

Curriculum Vitae

Robert D. Cooter

Born: May 2, 1945; married; 3 children.

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Selected Works: http://works.bepress.com/robert_cooter/

EDUCATION

Ph.D. Harvard University, economics, 1975

B.A., Oxford University, philosophy,
politics and economics, 1969 (1st).

B.A. Swarthmore College, psychology, 1967.

ACADEMIC APPOINTMENTS

Herman F. Selvin Chair, School of Law, University of California at Berkeley, 1994-present.

Professor of Law, University of California at Berkeley, 1982-present.

Acting Professor, Law School, University of California, Berkeley, 1980-1982.

Assistant Professor, Department of Economics, University of California, Berkeley, 1975-80.

Visiting Fellow at Center for Advanced Studies, Munich, Germany, 13 October - 15 November 2011.

Visiting Professor at Michigan Law School, winter semester, 2010.

Visiting Fellow in the Center for Contract Law, Columbia University Law School, fall semester, 2008.

Visiting Professor at Hamburg University, October-December 2005 (in connection with winning the Humboldt Research Prize)

Bacon-Kilkenny Distinguished Visiting Professor, Fordham Law School, January-May 2003.

Visiting Professor, Law School, Tel Aviv University, December 2001; May-June 2000.

Professor of Law, Catholic University of Louvain, Louvain-La-Neuve, Belgium, 1991-2000.

Visiting Professor, Law Faculty, University of Hamburg, June 2001; July 2000.

Visiting Professor, Research School of Social Science, Australian National University, June-August 1998.

Visiting Professor, Center for Economic Studies, (CES) Munich, April 1998.

Visiting Professor, Law School, Toronto University, January 1996.

Visiting Professor, Law School, University of Chicago, winter and spring, 1994.

Jack N. Pritzker Distinguished Visiting Professor, Northwestern University School of Law, fall, 1993.

Visiting Professor, Faculty of Law, Cologne University, Germany, May-July 1989

Olin Visiting Research Professor, University of Virginia School of Law, 1988-89

Visiting Member, Institute for Advanced Study, Princeton, New Jersey, 1977-78

TEACHING

Berkeley Law School, Current Teaching
Economic Analysis of Law

Introduction to Business Law and Economics
 Law and Economic Development
 Constitutional Law and Economics
 Berkeley Law School, Past Teaching
 Law and Anthropology
 Payments Law
 Financial Services
 Contracts (with Mel Eisenberg)
 Theory of Legal Process (with Mel Eisenberg)
 Torts Theory (with Steve Sugarman)
 Constitutional Law and Economics (with Robert Post; with John Yoo)
 Corporate Theory and Economics (with Mel Eisenberg)
 Philosophy of Law (with Jeremy Waldron)

Places Other Than Berkeley, recent

“Three Lectures on Law and Economics,” Center for Economic Studies, Munich, Germany, November, 2011.

"Incentives and Information in Torts and Contract" (with Ariel Porat), Tel Aviv Law School, May 22 – June 10, 2011.

“Introduction to the Economic Analysis of Law” and “Philosophy of Law and Economics” (with Jody Kraus), Michigan Law School, winter semester, 2010.

Five Lectures on Law and Economic Development, Hamburg University, June 2009.

Five lectures on law and economics, The 17th Summer School in Economic Theory, June 18 -27, 2006, Hebrew University, Jerusalem.

Short Course. “Property, Contracts, and Business Law,” Executive Masters of Business Administration Program of Wuhan University, China, held in JiuZai Paradise Resort, JiuZaiGou, Sichuan Province, China, 1-3 July 2005.

Short Course, “The law of property, torts, contracts, and regulation in light of recent developments in economics, psychology, and sociology,” University of Virginia, School of Law, January 19-29, 2004.

Lectures on Law and Economics, Faculty of Law, Tel Aviv University, December 2001; June 2000.

Lectures for Doctoral Students and Faculty Members, Sudienzentrum Gerzensee, Stiftung Der Schweizerischen Nationalbank, Swisse.

“Introduction to Law, Economics, and Business,” 17-21 May 2010; 9-13 June 2008; 29 May-2 July 2006.

“The law of property, torts, contracts, and regulation in light of recent developments in economics, psychology, and sociology,” 19-23 May 2003.

“Damages and Liability,” 26-30 March 2001.

“Law, Economics, and Social Norms,” 7-11 June 1999.

“Public Law and Economics,” 8-12 June 1998.

“Comparative Law and Economics of the Legal Process,” 7-11 April 1997.

“Constitutional Law and Economics,” 26 Feb-1 March 1996.

“Lectures on Private Law,” 27 -31 March 1995.

Lectures for Doctoral Students, Law School, Hamburg University.

“Lectures on Damages and Liability,” 25-27 June 2001.

“Lectures on Law, Economics, and Social Norms,” 6-11 June 1999.

PROFESSIONAL APPOINTMENTS AND SERVICE

President, Latin American and Iberian Law and Economics Association (ALACDE), 2005. Board member 1995-present.

President, American Law and Economics Association, 1994-95 (also President Elect, 1993; Secretary-Treasurer, 1992; founding Director, 1991).

Chairman. American Association of Law School’s section on Socio-Economics (2007).

Co-Founder, Comparative Law and Economics Forum (CLEF), 1992-present.
Advisory Board, La Ciudad de las Ideas, Mexico, 2008-
Academic Review Committee, Institute for Humane Studies' Claude R. Lambe Fellowship, 1992-present.
External Advisory Scientific Board, Barcelona Graduate School of Economics, 2007-present.
Faculty Advisory Board, Berkeley Business Law Journal, 2004-present.
Advisory Board, University of Minnesota Institute for Law and Economics (2007-present)
Chair – American Association of Law Schools, Section on Socio-Economics, 2008.
Advisory Panel, The Indian Journal of Law & Economics, 2009-present.

Editor, Review of Law and Economics (2005-present)
Editor, Issues in Legal Scholarship (2004-2008)
Advisory Board Member, Law and Economics Abstracts (founding member 1995-present).
Advisory Board Member, Berkeley Business Law Journal (2004-present)
Associate Editor, Legal Theory, 1993-present.
Associate Editor, Rationality and Society (1995-present).
Associate Editor, Constitutional Political Economy (2001-present)
Consulting Editor, Supreme Court Economic Review (2006-present).
Advisory Board. Journal of Law, Economics & Policy (2007-present).

Member, American Economics Association, American Law and Economics Association, European Law and Economics Association, Latin American and Iberian Law and Economics Association, Society for Evolutionary Analysis in Law.

Berkeley Electronic Press (Bepress), Founder and Member of the Board, 1999-present; Co-CEO, 2000-2005; Chairman of Board, 2005-2007.

Chair, Socio-Economics Section, American Association of Law Schools, 2009.

RECENT UNIVERSITY SERVICE

Director, Berkeley Program in Law and Economics (1999-present).
Founding Director, Berkeley Center for Business, Law, and the Economy (BCLBE), University California at Berkeley (2004-2005)
Program Committee, Jurisprudence and Social Policy Program (1980-present).

