

CO-SPONSORED BY LIBERTY FUND &
JUDICIAL EDUCATION PROGRAM

Judicial Seminar on American Law and the Political Economy of Economic Freedom

Sunday, June 20 – Friday, June 25, 2021 | AVON, CO

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GEORGE MASON UNIVERSITY ANTONIN SCALIA LAW SCHOOL

**LAW &
ECONOMICS
CENTER**

SUNDAY, JUNE 20

4:30 - 6:30 pm

Registration, Prefunction III

6:30 pm

Welcome Reception and Dinner, Grand Lawn
(Guests Welcome)

Law & Economics Center's CapLaw Project

Henry N. Butler, Professor of Law and Executive Director, Law & Economics Center, George Mason University Antonin Scalia Law School

MONDAY, JUNE 21

All classes held in the Mays & Mertz Room

7:00 - 7:50 am

Breakfast, Buffalos
(Guests Welcome)

8:00 - 9:15 am

Session 1: Property & Freedom I

Reading Assignment:

Pipes, Richard. "The Idea of Property." In *Property and Freedom*, 3-63. New York: Alfred A. Knopf, 1999.

9:30 - 10:45 am

Session 2: Property & Freedom II

Reading Assignment:

McCloskey, Deirdre. "The Bourgeois Deal: Leave Me Alone, and I'll Make You Rich." In *Demographics and Entrepreneurship: Mitigating the Effects of an Aging Population*, 429 - 466. Fraser Institute, 2018.

11:00 am - 12:15 pm

Session 3: Property & Freedom III

Reading Assignment:

De Soto, Hernando. "The Missing Lessons of U.S. History." *The Mystery of Capital: Why Capitalism Triumphs in the West and Fails Everywhere Else*, 105 - 151. New Yorks: Basic Books, 2003.

12:15 pm

Program Adjourns for Day

TUESDAY, JUNE 22

All classes held in the Mays & Mertz Room

7:00 - 7:50 am

Breakfast, Buffalos
(Guests Welcome)

8:00 - 9:15 am

Session 4: The Western Legal Tradition I

Reading Assignment:

Berman, Harold J. "Conclusion" In *Law and Revolution: The Formation of the Western Legal Tradition*, 520-558. Cambridge: Harvard University Press, 1983.

9:30 - 10:45 am

Session 5: The Western Legal Tradition II

Reading Assignment:

Pipes, Richard. "England and the Birth of Parliamentary Democracy." In *Property and Freedom*, 121 - 158. New York: Alfred A. Knopf, 1999.

11:00 am - 12:15 pm

Session 6: The Western Legal Tradition III

Reading Assignment:

Pipes, Richard. "Patrimonial Russia." In *Property and Freedom*, 159 - 208. New York: Alfred A. Knopf, 1999.

12:15 pm

Program Adjourns for Day

WEDNESDAY, JUNE 23

All classes held in the Mays & Mertz Room

7:00 - 7:50 am

Breakfast, Buffalos
(Guests Welcome)

8:00 - 9:15 am

Session 7: The Nature of Law I

Reading Assignment:

Carter, James Coolidge. "The Provinces of the Written and the Unwritten Law: An Address Delivered at the Annual Meeting of the Virginia State Bar Association at White Sulphur Spring." New York: Banks & Bros. 1889.

9:30 - 10:45 am

Session 8: The Nature of Law II

Reading Assignment:

Leoni, Bruno. "The Law and Politics." In *Freedom and the Law* (3rd ed.), 189 - 218. Carmel: Liberty Fund, Inc., 1991.

Leoni, Bruno. "'Consumer Sovereignty' and the Law." In *New Individualist Review*, 16 - 19. Indianapolis: Liberty Fund, Inc., 1961.

11:00 am - 12:15 pm

Session 9: The Nature of Law III

Reading Assignment:

Hasnas, John. "Hayek, the Common Law, and Fluid Drive." *NYU Journal of Law and Liberty* 1, no. 0 (2004): 79-110.

12:15 pm

Program Adjourns for Day

THURSDAY, JUNE 24

All classes held in the Mays & Mertz Room

7:00 - 7:50 am

Breakfast, Buffalos
(Guests Welcome)

8:00 - 9:15 am

Session 10: Applying the Western Legal Tradition

Reading Assignment:

Epstein, Richard A. "The Modern Uses of Ancient Law," *South Carolina Law Review* 48, no. 2 (1997): 243-265.

Watson, Alan, "The English Common Law." In *The Evolution of Western Private Law*, 234 - 247. Baltimore: Johns Hopkins University Press, 2001.

9:30 - 10:45 am

Session 11: Law and Political Realities

Reading Assignment:

Buchanan, James M, and Richard A. Musgrave. "Constraints on Political Action" In *Public Finance and Public Choice: Two Contrasting Visions of the State*, 107-137. Cambridge: MIT Press, 1999.

11:00 am - 12:15 pm

Session 12: Constitutionalism and the Rule of Law

Reading Assignment:

Buchanan, James M. "Constitutional Restrictions on the Power of Government," In *Choice, Contract, and Constitutions (The Collected Works of James M. Buchanan)* Volume 16, 42-54. Carmel: Liberty Fund, Inc., 1991.

Bogdanor, Vernon. "Introduction" and "A Peculiar Constitution" In *The New British Constitution*. Oxford: Hart Publishing, 2009.

12:15 - 6:30 pm

Afternoon Study Break

6:30 pm

Reception and Dinner, *Anderson's Cabin*
(Guests Welcome)

FRIDAY, JUNE 25

All classes held in the Mays & Mertz Room

7:00 - 7:50 am

Breakfast, *Buffalos*
(Guests Welcome)

8:00 - 9:15 am

Session 13: Constitutionalism: The American Contribution

Reading Assignment:

Hayek, Friedrich A. "The American Contribution: Constitutionalism." In *The Constitution of Liberty: The Definitive Edition*. Edited by Ronald Hamowy. Chicago: The University of Chicago Press, 2011.

9:30 - 10:45 am

Session 14: A Conflict of Visions

Reading Assignment:

Sowell, Thomas. "The Role of Visions," "Constrained and Unconstrained Visions," "Visions of Justice," *A Conflict of Visions*. New York: Basic Books, 2007.

10:45 am

Program Adjourns

Participants depart at their leisure