

## AARON S. EDLIN

### Short Bio

Aaron Edlin is a leading expert in economics and law, specializing in antitrust economics and antitrust law, and is the co-founder of the Berkeley Electronic Press. He has taught at Berkeley since 1993 and received tenure in 1997. He now holds the Richard Jennings Chair and professorships in both the economics department and law school. He served as Senior Economist at the Council of Economic Advisers in the Clinton White House covering industrial organization, regulation and antitrust. He is co-author with P. Areeda & L. Kaplow of one of the leading casebooks on antitrust; he has also published many articles on industrial organization, competition policy, antitrust law, and a variety of other issues in economics, law and public policy. He received his Ph.D. and J.D. from Stanford, 1993; AB *Summa Cum Laude* from Princeton, 1988.

### Offices

School of Law (Boalt Hall)  
University of California  
Berkeley, CA 94720-7200

Or

Department of Economics #3880  
University of California  
Berkeley, CA 94720-3880

Phone: 510-642-4719

Fax: 510-643-3767

Email: [edlin@law.berkeley.edu](mailto:edlin@law.berkeley.edu)

Homepage: : [http://works.bepress.com/aaron\\_edlin/](http://works.bepress.com/aaron_edlin/)

### Academic Appointments

Since 2005, Richard W. Jennings Chair, School of Law, UC Berkeley

Since 1999, Professor, with Tenure, Department of Economics, UC Berkeley

Since 1998, Professor of Law, with Tenure, UC Berkeley

Since 2002, Research Associate, National Bureau of Economic Research

1994-2002, Faculty Research Fellow, National Bureau of Economic Research

Spring 2001, Visiting Senior Research Fellow, Columbia Law School

Fall 2000, Visiting Professor, Yale Law School

1997-1999, Associate Professor of Economics, with Tenure, UC Berkeley

1993-1997, Assistant Professor, Department of Economics, UC Berkeley

### **Government Appointments**

1997-1998, Senior Economist, President's Council of Economic Advisers

### **Business Appointments**

Berkeley Electronic Press: President & CEO, 2006-2007

### **Boards of Directors**

American Law and Economics Association, 2000-2003

Berkeley Electronic Press, 1999-present

### **Consulting**

Disclosed Expert: Visa USA v. First Data  
World Bank

Undisclosed consulting:

- Internet
- Financial Industry
- Auto Industry
- Insurance Industry
- Music Industry

## Education

### Stanford University, 1988-1993

Ph.D., Economics

Advisors: Joseph Stiglitz, Donald Brown, John Shoven.

J.D., Law

Advisors: Ian Ayres, William Baxter, A. Mitchell Polinsky.

### Princeton University, 1984-1988

A.B., Woodrow Wilson School Science and Policy Program: Physics and Economics

Advisors: Ben Bernanke, Ernest Boyer, P.J.E. Peebles, Christina Romer, Arthur Wightman.

**Research Areas:** Antitrust, Business Strategy, Contracts, Industrial Organization, Law and Economics, Microeconomic Theory, and Public Economics.

**Courses Taught:** Antitrust Law, Industrial Organization, Public Economics, Contract and Agency Theory.

## Honors, Fellowships, Grants

*Summa Cum Laude*, A.B., Princeton, 1988.

*Phi Beta Kappa*, Princeton, 1988.

Herrick Prize for Best Thesis in Woodrow Wilson School, 1988.

Highest G.P.A. in Woodrow Wilson School, 1988.

NSF Graduate Fellowship in Economics, 1988-1992.

John M. Olin Fellowship in Law and Economics, 1989-1992.

Center for Economic Policy Research Olin Fellowship, 1990.

Faculty Research Leadership Award, Institute for Business and Economic Research, 1994.

Junior Faculty Fellowship, UC Berkeley, 1995-1996, 1996-1997

Hoover National Fellowship, Stanford University, 1996-1997

National Science Foundation Grant, 1997-1999.

John M. Olin Fellowship in Law and Economics, Georgetown University Law Center, 1998.

Alfred P. Sloan Faculty Research Fellowship, 1998-2000.

