

## **Andrew Pettit Morriss**

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### ***Employment***

#### University of Illinois.

H. Ross & Helen Workman Professor of Law, August 2006 - current.  
Professor of Business Administration, August 2006 - current.  
Professor, Institute of Government and Public Affairs, August 2007 – current.

#### Case Western Reserve University

Director, Center for Business Law & Regulation, 2003- 2007.  
Associate Dean for Academic Affairs, 2000 - 2003.  
Galen J. Roush Professor of Business Law and Regulation, 2000 - 2007.  
Professor of Law and Associate Professor of Economics, 1998 - 2000.  
Associate Professor of Law and Associate Professor of Economics, 1995 - 1998.  
Assistant Professor of Law and Assistant Professor of Economics, 1992 - 1995.

#### Political Economy Research Center, Bozeman, Montana.

Senior Fellow. 1999 – present.  
Visiting Scholar. Fall 1999.

#### Foundation for Research on Economics and the Environment, Bozeman, Montana.

Senior Fellow. 2008 – present.

Senior Scholar, Mercatus Center at George Mason University, 2005 – present.

Research Fellow, NYU Center for Labor and Employment Law, 2001 – present.

Senior Fellow, Institute for Energy Research, Houston, Texas, 2006 – present.

Reporter, Restatement of Employment Law, American Law Institute, 2008 – present.

Universidad Francisco Marroquín, Guatemala City, Guatemala. Facultad de Derecho and Ciencias Economicas.

Visiting Professor. Summer 2003; Summer 2004; Summer 2005.

Cornell University Law School.

John M. Olin Visiting Scholar. 2000 – 2001.

University of Texas at Austin, Austin, Texas.

Visiting Assistant Professor of Law. Summer 1993.

U.S. Magistrates John Tolle and William Sanderson, Dallas, Texas.

Law Clerk. 1988 - 1989.

Texas Rural Legal Aid, Inc., Hereford and Plainview, Texas.

Staff Attorney, 1986 - 1988.

Branch Manager, 1987 - 1988.

U.S. District Judge Barefoot Sanders, Dallas, Texas.

Law Clerk. 1985 - 1986.

## ***Education***

Massachusetts Institute of Technology, Department of Economics. Ph.D. 1994.

The University of Texas at Austin

School of Law. J.D. with high honors. 1984.

Johnson School of Public Affairs. M.P.A. 1984.

Princeton University. A.B. *cum laude*. 1981.

## ***Primary Scholarly Writing – Articles, Chapters, & Books***

### ***Offshore Finance***

- *What it means to be “offshore”* (with Craig M. Boise). Working paper.
- *Change, Dependency, and Regime Flexibility in Offshore Financial Intermediation: The Saga of the Netherlands Antilles* (with Craig M. Boise). Working paper.
- *Creating Cayman: How Cayman became an offshore success* (with Craig M. Boise). Working paper.
- *The Role of Offshore Financial Centers in Regulatory Competition* in REGULATORY COMPETITION AND OFFSHORE FINANCE (Andrew P. Morriss, ed.) (AEI Press, forthcoming 2009).
- *Offshore Financial Centers in the Global Economy* (Introduction), in REGULATORY COMPETITION AND OFFSHORE FINANCE (Andrew P. Morriss, ed.) (AEI Press, forthcoming 2009).

### *Empirical Analysis*

- *Symbol or Substance? An Empirical Assessment of State Responses to Kelo*, SUPREME COURT ECONOMIC REVIEW (forthcoming 2009).
- *Measuring Outcomes: Post-Graduation Measures of Success in U.S. News & World Report Law School Rankings* (with William D. Henderson) 83 INDIANA LAW JOURNAL 791 (2008).
- *Student Quality as Measured by LSAT Scores: Migration Patterns in the U.S. News Rankings Era* (with William D. Henderson), 81 INDIANA LAW JOURNAL 163-203 (2005).
- *Signaling and Precedent in Federal District Court Opinions* (with Michael Heise and Gregory Sisk) 13 SUPREME COURT ECONOMIC REVIEW 63-98 (2005).
- *Searching for the Soul of Judicial Decisionmaking: An Empirical Study of Religious Freedom Decisions* (with Gregory Sisk and Michael Heise), 65 OHIO STATE L. J. 491-614 (2004).
- *Comment: A Public Choice Perspective on the Federal Circuit*, 54 CASE WESTERN RESERVE UNIVERSITY LAW REVIEW 811-821 (2004).
- *Private Amici Curiae and the Supreme Court's 1997-1998 Term Employment Law Jurisprudence*, 7 WILLIAM & MARY BILL OF RIGHTS JOURNAL 823-911 (1999) (Symposium on Supreme Court Title VII cases).
- *Charting the Influences on the Judicial Mind: An Empirical Study of Judicial Reasoning* (with Gregory Sisk and Michael Heise), 73 NEW YORK UNIVERSITY LAW REVIEW 1377-1500 (1998) (Winner of the 1999 Law & Society Association Prize for Best Article.)
- *Developing a Framework for Empirical Research on the Common Law: General Principles and Case Studies of the Decline of Employment At Will*, 45 CASE WESTERN RESERVE LAW REVIEW 999-1148 (1995).
- *Exploding Myths: An Empirical and Economic Reassessment of the Rise of Employment At-Will*, 59 MISSOURI LAW REVIEW 679-773 (1994).

### *Environmental Policy*

- *Disestablishing the Environment*, (with Benjamin Cramer), Working Paper.
- *Borders & the Environment* (with Roger E. Meiners), ENVIRONMENTAL LAW (forthcoming 2009).
- *Politics & Property in Natural Resources*, 26(2) SOCIAL PHILOSOPHY & POLICY (forthcoming Summer 2009) and THE ENVIRONMENT: PHILOSOPHY & POLICY (Ellen Frankel Paul, Fred D. Miller, & Jeffrey Paul, eds.) (Cambridge Univ. Press forthcoming 2009).
- *Free Market Environmentalism*, WASEDA UNIVERSITY (JAPAN) INSTITUTE OF COMPARATIVE LAW BULLETIN (forthcoming 2009).
- *The Next Generation of Mobile Source Regulation*, N.Y.U. ENVIRONMENTAL LAW JOURNAL (forthcoming 2009).

- *Common Law Environmental Protection* (Symposium Introduction) (with Jonathan H. Adler), 58 CASE WESTERN RESERVE UNIVERSITY LAW REVIEW 575-582 (2008).
- *The Necessity of Economics: The Preferential Option for the Poor, Markets and Environmental Law*, 5 UNIVERSITY OF ST. THOMAS L. J. 183- 209 (2008).
- *The Mining Landscape: Bootleggers, Baptists and the Promised Land* in ACCOUNTING FOR MOTHER NATURE: CHANGING DEMANDS FOR HER BOUNTY (Anderson, Huggins, & Power, eds.) (Stanford Univ. Press, 2007) (with Roger E. Meiners).
- *Incentives Matter: The Case for Market Valuation of Water* in THE WATER REVOLUTION: PRACTICAL SOLUTIONS TO WATER SCARCITY (Kendra Okonski, ed., International Policy Network, 2006).
- *Hard Rock Homesteads: Free Access and the General Mining Law of 1872*, 24 JOURNAL OF ENERGY & NATURAL RESOURCES LAW 255-277 (2006) (with Roger Meiners and Andrew Dorchak).
- *Real People, Real Resources, & Real Choices: The Case for Market Valuation of Water*, 38 TEXAS TECH LAW REVIEW 973-1010 (2006) (symposium paper).
- *Homesteading Rock: A Defense of Free Access Under the General Mining Law of 1872*, 34 ENVIRONMENTAL LAW 745-807 (2004) (with Roger E. Meiners and Andrew Dorchak).
- *The State of the Natural Resources Literature*, 44 NATURAL RESOURCES JOURNAL 621-650 (2004).
- *Between a Hard Rock and a Hard Place: Politics, Midnight Regulations, and Mining*, 55 ADMINISTRATIVE LAW REVIEW 551-606 (2003) (with Roger E. Meiners and Andrew Dorchak).
- *Market Principles for Pesticides*, 28 WILLIAM & MARY ENVIRONMENTAL LAW AND POLICY REVIEW 35-86 (2003) (with Roger E. Meiners).
- *Introduction: The Virtues and Vices of Skeptical Environmentalism*, 53 CASE WESTERN RESERVE LAW REVIEW 249-261 (2002) (with Jonathan H. Adler).
- *Property Rights, Pesticides and Public Health: Explaining the Paradox of Modern Pesticide Policy*, 14 FORDHAM ENVIRONMENTAL LAW JOURNAL 1-53 (2002) (with Roger E. Meiners).
- *Regulating Air Quality Through Litigation: The Diesel Engine Episode, PERC Research Study* (RS-02-3) (2002) (with Bruce Yandle and Lea-Rachel Kosnik).
- *Agricultural Commons Problems and Responses: Sick Hogs at the Trough* (with Roger E. Meiners) in AGRICULTURE AND THE ENVIRONMENT (Roger E. Meiners and Bruce Yandle, eds.) (2002).
- *Silent Springs and Silent Villages: Pesticides and the Trampling of Property Rights* (with Roger E. Meiners) in GOVERNMENT VS. THE ENVIRONMENT (Donald R. Leal and Roger E. Meiners, eds.) (2002).
- *Principles for Water*, 15 TULANE ENVIRONMENTAL LAW JOURNAL 335-363 (2002) (with Terry L. Anderson and Bruce Yandle).
- *Lessons from the Development of Western Water Law for Emerging Water Markets: Common Law vs. Central Planning*, 80 OREGON LAW REVIEW 861-946 (2002).

