

## BEN DEPOORTER

---

Phone : 203-415 2039

Email: [depoorter@uchastings.edu](mailto:depoorter@uchastings.edu)

### EDUCATION

---

- J.S.D.                      Yale Law School, November 2011  
*Oscar Cox Scholar*
- LL.M.                        Yale Law School, 2002-2003  
*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 (Belgium), 2003  
Course Work at *Harvard University, Department of Economics,*  
*New York University, Stern*  
*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.”*  
*Summa Cum Laude (1<sup>st</sup>)*
- J.D.                         Ghent University, School of Law (Belgium), 1998  
Economic Law Track  
*Fellow at the Centre for Information Technology and Law*  
*Magna Cum Laude*

Additional training includes: New York University, Department of Economics, Micro-Economic Theory (Summer 1998); Harvard University, Department of Economics, Quantitative Methods in Economics (Summer 2000); Statistics, Department of Applied Statistics, Ghent University (Fall 2000).

### TEACHING

---

- 1L courses: Property Law, Contract Law, Tort Law.
- Comparative Law, Wills and Trusts, California Community Property Law, European Union Law, Introduction to American Law.
- Internet & Cyberlaw, Law & Technology.
- Antitrust Law, Comparative Antitrust, Law & Economics.
- Copyright Law, International & Comparative Copyright Law, Intellectual Property Law.

---

ACADEMIC POSITIONS

---

JULY 2018-PRESENT	Max Radin Distinguished Professor, U.C. Hastings College of the Law
SUMMER TERM 2014-PRESENT	Visiting Professor, U.C. Berkeley Law (Commencement speaker: 2016, 2017)
SEPTEMBER 2012- PRESENT	Affiliate Scholar, Stanford Center for Internet & Society
SUMMER 2010 - 2018	Professor of Law, U.C. Hastings College of the Law
FALL 2010	Visiting Professor, Duke Law School.
FALL 2009	Visiting Scholar, Stanford Law School.
SPRING 2009	Visiting Professor, Boston University, School of Law.
MAY 2007	Visiting Professor, Haifa University, School of Law.
2006-2010 (tenured in June 2010)	Associate Professor, University of Miami, School of Law.
FALL 2003, 2004	Visiting Professor, GMU, School of Law.
2003-	Docent, Ghent University, CASLE.
2003	Olin Fellow, Yale Law School.
FALL 2001	Visiting Scholar, U.C. Berkeley.

RECENT PROFESSIONAL SERVICE

---

DIRECTOR of Quality Assurance and Curriculum <i>Erasmus Mundus Master Program in Law and Economics</i>	2007- PRESENT
FOUNDING EDITOR (w/ Robert Cooter, Lewis Kornhauser & Francesco Parisi) <i>The Review of Law and Economics, BEPRESS</i>	2003-2011
REFEREE <i>Journal of Law, Economics &amp; Organization, International Review of Law and Economics, European Journal of Law and Economics, Review of Law &amp; Economics, Jurimetrics.</i>	
ACADEMIC SECRETARY <i>European Association of Law and Economics</i>	1999 -2004

UNIVERSITY SERVICE

---

Appointments Committee <i>U.C. Hastings College of the Law</i>	2018-19
LEOP Committee <i>U.C. Hastings College of the Law</i>	2017-18
Dean Search Committee (faculty chair)	2016-17

<i>U.C. Hastings College of the Law</i>	
Curriculum Committee <i>U.C. Hastings College of the Law</i>	2015-16
Rank & Tenure (chair) <i>U.C. Hastings College of the Law</i>	2014-15
Rank & Tenure <i>U.C. Hastings College of the Law</i>	2013-14
Appointments Committee <i>U.C. Hastings College of the Law</i>	2012-13
Appointments Committee <i>U.C. Hastings College of the Law</i>	2011-12
Appointments Committee <i>University of Miami Law School</i>	2008-09
Appointments Committee <i>University of Miami Law School</i>	2007-08
Dean Search Committee <i>University of Miami Law School</i>	2007-08