Board of Directors of the American Law and Economics Association, 2000-2003.

Columbia Law School Olin Fellowship, Columbia Law School, Spring 2001.

Mellon Foundation Grant for Research on Scholarly Journal Competition, 2002-2005.

## **Publications and Government Testimony on Antitrust, Industrial Organization and Competition Policy**

1. "A Christmas Warning," *The Economists' Voice*, Vol. 4, Issue 5, 2007.
2. Testimony at Department of Justice and Federal Trade Commission Hearings, 1/31/2007, on Section 2 of the Sherman Act. "Sacrifice, Extreme Sacrifice, and No Economic Sense: The Case Against These Necessary and Sufficient Conditions for Monopolization."
3. *Antitrust Analysis: Problems, Text, and Cases*, with Philip Areeda and Louis Kaplow, Sixth Edition, 2004. (Aspen Law and Business: New York).
4. "The Bundling of Academic Journals," with Daniel Rubinfeld, *American Economic Review*, Vol 95, pp. 441-446, 2005.
5. "Exclusion or Efficient Bundling? The 'Big Deal' Bundling of Academic Journals," *Antitrust Law Journal*, vol. 72, no. 1, 128-159, 2004.
6. "Stopping Above-Cost Predatory Pricing," *Yale Law Journal*, vol. 111, 941-991, January 2002.
7. "Do Guaranteed-Low-Price Policies Guarantee High Prices, and Can Antitrust Rise to the Challenge?" *Harvard Law Review*, vol. 111, no. 2, 528-575, December 1997.
8. "The American Airlines Case: A Chance to Clarify Predation Policy," with Joseph Farrell, in *The Antitrust Revolution*, Oxford University Press, ed. By John Kwoka and Lawrence White, 2003.
9. "Section 2 Roundtable," *Antitrust Magazine*, Vol. 18, No. 1, 15-25, Fall 2003.
10. "The New Palgrave: Surveying Two Waves of Economic Analysis of Law," *American Review of Law and Economics*, 407-422, vol. 2, no. 2, 2000.
11. "Is Perfect Price Discrimination Really Efficient? Welfare and Existence in General Equilibrium," with Mario Epelbaum and Walter P. Heller, *Econometrica*, vol. 66, no. 4, 897-922, 1998.
12. "The Welfare Losses from Price-Matching Policies," with Eric Emch. *Journal of Industrial Economics*, vol. XLVII, no. 2, 145-168, June 1999.
13. "Microsoft's Billion-Dollar California Consumer Settlement: Coupons for Plaintiffs, Cash for Lawyers, A Cheap Solution For Microsoft," Writ. Tuesday January 21, 2003. [http://writ.news.findlaw.com/commentary/20030121\\_edlin.html](http://writ.news.findlaw.com/commentary/20030121_edlin.html).

“A Viable Alternative to Breaking up Microsoft: Compulsory Licensing that Would Make Microsoft Compete with its Past Self,” with Ian Ayres, Writ. Wednesday April 10, 2002. [http://writ.news.findlaw.com/commentary/20020410\\_edlin.html](http://writ.news.findlaw.com/commentary/20020410_edlin.html).

14. “The American Airlines Case: Why Airplane Ticket Prices May Soar Unless Courts Step In,” Thursday August 6, 2001, Writ, [http://writ.news.findlaw.com/commentary/20010906\\_edlin.html](http://writ.news.findlaw.com/commentary/20010906_edlin.html).
15. “Holdups, Standard Breach Remedies, and Optimal Investment,” with Stefan Reichelstein, *American Economic Review*, vol. 86, no. 3, 478-501, June 1996.
16. “Contract Renegotiation and Options in Agency Models,” with Benjamin Hermalin, *Journal of Law, Economics and Organization*, vol. 16, no. 2, 395-423, October 2000.
17. “Specific Investment Under Negotiated Transfer Pricing: An Efficiency Result,” with Stefan Reichelstein, *The Accounting Review*, vol. 70, no. 2, 275-291, April 1995.
18. “Recent Initiatives in Antitrust Enforcement,” written with Mark Rainey, and supervised by Janet Yellen, then chair of the Council of Economic Advisers, Chapter 6, *Economic Report of the President*, February 1998.