- *The Failure of EPA's Water Quality Reforms: From Environment-Enhancing Competition to Uniformity and Polluter Profits.* (with Bruce Yandle and Roger E. Meiners). 20 UCLA JOURNAL OF ENVIRONMENTAL LAW AND POLICY 25-66 (2001/2002).
- *The Technologies of Property Rights: Choice Among Alternative Solutions to Tragedies of the Commons* (with Bruce Yandle). 28 ECOLOGY LAW QUARTERLY 123-168 (2001).
- *Property Rights in a Complex World* (with Roger E. Meiners) in LAND USE PLANNING IN THE 21ST CENTURY (Sam Staley and Randall Holcombe, eds.) (2001).
- *The Destructive Role of Land Use Planning* (with Roger E. Meiners). 14 TULANE ENVIRONMENTAL LAW JOURNAL 95-137 (2000).
- *Quartering Species: The 'Living Constitution,' The Third Amendment, and the Endangered Species Act* (with Richard L. Stroup). 30 ENVIRONMENTAL LAW 769-810 (2000).
- *The Politics of the Clean Air Act* in POLITICAL ENVIRONMENTALISM (Terry Anderson, ed.) (Hoover Institution, 2000).
- *Lessons from the American Codification Debate for Environmental Law* in THE COMMON LAW AND THE ENVIRONMENT (Roger Meiners and Andrew Morriss, eds.) (Rowman & Littlefield, 2000).
- *Reclaiming the Common Law's Role in Environmental Law* (with Roger Meiners), in THE COMMON LAW AND THE ENVIRONMENT (Roger Meiners and Andrew Morriss, eds.) (Rowman & Littlefield, 2000).
- *Pesticides and Environmental Federalism: An Empirical and Qualitative Examination of Special Local Needs Registrations*, in ENVIRONMENTAL FEDERALISM (Terry L. Anderson and P.J. Hill, eds.) (Rowman & Littlefield, 1997).

#### *Employment Law*

- *Green Jobs Myths* (with William T. Bogart, Andrew Dorchak, & Roger E. Meiners), University of Illinois Working Paper LE09-001
- *7 Green Jobs Myths* (with William T. Bogart, Andrew Dorchak, & Roger E. Meiners), University of Illinois Working Paper LE09-007.
- *The Public-Private Security Partnership: Counterterrorism Considerations for Employers in a Post-9/11 World*, in WORK PLACE PRIVACY HERE AND ABROAD: PROCEEDINGS OF THE NEW YORK UNIVERSITY 58TH ANNUAL CONFERENCE ON LABOR (Kluwer forthcoming) & 2 HASTINGS BUSINESS LAW JOURNAL 427-452 (2006).
- *How Montana Employers Got Rid of the Employment-At-Will Rule*, LABOR & EMPLOYMENT LAW (ABA Labor & Employment Law Section (Spring 2006).
- *The Story of the Montana Wrongful Discharge from Employment Act: A Drama in 5 Acts* in EMPLOYMENT LAW STORIES (Sam Estreicher & Gillian Lester, eds., forthcoming 2006).
- *Editors' Introduction*, in CROSS-BORDER HUMAN RESOURCES, LABOR AND EMPLOYMENT ISSUES: PROCEEDINGS OF THE NEW YORK UNIVERSITY 54<sup>TH</sup> ANNUAL

- CONFERENCE ON LABOR (Samuel Estreicher and Andrew Morriss, eds.) (Kluwer 2004).
- *Specialized Labor and Employment Law Institutions in New Zealand and the United States*, 28 CALIFORNIA WESTERN INTERNATIONAL LAW JOURNAL 145-166 (1997). (Symposium on New Zealand's Employment Contracts Act).
  - *Bad Data, Bad Economics, & Bad Policy: Time to Fire Wrongful Discharge Law*, 74 TEXAS LAW REVIEW 1901-1941 (1996) (Symposium on Employment Law). Reprinted in GLOBAL COMPETITION AND THE AMERICAN EMPLOYMENT LANDSCAPE (Samuel Estreicher, ed.) (Kluwer International, 2000).
  - TERMINATION OF EMPLOYMENT: EMPLOYER AND EMPLOYEE RIGHTS. (Warren, Gorham, & Lamont) (with James O. Castagnera and Patrick J. Cihon) (text, monthly updates and bulletins).

### *Legal History*

- *Institutional Choice and Interest Groups in American Patent Law, 1790-1870* (with Craig A. Nard). Working Paper.
- *Constitutionalizing Patents: From Venice to Philadelphia* (with Craig A. Nard) 2(2) REVIEW OF LAW & ECONOMICS (2006) available at <http://ideas.repec.org/a/bep/rlecon/2200624.html>
- PROPERTY STORIES (editor, with Gerald Korngold) (Foundation Press, 2004).
  - *Introduction* (with Gerald Korngold)
  - *Cattle vs. Retirees: Sun City and the Battle of Spur Industries v. Del E. Webb Development Co.*
- *Legal Argument in the Opinions of Montana Territorial Chief Justice Decius S. Wade*, 1 NEVADA LAW REVIEW 38-87 (2001).
- *Debating the Field Civil Code 105 Years Late* (with Scott J. Burnham & James C. Nelson). 61 MONTANA LAW REVIEW 371-405 (2000).
- *Decius S. Wade's "The Necessity for Codification."* 61 MONTANA LAW REVIEW 407-433 (2000).
- *Right Answers and Codification*, 74 CHICAGO-KENT LAW REVIEW 355-391 (1999) (Symposium on Judicial Interpretation). Reprinted as *Codification and Right Answers* in REVISTA DE LA FACULTAD DE DERECHO [DE LA UNIVERSIDAD FRANCISCO MARROQUÍN] (No. 23, Nov. 2004) 71-93.
- *Decius Wade's "The Common Law,"* 59 MONTANA LAW REVIEW 225-274 (1998).
- *Miners, Vigilantes & Cattlemen: Overcoming Free Rider Problems in the Private Provision of Law*, 33 LAND & WATER LAW REVIEW 581-696 (1998).
- *Private Actors & Structural Balance: Militia & the Free Rider Problem in Private Provision of Law*, 58 MONTANA LAW REVIEW 115-166 (1997) (James R. Browning Symposium on Militia).
- *"This State Will Soon Have Plenty Of Laws"—Lessons from One Hundred Years of Codification in Montana*, 56 MONTANA LAW REVIEW 359-450 (1995).

