



Matthew U. Scherer

Associate

121 SW Morrison Street
Suite 900
Portland, OR 97204
main: (503) 221-0309
direct: (503) 889-8881
fax: (503) 242-2457
mscherer@littler.com



Focus Areas

Robotics, Artificial Intelligence (AI) and Automation
Littler Big Data Initiative
Emerging Technologies and Venture Capital
Workplace Policy Institute
Affirmative Action/OFCCP Compliance

Overview

Matthew U. Scherer assists employers in all aspects of employment law. He has significant experience in the use of data analytics in employment and in leave and disability accommodation laws.

Before entering private practice, Matt completed judicial clerkships for the Hon. Deborah L. Cook, U.S. Court of Appeals for the Sixth Circuit, the Hon. Gregory M. Sleet, U.S. District Court for the District of Delaware and the Hon. Charles K. Wiggins, Washington Supreme Court. These provided him experience with both state and federal courts and at the trial court, intermediate appellate court and supreme court levels. He also served for more than two years as an assistant prosecuting attorney in Pontiac, Michigan. Matt is a graduate of the Georgetown University Law Center, where he served as editor-in-chief of *The Georgetown Journal of Legal Ethics*. Prior to law school, he received a Master's in Educational Policy from the University of Pennsylvania's Graduate School of Education.

Matt is a member of Littler's Robotics, Artificial Intelligence and Automation industry group as well as Littler's Workplace Policy Institute, and is a noted writer and commentator on the legal and policy issues surrounding automation and emerging technologies.

Professional and Community Affiliations

- Member, Labor and Employment Law Section: Committee on Technology In the Practice and Workplace, American Bar Association
- Member, Science & Technology Law Section: Committee on Artificial Intelligence and Robotics, Committee on Big Data, American Bar Association
- Member, Labor and Employment Law Section, Technology Law Section, State Bar of Oregon
- Member, Labor and Employment Law Section, Washington State Bar Association
- Chair, Subcommittee on Legal Status of Autonomous Systems, Global Initiative for Ethical Considerations in Artificial Intelligence and Autonomous Systems, Law Committee, Institute of Electrical and Electronics Engineers (IEEE)

Education

J.D., Georgetown University Law Center, 2009, *magna cum laude*

M.S., University of Pennsylvania, 2006

B.A., University of Pennsylvania, 2005, *magna cum laude*

Bar Admissions

Michigan

Oregon

Washington

Courts

U.S. Court of Appeals, 6th Circuit

U.S. District Court, District of Oregon

Publications & Press

Newsom Signs Law Banning Political Deepfakes Within 60 Days Of Elections

AirTalk

October 7, 2019

WPI Labor Day Report 2019

Littler WPI Report

September 3, 2019

OFCCP Issues FAQ Guidance on Selection Tools, Practical Significance, and Independent Contractors

Littler ASAP

July 25, 2019

Diving Into A CA Bill To Ban Campaign-Related Deepfakes

AirTalk

July 2, 2019

Bipartisan Bill Would Create Artificial Intelligence Strategy for U.S. Workforce

Littler ASAP

May 30, 2019

Automation & Artificial Intelligence: TIDE at the Tipping Point

Littler WPI Report

May 9, 2019

How Unions Are Pushing Back Against the Rise of Workplace Technology

Fortune

April 30, 2019

A Roadmap for the Future of Work: California's Little Hoover Commission Issues Report Highlighting the Importance of Building a "Human Infrastructure" to Ride Out the TIDE

Littler Insight

January 14, 2019

Future Workforce - 2018 Thought Leadership Roundtable Report

Littler Report

December 13, 2018

Germany Announces €3 Billion "Artificial Intelligence (AI) Made in Germany" Initiative

Littler ASAP

December 10, 2018

Thought Leaders Predict AI's Impact on the Workforce

Littler WPI Report

December 3, 2018

What Risks Restaurants Should Consider Before Deploying AI, Robotics and Automation

Restaurant Dive

November 16, 2018

BLS Releases New Data on "Electronically Mediated" Workers

Littler ASAP

October 3, 2018

Littler's WPI Labor Day Report 2018

Littler WPI Report

August 30, 2018

Algorithms and Artificial Intelligence: Are they being used in harmful ways?

CQ Researcher

July 6, 2018

Unmasking A.I.'s Bias Problem

Matt Scherer contemplates the legal implications of A.I.'s bias problem.

June 25, 2018

The Future Is Now: Workforce Opportunities And The Coming TIDE

Littler WPI Report

June 18, 2018

Littler and Prime Policy Group Release Joint Report on the Impact of AI and Automation on the American Workforce

Littler Press Release

June 18, 2018

Comments on the Department of Labor's Draft Fiscal Years 2018-2022 Strategic Plan: Incorporating the Impact of Artificial Intelligence, Robotics, and Other Automated Systems Technologies into DOL's Strategic Goals

December 7, 2017

What Employers Need to Do to Comply with Oregon's Predictive Scheduling Law

Bloomberg BNA

November 16, 2017

How to Manage Staffing & Morale During Robotics Adoption

Robotics Business Review

September 21, 2017

Oregon Enacts New Law Impacting Overtime and Maximum Hour Limits for Manufacturers

Littler ASAP

August 18, 2017

New Oregon Law Imposes Scheduling and Working Hours Obligations on Employers

Littler ASAP

August 14, 2017

AI in HR: Civil Rights Implications of Employers' Use of Artificial Intelligence and Big Data

SciTech Lawyer

Winter 2017

Healer, Witness, or Double Agent? Reexamining the Ethics of Forensic Psychiatry

29 J. L. & Health

2017

Regulating Artificial Intelligence Systems: Risks, Challenges, Competencies and Strategies

29 Harv. J. L. & Tech. 353

2016

Let the Punishment Fit the Criminal: The Use of Societal Value Arguments in Criminal Sentencing

21 Geo. J. Legal Ethics 1063

2008

Speaking Engagements

The Future Workforce: How the AI and Robotics Revolution Will Shape the Employment and Labor Law Landscape

Rocky Mountain Employer Conference

September 21, 2018

AI in HR

Texas A&M Journal of Property Law Symposium on Artificial Intelligence and the Legal Profession, Dallas, TX

October 20, 2017

Managing the Public Risks of AI

Premier CIO Forum, Portland, OR

October 12, 2017

How to Manage Staffing and Morale During Robotics Adoption

RoboBusiness 2017, Santa Clara, CA

September 28, 2017

Building an Unbiased AI: End-to-End Diversity and Inclusion in AI Development

O'Reilly Artificial Intelligence Conference, San Francisco, CA

September 18, 2017

Private Law and Public Law Answers to AI: A Discussion of Robotics and Regulation

We Robot 2017, Yale University, New Haven, CT

April 1, 2017

Public Risk Management for AI: The Path Forward

Asilomar Conference on Beneficial AI, Pacific Grove, CA
January 8, 2017

Handling Medical and Leave Issues

Sterling Education Services, Portland, OR
June 15, 2016

Law and Artificial Intelligence Policy: Why AI Demands New Regulatory Paradigms

ASU Conference on Governance of Emerging Technologies, Tempe, AZ
May 24, 2016

FMLA, WFLA, WFCA, WMFLA, PDL, OFLA, OMFLA, OCVL, OVCCLA, ADA, ADAAA and More: The Alphabet Soup of Employee Leave Laws for Washington and Oregon Employers

Clark County Bar Association, Vancouver, WA
February 10, 2016

Law and Artificial Intelligence Policy: Why AI Demands New Regulatory Paradigms

NYU Symposium on the Future of Artificial Intelligence, New York, NY
January 12, 2016