#### OTHER PUBLICATIONS

19. *The Economists' Voice: Top Economists Take on Today's Issues*, Edited by Joseph Stiglitz, Aaron Edlin, and J. Bradford DeLong (Columbia University Press, 2008)
20. “Voting as a Rational Choice: Why and How People Vote to Improve the Well-Being of Others,” with Andrew Gelman and Noah Kaplan Vol 19(3) 293-314 *Rationality and Society*, August 2007.
21. "Housing Collapse? Bring It On!" *The Economists' Voice*: Vol. 4: Iss. 1, Article 2, 2007.
22. "If Voters Won't Go for Taxing Oil to Conserve Energy, How Do We Do It?" *The Economists' Voice*: Vol. 3: Iss. 9, Article 2, 2006.
23. "The Choose-your-Charity Tax: A Way to Incentivize Greater Giving," *Tax Notes*, Fall 2005. Also in *The Economists' Voice*: Vol. 2: Iss. 3, Article 3, 2005.
24. “The Accident Externality from Driving,” with Pinar Karaca-Mandic, *Journal of Political Economy*, Vol. 114, No. 6, 2006, 931-955.
25. “Mixed Equilibria in Games of Strategic Complements are Unstable,” with Federico Echenique, 2004, Vol. 118, 61-79, *Journal of Economic Theory*.

26. "The Savings Impact of the Implicit Taxes from College Financial Aid," with Andrew Dick and Eric Emch. *Contributions to Economic Analysis & Policy*, Vol. 2, Issue 1, 2003.
27. "Optimal Penalties in Contracts," with Alan Schwartz, *Chicago-Kent Law Review*, Vol. 78, No. 1, p. 33 – 54, 2003.
28. "Forward Discount Bias, Nalebuff's Envelope Puzzle, and the Siegel Paradox in Foreign Exchange," *Topics in Theoretical Economics*: Vol. 2, Article 3, 2002.
29. "Implementing the First Best in an Agency Relationship with Renegotiation," with Benjamin Hermalin, *Econometrica*, Vol. 69, No. 4 , p. 1391-95 (July, 2001).
30. "Strict Monotonicity in Comparative Statics," with Chris Shannon. *Journal of Economic Theory*, vol. 81, no.1, 201-219, July 1998.
31. "Strict Single Crossing and the Spence-Mirrlees Condition: A Comment on Monotone Comparative Statics," with Chris Shannon. *Econometrica*, vol. 66, no. 6, November 1998.
32. "The Implicit Taxes in College Financial Aid," with Andrew W. Dick, *Journal of Public Economics*, vol. 65, no. 3, 295-322, September 1997.
33. "Cadillac Contracts and Up-Front Payments: Efficient Investment Under Expectation Damages," *Journal of Law, Economics, and Organization*, vol. 12, no. 1, 98-118, April 1996.
34. "Discouraging Rivals: Managerial Rent-Seeking and Economic Inefficiencies," with Joseph E. Stiglitz, *American Economic Review*, vol. 85, no. 5, 1301-1312, December 1995.
35. "Rivalrous Benefit Taxation: The Independent Viability of Separate Agencies or Firms," with Mario Epelbaum, *Journal of Economic Theory*, vol. 66, no. 1, 33-63, June 1995.
36. "Efficient Standards of Due Care: Should Courts Find More Parties Negligent Under Comparative Negligence?" *International Review of Law and Economics*, vol. 14, 21-34, 1994.
37. "Two-Part Marginal Cost Pricing Equilibria With  $n$  Firms: Sufficient Conditions for Existence and Optimality," with Mario Epelbaum, *International Economic Review*, vol. 34, no. 4, 903-922, November 1993.
38. "Is College Financial Aid Equitable and Efficient?" *The Journal of Economic Perspectives*, vol. 7, no. 2, 143-158, spring 1993.

