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EMPLOYMENT

Harvard Law School, Finn M.W. Caspersen & Household International Professor of Law & Economics, 2004-present; Prof., 1987-2004; Assoc. Dean for Research, 1989-1991; Asst. Prof., 1982-1987. Assoc. Dir., John M. Olin Center for Law, Economics, & Business. Courses: Antitrust, Law & Economics, Taxation, Analytical Methods for Lawyers

Law Clerk to Hon. Henry J. Friendly, U.S. Court of Appeals, Second Circuit, 1981-1982

EDUCATION

Harvard University Ph.D. (Economics) 1987, M.A. 1981
National Science Foundation Fellow

Harvard Law School J.D. Magna Cum Laude, 1981
Managing Editor, Harvard Law Review

Northwestern University B.A. with distinction, 1977
Honors Thesis in Economics; Phi Beta Kappa

PROFESSIONAL AFFILIATIONS

Research Associate, National Bureau of Economic Research

Fellow, American Academy of Arts & Sciences

Editorial Boards, American Economic Journal: Economic Policy, Journal of Public Economics; National Tax Journal; Journal of Law, Economics, & Org.; Legal Theory; Intl. Review of Law & Economics (1990-1999)

Member, American Economic Association; National Tax Association; American Law and Economics Association (Board, 1995-1997, 2002-2005)

Admitted to the Massachusetts Bar 1983

CONSULTING

United States Department of Justice, Antitrust Division
Federal Trade Commission
Legal Reform Project, Russian Federation
State of Israel, Controller of Restrictive Trade Practices
State Antitrust Departments
Private Parties and Organizations

PUBLICATIONS

THE THEORY OF TAXATION AND PUBLIC ECONOMICS (Princeton University Press, 2008).

Taxation, in HANDBOOK OF LAW AND ECONOMICS (Polinsky & Shavell, eds.; Elsevier), vol. 1, pp. 647-755.

Antitrust (with Carl Shapiro), in HANDBOOK OF LAW AND ECONOMICS (Polinsky & Shavell, eds.; Elsevier), vol. 2, pp. 1073-1225.

Capital Levies and Transition to a Consumption Tax, in INSTITUTIONAL FOUNDATIONS OF PUBLIC FINANCE: ECONOMIC AND LEGAL PERSPECTIVES (Auerbach & Shavero, eds., Harvard University Press, forthcoming), pp. 112-146.

Optimal Taxation, in THE NEW PALGRAVE DICTIONARY OF ECONOMICS, 2ND EDITION (2008).

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Discounting Dollars, Discounting Lives: Intergenerational Distributive Justice and Efficiency, UNIVERSITY OF CHICAGO LAW REVIEW, vol. 74, pp. 79-118 (2007).

On the Undesirability of Commodity Taxation Even When Income Taxation Is Not Optimal, JOURNAL OF PUBLIC ECONOMICS, vol. 90, pp. 1235-1250 (2006).

Public Goods and the Distribution of Income, EUROPEAN ECONOMIC REVIEW, vol. 50, pp. 1627-1660 (2006).

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The Value of a Statistical Life and the Coefficient of Relative Risk Aversion, JOURNAL OF RISK AND UNCERTAINTY, vol. 31, pp. 23-34 (2005).

Why Measure Inequality?, JOURNAL OF ECONOMIC INEQUALITY, vol. 3, pp. 65-79 (2005).

Evaluating Public Goods and Regulations: Response, JOURNAL OF ECONOMIC PERSPECTIVES, vol. 19, no. 4, pp. 233-234 (2005).

Families, Tax Treatment of, in ENCYCLOPEDIA OF TAXATION AND TAX POLICY, 2ND EDITION (Urban Institute Press, 2005).

On the (Ir)Relevance of Distribution and Labor Supply Distortion to Government Policy, JOURNAL OF ECONOMIC PERSPECTIVES, vol. 18, no. 4, pp. 159-175 (2004).

ANTITRUST ANALYSIS (with Phillip Areeda & Aaron Edlin) (6th ed.; Aspen Publishers, 2004).

DECISION ANALYSIS, GAME THEORY, AND INFORMATION (with Steven Shavell) (Foundation Press, 2004) (reprinted from Analytical Methods for Lawyers).

CONTRACTING (with Steven Shavell) (Foundation Press, 2004) (reprinted from Analytical Methods for Lawyers).

MICROECONOMICS (with Steven Shavell) (Foundation Press, 2004) (reprinted from Analytical Methods for Lawyers).

Notes on Welfarist versus Deontological Principles (reply) (with Steven Shavell), ECONOMICS AND PHILOSOPHY, vol. 20, pp. 209-215 (2004).