FELLOWSHIPS, SCHOLARSHIPS AND AWARDS

---

COMMENCEMENT SPEAKER - STUDENT ELECTED P.L.L.M. Program, <i>U.C. Berkeley Law</i>	July 2017
COMMENCEMENT SPEAKER - STUDENT ELECTED P.L.L.M. Program, <i>U.C. Berkeley Law</i>	July 2016
SUNDERLAND CHAIR AND PROFESSOR OF LAW <i>U.C. Hastings College of the Law</i>	2016-2018
HARRY & LILLIAN HASTINGS RESEARCH CHAIR AND PROFESSOR OF LAW <i>U.C. Hastings College of the Law</i>	2013-15
INAUGURAL ROGER TRAYNOR RESEARCH CHAIR <i>U.C. Hastings College of the Law</i>	2012-13
ROGER TRAYNOR SCHOLARSHIP PRIZE <i>U.C. Hastings College of the Law</i>	2011
NATIONAL SCIENCE GRANT <i>Federal Institute for Science (be)</i>	2004
OSCAR COX scholarship <i>Yale Law School</i>	2003
OLIN FELLOW in Law, Economics & Public Policy <i>Yale Law School</i>	2003
BEAF FELLOW to Yale Law School <i>Belgian American Educational Foundation</i>	2002

FELLOWSHIP <i>Fulbright Association</i>	2002
OLIN FELLOW in Law & Economics <i>UC Berkeley (Boalt Hall)</i>	2001
JUNIOR FACULTY SCHOLARSHIP <i>Santander Group</i>	2000
PRIZE FOR BEST MASTER THESIS <i>EMLE Master Program in Law and Economics</i>	1999

#### PUBLICATIONS

H-Index Citation Score: 20, i10-index: 31  
1536 citations, and top 10 % SSRN downloads

---

#### ENFORCEMENT OF INTELLECTUAL PROPERTY

1. *Statutory Damages in Copyright Law: When the Remedy is the Wrong*, 66 (2) UCLA LAW REVIEW (forthcoming, 2019).
2. *When You Build It, They Will Come: The Promise and Pitfalls of A Copyright Small Claims Court*, BERKELEY TECHNOLOGY LAW JOURNAL (forthcoming, 2018).
3. *Who's Afraid of 3-D Printing?*, BOSTON UNIVERSITY SCIENCE AND TECHNOLOGY REVIEW (forthcoming, 2019).
4. *The Economics of Copyright Exemptions: A Comparative Analysis*, in COMPARATIVE ASPECTS OF LIMITATIONS AND EXCEPTIONS IN COPYRIGHT LAW, Balganes, Wee Loon, and Sun (eds.). Cambridge University Press (forthcoming, 2019).
5. *The Economics of Intellectual Property Enforcement*, in RESEARCH HANDBOOK ON THE ECONOMICS OF INTELLECTUAL PROPERTY, Depoorter & Menell (eds.) Edward Elgar (forthcoming, 2018).
6. *The Economics of the Price Discrimination*, in RESEARCH HANDBOOK ON THE ECONOMICS OF INTELLECTUAL PROPERTY, Depoorter & Menell (eds.) Edward Elgar (forthcoming 2018) (w/Michael Meurer).
7. RESEARCH HANDBOOK ON THE ECONOMICS OF INTELLECTUAL PROPERTY, Edward Elgar (forthcoming 2018) (w/ Peter Menell).
8. *Copyright Alert Enforcement: Six Strikes & Privacy Harms*, 39(2) COLUMBIA J. L. & ARTS 233 (2015).
9. *The Dangerous Undertaking: How Courts Should Approach Aesthetic Judgments in Copyright Law*, 109 (2) NORTHWESTERN UNIVERSITY LAW REVIEW 343 (2015).
10. *Copyright False Positives*, 89 NOTRE DAME LAW REVIEW 319 (2014).
11. *Decentralized Piracy: The Case of 3D Printing*, 65 HASTINGS LAW REVIEW 1483 (2014) (symposium).
12. *What Happened to Video Game Piracy?*, 57 (5) COMMUNICATION OF THE ASSOCIATION FOR COMPUTING MACHINERY 33 (2014).
13. *Copyright Backlash*, 84(6) SOUTHERN CALIFORNIA LAW REVIEW 1251 (2011).
14. *Copyright Abolition and Attribution*, 5 REVIEW OF LAW & ECONOMICS Art. 5 (Dec. 2009).
15. *Technology & Uncertainty: The Shaping Effect on Copyright Law*, 157 UNIVERSITY OF PENNSYLVANIA LAW REVIEW 1830 (2009).
16. *The Several Lives of Mickey Mouse: The Expanding Boundaries of Intellectual Property Law*, 9 (2) VA. J. OF L. & TECH. 1 (2004).

