

# Anup Malani

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## Academic Experience

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|------------------------|---|
| July 2006 -            | Professor and Aaron Director Research Scholar, University of Chicago Law School   |
| July 2007 -            | Editor, Journal of Law & Economics  |
| June 2008 -            | University Fellow, Resources for the Future, Washington, DC   |
| Sept 2008 - April 2009 | Visiting Professor and Acting Director, Petrie-Flom Center for Health Law Policy, Biotechnology and Bioethics, Harvard Law School |
| Sept 2006 - Dec 2006   | Visiting Professor, Harvard Law School  |
| Sept 2004 - June 2006  | Associate Professor, Health Evaluation Sciences, University of Virginia School of Medicine  |
| July 2002 - June 2006  | Associate Professor, University of Virginia Law School  |

## Professional Experience

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| 2001 - 2002 | Law Clerk to Justice Sandra Day O'Connor, U.S. Supreme Court   |
| 2000 - 2001 | Law Clerk to Judge Stephen F. Williams, U.S. Court of Appeals - D.C. Circuit   |
| 1999        | Summer Associate, Wachtell, Lipton, Rosen and Katz, NY<br>Summer Associate, Kellogg, Huber, Hansen, Todd and Evans, DC |
| 1992-1994   | Research Associate, Institute for International Economics, DC  |

## Education

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|-------------------|--|
| Ph.D. (economics) | University of Chicago, 2003<br>Advisers: Gary Becker, Willard Manning, Tomas Philipson |
| J.D.              | University of Chicago Law School, June 2000 (high honors)                              |

## Honors and Awards

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Order of the Coif, 2000; Stepan Chemical Company Scholarship, 1999 – 2000; John M. Olin Fellowship in Law and Economics, 1998 – 2000; Bradley Foundation Fellowship, 1997 – 2000; Beale Prize, 1997; Distinction (top score), Econometrics Field Exam, University of Chicago, Department of Economics, 1996; University of Chicago Fellowship, 1995 - 2000.

## Peer-reviewed Publications

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**Anup Malani** and Guy David. Does Non-Profit Status Signal Quality? *Journal of Legal Studies* (forthcoming June 2008).

**Anup Malani**. Patient enrollment in medical trials: Selection bias in a randomized experiment. *Journal of Econometrics*, 144(2): 341-351 (2008).

**Anup Malani**. Identifying Placebo Effects with Data from Clinical Trials. *Journal of Political Economy*, 114(2): 236-256 (2006).

Richard Hynes, **Anup Malani**, and Eric Posner. The Political Economy of State Property Exemption Laws. *Journal of Law and Economics*, 47: 19-44 (2004)

Tomas Philipson and **Anup Malani**. Measurement Errors: A Principal Investigator-Agent Approach. *Journal of Econometrics*, 91:273 (1999).

## Law Review Publications

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**Anup Malani**. Regulation with Placebo Effects. *Duke Law Journal* (forthcoming Dec 2008).

**Anup Malani**. Valuing Laws as Local Amenities. *Harvard Law Review*, 121(5): 1273-1331 (2008).

**Anup Malani** and Eric Posner. For-Profit Charities. *Virginia Law Review*, 93(8): 2017-2067 (2007).

**Anup Malani**. Habeas Settlements. *Virginia Law Review*, 92(1): 1-68 (2006).

**Anup Malani**. The Scope of Criminal Forfeiture under RICO: The Appropriate Definition of 'Proceeds.' *University of Chicago Law Review*, 66: 1289-1316 (1999).

## Other Publications

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**Anup Malani** and Dan Houser. Expectations Mediate Objective Physiological Placebo Effects. In Dan Houser and Kevin McCabe, ed., *Neuroeconomics, Advances in Health Economics and Health Services Research* Vol. 20 (2008).

**Anup Malani**. Comment on Chapter 3 (Burman, Garrett and Khitatrakun), in Burman and Helms, *Brookings Conference on Taxes and Health Insurance: Analysis and Policy* (2008).

T. Buchman, J. Dushoff, M. Efron, P. Ehrlich, S. Fitzpatrick, R. Laxminarayan, B. Levin, S. Levin, M. Lipsitch, **A. Malani**, C. Nemeroff, S. Otto, V. Patel, and J. Solomkin, Antibiotic overuse: the influence of social norms. *Journal of the American College of Surgeons* (2008).

M. Todd Henderson and **Anup Malani**, Capitalism 2.0: Do corporations exist solely to maximize their bottom lines? We don't think so. *Forbes*, p 30 (Mar 10, 2008).

**Anup Malani**. Introduction: Current Research on Medical Malpractice Liability. *Journal of Legal Studies*, 36: S1-S8 (2007).

