

JENNIFER H. ARLEN
Norma Z. Paige Professor of Law
Director, NYU Program on Corporate Compliance and Enforcement
New York University School of Law

EXPERIENCE

NEW YORK UNIVERSITY SCHOOL OF LAW

Norma Z. Paige Professor of Law, 2003 - present; Professor of Law, 2002-03.
Founder/Director, NYU Program on Corporate Compliance and Enforcement
Director, Center for Law, Economics and Organizations

HARVARD LAW SCHOOL

Eli Goldston Visiting Professor of Law, Fall, 2006.

YALE LAW SCHOOL

Visiting Professor of Law, 2001-2002

CALIFORNIA INSTITUTE OF TECHNOLOGY

Visiting Professor, Winter 2001.

UNIVERSITY OF SOUTHERN CALIFORNIA LAW SCHOOL

Ivabelle and Theodore Johnson Professor of Law & Business, 1997-2002;
Professor of Law, 1994-97; Visiting Professor of Law, 1993-94.

UNIVERSITY OF CALIFORNIA AT BERKELEY SCHOOL OF LAW

John M. Olin Fellow in Law & Economics, Fall 1991.

EMORY UNIVERSITY SCHOOL OF LAW

Associate Professor, 1991-94; Assistant Professor, 1987-1991.

Honorable Phyllis A. Kravitch, Law Clerk, 1986-87.

U.S. Court of Appeals, Eleventh Circuit

Davis Polk & Wardwell, Summer Associate, Summer 1985

New York, New York

Honorable Charles P. Sifton, Summer Intern, Summer, 1984

U.S. District Court, Eastern District of New York

EDUCATION

NEW YORK UNIVERSITY, Ph.D. in Economics, 1992

Fields: Industrial Organization, Law and Economics.

Dissertation: *An Economic Analysis of Tort Damage and Liability Rules*.

C.V. Starr Center Publication Award (best publishable article by economics graduate student), 1991.

Developmental Fellowship (Economics Department's highest merit scholarship award).

NEW YORK UNIVERSITY SCHOOL OF LAW, J.D., 1986 (Order of the Coif)

New York University Law Review, Articles Editor.

Paul Kaufman Award (best Law Review Note), 1986; American Jurisprudence Award (Contracts).

HARVARD COLLEGE, B.A., 1982 (*Magna Cum Laude* in Economics)

Thesis: *Feasibility Study of the Navajo Tribe's Proposed Electrical Generating Station*.

The Harvard Crimson, Editor on the News Board.

Research Grants from Harvard Institute of Politics, Radcliffe College, and Education for Action.

PUBLICATIONS

WORK IN PROGRESS

Expanding Corporate Criminal Liability Overseas: Adjusting for Differences in Legal Regimes (Draft) (with Samuel Buell).

Structuring Corporate Criminal Liability and Bounties to Deter Corporate Misconduct by Closely-held Companies, in RESEARCH HANDBOOK ON NEGOTIATED SETTLEMENTS (Tina Soreide ed.).

BOOKS

RESEARCH HANDBOOK ON CORPORATE CRIME AND FINANCIAL MISDEALING (Jennifer Arlen ed. 2018).

RESEARCH HANDBOOK ON THE ECONOMIC ANALYSIS OF TORTS (Jennifer Arlen ed., 2013).

EXPERIMENTAL LAW AND ECONOMICS (Jennifer Arlen & Eric Talley eds., 2008).

ARTICLES AND CHAPTERS (by subject area)

EXPERIMENTAL AND BEHAVIORAL LAW AND ECONOMICS

Strategic Bias Shifting: Herding as a Behaviorally Rational Response to Regret Aversion, 7 JOURNAL OF LEGAL ANALYSIS 517 (Symposium Issue, 2015) (with Stephan Tontrup).

Does the Endowment Effect Justify Legal Intervention: The Debiasing Effect of Institutions, 44 JOURNAL OF LEGAL STUDIES 143 (2015) (with Stephan Tontrup).

Introduction to Experimental Law and Economics, in EXPERIMENTAL LAW AND ECONOMICS (Jennifer Arlen & Eric Talley ed., 2008) (with Eric Talley).