### *Regulatory Policy*

- *The Nanny State* (with Ben Cramer). Working paper.
- *The Market for Payment Systems*. Working paper.
- *Bootleggers, Baptists & Televangelists*, REGULATION 2-7 (Summer 2008).
- GASOLINE: THE ROLE OF MARKETS, REGULATION, & TECHNOLOGY (Yale Univ. Press, forthcoming 2009) (with Andrew Dorchak).
- REGULATION BY LITIGATION (Yale Univ. Press, 2008) (with Andrew Dorchak and Bruce Yandle).
- *Regulation by Litigation* (with Bruce Yandle and Andrew Dorchak), 9(1) ENGAGE 82-91 (February 2008).
- *Litigating to Regulate: Massachusetts v. Environmental Protection Agency*, 2007 CATO SUPREME COURT REVIEW 193-214 (2006-2007).
- *Market Fragmenting Regulation: Why Gasoline Costs So Much (and Why It's Going to Cost Even More)*, 72 BROOKLYN LAW REVIEW 939 (2007) (with Nathaniel Stewart).
- *Defining What to Regulate: Silica & the Problem of Regulatory Categorization* (with Susan E. Dudley) 58 ADMINISTRATIVE LAW REVIEW 269-357 (2006).
- *Private Dispute Resolution in the Card Context: Structure, Reputation and Incentives* (with Jason Korosec) 1 JOURNAL OF LAW, ECONOMICS AND POLICY 393-472 (2005).
- *Choosing How to Regulate*, 29 HARVARD ENVIRONMENTAL LAW REVIEW 179-250 (2005) (with Bruce Yandle and Andrew Dorchak).
- *Regulation by Litigation: EPA's Regulation of Heavy-Duty Diesel Engines*, 56 ADMINISTRATIVE LAW REVIEW 403-518 (2004) (with Bruce Yandle and Andrew Dorchak).
- *Why The Music Is Off-Key When Lawyers Sing From Economists' Songbooks or Why Public Utility Deregulation Will Fail* in THE END OF NATURAL MONOPOLY: DEREGULATION AND COMPETITION IN THE ELECTRIC POWER INDUSTRY (Daniel Cole and Peter Grossman, eds.) (JAI Press, 2001).
- *Implications of Second-Best Theory for Administrative and Regulatory Law: A Case Study of Public Utility Regulation*, 73 CHICAGO-KENT LAW REVIEW 136-188 (1998) (Symposium on Second Best Theory).

### *Other*

- *Putting Law First: Richard Epstein's Contribution to Law & Economics*, in PIONEERS IN LAW & ECONOMICS (Lloyd Cohen & Joshua Wright, eds.) (Edward Elgar, forthcoming 2009).
- *Whose Economics? Posner, Kelsen & Hayek*, REVIEW OF AUSTRIAN ECONOMICS (forthcoming 2009).
- *Clinical Legal Education and Access to Justice*, Working Paper.
- *Introduction: Thinking About Economics as Religion*, 56 CASE WESTERN RESERVE UNIVERSITY LAW REVIEW 547-550 (2006).

- *The Market for Legal Education & Freedom of Association: Why the "Solomon Amendment" Is Constitutional and Law Schools Aren't Expressive Associations*. 14 WILLIAM & MARY BILL OF RIGHTS JOURNAL 415 (2005).
- *Hayek & Cowboys: Customary Law in the American West*, 1 N.Y.U. JOURNAL OF LAW AND LIBERTY 35-64 (2005).
- *Birth After Death: Perpetuities and the New Reproductive Technologies*, 38 GEORGIA LAW REVIEW 575 631 (2004) (with Sharona Hoffman).
- *New Reproductive Technologies and the Rights of Unborn Children*, 31 JOURNAL OF LAW, MEDICINE, AND BIOETHICS 722-725 (2003) (with Sharona Hoffman).
- *What Should Lawyers Know About Economics?* (with Robert Whaples and John Moorhouse), 48 JOURNAL OF LEGAL EDUCATION 120-124 (1998).
- *Law & Economics and Tort Law: A Survey of Scholarly Opinion* (with John C. Moorhouse and Robert Whaples) 62 ALBANY LAW REVIEW 667-696 (1998).
- *Teaching a 'Mega' Course: Adventures in Environmental Policy, Co-Teaching, and Group Grading* (with Christine Corcos, Melvin Durchslag, and Wendy Wagner), 47 JOURNAL OF LEGAL EDUCATION 224-239 (1997).

### ***Edited Volumes***

- REGULATORY COMPETITION AND OFFSHORE FINANCE (Andrew P. Morriss, ed.) (AEI Press, forthcoming 2009).
- GLOBAL LABOR AND EMPLOYMENT LAW FOR THE PRACTICING LAWYER (Samuel Estreicher & Andrew P. Morriss, eds.) (Kluwer International, forthcoming 2009).
- CROSS-BORDER HUMAN RESOURCES, LABOR AND EMPLOYMENT ISSUES: PROCEEDINGS OF THE NEW YORK UNIVERSITY 54<sup>TH</sup> ANNUAL CONFERENCE ON LABOR. (Samuel Estreicher and Andrew Morriss, eds.) (Kluwer International, 2004).
- PROPERTY STORIES (Gerald Korngold and Andrew Morriss, eds.) (Foundation Press, 2004); (2<sup>nd</sup> ed. forthcoming 2009).
- THE COMMON LAW AND THE ENVIRONMENT (Roger Meiners and Andrew Morriss, eds.) (Rowman & Littlefield, 2000).

### ***Reviews & Notes***

- *Iceland, BOOMS AND BUSTS: AN ECONOMIC ENCYCLOPEDIA* (forthcoming 2009).
- ENCYCLOPEDIA OF BUSINESS IN TODAY'S WORLD (forthcoming 2009), articles on:
  - *Comparative Advantage*
  - *Confidentiality*
  - *Import Substitution*
  - *Offshoring*
  - *Tax Haven*
- *From Moscow to Detroit: Two Economies, Two Tales*, BOOKS & CULTURE: A CHRISTIAN REVIEW (2009).
- HISTORICAL ENCYCLOPEDIA OF AMERICAN BUSINESS & FINANCE (forthcoming 2009), articles on:



- *California Gold Rush*
- *DDT Ban*
- *Energy Crisis (1970s)*
- *Freedom Works: The Case of Hong Kong*, THE FREEMAN: IDEAS ON LIBERTY 8-12 (November 2008).
- *The New Math of Legal Education* (with William Henderson), 12(9) THE YOUNG LAWYER 1 (July 2008).
- *Legal Education in North Carolina: A Report for Potential Students, Lawmakers, and the Public*, (with William Henderson) Pope Center for Higher Education Policy (North Carolina 2008).
- Book Review of *Who Controls the Internet?* By Jack Goldsmith and Timothy Wu. THE FREEMAN: IDEAS ON LIBERTY (December 2007) translated into Swedish at [http://www.eudoxa.se/content/archives/2008/01/vem\\_styr\\_intern.html](http://www.eudoxa.se/content/archives/2008/01/vem_styr_intern.html)
- *Miners, Vigilantes and Cattlemen: Property Rights on the Western Frontier*, THE FREEMAN: IDEAS ON LIBERTY (May 2007).
- *The Economics of Property Rights*, THE FREEMAN: IDEAS ON LIBERTY (March 2007).
- *Europe Meets America: Property Rights in the New World*, THE FREEMAN: IDEAS ON LIBERTY (Jan. 2007),
- *Survival of the Sea Turtle: Cayman Turtle Farm Starts Over*, 24(3) PERC REPORTS (Sept. 2006).
- *A Fistful of Property Rights* (review of Terry Anderson & P.J. Hill's *The Not So Wild, Wild West*), 1 N.Y.U. JOURNAL OF LAW & LIBERTY 1134 (2006).
- *Offshore Prosperity*, THE FREEMAN: IDEAS ON LIBERTY 29-33 (Sept. 2005).
- Review of *Chasing the Wind: Regulating Air Pollution in the Common Law State*, 9 THE INDEPENDENT REVIEW 609-612 (Spring 2005).
- *Quartering Soldiers*, in THE HERITAGE GUIDE TO THE CONSTITUTION (Edwin Meese III, Matthew Spalding, & David Forte, eds.) (2005).
- *Why Classical Liberals Care About the Rule of Law (and Hardly Anyone Else Does)* THE FREEMAN: IDEAS ON LIBERTY (November 2005). Translated into Arabic and posted at the Cato Institute Arabic website, <http://www.misbahalhurriyya.org/policies/show/284.html>, Maktoob News website, [http://news.maktoob.com/728075\\_%D9%84%D9%85%D8%A7%D8%B0%D8%A7%D9%86%D8%AD%25D](http://news.maktoob.com/728075_%D9%84%D9%85%D8%A7%D8%B0%D8%A7%D9%86%D8%AD%25D), Aaramnews website, <http://www.aaramnews.com/website/25546NewsArticle.html>
- *Shape the Debate: Keeping Costs Low for All of Those Who Use Credit Cards*, [www.payingwithplastic.org](http://www.payingwithplastic.org) (Fall 2005).
- *Shape the Debate: Paper or Plastic: Cash can be quite expensive*, [www.payingwithplastic.org](http://www.payingwithplastic.org) (Fall 2005).
- *Legal Alchemy: The General Mining Law of 1872 as a Privatization Model* (with Roger E. Meiners) 6 ENGAGE 44-49 (2005).
- *Offshore Prosperity*, THE FREEMAN: IDEAS ON LIBERTY 29-33 (Sept. 2005).
- *Law and Good Intentions*, THE FREEMAN: IDEAS ON LIBERTY 15-18 (June 2005).

