



50th
1974–2024

Agenda
***Manne Madness* Nashville**
Regional Tournament
Sunday, November 10 through
Friday, November 15, 2024

Sunday, November 10

6:30 – 7:15 pm **Registration & Welcome Reception**

7:15 – 9:30 pm **Welcome Dinner**

Monday, November 11

7:00 – 7:55 am **Breakfast**

8:00 – 8:40 am ***Green Room: Social Media's Trilemma: Addiction, Privacy Violation, or Anti-Competitive Markets***

Jane Bambauer, Professor of Law, University of Florida Levin College of Law

Reading Assignment:

Tim Wu, *Blind Spot: The Attention Economy and the Law*, 82 ANTITRUST L. J. 772 (2019).

Gold Room: The Hidden Economic Logic of Resale Price Maintenance: from Patent Medicine to Women's Fashion Accessories

Kenneth Elzinga, Robert C. Taylor Professor of Economics, University of Virginia

Reading Assignment:

HENRY N. BUTLER et. al., *Chapter IX: Market Structure and Antitrust in ECONOMIC ANALYSIS FOR LAWYERS* 526-536 (3d ed. 2014).

8:40 – 9:00 am **Break**

9:00 – 9:40 am ***Green Room: Markets, Mandates, and Incentives for the Environment***

Dominic Parker, Professor of Applied Economics, University of Wisconsin-Madison

Reading Assignment:

Dominic P. Parker & Terry L. Anderson, *Evaluating Markets versus Mandates for Environment and Energy*, Hoover Inst. (2023).

Gold Room: Insurance and Tort Law (A Bird in the Hand is Worth Two in the Bush)

Erin E. Meyers, Assistant Professor of Law, George Mason University Antonin Scalia Law School

Reading Assignment:

KENNETH S. ABRAHAM, *Chapter 1: Introduction in THE LIABILITY CENTURY: INSURANCE AND TORT LAW FROM THE PROGRESSIVE ERA TO 9/11* 1-7 (2008).

9:40 – 10:00 am

Break

10:00 – 10:40 am

Green Room: Why Do Firms Do What They Do?

John M. Yun, Associate Professor of Law, George Mason University Antonin Scalia Law School

Reading Assignment:

R. H. Coase, *The Nature of the Firm*, 4 *ECONOMICA* 386 (1937).

Gold Room: Public Versus Private Resource Management: The Case of Federal Public Lands

James Huffman, *Emeritus* Dean and Professor of Law, Lewis & Clark Law School

Reading Assignment:

James L. Huffman, *The Inevitability of Private Rights in Public Lands*, 65 *U. COLO. L. REV.* 241, 269 (1994).

10:40 – 11:00 am

Break

11:00 – 11:40 am

Green Room: Shareholder Wealth Maximization is a Schelling Point

Arthur Martin Edwards, Assistant Professor of Law, University of Mississippi School of Law

Reading Assignment:

Martin Edwards, *Shareholder Wealth Maximization: A Schelling Point*, 94 *ST. JOHN'S L. REV.* 671 (2021).

Gold Room: The Answer is Law & Economics. What is the Question?

Justin Gus Hurwitz, Senior Fellow and Academic Director, Center for Technology, Innovation, and Competition, University of Pennsylvania Carey Law School

Reading Assignment:

Francesco Parisi, *Positive, Normative and Functional Schools in Law and Economics*, 18 *EUR. J. L. & ECON.* 260 (2004).

11:40 am – 12:00 pm

Voting Results & Schedule Announcements

Tuesday, November 12

7:00 – 7:55 am

Breakfast

8:00 – 8:40 am

Free Market Environmentalism is Not an Oxymoron | Huffman

Reading Assignment:

TERRY L. ANDERSON & DONALD R. LEAL, *Chapter 1: Visions of the Environment in FREE MARKET ENVIRONMENTALISM* 1-8 (rev. ed. 2001).

8:40 – 9:00 am	Break
9:00 – 9:40 am	Sampling Bias and Causal Inference Meyers <u>Reading Assignment:</u> Henry A. Thompson, <i>The Industrial Organization of the Mafia</i> , J. OF L & ECON. George L. Priest & Benjamin Klein, <i>The Selection of Disputes for Litigation</i> , 13 J. LEGAL STUD. 1 (1984).
9:40 – 10:00 am	Break
10:00 – 10:40 am	How Do Firms "Trust" Each Other Yun <u>Reading Assignment:</u> Oliver E. Williamson, <i>The Institutions of Governance</i> , 88 AM. ECON. ASS'N 75 (1998).
10:40 – 11:00 am	Break
11:00 – 11:40 am	Has Third-Wave Feminism Hurt Professional Women? Bambauer <u>Reading Assignment:</u> BSA Policy Solutions for Building Responsible AI, THE SOFTWARE ALL. (Apr. 09, 2024).
11:40 am – 12:00 pm	Voting Results & Schedule Announcements