Endowment Effects within Corporate Agency Relationships, 31 JOURNAL OF LEGAL STUDIES 1 (2002) (with Matt Spitzer and Eric Talley).

The Future of Behavioral Economics and the Law, 51 VANDERBILT LAW REVIEW 1765 (1998).

CORPORATE LIABILITY FOR MISCONDUCT

Does Conviction Matter? The Reputational and Collateral Effects of Corporate Crime (with Cindy Alexander), 87-147 in RESEARCH HANDBOOK ON CORPORATE CRIME AND FINANCIAL MISDEALING (Jennifer Arlen ed., 2018).

Forward: The Important Role of the World Bank's Sanctions Regime in Deterring Foreign Corruption, in Stefano Manacorda and Constantino Grasso, FIGHTING FRAUD AND CORRUPTION AT THE WORLD BANK: A CRITICAL ANALYSIS OF THE SANCTIONS SYSTEM (2018).

Corporate Criminal Enforcement in the United States: Using Negotiated Settlements to Turn Potential Corporate Criminals Into Corporate Cops, in CRIMINALITÀ D'IMPRESA E GIUSTIZIA NEGOZIATA: ESPERIENZE A CONFRONTO, (Stefano Manacorda and F. Centonze eds.) Milan, Giuffrè (2018).

Edited version published in Italian as *L'applicazione della Legge Penal-Societaria Negli Stati Uniti: L'Uso delle Transazioni per Trasformare Imprese Potenzialmente*

Criminali in Tutori dell'Orine, 1 ITALIAN REVIEW OF CRIMINAL LAW AND ECONOMICS 1-40 (2018).

Corporate Governance Regulation Through Non-Prosecution, 84 UNIVERSITY OF CHICAGO LAW REVIEW 323 (2017) (with Marcel Kahan).

Prosecuting Beyond the Rule of Law: Corporate Mandates Imposed Through Pretrial Diversion Agreements, 8 JOURNAL OF LEGAL ANALYSIS 191 (2016) (Symposium Issue).

Economic Analysis of Corporate Criminal Liability: Theory and Evidence, in RESEARCH HANDBOOK ON CRIMINAL LAW (Keith Hylton & Alon Harel, ed., 2012).

The Failure of the Organizational Sentencing Guidelines, 66 UNIVERSITY OF MIAMI LAW REVIEW 321 (2012) (Symposium Issue).

Removing Prosecutors from the Boardroom: Deterring Crime Without Prosecutor Interference in Corporate Governance, in PROSECUTORS IN THE BOARD ROOM: USING CRIMINAL LAW TO REGULATE CORPORATE CONDUCT (Anthony Barkow and Rachel Barkow eds., 2011).

The Story of Allis-Chalmers, Caremark, and Stone: Directors' Evolving Duty to Monitor, Chapter 11 in CORPORATE STORIES (J. Mark Ramseyer ed., 2009).

Corporate Criminal Liability in the United States: Using Prosecutorial Discretion to Enlist Corporations' Aid in the War Against Crime, 303-320 in CORPORATIONS AND CRIMINAL JUSTICE: PAST AND FUTURE (Alberto Alessandri ed., 2009).

Beyond Master-Servant: A Critique of Vicarious Liability, Chapter 4 in EXPLORING TORT LAW (M. Stuart Madden ed., 2005) (with W. Bentley MacLeod).

Evolution of Corporate Criminal Liability: Implications for Managers, in LEADERSHIP AND GOVERNANCE FROM THE INSIDE OUT (Jeffrey Sonnenfeld & Robert Gandossey ed., 2004).

Evaluating Trends in Corporate Sentencing: How Reliable Are the U.S. Sentencing Commission's Data? 13 FEDERAL SENTENCING REPORTER 108 (2000) (with Cindy Alexander and Mark Cohen).

The Effect of Federal Sentencing Guidelines on Penalties for Public Corporations, 12 Federal Sentencing Reporter 20 (1999) (with Cindy Alexander and Mark Cohen).