- *Too Much Choice* (review of Barry Schwartz, The Paradox of Choice and Preference, Belief & Similarity: Selected Writings of Amos Tversky). BOOKS & CULTURE: A CHRISTIAN REVIEW (2005).
- *Recycling: A Success Story -- Guatemalan Entrepreneurs Do What U.S. Cities Can't*, PERC REPORTS 7-9 (September 2004).
- *Families and Economics* (review of Russell Roberts, *The Invisible Heart: An Economic Romance* and Nancy Folbre, *The Invisible Heart: Economics and Family Values*.) BOOKS & CULTURE: A CHRISTIAN REVIEW (2004).
- *Borders and Liberty*, THE FREEMAN: IDEAS ON LIBERTY (June 2004).
- *Regulation by Litigation: Diesel Engine Emission Control*, 8 THE INDEPENDENT REVIEW 401-418 (2004) (with Bruce Yandle) *reprinted in* RETHINKING GREEN: ALTERNATIVES TO ENVIRONMENTAL BUREAUCRACY (Robert Higgs & Carl P. Close, eds. 2005).
- *Westerns and Property Rights*, THE FREEMAN: IDEAS ON LIBERTY (March 2004).
- *The Not-So-Dismal Science*, a review of The Literary Book of Economics (Michael Watts, ed.), BOOKS & CULTURE: A CHRISTIAN REVIEW (March/April 2004).
- Review of Robert J. Steinfeld, *Coercion, Contract, and Free Labor in the Nineteenth Century*, 57 INDUSTRIAL & LABOR RELATIONS REVIEW 481 (April 2004).
- Heaven on Earth: Economics and Secular Faith in Progress," a review of Robert Nelson's Economics as Religion: From Samuelson to Chicago and Beyond, appeared in BOOKS & CULTURE: A CHRISTIAN REVIEW (September/October 2003).
- *Regulators Damage a Park*, PERC REPORTS (March 2003).
- *Selling History with Dolls*, 53(5) IDEAS ON LIBERTY 16 (2003).
- *Fair is Fair*. 51 IDEAS ON LIBERTY 39-40 (October 2001).
- *Adventures in Zoning*. 51 IDEAS ON LIBERTY 35-37 (July 2001).
- *Why Classical Liberals Should Love Harry Potter*. 50 IDEAS ON LIBERTY 12-14 (November 2000).
- *Quartering Species* (with Richard L. Stroup). 50 IDEAS ON LIBERTY 48-50 (October 2000).
- *A (Revisionist) Walk in the Park*. 50 IDEAS ON LIBERTY 12-13(August 2000).
- *How to Sink a Car Ferry*. 50 IDEAS ON LIBERTY 12-16 (January 2000).
- *Spontaneous Order on the Playground*. THE FREEMAN: IDEAS ON LIBERTY (November 1999).
- *Regulation by Litigation: The Diesel Engine Episode*, PERC Policy Series (2002) (with Bruce Yandle and Lea-Rachel Kosnik).
- *Regulating Air Quality Through Litigation: The Diesel Engine Episode*, PERC REPORTS (2002) (with Bruce Yandle and Lea-Rachel Kosnik).
- *An Ominous New Era, Tech Central Station* (web site) (October 2002) (with Bruce Yandle).
- *Lessons of the Springs*, PERC REPORTS 19(3): 3-4 (2001).
- *DDT: An Issue of Property Rights* (with Roger E. Meiners), PERC REPORTS 19(3): 4-7 (2001).
- *Returning Justice to its Private Roots* (Review of Bruce L. Benson, *To Serve and Protect*), 68 UNIVERSITY OF CHICAGO LAW REVIEW 551-578 (2001).

- THE ENCYCLOPEDIA OF LIBERTARIANISM (Jeffrey Schultz, ed.) (Cato Institute, 2001). Articles on:
  - *The Common Law*
  - *Anarcho-Capitalism*
  - *Law & Economics*
- Book Review of *Code and Other Laws of Cyberspace* by Lawrence Lessig. 50 IDEAS ON LIBERTY 58-59 (August 2000).
- LAW IN THE WESTERN UNITED STATES (Gordon Bakken ed.) (Oklahoma 2000) – Articles on:
  - *Removal of Judges in the West*
  - *Wyoming Constitution Article VIII*
  - *Codification in the West*
  - *Hornsby v. U.S.*
  - *Informal Law in Mining Camps*
  - *U.S. v. Teschmaker*
- *Simple Paths to Simple Rules*. 9 CONSTITUTIONAL POLITICAL ECONOMY 127-131 (1998).
- *Withholding The Taxpayer Hostage* (with Donald C. Boudreaux). 49 THE FREEMAN: IDEAS ON LIBERTY 48-49 (April 1999).
- *Pound Scum*. 48 THE FREEMAN: IDEAS ON LIBERTY 718-719 (December 1998).
- *Does the Internet Prove the Need for Government Investment?* 48 THE FREEMAN: IDEAS ON LIBERTY 660-664 (November 1998).
- *The Wild West Meets Cyperspace*. 48 THE FREEMAN: IDEAS ON LIBERTY 427-431 (July 1998).
- WORLD ENCYCLOPEDIA OF SLAVERY (Junius Rodriguez, ed.) (1997). Article on: *The Georgia Codes*.
- *Economics and the Law: Where Is There Consensus?* 43 AMERICAN ECONOMIST 81-88 (with John Moorhouse & Robert Whaples).
- Book Review of Jesse Dukeminier and James Krier, *Property* (4<sup>th</sup> ed.). 22 SEATTLE UNIVERSITY LAW REVIEW 997-1029 (1999).
- *Using the Federal Sentencing Guidelines Decisions to Understand Judges*. IN BRIEF, Fall 1998, 3.
- Book Review of Jim F. Couch and William F. Shughart II, *The Political Economy of the New Deal*. 49 THE FREEMAN: IDEAS ON LIBERTY 50-51 (December 1999).
- Book Review of Douglas Baird, Robert Gertner, and Randal C. Picker, *Game Theory and the Law*. 45 JOURNAL OF LEGAL EDUCATION 465-467 (1995).
- Book Review of Eli Ginzberg, ed., *The Changing U.S. Labor Market*. 36 LABOR HISTORY 487-489 (1995).
- Book Review of Ian R. MacNeil, *American Arbitration Law*. 81 JOURNAL OF AMERICAN HISTORY 320-321 (1994).