FELLOWSHIPS, SCHOLARSHIPS, HONORS AND AWARDS

European Law and Economics Association Distinction Award, 23 September 2011 (annual award given for distinguished contribution to European Law and Economics).
Kauffman Foundation author's grant for a book on law and economic growth (with Aaron Edlin), 2010.
Visiting Fellow in the Center for Contract Law, Columbia University Law School, fall 2008.
Humboldt Forschungspreis (Humboldt Research Price), 2005.
Honorary Ph.D., Hamburg University, Department of Economics and Business Administration, 2002.
American Academy of Arts and Sciences (1999-)
Scholar, Gruter Institute for Law and Behavior, 1992-present.
Volkswagen Foundation for research on American Indian tribal courts, '02-03 (with Wolfgang Fikentscher).
Japan Society for the Promotion of Science Fellowship for Research in Japan, 5-22 December 1998.

Ida Beam Distinguished Visiting Professor, University of Iowa, 18-20 February, 1998.
 Max Planck Research Prize (with Wolfgang Fikentscher, Professor of Comparative Law, Munich), 1994-1997.
 Asia Foundation, travel grant to Papua New Guinea, 1988.
 Guggenheim Fellowship, 1985-86.
 Summer Research Grant, National Center on Financial Services, 1984 & 1985.
 Summer Research Grant from Law School, annually, 1981-present.
 National Economics Club Essay Contest Winner, 1979.
 Faculty Development Grant, 1979.
 Institute for Business and Economic Research Grant, 1979.
 Visiting Member, Institute for Advanced Study, Princeton New Jersey, 1977-78.
 National Science Foundation Research grant, 1977-79.
 Institute for Business and Economic Research Grant, 1975-76.
 Kent Graduate Fellowship (Danforth Foundation) to Harvard, 1974-75.
 National Science Foundation Graduate Fellowship to Harvard, 1971-73.
 Fulbright Scholar to Oxford University, 1967-69.

RECENT INVITED LECTURES

“Intellectual Property Rights: Should they apply to peasants, professors, and students?”, Institute of Law and Economics, Hamburg 5 October 2011; Bucarius Law School, Hamburg, 5 October 2011.
 “The Measure of Law and Economics,” Center for Advanced Studies, Munich, Germany, 26 October 2011; European Law and Economics Association, Hamburg, Germany, 22 September 2011; Berkeley Law Faculty Retreat, plenary session, Asilomar, Monterrey, California, August 21, 2010; University of Michigan Law Faculty Theory Seminar, April 15, 2010 (with Jody Kraus); University of Michigan Law and Economics Workshop, April 15, 2010; New York University Law and Economics Seminar, April 6, 2010 (with Jody Kraus).
 “Caution! Rough Road Ahead -- Four Facts About Social Norms,” the Duke Law School Seminar on Law and Custom, September 15, 2011.
 “Clearings and Thickets,” International Conference on Regulatory Competition in Contract Law and Dispute Resolution, Center for Advanced Studies, Munich, Germany, 13 October 2011; annual meeting of European Law and Economic Association, Hamburg, Germany, 22 September 2011; annual meeting of Latin American and Iberian Law and Economics Association (ALACDE), Bogota, Columbia, August 3, 2011; Comparative Law and Economics Forum, Oxford, England, July 2, 2011; The Ratio Research Colloquium on Property Rights, the Conditions for Enterprise and Economic Growth Stockholm, Sweden, June 16-18, 2011.
 “Law and Growth Economics: A Framework for Research,” American Law and Economics Association, annual meeting, Columbia University Law School, May 20, 2011.
 “Law from Order on the Internet,” AALS Annual Meeting, Internet and Computer Law Section San Francisco, 7 January 2011.
 “Overtaking,” annual meeting of Latin American and Iberian Law and Economics Association (ALADE), Bogota, Columbia, August 3, 2011; Conference on the American Illness, George Mason Law and Economics Center, Morrison House Hotel, Alexandria, Virginia, December 4, 2010.
 “Maturing Into Normal Science,” Conference in honor of Tom Ulen, School of Law, University of Illinois, November 20, 2010.
 “Is Government By the People For the People?” Federalist Society Annual Meeting, panel on direct democracy, Washington, D.C., November 19, 2010.
 “Taxes v. Regulations,” Conference on Constitutional Law and Economics, University of Chicago Law School, September 25, 2010.
 “Rule of Law and Economic Growth,” Federalist District of Connecticut, Annual Meeting of Judges, Old Saybrook, Connecticut, 29 October, 2010; colloquium for federal and state judge sponsored

- by George Mason Law and Economics Center, Fairfax, Virginia, 8-9 October, 2010; the Supreme Court of Ohio Judicial Collage and George Mason Law and Economics Program, Ohio Court of Appeals Judges Association Summer Meeting, 18 June 2010, Geneva-on-the-Lake, Ohio.
- “Academic Scribblers and Defunct Economists,” Law School, Allerhand Institute and Krakow University, Krakow, Poland, 13 May 2010; American Law and Economics Association, annual meeting, Princeton, May 7, 2010; Latin American and Iberian Law and Economics Association, annual meeting, San Salvador, El Salvador, April 27, 2010; Trebilcock Symposium, Law School, University of Toronto, Toronto, Canada. October 1-2, 2009.
- “Introduction to Economic Analysis of Law,” Latin American and Iberian Law and Economics Association (ALACDE) Judges Program, Bogota, Columbia, August 5, 2011; public lecture, Krakow University, Krakow, Poland, 15 May 2010; public lecture at book signing for Polish translation of Law and Economics (5th edition, with Tom Ulen), EMPiK bookstore, Krakow, Poland; lecture for judges, Latin American and Iberian Law and Economics Association, San Salvador, El Salvador, April 2,8 2010.
- “Law and Economics Growth: A Framework for Research,” Kauffman Summer Legal Institute, Dana Point, California, June 22, 2010.
- “Law and Growth Economics in Less Than An Hour,” keynote lecture, Searle-Kauffman Institute on Law, Innovation, and Growth III, Chapman University, March 14, 2010; University of Michigan Law Faculty Workshop, February 10, 2010.
- “Solomon’s Knot: Law for Growth,” Brazilian National Association of Postgraduate Programs in Economics (ANPEC), 37th Annual National Conference, 10 December 2009, Foz do Iguacu, Brazil.
- “How To Keep A Secret – Corporate Law and Growth Economics,” conference entitled Markets, Firms and Property Rights: A Celebration of the Research of Ronald H. Coase, December 4 and 5, 2009, Law School, University of Chicago.
- “The Strategic Constitution: Symposium for Judges,” 5 lecture-discussions based on The Strategic Constitution (Princeton, UP, 2009), Grand Colonial Hotel, La Jolla, California, 22-23 October 2010.
- “General Welfare, Interstate Commerce, and Economic Analysis,” Conference on Comparative Constitutional Design, University of Chicago Law School, October 16, 2009.
- “Is Law and Growth Economics the “New Law and Economics”?” Kauffman Summer Legal Institute, Laguna-Niguel, July 17, 2009.
- “How the Many Overcome the Few – Legal Reform,” Latin American and Iberian Law and Economics Association (ALACDE), annual meeting, Barcelona, Spain, June 5-7, 2009 (joint with Hans Bernd Schaefer).
- “Five Lectures on Law and Economic Growth,” Summer School in Law and Economics, Hamburg University, June 2-6, 2009.
- “Introduction to Law and Economics,” Spanish School for Judges, June 11, 2009, Barcelona, Spain.
- “Topics in Private Law,” Cuatrecasas (Spain’s 2nd largest law firm), June 12, 2009, Barcelona, Spain.
- “General Welfare, Interstate Commerce, and Economic Analysis,” American Law and Economics Association, annual meeting, San Diego, 15 May 2009.
- “Solomon’s Knot: How Law Can End the Poverty of Nations,” (with Hans Bernd Schaefer), conference on this book manuscript, Searle Center, Northwestern Law School, 11-12 December 2008; Mercatus Center, George Mason University, 4-6 October 2007.
- “Doing What You Say,” Ciudad de las Ideas, 8 November 2008, Puebla, Mexico.
- “Law and the Poverty of Nations,” Kauffman Summer Legal Institute, 10 July 2008, Laguna-Niguel, California; keynote address, Atlantic Corridors Association, Roma Tre Lecture Series, Universita di Roma3, Rome, Italy, 20 June 2008, and the University of Piemonte Orientale, Stresa, Italy, 23 June 2008; Comparative Law and Economics Forum, Madrid, Spain, 14 June 2008; keynote address, Latin American and Iberian Law and Economics Association, annual meeting, Instituto Tecnologico Autonomo De Mexico, 29 May 2008; Institute for Humane Studies’ Conference on Social Change, Berkeley, 29-30 March 2008; keynote address, Latin American and Iberian Law and Economics Association, Brasilia, Brazil, 25 May 2007; FGV Law School (Getulio Vargas Foundation), Sao Paulo, Brazil, 21 May 2007; Conference of the Senate of Brazil, Brasilia, Brazil,

