



# Agenda Economics Institute for State Attorneys General

Sunday, April 23 –  
Wednesday, April 26, 2023

## Sunday, April 23

4:30 – 5:00 pm

**Registration**

5:00 – 6:15 pm

**Class 1: The Economic Way of Thinking**

**Todd Zywicki**, George Mason University Foundation Professor of Law,  
George Mason University Antonin Scalia Law School

Reading Assignment:

*Chapter I: The Economics Perspective: Incentives Matter*, in HENRY N. BUTLER, ET AL., ECONOMIC ANALYSIS FOR LAWYERS 3-53 (3rd ed. 2014).

Case Discussion:

*Peevyhouse v. Garland Coal & Mining Co.*, 382 P.2d 109 (Okla. 1962): 69-73.

6:30 – 8:30 pm

**Welcome Reception and Dinner**

**The History of the Law & Economics Center | Zywicki**

## Monday, April 24

6:30 – 7:40 am

**Breakfast**

7:40 – 8:00 am

**Walk from hotel to Antonin Scalia Law School**

8:00 – 9:15 am

**Class 2: Supply, Demand, and Mutually-Beneficial Exchange**

**James C. Cooper**, Professor of Law; Director, Program on Economics & Privacy,  
George Mason University Antonin Scalia Law School

Reading Assignment:

*Chapter II: Markets and the Price System*, in HENRY N. BUTLER, ET AL., ECONOMIC ANALYSIS FOR LAWYERS 55-79, (3rd ed. 2014).

9:15 – 9:30 am

**Break**

9:30 – 10:45 am

**Class 3: Markets in Action**

**John Yun**, Associate Professor of Law; Deputy Executive Director, Global Antitrust Institute, George  
Mason University Antonin Scalia Law School

Reading Assignment:

*Chapter II: Markets and the Price System*, in HENRY N. BUTLER, ET AL., ECONOMIC ANALYSIS FOR LAWYERS 62-72, 89-108 (3rd ed. 2014).

Case Discussion:

Complaint, *State v. Medina* (Fla. Cir. Ct. 2005).  
*M. Kraus & Bros., Inc. v. United States*, 327 U.S. 614 (1945): 99-104.

- 10:45 – 11:00 am**                      **Break**
- 11:00 am – 12:15 pm**                      **Class 4: Market Dynamics**
- Bruce Kobayashi**, Paige V. and Henry N. Butler Professor of Law and Economics,  
George Mason University Antonin Scalia Law School
- Reading Assignment:  
*Chapter II: Markets and the Price System*, in HENRY N. BUTLER, ET AL., ECONOMIC ANALYSIS FOR LAWYERS 62-72, 89-108 (3rd ed. 2014).
- Case Discussion:  
*Competitive Enterprise Institute v. NHTSA*, 956 F.2d 321 (1992): 89-98.
- 12:15 – 1:00 pm**                              **Lunch**
- 1:00 – 2:15 pm**                              **Class 5: Property Rights, Externalities, and the Coase Theorem**
- Nuno Garoupa**, Professor of Law and Associate Dean, Faculty Research and Development,  
George Mason University Antonin Scalia Law School
- Reading Assignment:  
*Chapter I: The Economics Perspective: Incentives Matter and Chapter IV: Externalities*, in HENRY N. BUTLER, ET AL., ECONOMIC ANALYSIS FOR LAWYERS 17-32, 185-229 (3rd ed. 2014).
- Case Discussion:  
*Wronski v. Sun Oil*, 279 N.W.2d 564 (1979): 22-24.
- 2:15 – 2:30 pm**                              **Break**
- 2:30 – 3:45 pm**                              **Class 6: Property Rights and Exchange | Zywicki**
- Reading Assignment:  
*Chapter I: The Economics Perspective: Incentives Matter and Chapter IV: Externalities*, in HENRY N. BUTLER, ET AL., ECONOMIC ANALYSIS FOR LAWYERS 17-32, 185-229 (3rd ed. 2014).
- 3:45 – 4:00 pm**                              **Break**
- 4:00 – 5:15 pm**                              **Class 7: Environmental Economics and Policy | Zywicki**
- Reading Assignment:  
*Chapter IV: Externalities*, in HENRY N. BUTLER, ET AL., ECONOMIC ANALYSIS FOR LAWYERS 196, 229 (3rd ed. 2014).