### ***Op-Ed Pieces***

- *Green Jobs Won't Do Much to End Recession*, PLAIN DEALER (CLEVELAND) (March 8, 2009); *Recession Won't Be Ended by Green Jobs*, FRESNO SUNDAY BEE (March 15, 2009); *Initiative Littered with Problems*, ALBANY TIMES-UNION (March 9, 2009); *Green Jobs Won't End the Recession*, DULUTH (MINN.) NEWS-TRIBUNE (March 9, 2009) & MOLINE (IL) SUNDAY DISPATCH (March 8, 2009); *Enthusiasm for plan hides big flaws in data*, HONOLULU SUNDAY ADVERTISER (March 8, 2009); *Data on green jobs is flawed impact is offset by other lost jobs*, LEXINGTON (KY) SUNDAY HERALD-LEADER (March 8); *Green jobs initiatives' flaws are three-fold*, GREEN BAY (WI) SUNDAY PRESS-GAZETTE (March 8, 2009); *Green jobs won't do much to end recession*, BILLINGS (MT) SUNDAY GAZETTE (March 8, 2009), JANESVILLE (WI) GAZETTE (March 7, 2009), and LA CROSSE (WI) SUNDAY TRIBUNE (March 8, 2009); *Stimulus and 'green jobs' won't do much to end recession*, ANNISTON (AL) SUNDAY STAR (March 8, 2009); *Does the president's stimulus package rely too heavily on feel-good "green jobs"?*, KANSAS CITY STAR (March 7, 2009); *Green Jobs make environmentalists smile, but silly grins won't end recession*, CANADA FREE PRESS (March 5, 2009) and HAWAII REPORTER (March 5, 2009).
- *Tapping Energy Reserves Will Help Spur Economic Recovery*, FRESNO SUNDAY BEE (Feb. 1, 2009) and ST. THOMAS (VI) DAILY NEWS (Feb. 2, 2009); *Drilling Can Be Environmentally Responsible*, ALBANY TIMES-UNION (Jan. 28, 2009); *Tapping Energy Reserves Will Help Spur Recovery*, JANESVILLE (WI) GAZETTE (Jan. 24, 2009); *Tapping Energy Speed Economic Rebound*, PROVO (UT) DAILY HERALD (Jan. 24, 2009);
- *Windfall tax would make U.S. oil companies uncompetitive*, FRESNO SUNDAY BEE (Jan. 4, 2009); *Obama was wise to shun foolish fee*, HOUSTON SUNDAY CHRONICLE (Jan. 4, 2009); *A Cleaner Environment Requires Stronger Economies*, BOISE STATESMAN (Jan. 6, 2009); *Idea was bad even before price drop*, PUEBLO (COLORADO) SUNDAY CHIEFTAIN & STAR-JOURNAL (Jan. 4, 2009); *Oil windfall profits tax would have killed economic recovery*, ABERDEEN (SOUTH DAKOTA) SUNDAY AMERICAN-NEWS (Jan. 4, 2009).
- *Wealthy Nations Shouldn't Have to Subsidize Full-Throttle Economies Like China*, KANSAS CITY STAR (Dec. 22, 2008). Also published as *Subsidizing other nations' emissions cuts is truly delusional*, DES MOINES SUNDAY REGISTER (Dec. 21, 2008); *Subsidizing developing nations to cut global warming emissions is delusional*, JANESVILLE (WI) GAZETTE (Dec. 20, 2008); *Subsidizing emissions cuts delusional*, WAPAKONETA (OH) DAILY NEWS (Dec. 20, 2008); GRAND FORKS (ND) HERALD (Dec. 30, 2008), TALLAHASSEE DEMOCRAT (Dec. 29, 2008), KANSAS CITY SUNDAY STAR (Dec. 28, 2008), HARTFORD SUNDAY COURANT (Dec. 28, 2008), CHARLESTON (WV) SUNDAY GAZETTE (Dec. 28, 2008), KEENE (NH) SENTINEL (Dec. 27, 2008), and OGDEN (UT) STANDARD (Dec. 26, 2008); ROCHESTER (MN) POST-BULLETIN (Dec. 26, 2008); CANADA FREE PRESS (TORONTO) (Dec. 19, 2008); *Global warming subsidies are delusional*, PUEBLO (COLORADO) SUNDAY CHIEFTAIN & STAR-JOURNAL (Jan. 11, 2009); *A cleaner environment requires stronger economies*, BOISE IDAHO STATESMAN (Jan. 6, 2009).
- *McCain will tap our vast energy reserves*, WICHITA EAGLE (Oct. 23, 2008), KOKOMO (IN) SUNDAY TRIBUNE (OCT. 30, 2008), and KANSAS CITY STAR (Oct. 20, 2008);

- McCain will quickly tap oil and gas reserves and speed nuclear*, EUREKA (CALIF.) REPORTER (Oct. 20, 2008); *McCain will tap our oil reserves and speed construction of safe nuclear plants*, SACRAMENTO BEE (Oct. 17, 2008), RALEIGH NEWS & OBSERVER (Oct. 17, 2008), KENNEWICK (WISC.) TRI-CITY HERALD (Oct. 17, 2008), ANCHORAGE DAILY NEWS (Oct. 17, 2008), ROCK HILL (S.C.) HERALD (Oct. 17, 2008), BELLINGHAM (WASHINGTON) HERALD (Oct. 17, 2008), BELLEVILLE (ILLINOIS) NEWS-DEMOCRAT (Oct. 17, 2008), WAPAKONETA (OHIO) DAILY NEWS (Oct. 17, 2008), BLUFFTON (SC) SEA ISLAND PACKET (Oct. 17, 2008), and MODESTO BEE (Oct. 17, 2008); *PLAIN DEALER (CLEVELAND) (Oct. 17, 2008); McCain's Taps Domestic Oil, Gas; Will Build Nuclear Plants*, LA CROSSE (WI) SUNDAY TRIBUNE (OCT. 26, 2008).
- *What Rankings Don't Say* (with William D. Henderson), NATIONAL LAW JOURNAL (April 14, 2008).
  - *Can people help reduce global warming by buying carbon offsets? Unlikely*, COLUMBUS DISPATCH (Dec. 24, 2007). Also published as *How big is your footprint?* AKRON BEACON JOURNAL (Dec. 21, 2007); HOUSTON SUNDAY CHRONICLE, MODESTO SUNDAY BEE; MCCLATCHY-TRIBUNE NEWS SERVICE.
  - *Energy Mythology*, WASHINGTON TIMES (July 5, 2007).
  - *The New Math of Legal Education*, (with William D. Henderson), THE AMERICAN LAWYER (June 22, 2007).
  - *Plan borrows from past failures noted for price hikes, scandals*, CHARLOTTE OBSERVER (May 28, 2007). Also published as *Obama's plan borrows from past failures*, FRESNO SUNDAY BEE (June 3, 2007); *Proposal would repeat mistakes of the past*, TRENTON (NJ) SUNDAY TIMES (May 27, 2007); *Program would mimic other costly failures*, LEXINGTON (KENTUCKY) SUNDAY HERALD-LEADER (May 27, 2007); *Obama not realistic in his quest for an oil-free America this century*, CHARLESTON (W.VA.) SUNDAY GAZETTE-MAIL (May 27, 2007); *His plan borrows from failures, price hikes, scandal*, ANNISTON (ALABAMA) SUNDAY STAR (May 27, 2007).
  - *Gore's Plan Would Divide America into Have, Have not's*, CHARLOTTE OBSERVER (April 23, 2007). Also published as *His plan would shatter U.S. economy*, FRESNO SUNDAY BEE (April 29, 2007); *Gore's ideas would doom U.S. economy*, PUEBLO SUNDAY CHIEFTAN AND STAR-JOURNAL (April 29, 2007); *Gore plan would shatter U.S. economy*, Provo Daily Herald (April 26); *Gore plan would shatter U.S. economy*, AUGUSTA (GA) CHRONICLE (April 23, 2007); *Gore's global warming plan would wreak economic havoc*, IDAHO SUNDAY STATESMAN (April 22, 2007); *Gore's plan flunks Econ 101*, KANSAS CITY SUNDAY STAR (April 22, 2007); *His solutions would shatter the U.S. economy*, CHARLESTON (W.VA.) SUNDAY GAZETTE-MAIL (April 22, 2007); *Plan would shatter U.S. economy*, NEWPORT (R.I.) DAILY NEWS (April 23, 2007); *Plan would shatter economy*, ARKANSAS DEMOCRAT GAZETTE (April 21, 2007); *Should we warm up to Gore? No: His costly plan would shatter the economy*, EAU CLAIRE (WI) SUNDAY LEADER-TELEGRAM (May 6, 2007); *Gore's plan would shatter U.S. economy*, TRAVERSE CITY (MI) RECORD-EAGLE (April 21, 2007).
  - *People need to be able to choose heavier, safer cars if they want*, COLUMBUS DISPATCH (Feb. 5, 2007). Also published as *Fuel standards don't work, yet increase highway deaths*, Charlotte Observer (Feb. 5, 2007); *CAFE standards don't work*, GRAND FORKS (N.D.) HERALD (Feb. 3, 2007); *Get rid of lethal CAFE standards*,