- 24 May 2007; keynote speech, The George Mason University/Microsoft Annual Conference on the Law and Economics of Innovation: "The Regulation of Innovation and Economic Growth," 4 May 2007, George Mason Law School; keynote speech, United States District Court, 2007 Hawaii District Conference, 13 April 2007; Meador Lecture, Law School, University of Alabama, 28 February 2007; "Law, Development and Transition: New Questions and Directions," University of Washington, Seattle, 16-18 March 2006; keynote address, Southwestern University School of Law's Journal of Law and Trade in the Americas, biennial symposium entitled "CAFTA and Commercial Law Reform in Latin America", Feb. 27th, 2006; Max Planck Institute for Foreign Private Law and International Law, Hamburg, Germany, 1 December 2005; Law and Economics Seminar, Hamburg University, 24 November 2005; keynote speech, Latin American and Iberian Law and Economics Association (ALCALDE), Lima, Peru, 25 March 2004; Workshop in Law and Economics, University of Virginia, School of Law, January 14, 2004; co-sponsored by Institute for Economic Research on Civilizations, The Center for Law, Economics, and Organization, and the Birnkrant Development workshop, University of Southern California 23 October 2003.
- "Senior Scholars and Silverbacks: History of Law and Economics Remembered," CLACDE (Latin American and Caribbean Center for Law and Economics) Colloquium for Judges on the Economic Analysis of Law, Supreme Court of Mexico, 27 May 2008.
- "Why did law and economics succeed?" Monterrey Technological Institute, Sante Fe campus, Mexico City, 27 May 2008; Conference on Legal Education: Past, Present, and Future, Vanderbilt School of Law, 28-29 April 2006.
- "Liability for Lapses: First or Second Order Negligence?" American Law and Economics Association, annual meeting, Columbia University 16 May 2008.
- "Three Lectures on Law, Economic Growth, and Culture," judges program sponsored by George Mason University Law and Economics Center, La Jolla, California, 15 October 2007.
- "Law and Economics of Constitutions," address to Supreme Court of Brazil, Brasilia, 23 May 2007.
- "Introduction to Law and Economic Development," I Simposio Internacional de Direito e Economia, Pontifical Catholic University of Rio Grande do Sul (PUC-CRS), Porto Alegre, Brazil, 31 May 2007.
- "Law, Development, and Tribes," Universidade Federal Do Rio Grande Do Sul, Porto Alegre, Brazil, 31 May 2007.
- "The Misperception of Norms: The Psychology of Bias and the Economics of Equilibrium," Conference on Behavioral Approaches to Legal Compliance: Social Norms, Self-Interest and Cooperation, Hebrew University and Bar Ilan University, Israel, 14-15 May 2007; American Law and Economics Association (ALEA), Annual Meeting, 5 May 2007, Harvard Law School.
- "The Future of Comparative Law and Economics," Comparative Law and Economics Forum (CLEF), New York University, New York, 28 April 2007.
- "Political and Economic Skepticism," two lectures presented at the George Mason University Seminar for Judges on "The Varieties of Skepticism, 25-26 April 2007, Omni Resort, Tucson, Arizona.
- "When Policy Science Meet Policy Makers," Mercatus Center and Berkeley Center on Law, Business, and the Economy, Capital Campus California Retreat, 19-20 January 2007, Hotel Del Coronado, San Diego, California.
- "Six Lectures on the Law and Economics of Federalism," 6-7 December 2006, Institute for Judges on the Nature of the Judicial Function, George Mason Law and Economics Center, South Seas Island Resort, Captiva, Florida.
- "Liability Externalities and Mandatory Choices: Should Doctors Pay Less?" (joint with Ariel Porat), Stanford University Law and Economics Workshop, 16 November 2006; Conference entitled "Law, Innovation, and Growth," lecture organized for State of California legislative aids and administrators by the Mercatus Center and the Berkeley Center for Law, Business, and the Economy, Sacramento, California, 11 August 2006.
- "Five lectures on law and economics," The 17th Summer School in Economic Theory, June 18 -27, 2006, Hebrew University, Jerusalem.
- "Coase Theorem, Property Rights, and Economic Growth," Program in Politics and Economics, Law and Economics Center, George Mason University, 18-19 June 2006