Regulating Corporate Criminal Sanctions: Federal Guidelines and the Sentencing of Public Firms, 42 JOURNAL OF LAW AND ECONOMICS 393 (1999) (with Cindy Alexander and Mark Cohen).

Corporate Crime and Its Control, in NEW PALGRAVE DICTIONARY OF ECONOMICS AND THE LAW (Peter Newman ed., 1998).

Controlling Corporate Misconduct: An Analysis of Corporate Liability Regimes, 72 NEW YORK UNIVERSITY LAW REVIEW 687 (1997) (with Reinier Kraakman).

- Recognized by the **CORPORATE PRACTICE COMMENTATOR** as one of the ten best corporate and securities articles published in 1997.
- Reprinted in Mandarin in ANTHOLOGY OF CORPORATE LAW AND ECONOMICS (Li Qingchi ed.) (Beijing Law Press, 2007).

- Revised version published in German in DIE PRÄVENTIVWIRKUNG ZIVIL-UND STRAFRECHTLICHER SANKTIONEN (Claus Ott & Hans-Bernd Schäfer eds., 1999).

Commentary on Rewarding Whistleblowers: The Costs and Benefits of an Incentive-Based Compliance Strategy, 635, in CORPORATE DECISION-MAKING IN CANADA (Ronald Daniels & Randall Morck ed., 1995).

The Potentially Perverse Effects of Corporate Criminal Liability, 23 JOURNAL OF LEGAL STUDIES 833 (1994).

- Reprinted in CORPORATE GOVERNANCE: LAW, THEORY, AND POLICY (Thomas Joo ed., 2004).

Vicarious Liability for Fraud on Securities Markets: Theory and Evidence, 1992 ILLINOIS LAW REVIEW 691 (with William Carney).

- Reprinted in GOVERNANCE BY LEGAL AND ECONOMIC MEASURES (Andersen, Jensen & Mortensen eds., 1993).
- Reprinted in the SECURITIES LAW REVIEW (Donald Langevoort, ed., 1994).

TORTS AND MEDICAL MALPRACTICE

Economic Analysis of Torts, Chapter 3, in OXFORD HANDBOOK OF LAW AND ECONOMICS (Francesco Parisi ed., 2017)

Economic Analysis of Medical Malpractice Liability and Its Reform, in RESEARCH HANDBOOK ON THE ECONOMICS OF TORTS (Jennifer Arlen ed., 2013).

Reality Check: How Medical Facts Changed Malpractice Liability Theory, in EMPIRICAL STUDIES OF JUDICIAL SYSTEMS (Yun-Chien Chang ed., 2013).

Contracting Over Liability: Medical Malpractice and the Cost of Choice, 158 UNIVERSITY OF PENNSYLVANIA LAW REVIEW 957 (2010).

Private Contractual Alternatives to Malpractice Liability, Chapter 13 in MEDICAL MALPRACTICE AND THE U.S. HEALTH CARE SYSTEM: NEW CENTURY, DIFFERENT ISSUES (William M. Sage & Rogan Kersh ed., 2006).

- Reprinted in MEDICAL MALPRACTICE INSURANCE: AN OVERVIEW (K. Naga Sri Valli, ed., 2007).

Beyond Master-Servant: A Critique of Vicarious Liability, Chapter 4 in EXPLORING TORT LAW (M. Stuart Madden ed., 2005) (with W. Bentley MacLeod).

Torts, Expertise, and Authority: Liability of Physicians and Managed Care Organizations, 36 RAND JOURNAL OF ECONOMICS 494 (2005) (with W. Bentley MacLeod).

- Reprinted in THE ICFAI JOURNAL OF HEALTH CARE LAW (2005).

Malpractice Liability for Physicians and Managed Care Organizations, 78 NEW YORK UNIVERSITY LAW REVIEW 1929 (2003) (with W. Bentley MacLeod).

Tort Damages, in ENCYCLOPEDIA OF LAW & ECONOMICS (Boudewijn Bouckaert and Gerrit De Geest ed., 2000).

Compensation Systems and Efficient Deterrence, 52 MARYLAND LAW REVIEW 1093 (1993).

