

Fall Semester 2012:

# Law and Economics

## Economic Analysis of Law (Introduction)

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Date		Topic	Paper
20.09.12		Introduction, Subject and Economic Theory	Schlunk, H. J., Mamas Don't Let Your Babies Grow Up To Be Lawyers, Vanderbilt Law and Economics Working Paper, No. 09-29, 2009, 1-14
27.09.12		Introduction (2 <sup>nd</sup> part), Analytic Methods and Tools	
04.10.12	<b>A</b>	Property Rights and Markets	Coase, R. H. (1960): The Problem of Social Costs, Journal of Law and Economics, 3, 1-44 Hermalin, B. E., An Economic Analysis of Takings, Journal of Law, Economics, & Organization, Vol. 11, No. 1. (Apr., 1995), pp. 64-86.
11.10.12	<b>B</b>	Contract Law Part I	Kronman, A. T. (1978): Mistake, Disclosure, Information and the Law of Contracts, Journal of Legal Studies, VII (1), January, 1-34 Daniel Friedmann, The Efficient Breach Fallacy, The Journal of Legal Studies, Vol. 18, No. 1. (Jan., 1989), pp. 1-24.
18.10.12	<b>C</b>	Contract Law Part II	Edlin, A./Schwarz, A. (2003): Optimal Penalties in Contracts, 1-29. Cohen, R. L. (2002): Marriage: The long term contract, in: The Law and Economics of Marriage & Divorce, Cambridge University Press, Cambridge
25.10.12	<b>D</b>	Tort and Insurance Law Part I	Shavell, S. (1984): Liability for Harm Versus Regulation of Safety, Journal of Legal Studies, XIII (2), 357-374 Sloan, F. A., Reilly, B. A., Schenzler, Ch. (1995): Effects of Tort Liability and Insurance on Heavy Drinking and Drinking and Driving, Journal of Law and Economics, 38, 49-77. Cooter R., Hand Rule Damages for Incompensable Losses, 40 San Diego Law Review, 1097 ff
01.11.12	<b>E</b>	Tort and Insurance Law Part II	Schwartz, G. T. (1994): Reality in the Economic Analysis of Tort Law: Does Tort Law Really Deter?, 42 UCLA L. Rev. 377 Marc J. Shukaitis, A Market in Personal Injury Tort Claims, The Journal of Legal Studies, Vol. 16, No. 2. (Jun., 1987), pp. 329-349. Rubin, P. H., Shepherd, J., Tort Reform and Accidental Deaths, Journal of Law and Economics, Vol. 50, 2007, pp. 221-238
08.11.12	<b>F</b>	Criminal Law – Law Enforcement	Levitt, S. D. (2004): Understanding why Crime fell in the 1990's: Four Factors that explain the Decline and six that do not, Journal of Economic Perspectives 18, No. 1, 163-190. Ehrlich, I. (1975): The Deterrent Effect of Capital Punishment: A Question of Life and Death, 65 American Economic Review 397

15.11.12	<b>G</b>	Intellectual Property Law	Van Pottelsberghe B (2009), Lost Property: The European patent system and why it doesn't work, Bruegel Blueprint Depoorter P., Parisi F (2002), Fair use and copyright protection: a price theory explanation, International Review of Law and Economics, 179 ff
22.11.12	<b>H</b>	Business Law	Baysinger, B. D. and Butler, H. N. (1985): The Role of Corporate Law in the Theory of the Firm, 28 Journal of Law and Economics, 179-191 Bebchuk, L./Cohen A. (2003): Firms' Decisions Where to Incorporate, Journal of Law and Economics, 1-43.
29.11.11	<b>I</b>	Public Law: Public Choice, Political Economy	Stigler G (1971), The Theory of Economic Regulation, 2 Bell Journal of Economics and Management Science, 3 ff Rubin, P. H., Public Choice and Tort Reform, Emory Law and Economics Research Paper, No. 04-09, 2004, 1-21
06.12.12	<b>J</b>	Competition Law	Posner, R. A. (1979): The Chicago School of Antitrust Analysis, 127 University of Pennsylvania Law Review, 925 ff, reprinted in: 22 Corporate Practice Commentator, 583-610. Shughart II, W. F. (1996): Monopoly and the Problem of Economists, Managerial and Decision Economics, Vol 17, No. 2, Special Issue: The Role of Economists in Modern Antitrust, 217-230
13.12.12	<b>K</b>	Procedural Law	Daughety A./Reinganum J. (2005), Economic Theories of Settlement Bargaining, Annual Review of Law and Social Sciences, 35-59. Donohue III, J. J. (1991): Opting for the British Rule, or If Posner and Shavell Can't Remember the Coase Theorem, Who Will?, Harvard Law Review, Vol. 104, No. 5., 1093-1119 Schkade, D., Sunstein, C. R., Kahneman, D., Are Juries Less Erratic than Individuals? Deliberation, Polarization, and Punitive Damage, University of Chicago Law School, John M. Olin Law and Economics Working Paper, No. 81, 1999, S. 1-46
20.10.12	<b>L</b>	Environmental Law and Economics	Endres, A., Ohl, C. (2005), Kyoto, Europe?--An Economic Evaluation of the European Emission Trading Directive, European Journal of Law and Economics, 19, 17-39. Yandle, B. (1999), Public Choice at the Intersection of Environmental Law and Economics, European Journal of Law and Economics, 8, 5-27