- “Chaos in Direct Democracy,” American Law and Economics Association, annual meeting, 6 May 2006, Berkeley, California (with Michael Gilbert).
- “The General Welfare Clause and the Theory of Public Goods,” Faculty Workshop, Duke University School of Law, 31 March 2006.
- “The Intrinsic Value of Obeying a Law: Economic Analysis of the Internal Viewpoint,” conference at Fordham University School of Law entitled “The Internal Point of View in Law and Ethics,” February 9-10, 2006.
- “Chinese Law and Economic Development,” Berkeley Center on Business, Law, and the Economy (BCLBE), 23 September 2005; Chinese Law Student Association and guests, 20 September 2005.
- “Law and Economic Growth in China: 11th Five Year Plan,” China Reform Summit: Promoting Further Economic Restructuring by Focusing on Administrative Reform,” Organized by National Development and Reform Commission, P.R. China, Assisted by USB, July 12-13, 2005, Beijing, China; Peking University seminar, Law Department and Economics Department, Beijing, China, 11 July, 2005.
- “Mobility, Federalism, and the US Constitution,” three lectures for political science professors, George Mason University Conference, 22 June 2005.
- “Efficiency Norms” and “Tort Reform,” two lecture for Michigan judges, Michigan Judicial Conference and George Mason Law and Economics Center, Lansing, Michigan, 17 June 2005.
- “Total Liability for Excessive Harm,” Hebrew University, Jerusalem, Israel, 18 May 2005; American Law and Economics Association, Annual Meeting, New York City, 6 May 2005.
- “The Separation of Information and Capital,” Gruter Institute Conference on “Property, Intellectual Property and the Brain,” Center for Advanced Study of the Behavioral Sciences, Stanford, 28 April 2005.
- “Information, Innovation, and the Poverty of Nations,” Ladd Lecture, Florida State University School of Law, 13 January 2005; New York University Law Faculty Workshop, 8 April 2005. Latin American and Iberian Law and Economics Association Meeting, Berkeley, 29 April 2005; Israeli Law and Economics Association, 25 May 2005; keynote address, First Annual Meeting of Asian Law and Economics Association, Seoul, Korea, 24 June 2005. Translated and published as “Direito e desenvolvimento: inovação, informação, e a pobreza das nascões,” Revista De Direito Publico Da Economia (RDPE), ano 5, n. 17, Janeiro/marco 2007, pages 165-190.
- “Evolutionary Biology and Economic Innovation,” “Socio-Economics and Law and Economics,” AALS Section on Socio-Economics,” Annual Meeting, San Francisco, January 6, 2005.
- “Law and Unified Social Science,” New York University Law and Society Program, 7 April 2005.
- “Law, Economics, and Evolutionary Biology: Understanding Innovation,” American Association of Law Schools, Section on Socio-Economics, Annual Meeting, 6 January 2005.

CONFERENCE ORGANIZED RECENTLY

- Organizer, “The Law and Economics of Innovation and Growth,” Berkeley-Kauffman Foundation Workshop, 24 April 2009, with Robert Litan.
- Chair, “Socio-Economics Ways to a Just and Prosperous Society, Socio-Economics Section, American Association of Law Schools, Annual Meeting, San Diego, 7 January 2009.
- Organizer, “Law and Economics Development,” session at the annual meeting of the American Law and Economics Association, Columbia Law School, 17 May 2008.
- Co-Organizer (with Chris Kutz), “Philosophy of Law and Social Science,” Berkeley Law School, 7-8 March 2008.
- Co-Organizer (with John Yoo and Adrian Vermeule), “Constitutions and Consequences, Harvard Law School, 12-13 October 2007
- Organizer, “Constitutional Law and Economics Workshop,” Berkeley, 12-13 August 2005.
- Organizer and Chair, Annual Meeting of Latin American and Iberian Law and Economics Association, Berkeley, California, 29-30 April 2005.

Organizer and Co-Chair, "Mexico and the United States: From Economic to Legal Partnership," Berkeley Law School, February 13-14, 2004 (keynote speaker: Ernesto Zedillo, former President of Mexico).

Organizer and Co-chair, Law and Economic Development, conference at Hamburg University, Germany, January 9-10, 2004.

Organizer and Chair, "Law and Social Norms," conference at Fordham Law School, April 8, 2003.

Participation in Conferences Other Than As Invited Lecturer or Organizer

Chairman, Panel on Tort Law (Theory), American Law and Economics Association, Annual Meeting, Columbia University Law School, May 21, 2011.

Chairman, Panel on Law and Development, American Law and Economics Association, Annual Meeting, University of San Diego School of Law, May 15-16, 2009.

Chairman, Panel on Law and Development, American Law and Economics Association, Annual Meeting, University of San Diego School of Law, May 15-16, 2009.

Session Chair, annual meeting, Comparative Law and Economics Forum (CLEF), Yale University, June 3-4, 2010; Singapore Management School, May 22-23, 2009.

Participant, "Evolution, Complexity and the Law," Santa Fe Institute, March 19 – 20, 2009.

Commentator on Merritt Fox's "Promoting Innovation: The Law of Publicly Traded Corporations," Business Law and Innovation Conference, Columbia University Law School, 1 November 2008.

Commentator on Guido Calabresi's "Toward a Unified Theory of Torts," Berkeley Endowed Lecture in Law and Economics, Berkeley Law School, 28 April 2008.

Commentator, "Islam and Economic Underdevelopment: Legal Roots of Organizational Stagnation in the Middle East," April 10-13, 2008, Mercatus Center at George Mason University.

"Philosophy and Economics Roundtable," Law School, University of Illinois, 2-3 March 2007.

OTHER CONFERENCE PARTICIPATION

Commentator, "The Constitutionality of the Affordable Care Act: Ideas from the Academy," Duke Law School, 16 September 2011.

Organizer, "The Law and Economics of Innovation and Growth," Berkeley-Kauffman Foundation Workshop, 24 April 2009, with Robert Litan.

PUBLISHED ARTICLES

"Optimal Income Taxation for Transfer Payments Under Different Social Welfare Criteria" (with E. Helpman), 88 Quarterly Journal of Economics 656-670 (1974).

"Optimal Tax Schedules and Rates," 68 American Economic Review 756-768 (1978).

"Liability Rules, Limited Information, and the Role of Precedent" (with L. Kornhauser and D. Lane), 10 Bell Journal of Economics 366-373 (1979).

"A Closed Model of Careers in a Simple Hierarchy" (with R. Restrepo), 10 Bell Journal of Economics 526-548 (1979).

"A New Expenditure Function," 2 Economic Letters 103-110 (1979).

"Can Litigation Improve the Law without the Help of Judges?" (with L. Kornhauser), 9 Journal of Legal Studies, 139-163 (1980); reprinted in Jules Coleman and Jeffrey Lange, editors, Law and Economics, Volume 2 (The International Library of Essays in Law and Legal Theory, New York University Press, 1992).

"Political Economy of a Public Corporation: Pricing Objectives of BART" (with G. Topakian), 13 Journal of Public Economics 504 (1980); reprinted in Transport And Public Policy (Edward Elgar: Cheltenham, U.K.; Northampton, MA. 1998), editor Kenneth Button and Roger Stough.