17. *Norms and Enforcement: The Case against Copyright Litigation*, 84 (4) OREGON L. REV. 1127 (2006) (w/ Sven Vanneste).
18. *Problems with the Enforcement of Copyright Law: Is There a Social Norm Backlash?*, 12(3) INT. J. ECON. BUS. 361 (2005).
19. *Fair Use and Copyright Protection: A Price Theory Explanation* (with F. Parisi), 21 (4) INT. REV. OF LAW & ECON. 453 (2003).

#### PROPERTY LAW

20. *Fair Trespass*, 111 (5) COLUMBIA LAW REVIEW 1090 (2011).
21. *Never Two Without Three: Commons, Anticommons and Semicommons*, 5 REVIEW OF LAW & ECONOMICS, issue 1 (2009).
22. *Putting Humpty Dumpty Back Together: Pricing in Anticommons Property Arrangements*, 13 JOURNAL OF LAW, ECONOMICS AND PUBLIC POLICY 59 (2007) (w/ S. Vanneste) [Cited in NEW YORKER MAGAZINE, 11 Aug. 2008 [[http://www.newyorker.com/talk/financial/2008/08/11/080811ta\\_talk\\_surowiecki](http://www.newyorker.com/talk/financial/2008/08/11/080811ta_talk_surowiecki)]; reprinted in Heller M, *The Law and Economics of the Anticommons*, 2009, Edward Elgar]
23. *From 'Tragedy' to 'Disaster': Welfare Effects of Commons and Anticommons Dilemmas*, 26(1) INTERNATIONAL. REVIEW OF LAW & ECONOMICS 104 (2006).
24. *Duality in Property: Commons and Anticommons*, 25 (4) INTERNATIONAL. REVIEW OF LAW & ECONOMICS 578 (2006).
25. *Litigation, Judicial Path-Dependence, and Legal Change*, 20(1) EUROPEAN JOURNAL OF LAW AND ECONOMICS 76 (2005).
26. *Fragmentation of Property Rights: A Functional Explanation of Servitude Law*, 3 (1) GLOBAL JURIST FRONTIERS Article 2 (2003).
27. *Fragmentation in Property: Towards a General Model*, 159 JOURNAL OF INSTITUTIONAL AND THEORETICAL ECONOMICS 594 (2003).
28. *Simultaneous and Sequential Anticommons* (with F. Parisi and N. Schulz), 17(2) EUROPEAN JOURNAL OF LAW AND ECONOMICS 52 (2003).
29. *Averse Possession and Title Systems*, in Boudewijn Bouckaert & Gerrit De Geest (eds.), ENCYCLOPEDIA OF LAW & ECONOMICS 18 (2000) (with B. Bouckaert).
30. *Commons and Anticommons* (w/ F Parisi), THE ENCYCLOPEDIA OF PUBLIC CHOICE, 102-103 (2003).
31. *The Economics Of Property Law In Civil Law Countries* (w/ B. Bouckaert), in ECONOMIC ANALYSIS OF LAW: A EUROPEAN PERSPECTIVE (2002).

#### CONTRACT & TORT LAW

32. *The Moral-Hazard Effect of Liquidated Damages: An Experiment on Contract Remedies* (with Sven Hoeppe, Lars Freund), JOURNAL OF INSTITUTIONAL AND THEORETICAL ECONOMICS 173, 1–22 (2017).
33. *The Multiplication Effect of Legal Insurance*, 13 (1) NEW YORK UNIVERSITY JOURNAL OF LAW & BUSINESS 1 (2016) (with Michael Faure & J. De Mot).
34. *Tort Standards and Legal Expenditures: A Unified Model* (w/Jef De Mot), RESEARCH HANDBOOK ON ECONOMIC MODELS OF LAW (T. Miceli, ed.) 156 (2013).
35. *The Expressive Effect of Specific Performance: How Law Frames Moral Intuitions*, 54 (3) ARIZONA LAW REVIEW 673 (2012).
36. *Technology & Torts: A Theory on Non-Durable Precautions*, 31 (4) INT. REV. OF LAW & ECON 284 (2011).