- MONTEREY COUNTY HERALD (Feb. 3, 2007); *Say 'no thanks' to tougher mileage rates*, FRESNO SUNDAY BEE (Feb. 11, 2007)..
- *Tax on Fuels is a Tax on Everything*, Spokane Spokesman Review (Nov. 20, 2006). Also published as *Transportation Tax Would Impose Extra Costs on Everything*, CHARLOTTE OBSERVER (Nov. 20, 2006); *Carbon Tax Will Raise Prices Across the Board*, DULUTH NEWS-TRIBUNE (Nov. 20, 2006); *Taxing Carbon? Think Again*, PITTSBURGH SUNDAY TRIBUNE REVIEW (Nov. 19, 2006); *Tax Carbon? Tax Everything!*, CHARLESTON (W.VA.) SUNDAY GAZETTE (Nov. 19, 2006); *Levy Would Hurt Poor, Offers No Sure Good Results*, MYRTLE BEACH SUN NEWS (Nov. 17, 2006).
  - *Plan provides cover for pay raises but gives poor false hopes*, CHARLOTTE OBSERVER (Aug. 14, 2006). Also published as *Raising the minimum wage would be a cruel hoax because it would price more low-skilled people out of the job market*, KANSAS CITY SUNDAY STAR (Aug. 13, 2006); *Low-skill labor loses when wages go up*, CAPITAL TIMES & WISCONSIN STATE JOURNAL (Aug. 13); *Raising false hopes for the poor*, AKRON BEACON JOURNAL (Aug. 11); *A mirage for poor*, FORT WORTH STAR TELEGRAM (Aug. 11).
  - *Wal-Mart wins one for us all*, FORT WORTH STAR TELEGRAM (July 24, 2006). Also published as *State law mandating Wal-Mart benefits is unfair*, KANSAS CITY STAR (July 26, 2006) and *Wal-Mart ruling helps consumers*, LAWRENCE [KANSAS] JOURNAL WORLD (July 24, 2006).
  - *Law Profs Throw SALT on 9/11 Wounds*, WALL STREET JOURNAL (Nov. 12, 2001).
  - *Recent Supreme Court Rulings Remove Power from Montanans*. THE MISSOULIAN (Missoula, Montana) (Sunday, November 21, 1999). Also published in the *Butte Weekly* as "State Supreme Court's Power Grab" and in *The Big Timber Pioneer*.
  - *Markets Need A Hidden Fist? It Just Ain't So!* 49 THE FREEMAN: IDEAS ON LIBERTY 6-7 (August 1999).
  - *The Wild Wild Internet*. THE PLAIN DEALER (Cleveland), June 16, 1997.
  - *With lawyers in ample supply, Ohio should quit subsidizing their education*. COLUMBUS DISPATCH, October 17, 1995.

### ***Working Papers***

- *Hedgerow Economics: The Marriage of Green Policy and Regulation* (with Nathaniel Stewart).
- *The Survival of a "Relic of Pioneer Days": The Political Economy of Mining Law "Reform"* (with Roger E. Meiners and Andrew Dorchak).

### ***Teaching***

- Administrative Law (Summer 1993, Fall 1993; Spring 1997; Fall 1998; Fall 2007; Spring 2009).
- Business Associations (Fall 2002, Spring 2004, Fall 2004; Fall 2005).
- Competition and Public Policy (undergraduate) (Spring 1993).

- Cooperation, Economics and Law (seminar with Sue Helper, Economics Department) (Fall 1994, Spring 1996; Spring 1997).
- Economics of Rock and Roll (5 week New Student seminar with Rich Parkin, Economics Department) (Fall 1994, Fall 1995).
- Employment Law (Fall 1992).
- Environmental Economics (undergraduate) (Spring 1996; Spring 1998; Spring 2000).
- Finance, Corporate Governance and Law (seminar, cross-listed with Banking and Finance Department) (Fall 2004).
- Firearms Regulation (Fall 2001, Fall 2003, Spring 2005; Fall 2008).
- International Business Organizations: The Cayman Islands (co-taught with Craig Boise 2004-2006) (Spring 2004; Spring 2005, Spring 2006; Spring 2007).
- International Business Transactions: Hong Kong & Macau (Fall 2008).
- International Economic Integration (seminar) (Fall 1995; Fall 1998; Fall 2000; Fall 2001).
- Law and Economics (Spring 1993, Spring 1994, Spring 1995).
- Law and Economics (undergraduate) (Spring 1994, Spring 1995; Spring 1997; Spring 1998; Spring 1999).
- Property (Spring 1998; Spring 1999; Spring 2000; Spring 2001; Spring 2002, Spring 2003, Spring 2005; Spring 2008; Fall 2008).
- Regulatory Law and Policy (Fall 1995).
- Remedies in Employment Law (seminar) (Fall 2008).
- Selected Problems in Environmental Law and Policy (with Wendy Wagner, Melvin Durschlag, Christine Corcos) (Fall/Spring 1994/95, Fall/Spring 1995/96).

## ***Service***

### *University of Illinois*

- Curriculum Committee (chair), 2007-2008, 2008-2009.
- University Licensing Advisory Committee, 2007-2008.
- Visioning Committee, Summer 2008.
- Bazzani Lecture Series Committee, 2007-2008, 2008-2009.

### *Case Western Reserve University*

- Law School Community Committee, 2004-2005.
- Associate Dean, 2000-2003.
- Promotion and Tenure Committee. 1998/99, Spring 2000; 2003/2004.
- Chair, Ad Hoc Committee on Rankings, 2003.
- CWRU Program Director, FIPSE Grant for Mobility in North American Education (Consortium of nine law schools in the United States, Canada, and Mexico). 1996-1999.
- Law School Colloquia Committee. 1996/97; 1997/98.

- Law School Appointments Committee. 1997/1998; 1998/99 (Chair); 2000/2001; 2001/2002; 2002/2003.
- International Law Center Steering Committee. 1996/97.
- University Parking Committee. 1997/98.
- Law School Clinical Promotion Committee. 1996/97.
- Law School Priorities and Communication Committee. 1995/96; 1994/95.
- Law School Dean Search Committee. 1995/96.
- University Environmental Studies Steering Committee. 1995/96.
- Ad Hoc Law School Committee on International Programs. 1994/95.
- Law School Curriculum Committee. 1994/95.
- University Center for Teaching Excellence Advisory Committee. 1994/95.
- Law School Admissions Committee. 1993/94; 1994/95.

### *Other*

- Member, Mont Pelerin Society, 2008 to date.
- Witness on Illinois Administrative Law, Illinois House of Representatives, Special Investigative Committee Investigating Gov. Rod Blagojevich, Dec. 18, 2008.
- Fellowships & Grants
  - Research Grant, Earhart Foundation. Fall 1999.
  - Salvatori Fellow, Heritage Foundation, June 1995.
  - Bradley Fellowship to Mont Pelerin Society General Meeting 1994, Cannes, France.
- Scholarly, Public Lecture, & Professional Meeting Presentations
  - “Environmentalism as a Religion,” Provocative Lecture Series, San Jose State University, May 2009.
  - “Green Jobs, Myth or Reality?” Manatee College of Business, University of South Florida – Sarasota, April 2009.
  - “Free Market Environmentalism,” Fordham Federalist Society, February 2009.
  - “Common Law, Property and Federalism,” The Road to Harmonious Development: 30 Years of Chinese Economic Reform, Renmin University, Beijing, China (cosponsored by the Cato Institute), November 2008.
  - “The Market for Legal Education,” Baylor Pre-Law Society, November 2008.
  - “Regulation by Litigation,” International Policy Network, August 2008.
  - “Regulation by Litigation,” Adam Smith Club Annual Banquet, Campbell University, April 2008.
  - “Massachusetts v. EPA,” The Supreme Court: Past and Prologue – A Look at the October 2006 and October 2007 Terms, Cato Institute Center for Constitutional Studies, September 2007.