- "How the Law Circumvents Starrett's Nonconvexity," 22 Journal of Economic Theory 499-318 (1980).
- "Passing on the Monopoly Overcharge: A Further Comment on Economic Theory," 129 University of Pennsylvania Law Review 1516 (1981); reprinted in "Antitrust Injury and Standing," 25 Journal of Reprints for Antitrust Law and Economics 861-872 (1995), editors Roger D. Blair and Amanda K. Esquibel.
- "The Cost of Coase," 11 Journal of Legal Studies 1 (1982); reprinted in part in Charles Donahue, Jr., Thomas E. Kauper, Peter W. Martin, editors, Property: An Introduction to the Concept and the Institution (3rd edition, Fall 1992); reprinted in Bruce Ackerman, Robert Ellickson, and Carol Rose, editors, Perspectives on Property Law (2d edition, Boston, Little Brown & Co. 1995) pgs 209-214; reprinted in The Legacy of Ronald Coase in Economic Analysis (editor Steven G. Medema, Edward Elgar Publishing Co., 1995); reprinted in Foundations of the Economic Approach to Law (Oxford University Press, 1997, edited by Avery Katz), pages 153-157; Japanese translation in The Way of Thinking in Law and Economics: Legal Studies as a Policy Science (Bokutaskusha, Tokyo, 1997), edited and translated by Shozo Ota.
- "Bargaining in the Shadow of the Law: A Testable Model of Strategic Behavior" (with Stephen Marks), 11 Journal of Legal Studies 225 (1982); reprinted in Jules Coleman and Jeffrey Lange, editors, Law and Economics, Volume 2 (The International Library of Essays in Law and Legal Theory, New York University Press, 1992) and reprinted in Foundations of the Economic Approach to Law (Oxford University Press, 1997, edited by Avery Katz), pages 158-162.
- "Law and the Imperialism of Economics: An Introduction to the Economic Analysis of Law by Reviewing Some Major Books," 29 UCLA Law Review 1260 (1982).
- "Economic Analysis of Punitive Damages," 56 University of Southern California Law Review 79 (1982); reprinted in Law and Economics (Cheltenham, Glos; Lyme, NH: Edward Elgar, 1997) pgs 402-424, editors Richard A. Posner and Francesco Parisi; also reprinted in the abridged edition entitled Economic Foundations of Private Law (Edward Elgar, 2002).
- "Justice and Mathematics: Two Simple Ideas," in Roger B. Skurski, editor, New Directions in Economic Justice (Notre Dame Press, 1983).
- "The Objectives of Private and Public Judges," 41 Public Choice 107 (1983).
- "Personal v. Impersonal Trade: The Size of Trading Groups and Contract Law" (with Janet Landa), 4 International Review of Law and Economics 15 (1984).
- "Were the Ordinalists Wrong About Welfare Economics?" (with Peter Rappoport), 22 Journal of Economic Literature 507 (1984); reprinted in Mark Blaug, editor, Pioneers in Economics Vol 37 (Aldershot, UK: Edward Elgar Publishing Ltd. 1992); comment by I.M.D. Little and reply by Cooter and Rappoport, 23 Journal of Economic Literature 1186, 1189 (1985); brief version reprinted in Human Wellbeing and Economic Goals, editors Frank Ackerman, David Kiron, Jonathan Harris, Neva Goodwin, and Kevin Gallagher (Washington: Island Press, 1997), pages 93-96.
- "Prices and Sanctions", 84 Columbia Law Review 1523 (1984); summarized in Regulation: AEI Journal on Government and Society 150 (1985); reprinted in Jules Coleman and Jeffrey Lange, editors, Law and Economics, Volume 1 (The International Library of Essays in Law and Legal Theory, New York University Press, 1992); reprinted in Law and Economics (Cheltenham, Glos.; Lyme NH: Edward Elgar, 1997,) pgs. 579-616 , editors Richard A. Posner and Francesco Parisi; Japanese translation in The Way of Thinking in Law and Economics: Legal Studies as a Policy Science (Bokutaskusha, Tokyo, 1997), edited and translated by Shozo Ota.
- "Unity in Tort, Contract and Property: The Model of Precaution," 73 California Law Review 1 (1985); reprinted in Victor Goldberg, editor, Readings in the Economics of Contract Law (Cambridge University Press, 1989), and in Richard Craswell and Alan Schwartz, editors, Readings in Contract Law (Oxford University Press, 1993); reprinted in The Legacy of Ronald Coase in Economic Analysis (editor Steven G. Medema, Edward Elgar Publishing Co., 1995); reprinted in Foundations of the Economic Approach to Law (Oxford University Press, 1997, edited by Avery Katz), pages 52-60; Japanese translation in The Way of Thinking in Law and Economics: Legal Studies as a Policy Science (Bokutaskusha, Tokyo, 1997), edited and translated by Shozo Ota. Reprinted in Readings in the Economic Analysis of Law (Blackwell, forthcoming 2002), ed.

- Donald Wittman. Translated into Spanish and published in 50 Themis—Law Review, forthcoming.,
- "Defective Warnings, Remote Causes, and Bankruptcy: Comment on Schwartz", 14 Journal of Legal Studies 737 (1985).
- "Damages for Breach of Contract" (with Melvin A. Eisenberg), 73 California Law Review 1432 (1985); reprinted in part in Peter Linzer, A Contracts Anthology (1989), pp. 422-432.
- "The Coase Theorem," in John Eatwell, Murray Milgate, Peter Newman, editors, The New Palgrave (Stockton Press, New York, 1987), pp. 457-460.
- "Justice At the Confluence of Law and Economics," 1 Social Justice Research 67 (1987).
- "Liability Rules and Risk Sharing in Environmental and Resource Policy: Discussion," American Journal of Agricultural Economics (1987).
- "An Economic Case for Comparative Negligence" (with Tom Ulen), 61 New York University Law Review 1067 (1987); reprinted in A Law and Economics Anthology (Anderson Publishing Company, 1997), editors Kenneth G. Dau-Schmidt and Thomas S. Ulen, pages 376-381.
- "A Theory of Loss Allocation for Consumer Payments" (with Ed Rubin), 66 University of Texas Law Review 63 (1987); partially reprinted in E. Allan Farnsworth, Cases and Materials on Negotiable Instruments (Foundation Press, 4th edition, Westbury, NY: Foundation Press, 1993), and Cases and Materials on Commercial Law (Westbury, NY: Foundation Press, 5th edition, 1993).
- "Torts As the Union of Liberty and Efficiency: An Essay on Causation," in Mario Rizzo, editor, Symposium on Causation in Tort Law, 63 Chicago Kent Law Review 523 (1987).
- "Why Litigants Disagree: A Comment on George Priest's 'Measuring Legal Change,'" 3 Journal of Law, Economics, and Organization 85 (1987).
- "Liberty, Efficiency, and Law," 50 Law and Contemporary Problems 141 (1987), in symposium entitled, "Economists on the Bench," Jerome M. Culp, editor.
- "A Regulated Market For Unmatured Tort Claims: Tort Reform by Contract" (with Steve Sugarman), in W. Olsen, editor, New Direction in Liability Law (Academy of Political Science, 1988), pp. 174-185.
- "Orders and Incentives as Regulatory Methods: The Expedited Funds Availability Act of 1987," (with Edward Rubin), 35 UCLA Law Review 1115 (1988); to be reprinted in Allison Zabriskie, editor, The Banking Law Anthology (International Library).
- "Towards A Market in Unmatured Tort Claims," 75 University of Virginia Law Review 383 (1989), with comments by Schwartz and Goetz. Under translation into Spanish in 2007 for publication in Jus et Veritas, a law journal of the Pontificia Universidad Catolica del Peru Law School.
- "Kin Groups and the Common Law Process," in Peter Larmour, editor, Customary Land Tenure: Registration and Decentralisation in Papua New Guinea (Monograph XXIX, Papua New Guinea Institute of Applied Social and Economic Research, 1989), pp. 33-50.
- "Rawls's Lexical Orderings Are Good Economics," 5 Economics and Philosophy 47 (1989).
- "Economic Analysis of Legal Disputes and Their Resolution" (with Daniel Rubinfeld), 27 Journal of Economic Literature 1067 (1989); reprinted in Game Theory and the Law, edited by Eric B. Rasmusen, Dan and Katherine Dalton, Elgar, 2007).
- "Punitive Damages for Deterrence: When and How Much?," 40 Alabama Law Review 1143 (1989), in symposium on punitive damages.
- "The Best Right Laws: Value Foundations of the Economic Analysis of Law," 64 Notre Dame Law Review 817 (1989), in symposium entitled "The Moral Lawyer: An Examination of the Ethical Underpinnings of Legal Thought"; Italian translation: "Le Migliori Leggi Giuste: I Valori Fondamentali Nell'Analisi Economica Del Diritto", 2 Quadrimestre 526 (1991), by Elena Corso; partially reprinted in Nancy Levit and Robert Hayman, editors, Jurisprudence: Contemporary Readings, Problems, and Narratives (West, 1994); Japanese translation in The Way of Thinking in Law and Economics: Legal Studies as a Policy Science (Bokutaskusha, Tokyo, 1997), edited and translated by Shozo Ota; Spanish translation, Derecho y Economía: una revisión de la literatura (El Fondo de Cultura Económica, 2000 forthcoming), edited by Andres Roemer.
- "Merit Goods: Some Thoughts on the Unthinkable," in Geoffrey Brennan and Cliff Walsh, editors, Rationality, Individualism, and Public Policy (Centre for Research in Federal Financial Relations, Canberra, 1990), pp. 186-192.