Should Defendants' Wealth Matter?, 22 JOURNAL OF LEGAL STUDIES 413 (1992).

Liability for Physical Injury When Injurers As Well As Victims Suffer Losses, 8 JOURNAL OF LAW, ECONOMICS & ORGANIZATION 411 (1992).

Book Review: W. Kip Viscusi, Reforming Products Liability, 30 JOURNAL OF ECONOMIC LITERATURE 2170 (1992).

Reconsidering Efficient Tort Rules for Personal Injury: The Case of Single Activity Accidents, 32 WILLIAM & MARY LAW REVIEW 41 (1990).

Reexamining Liability Rules When Injurers As Well As Victims Suffer Losses, 10 INTERNATIONAL REVIEW OF LAW & ECONOMICS 233 (1990).

Note: An Economic Analysis of Tort Damages for Wrongful Death, 60 NEW YORK UNIVERSITY LAW REVIEW 1113 (1985).

CORPORATE GOVERNANCE AND RELATED PUBLICATIONS

The Story of Allis-Chalmers, Caremark, and Stone: Directors' Evolving Duty to Monitor, Chapter 11 in CORPORATE STORIES (J. Mark Ramseyer ed., 2009).

Regulating Post-Bid Embedded Defenses: Lessons from Oracle Versus PeopleSoft, 12 HARVARD NEGOTIATION LAW REVIEW 71 (2007).

Unregulable Defenses and the Perils of Shareholder Choice, 152 UNIVERSITY OF PENNSYLVANIA LAW REVIEW 577 (2003) (with Eric Talley).

- Recognized by the **CORPORATE PRACTICE COMMENTATOR** as one of the ten best corporate and securities articles published in 2004.

Comment: Designing Mechanisms to Govern Takeover Defenses: Private Contracting, Legal Intervention and Unforeseen Contingencies, 69 UNIVERSITY OF CHICAGO LAW REVIEW 917 (2002).

A Political Theory of Corporate Taxation, 105 YALE LAW JOURNAL 325 (1995) (with Deborah Weiss).

- Recognized by the **CORPORATE PRACTICE COMMENTATOR** as one of the ten best corporate and securities articles published in 1995.

Vicarious Liability for Fraud on Securities Markets: Theory and Evidence, 1992 ILLINOIS LAW REVIEW 691 (with William Carney).

- Reprinted in GOVERNANCE BY LEGAL AND ECONOMIC MEASURES (Andersen, Jensen & Mortensen eds., 1993).
- Reprinted in the SECURITIES LAW REVIEW (Donald Langevoort, ed., 1994).

OTHER PUBLICATIONS AND COMMENTARY:

Commentary on Dividend Tax Cuts, Marketplace Radio, January 7, 2002.

Commentary: Controlling Securities Fraud, Marketplace Radio, July, 2002.

Forget New Laws – Fix the Old Ones, LOS ANGELES TIMES, B13 (July 10, 2002).

When Companies Come Clean: Mitigation is Better Than Environmental Audit Privileges, 9 BUSINESS LAW TODAY 46 (Jan/Feb. 2000) (with Reinier Kraakman).

Deterring Corporate Crime, USC LAW MAGAZINE p. 4 (Spring 1998).

A Tribute to Judge Phyllis A. Kravitch, 13 GEORGIA STATE UNIVERSITY LAW REVIEW 347 (1997).

Shielding Audits Will Aggravate Pollution Problems, 17 NATIONAL LAW JOURNAL A23 (Monday, Oct. 3, 1994).

Squeezing Out the Corporate Cash, 16 NATIONAL LAW JOURNAL A17 (Monday, Sept. 20, 1993) (Co-authored with William Carney).

Why the Commission's Proposal Is Not Good Economics, 3 FEDERAL SENTENCING REPORTER 138 (1990).

CONFERENCE AND PAPER PRESENTATIONS

CONFERENCES ORGANIZED:

Organize 2-3 conferences each year on enforcement policy or compliance as faculty director of the NYU Program on Corporate Compliance and Enforcement. Events available at: <http://www.law.nyu.edu/corporatecompliance/events>.

