

LAW & ECONOMICS CENTER, GEORGE MASON UNIVERSITY SCHOOL OF LAW  
Henry G. Manne Program in Law & Economics Studies  
LEC Workshop for Law Professors on Public Choice Economics  
Friday, January 25 through Monday, January 28, 2013

## Agenda

### Friday, January 25

*Registration and Classes held in the King's Crown Lounge*

- 4:00 – 4:30 pm**                      **Registration Desk Open, Refreshments Available**
- 4:30 – 4:45 pm**                      **Welcome and Introductions**  
**Discussion Leader: Todd J. Zywicki**, George Mason University Foundation Professor of Law, George Mason University School of Law
- 4:45 – 6:15 pm**                      **CLASS 1: Introduction to Public Choice: Economic Reasoning, Interest Group Theory, and Rent-Seeking | Zywicki**
- Reading Assignment:
- Stearns and Zywicki, *Public Choice Concepts and Applications in Law*, West (2009), Chapter 1: Introduction to Economic Analysis of Collective Decision Making
- 6:30 – 8:30 pm**                      **Reception and Dinner, King's Crown Lawn**  
**History of the LEC**  
**Henry N. Butler**, George Mason University Foundation Professor of Law, George Mason University School of Law, and Executive Director, Law & Economics Center

### Saturday, January 26

*Classes held in the King's Crown Lounge*

- 7:30 – 8:00 am**                      **Breakfast, Quarter Deck**
- 8:00 – 9:30 am**                      **CLASS 2: Introduction to Positive Political Theory**  
**Barry R. Weingast**, Ward C. Krebs Family Professor, Department of Political Science, Stanford University, and Senior Fellow, Hoover Institution
- Reading Assignment:
- Stearns and Zywicki, Chapter 5: The Legislature
- McCubbins and Rodriguez, "The Judiciary and the Role of Law", from Weingast and Wittman, *The Oxford Handbook of Political Economy*, Oxford University Press (2006)
- 10:00 – 11:30 am**                      **CLASS 3: Regulation and Rent-Extraction**  
**Fred C. McChesney**, de la Cruz/Mentschikoff Chair in Law and Economics, University of Miami School of Law
- Reading Assignment:
- Stearns and Zywicki, Chapter 2: Interest Group Theory and Rent-Seeking
- McChesney, "Historic Self-Preservation" Library of Economics and Liberty, located at <http://www.econlib.org/library/Columns/Mchchesneypreservation.html>
- 11:30 am – 12:15 pm**                      **Group Lunch, Quarter Deck**

## Saturday, January 26 continued

**12:30 – 2:00 pm**                      **CLASS 4: Statutory Interpretation and Constitutional Political Economy | Zywicki**

Reading Assignment:

Stearns and Zywicki, Chapter 8: Constitutions

**2:00 – 6:00 pm**                      **Study Break**

**6:30 – 8:30 pm**                      **Reception and Dinner, *Sea Pearl at The Pointe***

## Sunday, January 27

*Classes held in the King's Crown Lounge*

**8:30 – 9:00 am**                      **Breakfast, *Quarter Deck***

**9:00 – 10:30 am**                      **CLASS 5: Delegation and Agency Decision-Making | Weingast**

Reading Assignment:

Stearns and Zywicki, Chapter 6: The Executive Branch and Agencies

Weingast, "Caught in the Middle: The President, Congress, and the Political-Bureaucratic System" from Aberbach and Peterson, *The Executive Branch and American Democracy*, Oxford University Press (2005)

McCubbins, Noll and Weingast, "Structure and Process, Politics and Policy: Administrative Arrangements and the Political Control of Agencies", 75 (2) *Virginia Law Review* 431 (1989)

**11:00 am – 12:30 pm**                      **CLASS 6: Empirical Studies of Public Choice | McChesney**

Reading Assignment:

Empirical Studies of Antitrust and Public Choice Packet:

Stearns and Zywicki, "Antitrust and Public Choice", pp 1-3 (note these are the page numbers in the packet)

Stigler, "The Origin of the Sherman Act", 14 *Journal of Legal Studies* 1,4 (1985), pp 3-4

Boudreaux, et al, "Antitrust Before the Sherman Act", *The Causes and Consequences of Antitrust* (McChesney and Shughart, eds, 1995), pp 4-9

Libecap, "The Rise of the Chicago Packers and the Origins of Meat Inspection and Antitrust", 30 *Economic Inquiry* 242 (1992), pp 9-21

DiLorenzo, "The Origins of Antitrust: An Interest-Group Perspective", 5 *International Review of Law and Economics* 73, 75 (1985), pp 21-27

Hazlett, "The Legislative History of the Sherman Act Re-Examined", 30 *Economic Inquiry* 263, 264 (1992), pp 27-31

Baumol and Ordover, "Use of Antitrust to Subvert Competition", 28(2), *Journal of Law & Economics* 247 (1985), pp 31-36

Coate, et al, "Bureaucracy and Politics in FTC Merger Challenges", 33 *Journal of Law & Economics* 463 (1990), pp 36-41

Faith, et al, "Antitrust Pork Barrel", 25 *Journal of Law & Economics* 329 (1982), pp 41-43

## Sunday, January 27 continued

Shughart and Tollison, "The Positive Economics of Antitrust Policy: A Survey Article", 5 *International Review of Law and Economics* 39, 40 (1985), pp 43-48

Wiley, "A Capture Theory of Antitrust Federalism", 99 *Harvard Law Review* 713-715 (1986), pp 48-55

Delacourt and Zywicki, "The FTC and State Action: Evolving Views on the Proper Role of Government", 72 *Antitrust Law Journal* 1075, 1075-77 (2005), pp 55-59

Cooper, et al, "Theory and Practice of Competition Advocacy at the FTC", 72 *Antitrust Law Journal* 1091 (2005), pp 59-64

**12:30 – 4:30 pm**

**Study Break** (Lunch on your own)

**4:30 – 6:00 pm**

**CLASS 7: Discussion Session, Research Topics | Zywicki, Weingast, McChesney**

**6:30 – 8:30 pm**

**Reception, Dinner and Closing Remarks, *Sea Pearl at The Pointe***

**8:30 pm**

**Adjourn**

## Monday, January 28

**Departure**