



50th
1974–2024

Agenda Seminar on the Law & Political Economy Project

Sunday, October 20 through Wednesday, October 23, 2024

Sunday, October 20

6:30 – 7:15 pm	Registration
6:30 – 7:15 pm	Welcome Reception
7:15 – 9:30 pm	Welcome Dinner

Monday, October 21

7:00 – 7:50 am	Breakfast
8:00 – 9:15 am	Discussion Session 1: Law & Political Economy

Readings

Mark Green and Ralph Nader, *Economic Regulation vs. Competition, Uncle Sam the Monopoly Man*, 82 YALE L.J. 871 (1973).

THE FEDERALIST NOS. 10, 51 (James Madison).

MAXWELL L. STEARNS, TODD J. ZYWICKI, AND THOMAS J. MICELI, LAW AND ECONOMICS: PRIVATE AND PUBLIC 417-445 (2018).

George J. Stigler, *The Theory of Economic Regulation*, 2 BELL J. OF ECON. AND MANAGEMENT SCIENCE 3 (1971).

Gordon Tullock, *The Welfare Costs of Tariffs, Monopolies, and Theft*, 5 WESTERN ECON. J. 224 (1967).

9:15 – 9:30 am	Break
9:30 – 10:45 am	Discussion Session 2: Yale Law & Political Economy

Readings:

Jedediah Britton-Purdy, et al., *Law and Political Economy: Toward a Manifesto* (Nov. 6, 2017).

Jedediah Britton-Purdy, et al., *Building a Law-and-Political Economy Framework: Beyond the Twentieth-Century Synthesis*, 129 YALE L. J. 1784 (2020).

Robert L. Hale, *Coercion and Distribution in a Supposedly Non-Coercive State*, 38 POL. SCI. Q. 470 (1923).

Angela P. Harris and James J. ("Jay") Varellas, *Introduction: Law and Political Economy in a Time of Accelerating Crises*, 1 J. L. & POL. ECON. 1 (2020).

Justin (Gus) Hurwitz, *What is Law and Political Economy Movement Without Law and Economics or Political Economy?*, 17 J. L. POL. & ECON. 773, 793-812 (2022).

10:45 – 11:00 am

Break

11:00 am – 12:15 pm

Discussion Session 3: Inequality

Readings:

Chris Edwards and Ryan Bourne, *Exploring Wealth Inequality*, CATO POLICY ANALYSIS No. 881 (Nov. 8, 2019), available in <https://www.cato.org/sites/cato.org/files/2020-01/pa-881-updated-2.pdf>.

David Singh Grewal, *Book Review: The Laws of Capitalism*, 128 HARV. L. REV. 626 (2014).

Phil W. Magness, *The Problems with Piketty's Data*, Forthcoming J. L. & POL. ECON. (2024).

THOMAS PIKKETY, CAPITAL IN THE TWENTY-FIRST CENTURY 1-38 (2014).

Tuesday, October 22

7:00 – 7:50 am

Breakfast

8:00 – 9:15 am

Discussion Session 4: The “Golden Age of Capitalism”

Readings:

David Singh Grewal and Jedediah Purdy, *Inequality Rediscovered*, 18 THEORETICAL INQUIRIES IN LAW 61 (2017).

Todd J. Zywicki, *The Law and Political Economy Project: A Critical Analysis*, Forthcoming J. L. & POL. ECON. (2024).

9:15 – 9:30 am

Break

9:30 – 10:45 am

Discussion Session 5: Law and Economics

Readings:

Peter J. Boettke and Rosolino A. Candela, *Good Law & Economics, Bad Law & Political Economy*, Forthcoming J. L. & POL. ECON. (2024).

F.A. Hayek, 2 LAW, LEGISLATION, AND LIBERTY: THE MIRAGE OF SOCIAL JUSTICE 44-56 (1978).

Zachary Liscow, *Is Efficiency Biased?* 85 U. CHI. L. REV. 1649 (2018).

Martha T. McCluskey, *Defining the Economic Pie, Not Dividing or Maximizing It*, 5 CRITICAL ANALYSIS OF LAW 77 (2018).

Roger E. Meiners and Andrew P. Morriss, *Law and Political Economy: Missing Law, and Missing Political Economy*, Forthcoming J. L. & POL. ECON. (2024).

10:45 – 11:00 am

Break

11:00 am – 12:15 pm

Discussion Session 6: Antitrust

Readings:

LOUIS BRANDEIS, OTHER PEOPLE'S MONEY, Chapter I ("Our Financial Oligarchy"), Chapter VII ("Big Men and Little Business"), Chapter VIII ("A Curse of Bigness"). (1914).

Daniel A. Crane, *A Premature Postmortem on the Chicago School of Antitrust*, BUSINESS HISTORY REV. 759 (2020).

Lina M. Khan, *The End of Antitrust History Revisited*, 133 HARV. L. REV. 1655 (2020).

D. Daniel Sokol, *Antitrust's "Curse of Bigness" Problem*, 118 MICH. L. REV. 1259 (2020).

Wednesday, October 23

7:00 – 7:50 am **Breakfast**

8:00 – 9:15 am **Discussion Session 7: Deregulation**

Readings:

Jedediah Purdy, *The Long Environmental Justice Movement*, 44 ECOLOGY L. Q. 809, 823-35 (2018).

Reuel Schiller, *The Curious Origins of Airline Deregulation: Economic Deregulation and the American Left*, 93 BUS. HIST. REV. 729 (2019).

Reuel Schiller, *An Unexpected Antagonist: Courts, Deregulation, and Conservative Judicial Ideology, 1980-91*, in MAKING LEGAL HISTORY: ESSAYS IN HONOR OF WILLIAM E. NELSON 264-292 (Daniel J. Hulsebosch and R.B. Bernstein eds., 2013).

9:15 – 9:30 am **Break**

9:30 – 10:45 am **Discussion Session 8: Industrial Planning and Political Economy**

Readings:

FRIEDRICH A. HAYEK, THE ROAD TO SERFDOM, Chapter 6 ("Planning and the Rule of Law"). (1944).

Amy Kapczynski and Joel Michaels, *Administering a Democratic Industrial Policy*, Forthcoming 18 HARV. L. & PUB. POL'Y REV. (2024).

Michael Munger, *A "Good" Industrial Policy is Impossible: With an Application to AB5 and Contractors*, 17 J. L., ECON., & POL'Y 517 (2022).

10:45 – 11:00 am **Break**

11:00 am – 12:15 pm **Discussion Session 9: Inequality and the Regulatory State**

Readings:

Rajashri Chakrabarti, Natalia Emanuel, and Ben Lahey, *and Ethnic Wealth Inequality in the Post-Pandemic Era*, LIBERTY STREET ECONOMICS (Federal Reserve Bank of New York), available in <https://libertystreeteconomics.newyorkfed.org/2024/02/racial-and-ethnic-wealth-inequality-in-the-post-pandemic-era/>.

K. SABEEL RAHMAN AND HOLLIE RUSSON GILMAN, CIVIC POWER: REBUILDING AMERICAN DEMOCRACY IN AN ERA OF CRISIS 1-44 (2019).

Todd J. Zywicki, *Rent-Seeking, Crony Capitalism, and the Crony Constitution*, 23 SUPREME COURT ECON. REV. 77 (2016).