Conference on Deterring Corporate Crime: Effective Principles for Corporate Enforcement, New York University, April 4-5, 2014 (co-sponsored by the American Law Institute).

Business Beyond Borders: Law, Firms and Markets in the U.S. and China, Joint Conference of NYU Law School, Shanghai Jiao Tong University, NYU Stern School of Business, and NYU –Shanghai, Shanghai, China January 17-18, 2014.

Conference on Empirical Legal Studies, New York University, November 2007 (114 papers, 113 discussants and 425 registered attendees).

American Law and Economics Association, Annual Meeting Program Committee, 1999, 2010.

USC/CalTech Conference on Behavioral Economics, Organizations and the Law, 2001.

USC/UCLA Corporate Roundtable (annual conference), 2000, 2001.

CONFERENCE AND PANEL PRESENTATIONS:

Keynote Lecture, Structuring Corporate Liability to Deter Corporate Crime: Potential Promise of Negotiated Resolutions. Conference at Luiss University, Rome, Italy, September, 2018.

Keynote Lecture, Anticorruption Strategies and Compliance in the US Experience, Conference organized by the Italian Ministry of Foreign Affairs, Rome, Italy, September, 2018.

Keynote Lecture, Deterring Corporate Crimes: Promises of and Problems with the U.S. Approach, Conference on Legal Responsibility of Entities for Corruption, Università degli Studi della Campania, Naples, Italy, June, 2018.

Lecture on Experimental Methods, European Conference on Empirical Legal Studies, Leuven, Belgium, May, 2018.

Keynote Lecture, Liability as an Information-Enhancing Mechanism, 2018 Annual Meeting of the American Law and Economics Association, May, 2018.

Moderator and Participant, Panel on Negotiated Settlements, OECD Conference on Planet Integrity: Building a Fairer Society, Paris, France, March, 2018.

Keynote, Corporate Criminal Enforcement: Using Corporate Liability to Induce Corporate Policing, OECD International Anti-Corruption Day Roundtable on Corporate Liability for Foreign Bribery, Paris, France, December, 2016.

Presentation, Conference on Corporate Crime and Negotiated Justice: Comparing Experiences, Centro Congressi Fondazione Cariplo, Milan, Italy, October, 2016.

Keynote, Experimental Law and Economics: Self-Debiasing and External Validity, First European Conference on Empirical Legal Studies, Amsterdam, June, 2016.

Paper presentation, Society of Organizational and Institutional Economics, Paris, June, 2106.

American Law and Economics Association, Annual Meeting, May 2016.

Speaker, Deterring Corruption Through Effective Corporate Criminal Enforcement, Conference on Evidence-Based Anti-Corruption Policies, Conference on Preventing Corruption Through Compliance Programs in the Private Sector: International Experience and Indonesian Perspectives Conference, Jakarta, Indonesia, August 4, 2015.

Keynote, Deterring Corruption Through Effective Corporate Criminal Enforcement, Conference on Evidence-Based Anti-Corruption Policies, National Anti-Corruption Commission, Bangkok, Thailand, June 17-18, 2015.

Facilitator, Mechanisms of Prevention and Control, Planning Meeting on Corporate Criminal Justice, National Academy of Sciences, June 3, 2015.

Conference on Private Ordering, Center on Corporate Reputation, Oxford University, September 2, 2014.

Keynote, 8th Summer School of the International Max Planck Research School on Adapting Behavior in a Fundamentally Uncertain World, Jena, Germany, 2014.

Conference on Deterring Corporate Crime: Effective Principles for Corporate Enforcement, New York University, April 4-5, 2014.

Discussant, Weil, Gotshal & Manges Roundtable at Yale Law School, March 7, 2014.

Business Beyond Borders: Law, Firms and Markets in the U.S. and China, Joint Conference of NYU Law School, Shanghai Jiao Tong University, NYU Stern School of Business, and NYU –Shanghai, Shanghai, China January 17-18, 2014.

Panelist, Symposium on Economic Crime, U.S. Sentencing Commission, October 2013.

International Society for New Institutional Economics, Florence Italy, June 2013.