Ramanan Laxminarayan and **Anup Malani**. *Extending the Cure: Policy Responses to the Growing Threat of Antibiotic Resistance* (Resources for the Future, Mar 2007).

**Anup Malani** and Harvey Cantor. Ethical Issues in Research in Complementary and Alternative Medicine: Letter to the Editor. *Journal of the American Medical Association*, 291(18): 2192 (May 12, 2004).

**Anup Malani**, Tomas Philipson, and Guy David. Firm Behavior in the Non-Profit Sector: A Synthesis and Empirical Evaluation. In Edward Glaeser, ed, *The Governance of Not-for-Profit Firms* (NBER/University of Chicago Press, 2003).

Gary Hufbauer, **Anup Malani** and Darius Lakdawalla. Determinants of Direct Foreign Investment and Its Connection to Trade. *UNCTAD Review*, 5:39 (1994).

## Working Papers

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Anup Malani and Tomas Philipson. Clinical Trials, the Market for Observations, and the Cost of Medical R&D (June 2008).

Darius Lakdawalla and Anup Malani. Estimating the Role of Altruism in Medicaid (Apr 2008).

Anup Malani, Oliver Bembom, and Mark van der Laan. Reforming Subgroup Analysis (Mar 2008).

Ilya Beylin, Anup Malani, and David Abrams. Finding Love in the Wreckage: Estimating Spousal Altruism with Data from Fatal Car Accidents (Mar 2008).

Todd Henderson and Anup Malani. Understanding Corporate Philanthropy (Mar 2008).

Anup Malani, Allison Galvani, and Maciej Boni. Controlling Avian Influenza in Chickens (Feb 2008), basis for 2007 Coase Lecture at the University of Chicago Law School.

Anup Malani and Ramanan Laxminarayan. Is there a fitness cost to antibiotic resistance: evidence from community-level data on E. Coli and S. Aureus (Jan 2008).

Anup Malani. Expectations of Future Laws (Jan 2008).

Anup Malani. Can the placebo effect be ethically studied? (June 2007).

Barton Hamilton and Anup Malani. Employing compliance to estimate heterogeneous treatment response in medical trials (May 2007).

Anup Malani and Ramanan Laxminarayan. Surveillance and Reporting of Disease Outbreaks (May 2007).

Anup Malani and Albert Choi. Rational Crises (Mar 2007).

Rajesh Aggarwal and Anup Malani. Do Golden Parachutes Hurt Shareholders? (April 2005).

Anup Malani. Bayesian Statutory Interpretation (Jan 2005).

Anup Malani and Charles Mullin. Assessing the Merits of Reallocation under Joint and Several Liability, With an Application to Asbestos Litigation (Aug 2004).

Feifang Hu and Anup Malani. The Option Value of New Therapeutics (Oct 2004).

Anup Malani and Albert Choi. Are Non-profit Firms For-profits in Disguise? Evidence from the Nursing Home Industry (Sept 2004).

Anup Malani. The Internal Validity of Clinical Trials in the Presence of Placebo Effects (Aug 2003).

Anup Malani. Does the Felony-Murder Rule Deter Crime? Evidence from FBI Crime Data (Jan 2002).

Anup Malani. Legal Regulation of Information Problems in Healthcare Markets (Sept 2001).

## Teaching

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Bankruptcy and Reorganization, Fall 2007, Winter 2007, Winter 2006; Bankruptcy (Law & Business track), Spring 2005.

Corporations (Law & Business track), Spring 2005, Spring 2004; Corporations, Spring 2003.

Executive Compensation (Law & Business track), Spring 2005.

Food and Drug Law, Spring 2008.

Health Law, Fall 2008, Spring 2008, Spring 2007, Fall 2006, Spring 2006, Fall 2003.

Health Economics (University of Virginia, Department of Economics), Spring 2004.

Health Policy (seminar), Fall 2003.

Insurance Law, Winter 2008.