37. *Misunderstandings between Contracting Parties: Towards an Optimally Simple Legal Doctrine*, 9 MAASTRICHT JOURNAL OF COMPARATIVE LAW 161 (2002) (with G. De Geest and Bart De Moor).
38. *Unjust Enrichment*, 4 EUROPEAN REVIEW OF PRIVATE LAW 617 (2000) (with G. De Geest).

#### CIVIL LITIGATION

39. *Judge-Made Law and The Common Law Process* (w/ Paul Rubin), in THE OXFORD HANDBOOK OF LAW & ECONOMICS, 129-143, F. Parisi (editor), Oxford University Press (2017).
40. *Using Fee Shifting to Promote Fair Use and Fair Licensing*, 102 CALIFORNIA LAW REVIEW 53 (2014).
41. *The Upside of Losing*, 113 COLUMBIA LAW REVIEW 817 (2013).
42. *Law in the Shadow of Bargaining: The Feedback Effect of Civil Settlements*, 95(5) CORNELL LAW REVIEW 957 (2010).
43. *Probabilistic Litigation & Negative Value Suits*, 30 INTERNATIONAL REVIEW OF LAW & ECONOMICS 236 (2010).
44. *Legal Precedents and Judicial Discretion* (w/ F Parisi), THE ENCYCLOPEDIA OF PUBLIC CHOICE 343-346 (2003).

#### VARIOUS TOPICS

45. *The Fall and Rise of Law & Economics in Europe*, in LIBER AMICORUM ROGER VAN DEN BERGH, Louis Visscher (ed.), (2018, forthcoming).
46. *Fast Forward: Economic & Legal Realism*, in LIBER AMICORUM IN HONOR OF CHRISTIAN KIRCHNER, 879-900 (2014).
47. *The Cross-Atlantic Law & Economics Divide: A Dissent* (w/Jef De Mot), 2011 (5) ILLINOIS L. REV. 1593 (2011) (symposium).
48. *Horizontal Political Externalities: the Supply and Demand of Disaster Management*, 56 DUKE. LAW JOURNAL 101 (2006).
49. *Whistle Blowing: An Economic Analysis of the Federal Claims Act* (w/ J. De Mot), 14 SUPREME COURT ECON. REV. 135 (2006).
50. *The Modernization of European Competition Law: Implications from the Economics of Regulatory Competition*, 13(2) GEO. MASON L. REV. 309 (2005).
51. *Nineteenth annual conference of the European Association of Law and Economics - Athens, Greece, September 2002 – Introduction*, 23(4) INTERNATIONAL REVIEW OF LAW AND ECONOMICS, 341-344 (2004).
52. *The Information Costs Of Announcing Bankruptcy Reorganization: An Alternative* (w/ Bart De Moor), 22 FINANCIËEL FORUM : BANK- EN FINANCIËWEZEN 50-56 (2004).
53. *How Serious are the Shortcoming of the Law & Economics of Crime?* (w/ Gerrit De Geest) (Dutch), 2004 NEDERLANDS JURISTENBLAD 1920-1929 (2004).
54. *The Market For Intellectual Property: The Case Of Complementary Oligopoly*, in Wendy Gordon and Richard Watts (eds.), THE ECONOMICS OF COPYRIGHT: DEVELOPMENTS IN RESEARCH AND ANALYSIS 162 (2003) (with F. Parisi).
55. THE LAW AND ECONOMICS OF EUROPEAN UNION LAW, Metthew Bender (2003) (with F. Parisi and P. Stephan).
56. TELECOM & INTERNET: LAW IN MOVEMENT (w/ G Schrans & M Vergotte eds.) (2001)
57. *Private Choices And Public Law: The Changing Boundaries Of Family Law* (w/ F. Parisi), 17 THE JOURNAL OF CONTEMPORARY HEALTH LAW AND POLICY, 1-27 (2001)
58. *Regulation of Natural Monopoly*, in Boudewijn Bouckaert & Gerrit De Geest (eds.), ENCYCLOPEDIA OF LAW & ECONOMICS 498 (2000).