39. *Aspects of the Efficient Recovery of Fixed Costs: A Collection of Essays* (1993).  
Chapter 1: "Specific Investments, Holdups and Efficient Contract Remedies."  
Chapter 2: "A Different Folk Theorem: The Optimality of the Unregulated Monopolist." Chapter 3: "Rivalrous Benefit Taxation: The Viability of Separate Agencies or Firms with Increasing Returns for Partial and General Equilibrium."  
Chapter 4: "Is College Financial Aid Equitable and Efficient?" Doctoral Dissertation, Stanford University, available UMI, Ann Arbor, MI.

**Contributions to Books (other than antitrust, industrial organization and competition policy)**

40. "Per-Mile Premiums for Auto Insurance," in *Economics for an Imperfect World: Essays In Honor of Joseph Stiglitz*, Ed. Richard Arnott, Bruce Greenwald, Ravi Kanbur, Barry Nalebuff, MIT Press, 2003.
41. "Breach Remedies," *The New Palgrave Dictionary of Economics and the Law*; Macmillan Press, London, 1998.
42. "Due Care," *The New Palgrave Dictionary of Economics and the Law*; Macmillan Press, London, 1998.

**Popular Press Writings (other than antitrust, industrial organization and competition policy)**

- "Why Legislating Low Tuitions for State Colleges Is a Mistake: They Just Subsidize the Rich," with Ian Ayres, Writ. Thursday October 30, 2003.  
[http://writ.news.findlaw.com/commentary/20031030\\_ayres.html](http://writ.news.findlaw.com/commentary/20031030_ayres.html)
- "How a New Auto Insurance Law Could Ease Our Dependence on Oil, by Giving Drivers a Choice," Writ, Thursday January 17, 2002,  
[http://writ.news.findlaw.com/commentary/20020117\\_edlin.html](http://writ.news.findlaw.com/commentary/20020117_edlin.html).
- "Traffic's High Cost," *San Jose Mercury News*, 7B, February 17, 1999.

**Popular Press Appearances and Quotations**

Interview, Pay as you drive insurance, Contra Costa Times, State weighs 'Pay As You Drive' insurance. 7/12/2008. John Simerman.

Interview, CFO magazine on Predatory price structures, March 2006

Interview, Associated Press, regarding California Governor's Council of Economic Advisors, September 2004.

"History and Role of Antitrust Laws," *Voice of America* interview, April 9, 2004.

Quote in LeDuff, Charles, "Schwarzenegger Learning His Lines, and Others', for Debate Tonight," *The New York Times*, Section A, Page 24, Column 1, September 24, 2003.

Quote in Varian, Hal R. "Economic Scene; Are Bigger Vehicles Safer? It Depends on Whether You're a Passenger or a Target." *The New York Times*, Section C, Page 2, Column 1, December 18, 2003.

Appearance on BBC, discussing the California gubernatorial recall election, Fall 2003

Appearance on Bloomberg National Radio, discussing the California gubernatorial recall election, Fall 2003.

Appearance on Fox news, discussing sales tax increases, January 14, 2003.

Appearance on KCBS news, discussing Microsoft verdict, June 8, 2000.

Appearance on CNN's, "The World Today", discussing Microsoft, April 14, 2000.

Appearance on MSNBC's "Cross Talk", August 23, 1999.

Quotes in Wall Street Journal (discussing Microsoft case), Fortune (discussing college financial aid), Forbes (discussing college financial aid, automobile insurance), San Francisco Chronicle (discussing college financial aid), The New York Times (discussing the California recall election);Reuters, 2008 (discussing Yahoo-Google collaboration).

### **Working Papers**

43. Exclusionary Pricing Patterns, with Joseph Farrell, 2006.
44. "Market-based Transfer Prices and Intracompany Discounts," with Tim Baldenius and Stefan Reichelstein, February 1999.