- "Trial Courts: An Economic Perspective" (with Daniel Rubinfeld), 24 Law and Society Review 533 (1990).
- "Justice and Economic Decision Making: A Model of Akrasia," 4 Social Justice Research 273 (1990).
- "Economic Theories of Legal Liability," 5 Journal of Economic Perspectives 11 (1991); reprinted in Steven G. Medema, editor, The Legacy of Ronald Coase in Economic Analysis (Aldershot, UK; Brookfield, VT: Edward Elgar Publishing, 1995); Italian translation: "Le Teorie Economiche Della Risponsabilità Legale", published in Gianandrea Goisis, editor, Efficienza Produttiva: Alcuni Contributi Su Noti (E Meno Noti) Argomenti (CEDAM, Padova, 1994), pp. 379-409; also Italian translation.
- "Lapses, Conflict, and Akrasia in Torts and Crimes: Towards An Economic Theory of the Will," 11 International Review of Law and Economics 149 (1991).
- "An Economic Model of the Fiduciary's Duty of Loyalty" (with Bradley J. Freedman), 10 Tel Aviv Studies in Law 297 (1991).
- "Comment on Robert Frank's 'A Theory of Moral Sentiments'", in Roger D. Masters, editor, The Sense of Justice: An Inquiry into the Biological Foundations of Law (Sage Publications, 1991), pp. 296-298.
- "The Fiduciary Relationship: Its Economic Character and Legal Consequences" (with Bradley J. Freedman), 66 New York University Law Review 1045 (1991); reprinted in Roberto Pardolesi and Roger Van den Bergh, editors, Law and Economics, Some Further Insights: 7th European Law and Economics Association Conference, Rome, Sept. 3-5, 1990 (Milano; Sutte, 1991), pp. 17-50.
- "Economic Analysis in Civil Law Countries: Past, Present, Future" (with J. Gordley), 11 International Review of Law and Economics 261 (1991); introduction to a symposium.
- "Inventing Market Property: The Land Courts of Papua New Guinea," 25 Law and Society Review 759 (1991).
- "Editor's Introduction: Constitutional Law and Economics" (with Barry Weingast), 12 International Review of Law and Economics (1992); special issue.
- "The Minimax Constitution as Democracy," 12 International Review of Law and Economics 292 (1992).
- "Organization as Property: Economic Analysis of Property Law and Privatization," in Christopher Clague and Gordon Rausser, editors, The Emergence of Market Economies in Eastern Europe (Blackwells, 1992), pages 77-97. Shorter versions of this paper appear in German and English in: Michael McGuire and G. de Botton, editors, Human Nature and the New Europe (1993) (entitled "Organizational Property and Privatization"); Bruce L. R. Smith and Gennady M. Danilenko, editors, Law and Democracy in the New Russia (Brookings Institution, Washington, D.C., 1993) (entitled "Organizational Property and Privatization in Russia"), pp. 53-73; and 2 Journal of Legal Economics 77 (1992) (entitled "Organization as Property: Economic Analysis of Property Law Applied to Privatization").
- "Diritto e Economia (Law and Economics) ," Instituto Dell'Enciclopedia Italiana (Fondata Da Giovanni Treccani, 1993), pages 98-106.
- "Against Legal Centrism: Review of Robert C. Ellickson's Order Without Law," 81 California Law Review 417-429 (1993).
- "California's Credit Card Industry: More Jobs and Cheaper Credit Through Better Law" (Visa U.S.A., May 5, 1993).
- "An Economic Model of Legal Discovery" (with Daniel Rubinfeld), 23 Journal of Legal Studies 435-463 (1994).
- "Market Affirmative Action, 31 San Diego Law Review 133-168 (1994); reprinted in John Donohue, Foundations of Employment Discrimination Law (Oxford University Press, Oxford, 1997).
- "Structural Adjudication and the New Law Merchant: A Model of Decentralized Law," 14 International Review of Law and Economics 215-231 (1994); a shorter version of this paper published under the title, "The Structural Approach to Decentralizing Law: A Theory of Games and Norms," in Richard M. Buxbaum, Gerard Hertig, Alain Hirsch, and Klaus J. Hopt, editors, European Economic and Business Law (Walter de Gruyter, Berlin and New York, 1996), pages 341-364.