- “Lessons from History for IP” (with Craig Nard), International Policy Network, London (March 2007).
- “Interest Groups and Institutions in Patent Law from 1790-1870,” Economic History Society meeting, Exeter, UK (with Craig Nard). March 2007.
- Commenter, Mont Pelerin Society General Meeting, Guatemala (2006).
- Centro para Análisis de las Decisiones Públicas at Universidad Francisco Marroquín seminar Naturaleza Humana: ¿Destructor o Creadora? Presentations on Mining Law: Lessons from the U.S. Experience and Water and Markets
- Panelist, Law of the Sea, Competitive Enterprise Institute and Universidad Francisco Marroquín’s conference on “Empowering Green Bureaucrats: How Multilateral Environmental Agreements Threaten National Sovereignty and Hurt the World's Poor,” in Guatemala City on Nov. 5, 2006
- “The Law of the Sea,” Empowering Green Bureaucrats conference, cosponsored by Universidad Francisco Marroquín, Guatemala, and the Competitive Enterprise Institute, held in Guatemala, Nov. 2006.
- “The Survival of a ‘Relic of Pioneer Days’: The Political Economy of Mining Law Reform,” International Society for New Institutional Economics, Boulder, Colorado. Oct. 2006.
- Remin University of China, Beijing, China, “Sustainable Development & Property Rights Protection in Mining: Lessons from the U.S. Experience” (2006).
- Lion Rock Institute, Hong Kong, Offshore Financial Centers (2006).
- Cato University: Europe Meets America: Property Rights in the New World; The Economics of Property Rights; Miners, Vigilantes, & Cattlemen: Property Rights on the Frontier; & Intellectual Property: What’s a Good Classical Liberal To Do? (2006).
- Case Public Policy Lunch, “What’s Wrong With Gasoline Markets” (2006).
- Resources for the Future, Clean Diesel Panel Discussion, First Wednesday Series (2006).
- Environmental Policy Issues Seminar, Office of Personnel Management, Eastern Management Development Center, 3 lectures on “An Introduction to Free Market Environmentalism” (2006).
- The Water Revolution: Practical Solutions to Water Scarcity, American Enterprise Institute, Panelist (2006).
- N.Y.U. Center for Labor and Employment Law,
- Precious, Worthless, or Immeasurable: The Value and Ethic of Water, Texas Tech University School of Law (Fall 2005).
- Panelist, International Air Transport Association, AVSEC 2005, Geneva, Switzerland (Fall 2005).
- Panelist, Rumsfeld v. FAIR: Exploring the Solomon Amendment Challenge, Boston College (Fall 2005).
- Sorptive Minerals Institute, Senior Manager’s Forum, Washington, DC (Fall 2005).

- International Atlantic Economic Association (Fall 2005).
- The Power of Stories, Gloucester, UK (Summer 2005).
- Southeastern Association of Law Schools (Summer 2005).
- N.Y.U. Center for Labor and Employment Law, Annual Conference (Spring 2005).
- Sorptive Minerals Institute, Spring Forum, Orlando (Spring 2005).
- University of Illinois, Program for Law and Philosophy, "The Moral Bindingness of Promises" (Winter 2005).
- Southern Economic Association (2004).
- Southern Economic Association (2003).
- Western Legal History Panel, American Society for Legal History, Fall 2000.
- Applications of Public Choice Theory to Economic History Conference, Wake Forest University Department of Economics, March 1999.
- American Political Science Association, Trial Courts Panel, September 1998 (with Gregory C. Sisk and Michael Heise).
- Southern Economic Association, Fall 1997, Polycentric Law.
- 1996 James R. Browning Symposium on *The Militia: Constitutional and Criminal Law Perspectives*, University of Montana School of Law, October 1996.
- Texas Law Review Symposium on the Changing Workplace, Austin, Texas, November 1995.
- Academic Workshops
  - University of Alabama, School of Law, February 2009.
  - State Responses to *Kelo*, Baylor University Economics Department, November 2008.
  - Clinical Legal Education and Access to Justice, NYU Institute for Judicial Administration Research Conference on Access to Justice: Empirical Perspectives, November 2008.
  - George Mason University Faculty Workshop, Change, Dependency, and Regime Flexibility in Offshore Financial Intermediation: The Saga of the Netherlands Antilles, \_\_ 2008.
  - Free Market Environmentalism, Waseda University Law School, Tokyo, Japan, July 2008.
  - Free Market Environmentalism, Ewha Women's University Law School, Seoul, Korea, July 2008.
  - "Restrictions on Multijurisdictional Practice," Global Labor and Employment Law for the Practicing Lawyer, NYU Center for Labor and Employment Law, June 2008.
  - The Future of Mobile Source Regulation, Institute for Government & Public Affairs Research Conference, University of Illinois, March 2008.
  - Legal Education in North Carolina, North Carolina State University Economics, Society for Economics, Politics and Law, February 2008.
  - Pope Center for Higher Education (with William Henderson), February 2008.
  - Law School Rankings. AALS General Meeting. Jan. 2007.

University of Texas at Austin, School of Law, Law & Economics Workshop, Regulation of Silica & Legal Scholarship (2006).  
University of California, Santa Barbara, Department of Economics, Takings Conference, "The State Response to Kelo" (2006).  
International Policy Network, London, Mining Law (2005).  
International Policy Network, London: Common Law and the Environment (2005).  
University of Illinois, College of Law (2005).  
The Next Generation of Law School Rankings, Indiana University School of Law (2005).  
International Policy Network, London: A Free Market Perspective on Mining Law (2005).  
Centro Henry Hazlett, Universidad Francisco Marroquín (2004).  
William & Mary Law School Environmental Law Conference (2003).  
CEIS, Universidad Francisco Marroquín (2003).  
Centro Henry Hazlett, Universidad Francisco Marroquín (2003).  
Universidad del Valle, Guatemala (2003).  
Association of Private Enterprise Education Annual Meeting (2003).  
Tulane Law School Environmental Law Conference (2002).  
Southern Economic Association Annual Meeting (2002).  
Association of Private Enterprise Education Annual Meeting (2002).  
NYU Labor and Employment Workshop (2001)  
Association of Private Enterprise Education Annual Meeting (2001).  
Cornell Law School (Spring 2001).  
Montana State University, Department of Agricultural Economics and Economics (Fall 1999).  
George Mason University Law School (Fall 1998).  
Cornell Law School (Spring 1998).  
CWRU-CSU-Akron Joint Theory Workshop (Spring 1997).

- Liberty Fund, Inc. Programs

Director, The Economics of Religion, May 2009.  
Discussion Leader, Lex Mercatoria and Liberty, Then and Now, March 2009.  
Participant, Liberty, Property and Exchange in Classical Political Thought, February 2009.  
Participant, Law Roundtable, February 2009.  
Participant, Law and Liberty in China and Japan, January 2009.  
Discussion Leader & Panelist, Liberty & Choice, High School Teacher program cosponsored by the Foundation for Teaching Economics, December 2008.  
Participant, Freedom and Law in Sophocles and Aeschylus, October 2008.  
Participant, Religious Liberty and Pluralism, September 2008.  
Participant, Liberty & the Environment, June 2008.  
Participant, Liberty and Responsibility in the Writings of Justice Oliver Wendell Holmes, May 2008.

Discussion Leader, Private Property, Government Takings, and Individual Liberty, February-March 2008.

Discussion Leader, Property, Freedom and Prosperity, February 2008.

Participant, Capitalism, Freedom and Religion, January 2008.

Co-Director/Co-Discussion Leader, Liberty, Economics and Institutions in the Not So Wild West, September 2007.

Participant, Liberty and Responsibility in Frank Norris' *McTeague*, June 2007.

Director, Liberty and Responsibility in the Literature of Frontiers: Sagas and Westerns, May 2007.

Director, Liberty, Constitutionalism and Economic Development, February 2007.

Director, Freedom and Individual Responsibility at the Intersection of Christianity and Economics, February 2007.

Participant, Urban Political Economy, Economic Development, Free Markets and Individual Liberty, January 2007.

Participant, Revolution, Democracy, and Property Rights in Totalitarian Thought, January 2007.

Director, Liberty, Constitutionalism, and Economic Development, February 2007.

Director, Christianity and Economics, February 2007.

Discussion Leader, Liberty, Responsibility, and Economics in Islamic Thought, April 2006.

Discussion Leader, Property, Freedom and Prosperity, March 2006.

Discussion Leader, Liberty, Happiness, and the Use of Knowledge, March 2006.

