Association 2025 Spring Antitrust Meeting, *Chair & Panelist*
- *Why Antitrust? Antitrust and Reproductive Choice*, George Washington Law School, *Organizer and Moderator*

PROFESSIONAL EXPERIENCE

McDermott Will & Emery, Washington, DC

Antitrust Associate, October 2022 – June 2024

Summer Associate, Summer 2020

United States Court of Appeals for the Eleventh Circuit, Jacksonville, Florida

Law Clerk to the Honorable Gerald B. Tjoflat, August 2021 – August 2022

North Carolina Solicitor General's Office, Raleigh, NC

Part-Time Extern, August 2020 – December 2020

Duke Law Children's Clinic, Durham, NC

Legal Intern, May 2019 – August 2019

BAR ADMISSIONS

District of Columbia

REFERENCES

Barak Richman

George Washington Law

Alexander Hamilton Professor of Business Law

barakr@law.gwu.edu

Kimberly Krawiec

University of Virginia School of Law

Charles O. Gregory Professor of Law

kkrawiec@law.virginia.edu

Michael Frakes

Duke University School of Law

A. Kenneth Pye Distinguished Professor of
Law & Economics

michael.frakes@law.duke.edu

Doriane Coleman

Duke University School of Law

Thomas L. Perkins Distinguished Professor of
Law

dlc@law.duke.edu

John Aldrich

Duke University

Pfizer-Pratt University Professor of Political
Science

Aldrich24@gmail.com