

UNIVERSITY OF CALIFORNIA LOS ANGELES
SCHOOL OF LAW

CHICANX-LATINX
LAW REVIEW



Vol. 39 • 2023

**LATINIDAD IN LAW:
A FIGHT FOR BELONGING AND JUSTICE IN THE U.S.**

Over the last fifty years, the *Chicanx-Latinx Law Review* (*CLLR*) has provided an essential forum for the discussion of issues affecting the Latinx community, and other marginalized communities, that mainstream law journals continue to ignore. In publishing Volume One, *CLLR* introduced to the nation the first legal journal that recognized how common law, statutes, legislative policy, and political propositions impact the Latinx community. The United States Court of Appeals for the Ninth Circuit, United States District Court for the Middle District of Pennsylvania, Nevada Supreme Court, and New Jersey Superior Court have cited *CLLR*.

CLLR welcomes submissions of articles and comments by students, scholars, and practitioners. To submit a manuscript, use the Submit Paper button on *CLLR*'s eScholarship webpage at http://escholarship.org/uc/uclalaw_cllr, or email an attachment to: cllr@lawnet.ucla.edu. You may also contact us at the address below.

Chicanx-Latinx Law Review
UCLA School of Law
385 Charles E Young Drive East
Los Angeles, California, 90095-1476

© 2023 by the Chicanx-Latinx Law Review
Authors retain the copyright to their individual publications

Cover design by William Morosi

e-ISSN: 2169-7736
ISSN: 1061-8899
ISBN: 978-1-946696-42-7

Funding provided by the UCLA Graduate Students Association

CLLR is available online for free through eScholarship, the University of California's Open Access publishing platform, at: https://escholarship.org/uc/uclalaw_cllr

TO OBTAIN HARD COPIES:
Print copies of *CLLR* are available through the journal's ecommerce site.
To order, visit:
<https://uclalawjournals.directfrompublisher.com/catalog/journal/chicanx-latinx-law-review>.



Chicanx-Latinx Law Review

The nation's first law journal dedicated to uplifting Chicanx-Latinx voices since 1972.

2022 – 2023 Staff

Chief Articles Editors

BRYAN RODRIGUEZ
LUCY ROLLINS
LUZ MURILLO

Editors-In-Chief

JESSICA DEL CASTILLO
MELISSA SEGARRA

Chief Managing Editors

GIANNA JENKINS
TY RIVERA

Chief Symposium Editor

EVELYN SANCHEZ
GONZALEZ

Faculty Advisor

LAURA E. GÓMEZ

Chief Executive Editors

DANIELA DILLARZA
WILLIAM PLATA-CORTEZ

Associate Editors

ALONDRA ULLOA
ALYSSA STOLMACK
ÁNGEL VALDEZ ORDOÑEZ
ARACELY RUVALCABA
BREANNA COMUNALE
DIEGO GARCIA
KAYA AGUSTIN
LESLIE HERRERA
MARICELA MURILLO
SAMANTHA NAVARRETE
URIEL SALDIVAR
ALONDRA TLATELPA

Senior Publishing Editor

ANGELICA
FÉLIX-D'EGIDIO

Undergraduate Editor

NATALIE MASACHI

Assistant Director Of Student Publications

IMAN JAFRI

Managing Editors

BRANDON WILENS
ANDREW DONOGHUE
JOSE SANDOVAL
AMBER DEAN

FOREWORD

VOLUME 39

LATINIDAD IN LAW: A FIGHT FOR BELONGING AND JUSTICE IN THE U.S.

UCLA School of Law's *Chicanx-Latinx Law Review (CLLR)* proudly presents cutting-edge scholarship on the Latinx community's fight for belonging and justice in the U.S.

Through Dolores Atencio's *Luminarias: An Empirical Portrait of the First Generation of Latina Lawyers*, *CLLR* achieves the distinction of being the first law journal to publish research documenting the initial 100 years of Latinas in the field of law. *CLLR* was impressed by Atencio's depth of research, including coverage of 167 law schools, and her dedication to uplifting the many accomplishments of these Latina women. Given the few Latinas in the legal profession today, and the lack of research generally about this underrepresented group, Atencio makes significant scholarly contributions in the study of this systematically excluded group.

Professor Verónica C. Gonzales-Zamora's *The COVID Ceiling* sheds light on the ways the COVID-19 pandemic visibilized and exacerbated inequities faced by a particular group of Latinas, Latina Mother-Scholars. *The Covid Ceiling* calls for workplace policy changes and encourages us to reconsider the protections afforded to all women, with a special focus on Latina Mother-Scholars. This request is particularly timely in the post-lockdown era, as employers and governments explore new work-related policies.

Claire Lisker's *Geographic and Linguistic Belonging: A Prerequisite for Full Constitutional Rights* showcases a novel discussion of the Supreme Court's *Insular Cases*, tying their exclusionary legacy to today's discriminatory border and language policies. Lisker's theoretical frame is especially useful in understanding recent Supreme Court decisions.

In *Latinx: Reserving the Right to the Power of Naming*, Ed Morales exposes attacks on the use of "Latinx," including state bans, while highlighting the power of self-naming. With confusion over the evolving term, and the government and society's continued efforts to marginalize Latinx people, Morales provides crucial context to understanding discriminatory policies and attitudes towards our community.

CONTENTS

ARTICLES

*LUMINARIAS: AN EMPIRICAL PORTRAIT
OF THE FIRST GENERATION OF LATINA LAWYERS 1880-1980*
Dolores Atencio 1

THE COVID CEILING
Verónica C. Gonzales-Zamora 105

GEOGRAPHIC AND LINGUISTIC BELONGING:
A PREREQUISITE FOR FULL CONSTITUTIONAL RIGHTS
Claire Lisker 183

Latinx: RESERVING THE RIGHT TO THE POWER OF NAMING
Ed Morales 209