- "Decentralized Law For A Complex Economy," Hayek Symposium, 23 Southwestern Law Review 443-451 (1994).
- "The Logic of Power in the Emerging European Constitution: Game Theory and the Division of Powers" (with Josef Drexl), 14 International Review of Law and Economics 307-326 (1994).
- "The Cultural Justification of Unearned Income: An Economic Model of Merit Goods based on Aristotelian Ideas of Akrasia and Distributive Justice," (with James Gordley), in Robin Cowan and Mario J. Rizzo, editors, Profits and Morality (University of Chicago Press, 1994), pages 150-175.
- "Void for Vagueness: Introduction to a Symposium," 82 California Law Review 487-490 (1994).
- "Laws and Prices: How Economics Contributed to Law By Misunderstanding Morality," 3 Juris: Quderns De Politica Juridica 35-56 (1994; Generalitat de Catalunya, Departament de Justícia, Direcció General de Dret i d'Entitats Jurídiques i Formació Especialitzada).
- "Law and Unified Social Theory," 22 J. Law and Society 50-67 (1995); reprinted in Socio-Legal Studies in Context: The Oxford Centre Past and Future (Blackwell Publishers, Oxford, 1995), edited by D. J. Galligan, pages 50-67. A version of this paper entitled "Thicker Selves in Law and Economics: Towards Unified Social Theory," Festschrift für Wolfgang Fikentscher zum 70. Geburtstag (Mohr Siebeck, Tübingen, 1998), edited by Bernhard Grossfeld, Rolf Sack, Thomas Möllers, Josef Drexl, and Andreas Heinemann, 43-69.
- "Reforming the New Discovery Rules," (with Daniel Rubinfeld) 84 Georgetown Law Rev. 61-89 (1995).
- "Decentralized Law for a Complex Economy: The Structural Approach to Adjudicating the New Law Merchant," 144 University of Pennsylvania Law Review 1643-1696 (1996). A shorter version of this paper appeared as "Decentralized Law," 4 New Zealand Business Law Quarterly 239-246 (1998).
- "The Theory of Market Modernization of Law," 16 International Review of Law and Economics 141-172 (1996); a version of this paper was reprinted as "Market Modernization of Law: Economic Development Through Decentralized Law," Economic Dimensions in International Law (Cambridge University Press, 1997), edited by Jagdeep S. Bhandari and Alan O. Sykes, pages 275-317; with comment by William Kovacic, pages 317-323.
- "Book Review: Barriers to Conflict Resolution (Kenneth J. Arrow, Robert H. Mnookin, Lee Ross, Amos Tversky, Robert Wilson, editors; New York and London: Norton, 1995), 34 J. Economic Literature 1953-1995 (1996).
- "Comparative Judicial Discretion: An Empirical Test of Econometric Models," 16 International Review of Law and Economics (1996; with Tom Ginsburg), 295-314; reprinted in Constitutional Law and Economics in the European Union (Edward Elgar: Cheltenham, UK and Lyme, US, 1997, editors Dieter Schmidtchen and Robert Cooter), pages 108-131; forthcoming in Stefan Voigt, Constitutional Political Economy (Edward Elgar, 2003).
- "Introduction: Conference on the Constitutional Law and Economics of the European Union," 16 International Review of Law and Economics (1996, with Dieter Schmidtchen), 277-278.
- "The Rule of State Law Versus the Rule-of-Law State: Economic Analysis of the Legal Foundations of Development," Annual World Bank Conference on Development Economics, 1996 (editors Michael Bruno and Boris Pleskovic, The World Bank, Washington, D.C., 1997), pages 191-218. Reprinted in The Law and Economics of Development, edited by E. Buscaglia, W. Ratliff and R. Cooter (Greenwich, Connecticut, and London, England: JAI Press Inc., 1997,) pages 101-148.
- "The Normative Failure Theory of Law," 82 Cornell Law Review 947-979 (1997).
- "Comments on *Law and Biology: Foundations of Integration*" by Owen Jones," 8 Journal of Contemporary Legal Issues 209-210 (1997).
- "Punitive Damages, Social Norms, and Economic Analysis," 60 Law and Contemporary Problems 73-92 (1997).
- "Liability Rights As Contingent Claims," The New Palgrave (2nd edition, London: Macmillan Reference; New York: Stockton Press 1998), editor Peter Newman.
- "Division of Powers In the European Constitution," The New Palgrave (with Tom Ginsburg, 2nd edition, London: Macmillan Reference; New York: Stockton Press 1998), editor Peter Newman.
- "Self-control and Self-improvement for the 'Bad Man' of Holmes" (O. W. Holmes Centenary Lecture Conference), 78 Boston University Law Review 903-930 (1998).

- “Indian Common Law: The Role of Custom in American Indian Tribal Courts (Part I and II),” 46 American Journal of Comparative Law 287-330 and 509-580 (1999; with Wolfgang Fikentscher).
- “Individuals and Relatives,” A Good Cherokee, A Good Anthropologist: Papers in Honor of Robert K. Thomas (American Indian Studies Center, University of California at Los Angeles, 1998), edited by S. Pavlik, pages 57-92.
- “Expressive Law and Economics,” 27 J. Legal Studies 585-608 (1998).
- “The Law and Economics of Anthropology: A Review,” Encyclopedia of Law and Economics (Edward Elgar, Ltd, Cheltenham, 2000), editors Boudewijn Bouckaert and Gerrit De Geest. (Also viewable online at <http://encyclo.findlaw.com/0640book.pdf>.)
- “Commodifying Liability,” The Fall and Rise of Freedom of Contract (Durham, NC: Duke University Press, 1999), edited by Frank Buckley, pages 139-156.
- “Punitive Damages,” in Christopher B. Gray, editor, Philosophy of Law: An Encyclopedia (New York, Garland Inc., forthcoming, 1999), pages 709-711.
- “Mongolia: Avoiding Tragedy in the World’s Largest Common,” Law and Evolutionary Biology: Selected Essays in Honor of Margaret Gruter (Gruter Institute for Law and Behavioral Research, 1999) Lawrence A. Frolik, Editor, pages 87-110; reprinted in Richard Posner and Francesco Parisi, editors, Economic Approaches to Law (Edward Elgar, forthcoming).
- “Law From Order: Economic Development and the Jurisprudence of Social Norms,” A Not-so-Dismal Science: A Broader, Brighter Approach to Economics and Societies (New York: Oxford University Press, 2000) editors J. Mancur Olson and S. Kahkonen, pages 338-244; republished in India by Vistaar Publications, New Delhi, under the title A New Institutional Approach to Economics Development.
- “Does Risk to Oneself Increase the Care Owed to Others? Law and Economics in Conflict,” 29 Journal of Legal Studies 19 (2000, with Ariel Porat). Reprinted partially in Sharkey and Levmore, Foundations of Tort Law (2009, 2nd edition), 49-55.
- “Do Good Laws Make Good Citizens? An Economic Analysis of Internalized Norms,” 86 Virginia Law Review 1577-1601 (2000).
- “Three Effects of Social Norms on law: Expression, Deterrence, and Internalization,” 79 Oregon Law Review pages 1-22 (2000).
- “Should Courts Deduct Nonlegal Sanctions from Damages?”, 30 Journal of Legal Studies (2001, with Ariel Porat), pp. 401-422; reprinted in Posner, E. A., Ed. (forthcoming 2006). Social Norms, Nonlegal Sanctions, and the Law, Edward Elgar Publishing Ltd.
- “Fairness, Character, and Efficiency in Firms,” 149 University of Pennsylvania Law Review 1717-1733 (2001; with Melvin Eisenberg).
- “Constitutional Consequentialism: Bargain Democracy v. Median Democracy,” 3 Theoretical Inquiries in Law (2002), pp. 1-20.
- “Anti-insurance,” 31 J. Legal Studies 203-232 (2002; with Ariel Porat).
- “Can Lawyers Say Anything About Economic Growth? Comment on Frank Cross’s *Law and Economic Growth*,” Texas Law Review 2002.
- “Who Gets on top in Democracy? Elections as Filters,” 10 Supreme Court Economic Review 127 (2003).
- “Truth-Revealing Mechanisms for Courts,” 159 J. Institutional and Theoretical Economics 259-279 (2003; with Winand Emons).
- “The Optimal Number of Governments for Economic Development,” Market Augmenting Government (2003, University of Michigan Press, edited by Omar Azfar and Charles A. Cadwell), pages 297-332; comment by Martin C. McGuire, page 333.
- “Hand Rule Damages for Incompensable Losses,” 40 San Diego Law Review 1097-1121 (2004).
- “Charity, Publicity, and the Donation Registry,” 72 Fordham Law Review 1981 (2004).
- “Decreasing-Liability Contracts,” 33 J. Legal Studies 157 (2004; with Ariel Porat).
- “Charity, Publicity, and the Donation Registry”, The Economists' Voice: Vol. 2: No. 3, Article 4., 2005; <http://www.bepress.com/ev/vol2/iss3/art4> (with Brian J. Broughman).
- “Treating Yourself Instrumentally Internalization, Rationality, and the Law,” The Law and Economics of Irrational Behavior (Stanford University Press, 2005), edited by Francesco Parisi and Vernon L. Smith, pages 95-110.