59. *Bankruptcy Proceedings*, in Boudewijn Bouckaert & Gerrit De Geest (eds.), *ENCYCLOPEDIA OF LAW & ECONOMICS* 498 (2000) (with F. Cabrillo).
60. *Internet and the Problem of International Private Law: Judicial Competence* (Dutch) (1998), in DEPOORTER, B., SCHRANS, G. (EDS), *THE NEW TELECOM LAW*, Brussels: Mys & Breesch, 560p.
61. *Electronic Commerce: Consumer Protection on the Internet* (Dutch) (1998), in DEPOORTER, B., SCHRANS, G. (EDS), *THE NEW TELECOM LAW*, Brussels: Mys & Breesch, 560p.

---

#### WORK IN PROGRESS

---

1. Cooter, Ulen, Depoorter, *Law & Economics* (7th ed.)
2. So Sue Me... Please? Litigation as Publicity
3. Unfair Use (w/ Gideon Parchomovsky)
4. Optimistic Settlements (under review)
5. Tort Law & Filtering (w/ J. Demot & Thomas Miceli) (under review)
6. The Legal Endowment Effect: A Field Experiment (w/ Stephan Tontrup) (under review)

---

#### CONFERENCE & WORKSHOP PRESENTATIONS

---

1. *U.C. Berkeley Law*, Administrative Copyright Law Symposium, April 13, 2018, "When You Build It, They Will Come: The Promise and Pitfalls of A Copyright Small Claims Court".
2. *University of Colorado, Boulder, School of Law*, April 11, 2018, "Statutory Damages in Copyright Law: When the Remedy is the Wrong".
3. *University of Amsterdam*, the Netherlands, February 12, 2018, "Blockchain and Copyright: Old Wine in Sturdier Bottles".
4. *University of Rotterdam*, The Netherlands, February 16, 2018, "Copyright Enforcement in the Digital Age: The Case for Dual Gate-Keeping Liability".
5. *HathiTrust Conference*, U.C. Berkeley, January 26, 2018, "Fair use for Database Research".
6. *Central University of Finance & Economics*, Beijing, China, November 28, 2017, "3D Printing: Intellectual Property's New Enemy".
7. *Central University of Finance & Economics*, Beijing, China, November 28, 2017, "Copyright Enforcement in the Digital Age: The Case for Dual Gate-Keeping Liability".
8. *Intellectual Property Scholars Conference, Cardozo Law School*, NYC, August 6-7, 2017, "Extortionary Settlements in Copyright Law: A Notice Approach".
9. *Copyright Roundtable, University of Pennsylvania Law School*, Philadelphia, PA, March 15, 2017, "Copyright-Overclaiming".
10. *Copyright Small Claims Court Roundtable, U.C. Berkeley Law*, January 7, 2017, co-organizer (with Pamela Samuelson).
11. *Annual Meeting, European Association of Law & Economics (EALE)*, Bologna, EU, September 17-19, 2015, "Copyright-Overclaiming".
12. *Intellectual Property Scholars Conference, Stanford Law School*, Stanford, CA, August 6-7, 2016, "Copyright-Overclaiming".
13. *European Conference of Empirical Legal Studies (EELS)*, University of Amsterdam (UVA), July, 2016, "Copyright-Overclaiming".
14. *University of Singapore, Comparative Fair Use Conference*, Singapore, July 3, 2017, *The Economics of Fair Use: A Comparative Dimension*".