Any Non-welfarist Method of Policy Assessment Violates the Pareto Principle: Reply (with Steven Shavell), JOURNAL OF POLITICAL ECONOMY, vol. 112, pp. 249-251 (2004).

ANALYTICAL METHODS FOR LAWYERS (with Howell Jackson, Steven Shavell, W. Kip Viscusi, & David Cope) (Foundation Press, 2003).

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(Chinese translation, Law Press China 2007).

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(Auerbach & Feldstein, eds.; Elsevier, 2002), vol. 3, pp. 1661-1784.

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TAX POLICY (Hassett & Hubbard, eds., American Enterprise Institute, 2001), pp. 75-97.

Any Non-Welfarist Method of Policy Assessment Violates the Pareto Principle, (with Steven
Shavell), JOURNAL OF POLITICAL ECONOMY, vol. 109, pp. 281-86 (2001).

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961-1388 (2001).

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TAXATION (Gale, Hines & Slemrod, eds.; Brookings Institution, 2001), pp. 164-215.

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Shavell), YALE LAW JOURNAL, vol. 110, pp. 237-49 (2000).

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pp. 821-35 (2000).

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120-22 (Urban Institute Press, 1999).

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ORGANIZATION, vol. 14, pp. 61-83 (1998).

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Accuracy in the Determination of Liability (with Steven Shavell), JOURNAL OF LAW AND ECONOMICS, vol. 37, pp. 1-15 (1994).

The Value of Accuracy in Adjudication: An Economic Analysis, JOURNAL OF LEGAL STUDIES, vol. 23, 307-401 (1994).

Why the Legal System Is Less Efficient than the Income Tax in Redistributing Income (with Steven Shavell), JOURNAL OF LEGAL STUDIES, vol. 23, pp. 667-681 (1994).

Shifting Plaintiffs' Fees versus Increasing Damage Awards, RAND JOURNAL OF ECONOMICS, vol. 24, pp. 625-630 (1993).

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Rules Versus Standards, DUKE LAW JOURNAL, vol. 42, pp. 557-629 (1992).

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The Optimal Probability and Magnitude of Fines for Acts That Definitely Are Undesirable, INTERNATIONAL REVIEW OF LAW AND ECONOMICS, vol. 12, pp. 3-11 (1992).

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Professor Strnad's Rejoinder: Simply Semantics (with Alvin Warren), STANFORD LAW REVIEW, vol. 39, pp. 419-425 (1987).

An Economic Analysis of Legal Transitions, HARVARD LAW REVIEW, vol. 99, pp. 509-617 (1986).

Private Versus Social Costs in Bringing Suit, JOURNAL OF LEGAL STUDIES, vol. 15, pp. 371-385 (1986).

An Income Tax by Any Other Name -- A Reply to Professor Strnad (with Alvin Warren),
STANFORD LAW REVIEW, vol. 38, pp.399-421 (1986).

Extension of Monopoly Power Through Leverage, COLUMBIA LAW REVIEW, vol. 85, pp.
515-556 (1985).

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1813-1892 (1984).

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AMERICAN FORENSIC ASSOCIATION, vol. 17, pp. 215-226 (1981).

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Note, The Theoretical Foundation of the Hearsay Rules, HARVARD LAW REVIEW, vol. 93, pp.
1786-1815 (1980).

RESEARCH IN PROGRESS

Myopia and the Effects of Social Security and Capital Taxation on Labor Supply, NBER Working
Paper No. 12452 (August 2006) and John M. Olin Center for Law, Economics, and
Business, Harvard Law School, Discussion Paper No. 555 (August 2006).

Optimal Control of Externalities in the Presence of an Income Tax, NBER Working Paper No.
12339 (June 2006) and John M. Olin Center for Law, Economics, and Business, Harvard
Law School, Discussion Paper No. 547 (June 2006).

Optimal Policy with Heterogeneous Preferences, article in progress.

Non-optimizing Savings Behavior and Labor Supply, article in progress.

Utility from Accumulation, article in progress.

Taxing Leisure Complements, article in progress

On the Meaning of Horizontal Agreements in Antitrust, article in progress.

Concavity of Utility, Concavity of Welfare, and Redistribution of Income, NBER Working Paper No. 10005 (September 2003) and John M. Olin Center for Law, Economics, and Business, Harvard Law School, Discussion Paper No. 437 (September 2003).

All Individuals May Be Made Worse Off under Any Nonwelfarist Principle (with Steven Shavell), John M. Olin Center for Law, Economics, and Business, Harvard Law School, Discussion Paper No. 350 (February 2002).

Human Nature and the Best Consequentialist Moral System (with Steven Shavell), John M. Olin Center for Law, Economics, and Business, Harvard Law School, Discussion Paper No. 349 (February 2002).

Argument from the One-Person Case, article in progress.