

## BEN DEPOORTER

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### EDUCATION

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- J.S.D. (candidate)      Yale Law School, expected 2006  
*Oscar Cox Scholarship*
- LL.M.                      Yale Law School, 2004  
*Belgian American Education Foundation (BAEF) Fellow*  
*Fulbright Scholar*  
*Fellow, Olin Center in Law, Economics and Public Policy, Yale Law School*  
*Editor, Yale Journal on Regulation*
- Ph.D.                      ‘Fragmentation of Property Rights: The Law and Economics of the  
Anticommons’  
Ghent University, School of Law (Belgium), 2003  
*Awarded Santander Group, Junior Faculty Scholarship for Exchange with  
UC Berkeley, Fall 2001.*
- M.A.                      University of Hamburg (Germany), 1999  
European Master in Law and Economics  
*Awarded Prize of Academic Excellence for best Master Thesis: “Servitude  
Policy and Conceptions of Property.”*  
*Class Rank: First in Class.*
- J.D.                        Ghent University, School of Law (Belgium), 1998  
Economic Law Track  
*Fellow at the Centre for Information Technology and Law*  
*Class Rank: Top 10*

Additional training includes: New York University, Department of Economics, Micro-Economic Theory (Summer 1998); George Mason University, Center for the Study of Public Choice, Introduction to Public Choice Theory (June, 2000); Harvard University, Department of Economics, Quantitative Methods in Economics (Summer 2000); Statistics, Department of Applied Statistics, Ghent University (Fall 2000).

### TEACHING INTERESTS

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Property Law	Comparative Law
Intellectual Property Law	European Union Law
Law and Economics	Copyright Law

## ACADEMIC POSITIONS

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2006 Associate Professor, University of Miami, School of Law.  
FALL 2005 Visiting Associate Professor, George Mason Law School.  
2004 Professor of Law, Ghent University, School of Law.  
2003 Olin Fellow, Yale Law School.  
FALL 2001 Visiting Scholar, UC Berkeley, Boalt Hall.

## OTHER EXPERIENCE

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CO-EDITOR (w/ Robert Cooter, Lewis Kornhauser & Nuno Garoupa) 2003-PRESENT  
*The Review of Law and Economics*, BEPRESS  
SECRETARY 1999 -2004  
*European Association of Law and Economics*

## SELECTED PUBLICATIONS

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### ARTICLES

*Horizontal Political Externalities: the Supply and Demand of Disaster Management*, 56 DUKE. L.J. 101 (2006).  
*From 'Tragedy' to 'Disaster': Welfare Effects of Commons and Anticommons Dilemmas* (with S. Vanneste & A. Van Hiel), 26(1) INT. REV. OF LAW & ECON. 104 (2006).  
*Duality in Property: Commons and Anticommons* (with F. Parisi & N. Schulz), 25 (4) INT. REV. OF LAW & ECON 578 (2006).  
*Norms and Enforcement: The Case against Copyright Litigation*, 84 (4) OR. L. REV. 1127 (2006).  
*Whistle Blowing: An Economic Analysis of the Federal Claims Act* (w/ J. De Mot), 14 SUPREME COURT ECON. REV. 135 (2006).  
*The Modernization of European Competition Law: Implications from the Economics of Regulatory Competition* (with F. Parisi), 13(2) GEO. MASON L. REV. 309 (2005).  
*Litigation, Judicial Path-Dependence, and Legal Change* (w/ V. Fon & F. Parisi), EUROPEAN 20(1) JOURNAL OF LAW AND ECONOMICS 76 (2005).  
*Problems with the Enforcement of Copyright Law: Is There a Social Norm Backlash?*, 12(3) INT. J. ECON. BUS. 361 (2005).  
*The Several Lives of Mickey Mouse: The Expanding Boundaries of Intellectual Property Law*, 9 (2) VA. J. OF L. & TECH. 1 (2004).  
*Fair Use and Copyright Protection: A Price Theory Explanation* (with F. Parisi), 21 (4) INTERNATIONAL REVIEW OF LAW AND ECONOMICS 453 (2003).

*The Market for Copyrights: The Price Theory of Copyright Collectives* (with F. Parisi), in W. Gordon and R. Watt. (eds.), *THE ECONOMICS OF COPYRIGHT: DEVELOPMENTS IN RESEARCH AND ANALYSIS* 158 (Edward Elgar, 2003).