### **Seminar Presentations**

"Specific Investments, Holdups and Efficient Contract Remedies"  
Kennedy School of Government, Harvard University, 1993  
Economics Department, Graduate School of Business, Stanford University, 1993  
Economics Department, Princeton University, 1993  
Economics Department and Graduate School of Business, University of Chicago,

1993

Economics Department and Kellogg School of Management, Northwestern University, 1993

Law School, Yale University, 1993

Economics Department, Yale University, 1993

Business School, University of Southern California, 1993

Economics Department University of California, Berkeley, 1993

Economics Department, Boston University, 1993

“Cadillac Contracts and Up-Front Payments: Efficient Investment Under Expectation Damages”

Economics Department and Haas School of Business, University of California, Berkeley, 1995

“Is Perfect Price Discrimination Really Efficient? Welfare and Existence in General Equilibrium”

Theory Seminar, UC Berkeley, 1995

“Holdups, Standard Breach Remedies, and Optimal Investment”

Law School and Economics Department, Harvard University, 1996

University of California, Los Angeles, 1996

University of California, San Diego, 1996

ITAM, Mexico City, 1994

Haas School of Business, University of California, Berkeley, 1994

“Welfare Effects of Price-Matching Policies”

Economics Department, University of Texas, 1996

Texas A & M, 1996

Economics Department, Rice University, 1996

Economics Department, Rutgers University, 1996

Kellogg School of Management, Northwestern University, 1996

“The Implicit Taxes in College Financial Aid”

Hoover Institution, Stanford University, 1996

“Contract Renegotiation in Agency Models”

Hoover Institution, Stanford University, 1997

Olin School of Business, Washington University, 1997

“Contract Renegotiation and Options in Agency Models”

Cornell Business School, 1998

“Do Guaranteed-Low-Price Policies Guarantee High Prices, and Can Antitrust Rise to the Challenge?”

Law School, Stanford University, 1992

Law School, Harvard University, 1995

Georgetown Law Center, 1995  
Antitrust Division, U.S. Department of Justice, 1995  
Law School, University of Michigan, 1996

“Per-Mile Premiums for Auto Insurance”

UC Berkeley Department of Economics, 1999  
Johnson School of Business, Cornell University, 1998  
Georgetown University Law Center, 1998  
NBER Industrial Organization and Law and Economics Conference, Joint Session,  
1998  
Toronto Law School, 1998  
Stern School of Business, NYU, 1998  
University Of Pennsylvania Law School, 1998  
Yale Law School, 1998  
Yale University Economics Department, 1998  
Stanford Law School, 1998  
Brown University Economics Department, 1998  
Columbia University Economics Department, 1998

“Stopping Above-Cost Predatory Pricing,”

Yale Law School, Spring 2001  
Stanford Law School, Spring 2001  
University of Chicago Law School, Spring 2001  
Columbia Law School, Spring 2001  
Harvard Law School, Fall 2001

“The Accident Externality from Driving”

Stanford Graduate School of Business, 2000, 2001  
UC Berkeley School of Law, 2000  
Columbia Department of Economics and Business School, 2001  
Department of Economics, Duke University, Spring 2002  
USC Law School, Fall 2002  
RAND Corp, Spring 2003  
Department of Economics, UC Berkeley, Fall 2003  
DELTA, Paris, Spring 2004  
University of Lausanne, Spring 2004  
University of Zurich, Spring 2004  
Harvard Economics Department, 2006  
Harvard Law School, 2006

**Conference Presentations**

“Specific Investments, Holdups and Efficient Contract Remedies”

American Law and Economics Association Annual Meetings, Yale Law School, New  
Haven, CT, 1992  
American Economic Association Annual Meetings, Boston, MA, 1994

- “Discouraging Rivals: Managerial Rent-Seeking and Economic Inefficiencies”  
Center for Economic Policy Research Conference on “Corporate Governance: New Problems and New Solutions,” Menlo Park, CA, 1992
- “Is Perfect Price Discrimination Really Efficient? Welfare and Existence in General Equilibrium”  
Stanford Institute on Theoretical Economics, 1994, 1996, 1997  
NBER General Equilibrium Conference, Brown University, 1994
- “Cadillac Contracts and Up-Front Payments: Efficient Investment Under Expectation Damages”  
Northwestern University Summer Workshop on Industrial Organization, 1994  
  