15. *Inaugural Copyright Law Roundtable, University of Pennsylvania Law School, Philadelphia, PA, November 7, 2015, "Copyright Alert Enforcement: Six Strikes & Privacy Harms"*
16. *Annual Conference of Empirical Legal Studies (CELS), Washington St.-Louis, MO, November 1-2, 2015, "Copyright Alert Enforcement: Six Strikes & Privacy Harms" & "Unenforced Laws: A Field Experiment"*
17. *Annual Meeting, European Association of Law & Economics (EALE), Vienna, EU, September 17-19, 2015, "Copyright Alert Enforcement: Six Strikes & Privacy Harms" & "Unenforced Laws: A Field Experiment"*
18. *Roundtable Conference on the Economics of IP, Northwestern University School of Law, U.C. Berkeley & U.C. Hastings, August 4-5, 20-21, 2015, "The Economics of Intellectual Property Enforcement"*
19. *Intellectual Property Scholars Conference, DePaul University, Chicago, IL, August 6-7, 2015, "Enforcing Against Norms: Trail & Error in Copyright Law"*
20. *International Society for New Institutional Economics, at Harvard Law School, Boston, MA, June 11-12, 2015, "Unenforced Laws: A Field Experiment"*
21. *U.C. Berkeley Law, Bay Area Intellectual Property Workshop, May 29, 2015, "Enforcing Against Norms: Trail & Error in Copyright Law"*
22. *Annual Meeting, American Law & Economics Association, at Columbia Law School, New York City, NY, April 8, 2015, "Unenforced Laws: A Field Experiment"*
23. *University of Pennsylvania Law School, Philadelphia, PA, April 8, 2015, "Enforcing Against Norms: Trail & Error in Copyright Law"*
24. *University of Rotterdam, EMLE Conference, February 14, 2015, "Enforcing Against Norms: Trail & Error in Copyright Law"*
25. *George Washington University School of Law & the US Patent & Trademark Office, WIPIP Conference, Washington, DC, February 6-7, 2015, "Enforcing Against Norms: Trail & Error in Copyright Law"*
26. *New York University (NYU) Law School, NYC, October 24, 2014, Englebert Roundtable on Empirical Studies in Intellectual Property, "Substantial Similarity in Music: Dancing to What Tune?" (w/Paul Heald).*
27. *Northwestern University, School of Law, Chicago, IL, Economics of Digital Markets Roundtable, October 9, 2014, "Comment: Opera Music Markets"*
28. *U.C. Berkeley Law, Intellectual Property Scholars Conference, August 4, 2014, "Hypothetical Damages in Copyright Law: Theory and Evidence"*
29. *U.C. Berkeley Law, Intellectual Property Scholars Conference, August 4, 2014, "The Dangerous Undertaking: How Courts Should Approach Aesthetic Judgments in Copyright Law"*
30. *U.C. Berkeley Law, Symposium of the Berkeley Sports & Entertainment Law Journal, April 11, 2014, "Copyright Alert Enforcement: Six Strikes & Privacy Harms"*
31. *UC Berkeley Law, Faculty Workshop, April 15, 2014, "Why Do People Obey Laws: A Field Experiment"*
32. *EMLE Annual Conference on Law & Economics at Bologna University (Italy), February 15, 2014, "Hypothetical Damages in Copyright Law"*
33. *Workshop on Intellectual Property Papers in Progress (WIPIP) Annual Conference, Santa Clara Law School, February 7, 2014, "The Dangerous Undertaking: How Courts Should Approach Aesthetic Judgments in Copyright Law"*
34. *Workshop on Intellectual Property Papers in Progress (WIPIP) Annual Conference, Santa Clara Law School, February 8, 2014, "The Dangerous Undertaking: How Courts Should Approach Aesthetic Judgments in Copyright Law"*
35. *San Francisco Bay Area Intellectual Property Inn of Court, January 15, 2014, "Fair Use and Goldieblox v. Beastie Boys"*
36. *Hastings Intellectual Property Association, U.C. Hastings Law, CA, January 24, 2014, "Current Issues in Copyright Law"*