- “The Confluence of Justice and Efficiency in the Economic Analysis of Law,” The Origins of Law and Economics: Essays by the Founding Fathers (Edward Elgar Publishing Inc., 2005), edited by Francesco Parisi and Charles K. Rowley.
- “Innovation, Information, and the Poverty of Nations: The 2005 Ladd Lecture,” 33 Florida State Law Review 373-394; adapted and reprinted as Occasional paper Number 15, the Free Market Foundation of Southern Africa, October 2006, Johannesburg and Cape Town, South Africa. Adapted for reprinting in N. Sudarshan, editor, Poverty – A Human Rights Approach (Amicus Books, The Icfai University Press, Hyderabad, India, 2006, pages 87-113) under the title “Law, Information, and the Poverty of Nations.”
- “Escaping Poverty: Law and Growth – keynote address,” 12 Southwestern Journal of Law and Trade in the Americas 101 (2006), 181-187.
- “Total Liability for Excessive Harm,” 36 Journal of Legal Studies 63-79 (2007); with Ariel Porat.
- “Adapt or Optimize: Psychology and Economics of Evidence Law,” Heuristics and the Law (MIT Press, 2006), pages 379-390, edited by Gerd Gigerenzer and Christoph Engel.
- “The Intrinsic Value of Obeying a Law: Economic Analysis of the Internal Viewpoint,” 75 Fordham Law Review 1275-1285 (December 2006).
- “Liability Externalities and Mandatory Choices: Should Doctors Pay Less?,” Journal of Tort Law, Volume 1 issue 1 (2006; with Ariel Porat). Available at: <http://www.bepress.com/jtl/vol1/iss1/art2>.
- “American Indian Law Codes: Pragmatic Law and Tribal Identity,” 56 American Journal of Comparative Law (forthcoming 2007; with Wolfgang Fikentscher).
- “Bargaining with the State: Offsets and Mitigation in Developing Land,” in Internationalization of the Law and its Economic Analysis, Festschrift for Hans Bernd Schaefer, edited by Thomas Eger, Jochen Bigus, Calus Ott, and Georg von Wangenheim, Gabler Edition Wissenschaft, 2008, pages 423-429.
- “The Misperception of Norms: The Psychology of Bias and the Economics of Equilibrium,” Review of Law & Economics (Vol. 4 : Iss. 3, Article 7, 2008; with Michal Feldman and Yuval Feldman).
- “Doing What You Say: Contracts and Economic Development,” Meador Lecture Series, 59 Alabama Law Review 1107-1133 (2008).
- “Academic Scribblers and Defunct Economists,” 60 University of Toronto Law Journal 467 (2010; with Hans Bernd Schaefer).
- “Charity and Information: Correcting the Failure of a Disjunctive Social Norm,” 43 Michigan Journal of Law Reform 871 (2010;with Brian Broughman).
- “A Theory of Direct Democracy and the Single Subject Rule,” 110 Columbia Law Review 687 (2010, with Michael Gilbert).
- “Collective Action Federalism: A General Theory of Article I, Section 8,” 63 Stanford Law Review 115-185 (2010; with Neil Siegel).
- “The Importance of Law in Promoting Innovation and Growth,” in Rules for Growth: Promoting Innovation and Growth Through Legal Reform, by The Kauffman Task Force on Law, and Growth (Kauffman Foundation, 2011), 1-22 (with Aaron Edlin, Robert Litan, and George Priest).
- “Overtaking,” in The American Illness: Essays on the Rule of Law, ed. Frank Buckley (Yale University Press, forthcoming; with Aaron Edlin).
- “Maturing into Normal Science: The Effect of Empirical Legal Studies on Law and Economics,” University of Illinois Law Review, October 2011, Number 5, page 1475.

BOOKS

- The Strategic Constitution (Princeton University Press, 2000; <http://www.pupress.princeton.edu/titles/6849.html>). (Chinese translation by Law Press forthcoming in 2012.)

Law and Economics (Scott Foresman, 1988; Addison Wesley Longman, 2nd edition, 1996; Addison Wesley Longman, 3rd edition, 1999; 4th edition 2003; 5th edition 2008; 6th edition, Prentice Hall, 2011; with Tom). 1st edition translation into Japanese by Prof. Shozo Ota, introduction by Prof. Koji Shimdo, published by Shoji-Homu in 1989; 2nd edition translation in Korean by Lee Jong; 2nd edition translation into Spanish by Eduardo L. Suarez, Derecho y Economia (Fondo De Cultura Economica, Mexico, 1998); 4th edition translation into Spanish by Eduardo L. Suarez, Derecho y Economia (Fondo De Cultura Economica, Mexico, 2009); Chinese translation of 3rd edition by Shanghai University of Finance & Economics Press; Chinese translation of 5th edition in 2008 by Pearson Education Taiwan. International version of 4th edition to be published in Indian subcontinent in January 2004 by Pearson Education, Indian Branch. 4th edition translated into Hungarian and published 2005 by Nemzeti Tankönyvkiado T., Budapest, and also into Slovenian by Prvod Cetrte Izdaje, Ljubljana, 2005; 5th edition translated and into Polish, 2010; Persian translation, 2009. 6th edition translations forthcoming in Chinese and Korean.

Il Mercato Delle Regole: Analisis Economica Del Diritto Civile (il Mulino, Bologna, Italy, 1999; with Ugo Mattei, P.G. Monateri, R. Padoleski, and T. Ulen); adaptation of Cooter and Ulen's Law and Economics for Italy.

The Way of Thinking in Law and Economics: Legal Studies as a Policy Science (Bokutaskusha, Tokyo, 1997), edited and translated by Shozo Ota.

The Payment System: Cases, Materials, and Issues (1989, West Publishing Company, St. Paul, Minnesota; 2nd edition, 1994), with Edward Rubin as first author.

EDITED BOOKS

Theory and Measurement of Demand for Public Services: Proceedings of International Seminar on Public Economics, Sienna, Italy, 1973; limited publication, Harvard 1974.

Constitutional Law and Economics in the European Union (Edward Elgar: Cheltenham, UK and Lyme, US, 1997, with Dieter Schmidtchen).

The Law and Economics of Development (Greenwich, Connecticut, and London, England: JAI Press Inc., 1997, with E. Buscaglia, and W. Ratliff).

Foundations of Law and Economics (Edward Elgar Publishing Limited, 2009; with Francesco Parisi).

Legal Institutions and Economic Development (Edward Elgar Publishing Limited, 2009; with Francesco Parisi).

Recent Developments in Law and Economics, volumes I, II, and III (Edward Elgar Publishing Limited, 2009; with Francesco Parisi).

OTHER PUBLICATIONS

Monograph: Issues in Customary Land Law (Institute of National Affairs, Port Moresby, Papua New Guinea, August 1989); contains 16 case studies from local land courts and five essays entitled "Who Owns the Land in Papua New Guinea?" "How To Make Customary Law into the Common Law in Papua New Guinea," "Making Squatters into Tenants and Owners," "The Case Against Government Monopoly in Customary Land Deals," and "Government Liability for Errors in Customary Land Registration."

Newspaper Article: "UC System: Layoffs, Not Pay Cuts" (with Aaron Edlin, Los Angeles Times, 16 July 2009).