*Fragmentation of Property Rights: A Functional Explanation of Servitude Law* (with F. Parisi), 3 (1) *GLOBAL JURIST FRONTIERS* Article 2 (2003).

*Fragmentation in Property: Towards a General Model* (with F. Parisi and N. Schulz), 159 *JOURNAL OF INSTITUTIONAL AND THEORETICAL ECONOMICS* 594 (2003).

*Simultaneous and Sequential Anticommons* (with F. Parisi and N. Schulz), 17(2) *EUROPEAN JOURNAL OF LAW AND ECONOMICS* 52 (2003).

*Private Choices and Public Law: The Changing Boundaries of Family Law* (with F. Parisi), 17 *J. CONTEMP. HEALTH L. AND POL'Y* 403 (2001).

*Misunderstandings as to the Terms of a Contract. Towards a Doctrine of Cheapest Cost Avoider* (with G. De Geest and B. De Moor), 9 *MAASTRICHT JOURNAL OF COMPARATIVE LAW* 44 (2001).

*Enrichment without Cause* (with G. De Geest), 4 *EUROPEAN PRIVATE LAW REVIEW* 617 (2000).

#### BOOKS

1. *TELECOMMUNICATIONS AND THE INTERNET* (Dutch) (co-edited with K. De Vulder, M. Vergotte and G. Schrans), Mys & Breesch, 1998, 560 p.

2. *THE LAW AND ECONOMICS OF THE EUROPEAN UNION* (casebook, co-edited with F. Parisi and P. Stephan), Matthew Bender, Lexis Publishing, 2003, 1011 p.

3. *THE LAW AND ECONOMICS OF THE ANTICOMMONS: ISSUES IN PROPERTY LAW*, (co-authored with F. Parisi) Edward Elgar Publishing, 2006, forthcoming.

#### CONFERENCE & WORKSHOP PRESENTATIONS

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*Duke Law School*, Durham, NC, March 24, 2006, "Political Externalities & the Response of Government to Disasters"

*Erasmus Workshop in Law and Economics*, University of Hamburg, Germany, February 10, 2006, "Gentle Nudges v. Hard Shoves in Copyright Law: An Empirical Study on the Conflict between Norms and Enforcement"

*University of Illinois at U-C, College of Law*, December 8, 2005, "Gentle Nudges v. Hard Shoves in Copyright Law: An Empirical Study on the Conflict between Norms and Enforcement"

*George Mason Law School*, Arlington, VA, November 17, 2005, "Gentle Nudges v. Hard Shoves in Copyright Law: An Empirical Study on the Conflict between Norms and Enforcement"

*Canadian Association of Law & Economics Annual Conference*, Toronto, September 22, 2005, "Gentle Nudges v. Hard Shoves in Copyright Law: An Empirical Study on the Conflict between Norms and Enforcement"

*Latin American Association of Law & Economics Annual Conference*, U.C. at Berkeley, March 22, 2005, "Gentle Nudges v. Hard Shoves in Copyright Law: An Empirical Study on the Conflict between Norms and Enforcement"

*George Mason Law School*, Arlington, VA, December 4, 2004, "Copyright Litigation Impossibility"

*Antitrust Symposium*, Ronald Reagan Building and International Trade Center, Washington D.C. (Howrey LL.P.), October 6, 2004, "The Modernization of European Competition Law: Implications from the Economics of Regulatory Competition"

*Boston University School of Law*, MA, WPIP Workshop, September 10, 2004, “Gentle Nudges v. Hard Shoves in Copyright Law: An Empirical Study on the Conflict between Norms and Enforcement”

*University of Texas at Austin*, TX, November 18, 2003, “The Expanding Boundaries of Intellectual Property”

*Yale Law School*, New Haven, CT, August 17, 2003, “Law in the Shadow of Bargaining”

*Annual Erasmus Workshop in Law and Economics*, Bologna University, Italy, February 17, 2003, “Copyright Inflation”

*European Association of Law and Economics Annual Conference*, Univ. of Athens, Greece, September 20, 2002, “Judicial Path-Dependence and Legal Change”

*European Association of Law and Economics Annual Conference*, Ghent University, Belgium, September 18, 2001, “Fair Use & the Price Theory of Copyright”

#### REFERENCES

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○ Francesco Parisi

*University of Minnesota*

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○ Thomas S. Ulen

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○ Judge Guido Calabresi

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