## Presentations

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- 2008                      Forthcoming: University of Georgia (2), Apr; University of Chicago, Harris School, May; Harvard Law School, June; Northwestern University Law School, Searle Center, Oct.
- ASSA/AEA Annual Meetings, Jan; University of Chicago, Harris School, Jan; University of Arizona, Department of Agricultural and Resource Economics, Feb; Case Western Law School, Feb; University of Chicago Law School, Feb; Brookings Institution, Feb.; AEI, Mar
- 2007                      Coase Lecture, University of Chicago; University of Michigan Law School; University of Chicago Law School (2); Yale Law School; University of Pennsylvania Law School; Harvard Law School; Duke/University of North Carolina Triangle Conference on Law & Economics; MacLean Center Ethics Lecture, University of Chicago; National Foundation for Infectious Diseases 2007 Annual Conference on Antimicrobial Resistance; RAND; DIMACS, Rutgers; 2007 CELS Conference; 2007 MacLean Center Conference; Stanford Law School
- 2006                      MacLean Center, University of Chicago; Harvard Law School (2); University of Virginia Law School (2); University of Chicago Law School (3); American Law & Economics Association Meetings; University of Illinois-Chicago (2); Resources for the Future; World Bank; Northwestern University Law School.
- 2005                      University of Virginia General Clinical Research Center; American Enterprise Institute; Midwest Law and Economics Conference; University of Virginia Law School (4); University of Virginia Medical School; University of Chicago Law School; University of Virginia, Department of Economics; American Law & Economics Association Annual Meeting; Columbia Law School; Washington University Olin School of Business; Washington University Law School.
- 2004                      University of Chicago conference on Pharmaceutical Innovation and Cost; Federal Reserve Bank of New York/Princeton University Conference on Non-Profit Governance; Georgetown University Law Center; University of Virginia Law School (3); North American Summer Meeting of the Econometric Society; American Law & Economics Association Annual Meeting; George Mason

University, Interdisciplinary Center for Economic Science; University of North Carolina Law School.

1999 - 2003 University of California-Irvine, Oct. 2003; RAND (Santa Monica)/University of Southern California Law School, Oct. 2003; University of Chicago, Department of Economics, Oct. 2003, Aug. 2003; University of Virginia, Department of Economics, Oct. 2002; University of Pennsylvania Law School, Feb. 2002; NBER Conference on Not-for-Profit Organizations, Florida, January 2002; University of Chicago, Department of Economics, March 2001, May 1999.

## Organized Conferences and Seminars

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|-------------|---|
| May 2006    | Current Research on Medical Malpractice Liability, University of Chicago Law School   |
| 2003 - 2005 | Sadie Lewis Webb Program in Law and Biomedicine's Health Law and Policy Speakers Series, University of Virginia Law School    |
| Feb 2004    | John M. Olin Conference on Empirical Research in Corporate, Securities, and Bankruptcy Law, University of Virginia Law School |

## Affiliations and Service

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Research Affiliate, Joint Center for Poverty Research, Northwestern University/University of Chicago.

Referee: American Law and Economics Review, Economic Journal, Health Affairs, International Review of Law and Economics, Journal of the American Medical Association, Journal of Labor Economics, Journal of Legal Studies, Journal of Political Economy, National Tax Journal, Proceedings of the National Academy of Sciences, and RAND Journal of Economics.

## Grants and Research Projects

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University of Chicago Program in Pharmaceutical Policy, "Estimating the Negative Resistance Externality from Antibiotic Use," 2007, \$11,667, with Amitabh Chandra and Darius Lakdawalla

Pfizer Inc., Evidence-based Medicine Group, "Measuring Heterogeneity in Treatment Effects," 2007-2008, \$35,000, with Barton Hamilton.

Bankard Fund, "Hidden Components of Executive Compensation: Supplemental Employee Retirement Plans and Change-in-Control Payments," 2005, \$25,000, with Rajesh Aggarwal.

Principal Investigator on medical trial of the effect of caffeine on blood pressure and pulse, conducted at the General Clinical Research Center, University of Virginia, HIC #11701.

## Media Citations and Appearances

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Adam Liptak, Serving Life for Providing Car to Killers, *New York Times* (Dec 4, 2007), A1 (discussion of “Does the Felony-Murder Rule Deter Crime?” paper).

*Congressional Quarterly – Healthbeat News*, New Policies Could Help Fight Increasing Ineffectiveness of Antibiotics, Researchers Say, (quoted on briefing given to House and Senate staffers on the *Extending the Cure* book).

Stephanie Francis Ward, Clerks Avoid Getting Their DIGs In, *ABA Journal* (March 2007) (quoted on reputational consequences to law clerks of cases dismissed by the Supreme Court as improvidently granted).

Discussion of *For-Profit Charities* paper: David Haskell, For-Profit Philanthropy, *NYT Magazine* (Dec 10, 2006); Aaron Steinberg, Greed is Good (for Philanthropy), *Reason Online* (Oct 26, 2006); Amanda Griscom Little, Virgin green, *Salon.com* (Sept 30, 2006); Andrew Cassell, Google tries to refresh our notion of charity, *Philadelphia Inquirer* (Sept 17, 2006).

*Chicago Tonight*, WTTW-Chicago, discussion of John Roberts nomination to the Supreme Court with Phil Ponce, Sept 13, 2005.