37. *U.C.L.A. Law School*, Los Angeles, CA, Law & Economics Workshop, November 17, 2013, "Aspirational Rights: An Empirical Study"
38. *Berkeley Center for Law & Technology*, Berkeley, CA, October 25, 2013, "Roundtable Altai@21: The Past, Present and Future of Software Copyright Law"
39. *U.C. Berkeley Law School*, Berkeley, CA, (Re)Formalizing Copyright Law for the Digital Age, Conference, May 4, 2013, "Copyright and Land Title Systems: A Comparison"
40. *U.C. Berkeley Law School, Berkeley, CA, Intellectual Property Workshop*, January 13, 2012, "Using Fee Shifting To Promote Fair Use And Fair Licensing"
41. *U.C. Berkeley Law School*, Berkeley, CA, *Law & Economics Workshop*, November 17, 2012, "Using Fee Shifting To Promote Fair Use And Fair Licensing"
42. *U.S.C. Law School*, September 26, 2012, "Self-Enforcing Rights"
43. *Stanford Law School, Palo Alto, California*, August 16, 2012, "Using Fee Shifting To Promote Fair Use And Fair Licensing"
44. *Hamburg University*, Germany, June 28, 2012, "Self-Enforcing Rights"
45. *Comparative Law & Economics Forum*, U.C. Berkeley Law School, Berkeley, CA, June 15, 2012, "Symbolic Rights as Property"
46. *Annual Meeting, Law & Society Association*, Honolulu, HI, June 7, 2012, "Self-Enforcing Rights"
47. *Annual Meeting, American Law & Economics Association*, at *Stanford Law School*, Stanford, CA, May 18, 2012, "The Expressive Effect of Specific Performance: How Law Frames Moral Intuitions"
48. *European Master Program in Law and Economics, Annual Conference*, Ghent University, Belgium, February 12, 2012, "Symbolic Rights as Property"
49. *Emory Law School*, Atlanta, GA, November 14, 2012, "Copyright Backlash"
50. *Southwestern Law School*, Los Angeles, CA, Faculty Workshop, January 27, 2012, "Symbolic Rights as Property"
51. *University of San Diego Law School*, San Diego, CA, November 14, 2011, "Copyright Backlash"
52. *George Mason University*, Arlington, VA, *Conference on Graduated Response Enforcement Systems*, October 10, 2011, "The Economics of Enforcement in Digital Markets"
53. *Northwestern University, School of Law*, Chicago, IL, June 22-23, 2011, "The Law & Economics of Enforcement in Digital Markets: Business as Usual?"
54. *University of Haifa, School of Law*, Israel, Law & Economics Workshop, May 24, 2011, "Optimism & Settlements"
55. *University of Haifa, School of Law*, Israel, May 25, 2011, Workshop Law & Technology Group, "Copyright Backlash"
56. *University of Rotterdam, School of Law, Midterm Conference in Law & Economics*, the Netherlands, February 14, 2011, "Optimism & Settlements"
57. *University of Illinois at UC, College of Law*, Urbana-Champaign, IL, November 18, 2010, "The Future of Behavioral Analysis of Law"
58. *Duke Law School*, Durham, NC, November 2, 2010, "Copyright Backlash"
59. *American Association of Law & Economics*, San Diego, CA, May 16, 2009, "Law in the Shadow of Bargaining: The Feedback Effect of Civil Settlements"
60. *Annual Meeting, American Association of Law & Economics*, San Diego, CA, May 15, 2009, "Gentle Nudges v. Hard Shoves: An Empirical Study on the Conflict between Norms and Enforcement"
61. *Boston University Law School*, Boston, MA, April 11, 2009, "Law in the Shadow of Bargaining: The Feedback Effect of Civil Settlements"
62. *Boston College School of Law*, Philadelphia, MA, April 6, 2009, "Law in the Shadow of Bargaining: The Feedback Effect of Civil Settlements"