## Tuesday, April 25

- 6:30 – 7:40 am**                              **Breakfast**
- 7:40 – 8:00 am**                              **Walk from hotel to Antonin Scalia Law School**
- 8:00 – 9:15 am**                              **Class 8: Competition and Monopoly | Yun**
- Reading Assignment:  
*Chapter IX: Market Structure and Antitrust*, in HENRY N. BUTLER, ET AL., ECONOMIC ANALYSIS FOR LAWYERS 481-562 (3rd ed. 2014) (skim entire chapter).
- 9:15 – 9:30 am**                              **Break**
- 9:30 – 10:45 am**                              **Class 9: Cartels and Predatory Pricing | Kobayashi**
- Reading Assignment:

*Chapter I: The Economics Perspective: Incentives Matter*, in HENRY N. BUTLER, ET AL., ECONOMIC ANALYSIS FOR LAWYERS 45-51 (3rd ed. 2014).

Case Discussion:

*Matsushita Elec. Indus. Co. v. Zenith Radio Corp.*, 475 U.S. 574 (1986): 12-17, 515-517.

10:45 – 11:00 am      **Break**

11:00 am – 12:15 pm      **Class 10: Public Choice Economics | Garoupa**

Reading Assignment:

*Chapter III: The Legislative Process and the Courts and Chapter IX: Market Structure and Antitrust*, in HENRY N. BUTLER, ET AL., ECONOMIC ANALYSIS FOR LAWYERS 130-147, 517-523 (3rd ed. 2014).

Case Discussion:

*City of Columbia v. Omni Outdoor Advertising, Inc.*, 499 U.S. 365 (1991): 137-142.  
*West Lynn Creamery, Inc. v. Healy*, 512 U.S. 186 (1994): 142-147.

12:15 – 1:15 pm      **Lunch**

1:15 – 2:30 pm      **Class 11: The Economics of Information | Cooper**

Reading Assignment:

*Chapter V: Information Costs and Transaction Costs*, in HENRY N. BUTLER, ET AL., ECONOMIC ANALYSIS FOR LAWYERS 233-263 (3rd ed. 2014).

2:30 – 2:45 pm      **Break**

2:45 – 4:00 pm      **Class 12: Application of the Economics of Information: Advertising and Privacy | Cooper**

Reading Assignment:

*Chapter V: Information Costs and Transaction Costs*, in HENRY N. BUTLER, ET AL., ECONOMIC ANALYSIS FOR LAWYERS 233-244 (3rd ed. 2014).

4:00 – 4:15 pm      **Break**

4:15 – 5:30 pm      **Class 13: Labor Markets – Risk, Injury, and Compensating Wage Differentials | Garoupa**

Reading Assignment:

*Chapter VIII: Labor Markets*, in HENRY N. BUTLER, ET AL., ECONOMIC ANALYSIS FOR LAWYERS 421-477 (3rd ed. 2014) (skim).

## Wednesday, April 26

6:30 – 7:40 am      **Breakfast**

7:40 – 8:00 am      **Walk from hotel to Antonin Scalia Law School**

8:00 – 9:15 am      **Class 14: Agency Costs and Contracting | Kobayashi**

Reading Assignment:

*Chapter V: Information Costs and Transaction Costs*, in HENRY N. BUTLER, ET AL., ECONOMIC ANALYSIS FOR LAWYERS 241-263 (3rd ed. 2014).

Case Discussion

*Corenswet, Inc. v. Amana Refrigeration Inc.*, 594 F.2d 129 (1979): 254-266.

9:15 – 9:30 am      **Break**

9:30 – 10:45 am      **Class 15: Risk, Injury, and Liability | Garoupa**

Reading Assignment:

*Chapter VI: Risk, in* HENRY N. BUTLER, ET AL., ECONOMIC ANALYSIS FOR LAWYERS 291-361 (3rd ed. 2014).

Case Discussion:

*United States v. Carroll Towing Co.*, 159 F.2d 169 (1947): 328–335.

10:45 – 11:00 am

**Break**

11:00 am – 12:15 pm

**Class 16: Antitrust & Federalism | Kobayashi**

Reading Assignment:

Bruce Johnsen & Moin A. Yahya, [The Evolution of Sherman Act Jurisdiction: A Roadmap for Competitive Federalism](#), 7 J. Constitutional L. 403 (2004).

Frank H. Easterbrook, [Antitrust and the Economics of Federalism](#), 26 J. L. Econ. 23 (1983).

[The Global Antitrust Institute Report on the Digital Economy](#), pages 1118-1157

Bruce H. Kobayashi & Joshua D. Wright, [What's Next in Apple Inc. v. Pepper?: The Indirect Purchaser Rule and the Economics of Pass Through](#), 2018-2019 Cato Supreme Court Review (2019), pp. 249-269.

12:15 pm

**Program Adjourns**