American Law and Economics Association Annual Meetings, Stanford Law School, 1994
- “Contract Renegotiation in Agency Models”  
Econometric Society Annual Meetings, Washington, D.C., 1995  
University of Texas Industrial Organization Conference, Austin, TX, 1997  
American Law and Economics Association Meetings, Toronto, 1997  
University of British Columbia Industrial Organization Conference, Vancouver, 1997  
NBER Summer Institute, Law and Economics, 1997  
The Economics of Contract Law, Tel-Aviv, 1998  
Stanford Institute on Theoretical Economics, 1998
- “Contract Renegotiation and Options in Agency Models”  
American Economics Association Meetings, NY, 1999
- “The Implicit Taxes in College Financial Aid”  
American Economic Association Meetings, Washington, D.C., 1995  
NBER Higher Education Meetings, 1996  
American Economic Association Meetings, New Orleans, Louisiana, 1997
- “Do Guaranteed-Low-Price Policies Guarantee High Prices, and Can Antitrust Rise to the Challenge?”  
American Law and Economics Association Annual Meetings, Berkeley, CA, 1995
- “Per-Mile Premiums for Auto Insurance”  
American Law and Economics Association Annual Meetings, 1998  
NBER Law and Economics Summer Institute, 1998  
NBER Industrial Organization Summer Institute, 1998  
Economic Policy Institute Conference on Clean Insurance, 1998
- “The Accident Externality from Driving”  
NBER Law and Economics Summer Institute, 2000

Chair and commentator on “Incomplete Contract and Hold-Up”  
Econometrica Society Meetings, Winter 2002

“The Future of Scholarly Communication”  
SLSIAC (UC Librarian association) Annual Meeting, Los Angeles, Fall 2002

“Competition in the Scholarly Journal Industry”  
UC Library Roundtable, UC Berkeley, Spring 2003

“Scholarly Publishing: Why Service is Poor, Prices are High, and What can be Done  
About It,”

Economics, Journals, and Libraries Conference, Royal Library, Stockholm, Sweden,  
August 2003

European Economics Association Annual Meetings, Stockholm Sweden, August  
2003.

“Exclusion or Efficient Bundling? The ‘Big Deal’ Bundling of Academic Journals”

ABA section on Antitrust and Economic Regulation, Atlanta, Georgia, January 2004.

Loyola Antitrust Colloquium, Loyola Chicago University School of Law, Chicago,  
Illinois, April, 2004.

Center for Studies in Higher Education, University of California, Berkeley, April,  
2005.

Panel: “Abuses by a Dominant Firm,” part of “Antitrust Issues in Today’s Economy,”  
sponsored by The Conference Board, New York, March 2004.

Panel on Unilateral Conduct, sponsored by The Conference Board, New York, March  
2004.

“Scholars Regaining Control of Academic Publishing”  
American Library Association Annual Meeting, Orlando, Florida, May 26, 2004.

Panel: “Challenges to Dominant Firm Exclusionary Conduct”  
The Conference Board 2005 Antitrust Conference, New York, NY, March 3, 2005

“Incentives for Editors and Authors”  
Faculty Conference on Scholarly Publishing, University of California, Berkeley,  
March, 2005.

“Exclusionary Pricing Patterns” (with Joseph Farrell)

The Digital Broadband Migration: Confronting the New Regulatory Frontier.  
University of Colorado School of Law, Boulder, Colorado. Feb 19-20, 2006.