63. *University of Connecticut Law School*, Connecticut, CO, March 25, 2009, “Law in the Shadow of Bargaining: The Feedback Effect of Civil Settlements”
64. *Bologna University, Economics Department*, February 12-13, 2010, Law & Economics Midterm Meeting, “Precedent Filters”
65. *University of Pennsylvania Law School*, Philadelphia, Pennsylvania, January 16, 2009, “The Shaping Effect of Copyright Law: Technology, Social Norms and the Optimal Timing of Law Making”
66. *Stanford Law School*, Palo Alto, California, August 16, 2008, “Technology, Social Norms and the Optimal Timing of Law Making”
67. *Georgia University, Law School*, Athens, Georgia, March 27, 2008, Roundtable: “The Costs of Patent Litigation”
68. *Oslo University, Law School*, Oslo, Norway, December 17, 2007, “Technology, Norms and Intellectual Property”
69. *Environmental and Natural Resource Group Invited Lecture*, Oslo, Norway, December 15, 2007, “Anticommons Property and Applications”
70. *Law and Society Meeting*, Berlin, Germany, July 21, 2007, “Means End Litigation”
71. *International Society for New Institutional Economics*, Reykjavik, Iceland, June 24, 2007, “Explaining Katrina: Horizontal Political Externalities”
72. *Bar-Ilan University Law School*, Israel, May 21, 2007, “Explaining the Expansion of Tort Awards: Technology and Tort Law”
73. *Haiifa University School of Law*, Israel, May 18, 2007, “Explaining the Expansion of Tort Awards: Technology and Tort Law”
74. *Bologna University Economics Department*, Italy, February 18, 2007, “Explaining the Expansion of Tort Awards: Technology and Tort Law”
75. *Duke Law School*, Durham, NC, March 24, 2006, “Political Externalities & the Response of Government to Disasters”
76. *Miami University, School of Law*, Coral Gables, FL, December 5, 2007, “Law in the Shadow of Bargaining”
77. *Erasmus Workshop in Law and Economics*, University of Hamburg, Germany, February 10, 2006, “Gentle Nudges v. Hard Shoves: An Empirical Study on the Conflict between Norms and Enforcement”
78. *University of Illinois at U-C, College of Law*, December 8, 2005, “Gentle Nudges v. Hard Shoves: An Empirical Study on the Conflict between Norms and Enforcement”
79. *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”
80. *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”
81. *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”
82. *George Mason Law School*, Arlington, VA, December 4, 2004, “Copyright Litigation Impossibility”
83. *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”
84. *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”

85. *University of Texas at Austin*, TX, November 18, 2003, “The Expanding Boundaries of Intellectual Property”
86. *Yale Law School*, New Haven, CT, August 17, 2003, “Law in the Shadow of Bargaining”
87. *Annual Erasmus Workshop in Law and Economics*, Bologna University, Italy, February 17, 2003, “Copyright Inflation”
88. *European Association of Law and Economics Annual Conference*, Univ. of Athens, Greece, September 20, 2002, “Judicial Path-Dependence and Legal Change”
89. *European Association of Law and Economics Annual Conference*, Ghent University, Belgium, September 18, 2001, “Fair Use & the Price Theory of Copyright”

---

CONFERENCES ORGANIZED

---

1. *Organizing Committee, Conference for Empirical Legal Studies in Europe*, University of Leuven, Belgium, May 31-June 1, 2018.
2. *Co-organizer, ABA/Hastings Video Game & Digital Media Conference*, U.C. Hastings, April 7, 2017.
3. *Co-organizer, Copyright Small Claims Court Roundtable*, U.C. Berkeley Law/U.C. Hastings College of the Law, January 7, 2017, co-organizer (with Pamela Samuelson).
4. *Co-organizer, ABA/Hastings Video Game & Digital Media Conference*, U.C. Hastings, March 14, 2016.
5. *Host, Copyright Office Roundtable on Software*, U.C. Hastings, May 23, 2016.
6. *Co-organizer, Roundtable Conference on the Economics of IP*, U.C. Berkeley & U.C. Hastings, August 20-21, 2015.
7. *Co-organizer, ABA/Hastings Video Game & Digital Media Conference*, U.C. Hastings, March 17, 2014.
8. *Organizer, Copyright Enforcement in the Digital Age: The Copyright Alert System*, U.C. Hastings, March 29, 2013.
9. *Organizer, Bay Area IP Profs Workshop*, U.C. Hastings, January 13, 2011.
10. *Co-organizer, Junior Faculty Conference/PrawfsBlawg Workshop*, University of Miami, Florida, December 8-10, 2008.
11. *Organizer and Co-chair, Midterm Workshop in Law & Economics*, Ghent University, Belgium, February 12-14, 2008.
12. *Organizer and Chair, Conference on Innovation*, Brussels, Belgium, November 18-19, 2006.
13. *Co-organizer and Chair, Midterm Workshop in Law & Economics*, Ghent University, Belgium, February 14-17, 2005.
14. *Co-organizer, European Association of Law and Economics Annual Conference*, Ghent University, Belgium, September 18-19, 2001.