Wednesday, November 13

7:00 – 7:55 am	Breakfast
8:00 – 8:40 am	Public Choice and You and Me Hurwitz <u>Reading Assignment:</u> Richard A. Posner, <i>What Do Judges and Justices Maximize? (The Same Thing Everybody Else Does)</i> , 3 U.S. ECON. REV. 1
8:40 – 9:00 am	Break
9:00 – 9:40 am	The Hidden Economic Logic in Matsushita: What makes “economic sense” with regard to pricing below cost? Elzinga <u>Reading Assignments:</u> HENRY N. BUTLER et. al., <i>Chapter I: The Economics Perspective: Incentives Matter in ECONOMIC ANALYSIS FOR LAWYERS</i> 12-17 (3d ed. 2014).
9:40 – 10:00 am	Break
10:00 – 10:40 am	Judge Easterbrook Was Right About ProCD and Online Contract Law is (Better Than) Fine Edwards <u>Reading Assignment:</u> Martin Edwards, <i>The Law is Not the Contract: A Reflection on ProCd v. Zeidenberg</i> (Working Paper 2024).

10:40 – 11:00 am	Break
11:00 – 11:40 am	The Causes and Economic Consequences of Legal Uncertainty Parker <u>Reading Assignment:</u> DOMINIC PARKER, <i>Chapter 12: Question of Property Rights in A RESEARCH AGENDA FOR NEW INSTITUTIONAL ECONOMICS</i> (eds. Claude Ménard & Mary M. Shirley 2018).
11:40 am – 12:30 pm	Lunch
12:30 – 1:10 pm	How Do Firms Protect Themselves? Yun <u>Reading Assignment:</u> <i>Queen City Pizza, Inc. v. Domino's Pizza, Inc.</i> , 124 F.3d 430 (3rd Cir. 1997).
1:10 – 1:30 pm	Break
1:30 – 2:10 pm	Life is Risk, Then You Die Meyers <u>Reading Assignment:</u> Timur Kuran & Cass R Sunstein, <i>Availability Cascades and Risk Regulation</i> , 51 STAN. L. REV. 684, 705-711 (1999).
2:10 – 2:30 pm	Voting Results & Schedule Announcements

Thursday, November 14

7:00 – 7:55 am	Breakfast
8:00 – 8:40 am	Economic Causes and Effects of Property Rights to Natural Resources Parker <u>Reading Assignments:</u> DOMINIC PARKER, <i>Chapter 12: Question of Property Rights in A RESEARCH AGENDA FOR NEW INSTITUTIONAL ECONOMICS</i> (eds. Claude Ménard & Mary M. Shirley 2018).
8:40 – 9:00 am	Break
9:00 – 9:40 am	Information Puzzles Hurwitz <u>Reading Assignment:</u> CEPR & VideoVox Economics, <i>The problem with “ban the box”</i> , YOUTUBE (Apr. 12, 2017) https://www.youtube.com/watch?v=Rz73rBG9ggA .
9:40 – 10:00 am	Break
10:00 – 10:40 am	Economics Can and Does Help Us Understand the History and Tradition of Firearms Regulation Edwards <u>Reading Assignments:</u> Martin Edwards, <i>Can Economics Help Us Understand Historical Public Carry Laws?</i> , DUKE CTR. FOR FIREARMS L. (July 24, 2024).
10:40 – 11:00 am	Break

11:00 – 11:40 am The Hidden Economic Logic in Brooke Group: Predatory Pricing as Investment | Elzinga

Reading Assignment:

Brooke Group v. Brown & Williamson Tobacco, 113 S.Ct 2578 (1993): 2578-2606.

11:40 am – 12:00 pm Schedule Announcements

12:00 – 6:30 pm Afternoon Break

6:30 pm Closing Reception

7:15 – 9:30 pm Closing Dinner

Announcement of the First Winner

Friday, November 15

7:00 – 7:55 am Breakfast

8:00 – 8:40 am Why Do Firms Integrate and Vertically Merge? | Yun

Reading Assignment:

Russell W. Pittman, *Three Economist's Tools for Antitrust Analysis: A Non-technical Introduction*, U.S. Dep't of Just., Econ. Analysis Grp; Kyiv Sch. of Econ.; New Econ. Sch. (2017).

8:40 – 9:00 am Break

9:00 – 9:40 am Incentives Matter: A Top 10 List | Hurwitz

Reading Assignment:

Marginal Revolution University, *Introduction to Economics*, YOUTUBE (Jan. 4, 2015) <https://youtu.be/g9uUIUqhrSQ?si=fbpFXR8PmESPzlzN>.

9:40 – 10:00 am Break

10:00 – 10:40 am The Hidden Economic Logic of Intercollegiate Sports: Monopsony Theory and the NCAA | Elzinga

Reading Assignment:

National Collegiate Athletic Assn. v. Alston, 141 S.Ct (2021): 2141-2169.

10:40 – 11:00 am Break

11:00 – 11:40 am The Answer is Law & Economics. What is the Question? | Hurwitz

11:40 am – 12:00 pm Closing Remarks & Announcement of Second Winner

12:00 pm Program Adjourn