“Regulation and Antitrust” George Mason Conference on Antitrust, October 31, 2007

**Other Conferences Attended:** NBER Industrial Organization Meetings, Stanford, 1995, 1996, 1997; NBER Tax Policy Conference, Washington, D.C., 1997; NBER Summer Institute, Industrial Organization, 1997; NBER Summer Institute, Law and Economics, 1996, 1997, 1998, 2000, 2007; NBER Higher Education Meetings, 1996; CEPR Conference on Fundamental Tax Reform, Stanford, 1995; Burch Center for Tax Policy and Public Finance, University of California, Berkeley, 1996; NBER - Caltech Decentralization Conference, 1995; NBER Public Finance Meetings, 1995; Stanford-Berkeley I-O Fest, Fall 1996; American Economic Association Annual Meetings, 1993, 1994, 1995, 1996, 2001, 2002; American Law and Economics Association Annual Meetings, 1992, 1993, 1994, 1995, 1996, 1997, 1999, 2000, 2001, 2002, 2003; 2006; MEDS Summer Micro Week, Kellogg Graduate School of Management, Northwestern University, 1993; Stiglitz Festschrift Conference, New York, Fall 2003; Tel Aviv Conference on Contracts, 1998; Tel Aviv Finance Conference, 1996; UC Scholarly Communication Conference, Northern California, October 31, 2003; American Association of Law School Meetings, Atlanta, January 2004; European Economics Association Meetings, August 2003. Conference Board 2005, 2006.

### **Professional Service**

**Founder** of the B.E. Journals, as featured in *The Economist*, August 5-11, 2000, p. 69, found at [www.bepress.com](http://www.bepress.com). Dedicated to speed the publication process from years to 10 weeks at refereed academic journals through innovations such as an Authors' and Reviewers' Bank, which speeds reviewing; Quality-Rating, which eliminates the need for sequential submission; and electronic publication, which eliminates the wait in publication queues.

**Co-Editor and Founder**, *The B.E. Journals of Economic Analysis & Policy*.

**Editor and Founder**, *The Economists' Voice*.

**Editor**: *The B.E. Journals of Theoretical Economics*

**Board of Directors**: *American Law and Economics Association 2000-2003*.

**Conference Organizing**: Contract Sessions I and II, American Law and Economics Association Meetings, Toronto, 1997. Antitrust Sessions, American Law and Economics Association Meetings, 2000. Chair, Incomplete Contracts and Holdup, Econometric Society Meetings, 2002. Co-Chair, Antitrust Session of the Stanford/Yale Junior Faculty Forum, 2002.

**Editing:** *Journal of Law, Economics, and Organization*, Editorial Board;  
*International Review of Law and Economics*, Editorial Board. *Journal of Industrial Economics*, Retired Associate Editor.

**Refereeing for Professional Journals:** *American Economic Review*; *Journal of Political Economies*, *Econometrica*; *European Economic Review*; *International Economic Review*; *International Review of Law and Economics*; *International Journal of Industrial Economics*; *Journal of Development Economics*; *Journal of Economic Theory*; *Journal of Law, Economics, and Organization*; *Journal of Legal Studies*; *Journal of Public Economics*; *Journal of Industrial Economics*; *Law and Social Inquiry*; *Quarterly Journal of Economics*; *RAND Journal of Economics*; *Review of Economic Studies*; *Southern Economic Journal*; *The American Review of Law and Economics*; *Journal of Legal Studies*; *The B.E. Journals of Theoretical Economics*.

**Committee Member**, AALS working group on copyright agreements.

**Professional Affiliations:** Active status in American Economic Association, Econometric Society, American Association of Law and Economics, American Association of Law Teachers. Inactive status in Bar of the United States Court of Appeals for the Ninth Circuit, Bar of the United States District Court for the Northern District of California and California State Bar. Research Affiliate, Berkeley Center for Law and Technology, UC Berkeley. Faculty Associate, Burch Center for Tax Policy and Public Finance, UC Berkeley.

### **Hearings, Testimony and other Presentations**

Testimony at Department of Justice and Federal Trade Commission Hearings, 1/31/2007, on Section 2 of the Sherman Act. "Sacrifice, Extreme Sacrifice, and No Economic Sense: The Case Against These Necessary and Sufficient Conditions for Monopolization."

Deposition, First Data v. Visa. July 2005.

"The Externalities of Driving and Pay-As-You-Drive-Auto Insurance." Speaker, California Department of Insurance, Workshop on Pay-As-You-Drive Insurance, June 24, 2008, San Francisco, CA.