Participant, Liberty & Responsibility in the Films of John Ford, March 2006.

Director, Freedom and Responsibility on the Frontier, February 2006.

Director, The Law and Economics of Popular Justice in the American West, May 2005.

Discussion Leader, Liberty and Authority in the Writings of George Orwell, March 2005.

Discussion Leader, Civil Liberties in Wartime, January 2005.

Director, New Utopias in Science Fiction, November, 2004.

Director, The Economics of Knowledge and the Knowledge Problem, August, 2004.

Discussion Leader, Private Neighborhood Associations and Liberty, June, 2004.

Discussion Leader, Seminar on H.H. Munro's *When William Came*, May, 2004.

Director, Liberty and Responsibility in the Literature of Frontiers: Sagas and Westerns, February 2004.

Participant, Science and Freedom, December 2003.

Director, Public Finance & Public Choice: Two Contrasting Visions of the State, November 2003

Participant, Fantasies of Freedom: Liberty and Utopianism in Swift and Butler, June 2003.

Participant, Liberty and Republican Government in the Political Writings of John Adams, May 2003.

Participant, Frontier, Liberty and Responsibility in Western and Science Fiction Novels and Films, January 2003.

Director, The Writings of Robert Heinlein, December 2002.  
Director, The American Codification Debate, November 2002.  
Discussion Leader, The Development of Order and Liberty in Markets and Society, October 2002.  
Participant, Individuality and Heroism in the Icelandic Sagas, August 2002.  
Co-Discussion Leader, Liberty and the Nature of Law, July 2002.  
Discussion Leader, Environmentalism, Freedom and Responsibility, June 2002.  
Participant, The Book of Job and Human Imagination, October 2001.  
Discussion Leader, Liberty and the Nature of Law, July 2001.  
Director, Roman Law and Liberty Colloquium. May 2001.  
Director, The Evolution of Property Rights in the American West Colloquium. October 2000.  
Participant, Secession, Revolution, and Liberty in the Political Thought of Abraham Lincoln Colloquium. June 15-18, 2000.  
Participant, *Law, Legislation and Liberty* by Friedrich Hayek Colloquium. July 1999.  
Participant, Law, Liberty, and Moral Responsibility Colloquium. March 1999.  
Participant, Property: New and Old Colloquium. December 1998.  
Participant, American Judicial Interpretation, Liberty, and Responsibility Colloquium. November 1998.  
Participant, Summer Institute. July-August 1998.  
Participant, Liberty and the Market in J.S. Mill's *Principles of Political Economy* Colloquium. March 1998.  
Co-Discussion Leader, Student Colloquium on Liberty and the Law. March 1998.  
Participant, Free Market Environmentalism Colloquium. December, 1997.  
Participant, Richard Epstein's *Simple Rules for a Complex World* Colloquium. November 1995.  
Participant, Liberty, Law and Social Order, October 1991.

- Political Economy Research Center Programs
  - Participant, Political Economy Forum on Agriculture and the Environment. November 2001.
  - Participant, Political Economy Forum on Technology and Property Rights. December 1999.
  - Co-Director, Political Economy Forum on the Common Law and the Environment. October 1998.
  - Participant, Political Economy Forum on Environmental Federalism. June 1996.
  - Participant, Political Economy Forum on Tradable Water Rights. June 1995.
- Foundation for Research on Economics and the Environment Programs
  - Presenter, Environmental Stewardship for Religious Leaders, "The Tragedy of the Commons," September 2008.
  - Participant, Terrorism, Energy & Civil Society, September 2005.
- Foundation for Economic Education Programs

Lecturer, Applying Liberty Seminar, June 2008.

Lecturer, Advanced Seminar, August 1998; August 1999.

- American Institute for Economic Research Programs  
Speaker, Summer Fellowship Program, June 2008.
- Federalist Society Student Chapter Presentations  
Free Market Environmentalism, Fordham University, February 2009.  
Free Market Environmentalism, University of Iowa, February 2009.  
Free Market Environmentalism, Drake University, February 2009.  
Free Market Environmentalism (debate), Temple University, April 2008.  
Solomon Amendment's Constitutionality (debate), University of Pennsylvania Law School, debate on the Solomon Amendment co-sponsored by the Lambda Legal Society.
- The Fund for American Studies Programs  
Economics lecturer (11-14 lectures), Asia Institute for Political Economy, Hong Kong, 2006; 2007; 2008.  
Economics lecturer (7-9 lectures), International Institute for Political and Economic Studies, Crete, 2006; 2007; 2008.
- Universidad Francisco Marroquín, Guatemala City, Guatemala.  
Lecturer, 10 lectures on Law & Economics, July 2001.  
Lecturer, 10 lectures on Law & Economics, July 2000.
- Media & Public Appearances  
  
WCIA-TV guest, Champaign, Illinois, December 22, 2008 (impeachment of Gov. Rod Blagojevich). Altria Group v. Good, SCOTUScast, Federalist Society, October 2008.  
WILL TV, For the People: Energy, October 2008.  
WILL TV, For the People: Primary Focus, Energy, January 2008.  
WVHU AM 800, Tom Roten Morning Show, West Virginia May 2008 (gasoline pricing).  
Berg in the Morning, statewide Montana radio show, Sept. 2007 (energy).  
WLW-700 (Cincinnati) & XM Radio, Mike McConnell Show, July 2007, (gasoline prices).  
WJBC guest, Bloomington, Illinois, June 2007 (gasoline pricing).  
Guest, Good Morning Guatemala, June 2003.  
Moderator, Law Week Debate on *Should the Field Civil Code Be Repealed?*, Montana Law Review, Missoula, Montana, April 2000.  
Guest, Today in Montana, KGVO 1290 AM, Missoula, Montana, November 1999 (discussing recent state supreme court decisions and judicial restraint).  
Guest, Today in Montana, KGVO 1290 AM, Missoula, Montana, November 4, 1997 (discussing militia and Montana history).

Speaker, Cato Institute Benefactors' Summit, Cayman Islands, February 1998.  
Speaker, Liberty and Law Seminar, Institute for Humane Studies, February 1998.  
Lecturer, American Idea Seminar, Free Enterprise Institute, Houston, Texas, June 1997.

- Institute for Humane Studies Programs  
Seminar Leader, Liberty & Society Seminars, Summer 1996, Summer 1995, Summer 1994, and Summer 1993.  
Panelist, Career Development Workshops.
- Consulting & Expert Witness Experience  
Advisor, Viceministerio Carolina Roca, Guatemalan Ministerio de Energia y Minas (provided information for revision of mining law).  
Expert witness, Gold, Schwartz & Co., *U.S. v. Schreiber* (criminal sentencing) 1999.  
Expert witness, Brouse McDowell, *Dover Chemical v. Cohen* (environmental liability) 1999.  
Consultant, New Zealand Institute for Economic Research, Auckland, New Zealand (labor and employment law) (with William T. Bogart), 1996-1997.
- Dennis J. Jenks Memorial Award for Administrator of the Year, Spring 2002.
- Nominated for the Carl F. Wittke Award for Excellence in Undergraduate Teaching, Spring 1997.
- Girl Scout Leader  
Junior/Cadette Girl Scout Troop 1286, Ruffing Montessori School, Cleveland Heights, Ohio, Fall 1997 to Spring 2001.  
Brownie Troop 1205, Ruffing Montessori School, Cleveland Heights, Ohio, Spring 2000 to Spring 2001.  
Cookie Chair. Girl Scout Troop 785, Columbia Station, Ohio, 2002, 2003, 2004.
- *Board Memberships*  
  
Education Board, The High School of St. Thomas More, Champaign, Illinois, Fall 2008 to date.  
Building Committee, St. Nicholas Antiochian Orthodox Church, Urbana, Illinois. 2007-present.  
Editorial Board, *Electronic Journal of Sustainable Development*, Summer 2006 – present.  
Association of Private Enterprise Education, Spring 2002 to Summer 2003.  
Center for Leadership in Education, Elyria, Ohio, Spring 2002 to Spring 2004.  
Lorain County Habitat for Humanity, Spring 2002 to Fall 2004.  
Heartland Circle, Wellington, Ohio, Spring 2002 to Spring 2004.  
Ohio Virtual Academy, Toledo, Ohio, Fall 2002 to Fall 2003.