American Law and Economics Association, Annual Meeting, May 2013.

Conference on Empirical Legal Studies, November 8-9, 2012.

Speaker, Economic Analysis of Corporate Crime, International Seminar on Law and Economics Anti-Corruption Study Center, Bangkok, Thailand, August 25-26, 2012.

Panelist, Fraud, Bribery, and Corruption: Are Corporate Cops Fighting a Losing Battle?, Milbank Tweed Forum, NYU Law School, April 4, 2012.

Business Law Section, American Association of Law Schools, Annual Meeting, 2012.

Keynote Speaker, Conference on Empirical Studies of Judicial Systems, Academia Sinica, Taipei, Taiwan, June, 2011.

Symposium, From the Boardroom to the Courtroom: The Evolving Legal Status of Corporate Crime, University of Miami Law School, February, 2011.

European Law and Economics Association, Paris, France, 2010.

Conference on Corporate Criminal Liability, Yale Law School, 2010.

Conference on Regulation by Prosecutors, NYU Law School, 2009

American Law and Economics Association, Annual Meeting, 2008.

Conference on Corporations and Criminal Justice: Past and Future, Università Commerciale Luigi Bocconi (Milan, Italy), 2008

Murphy Conference, Fordham Law School, 2007.

American Law & Economics Association, Annual Meeting, 2006.

Conference on Enforcement of Corporate Governance Rules, Harvard Law School, 2007.

Symposium on Deal-Making & Strategic Negotiation, Harvard Law School, 2006.

American Law & Economics Association, Annual Meeting, 2004.

Conference on the Future of Tort Law, Pace Law School, 2004.

Conference on Corporate Control Transactions, University of Pennsylvania Law School, 2002.

Conference on Management and Control of the Modern Business Corporation, University of Chicago Law School, 2002.

American Law and Economics Association, Annual Meeting, 2001.

USC/Caltech Conference on Behavioral Economics, Organizations and the Law, 2001.

American Law and Economics Association, Annual Meeting, 2000.

UCLA Conference on Corporate Governance, 1999.

American Law and Economics Association, Annual Meeting, 1998.

Conference on the Legal Implications of Psychology: Human Behavior, Behavioral Economics and Law, Vanderbilt University School of Law, 1998.

Conference on Penalties: Public and Private, University of Chicago Law School, 1998.

American Law and Economics Association, Annual Meeting, 1996.

American Law and Economics Association, Annual Meeting, 1995

Conference on Corporate Governance, Toronto University Faculty of Law, 1995.

Conference on Auditor and Director and Officer Liability for Misstated Financial Statements, John M. Olin School of Business, Washington University, 1995.

American Law and Economics Association, Annual Meeting, 1994.

Public Choice Society Annual Meeting, 1994.

American Law and Economics Association, Annual Meeting, 1993.

Torts Section, Association of American Law Schools Annual Meeting, 1993.

American Law and Economics Association, Annual Meeting, 1991.

Torts Section, Association of American Law Schools, Annual Meeting, 1991.

Western Economics Association, Annual Meeting, 1991.

Law and Society Association, Annual Meeting, 1990.

FACULTY WORKSHOPS:

Duke University School of Law, 2017.
George Mason Law School, Law and Economics Workshop, 2017.
Georgetown Law Center, Faculty workshop, 2017.
ETH and ESCP Europe, Paris, France, 2017
University of Bergen, Bergen, Norway, 2017
Economics Department, EconomiX, CNRS & Université Paris-Nanterre, 2017
University of Sapienza, Rome, Italy, 2016.
UCLA School of Law, February, 2016.
University of Minnesota, November, 2015.
Harvard Law School, Law and Economics Workshop, November, 2014.
University of Southern California, Law and Economics Workshop, November, 2014.
New York University School of Law, Faculty Workshop, September, 2014.
University of Bonn, Faculty Workshop, June, 2014.
University of Vienna, Faculty Workshop, June, 2014.
University of Western Ontario, Invited Lecture, April 2014.
Chicago Law School, Law and Economics Faculty Workshop, February, 2014.
Stanford University Law School, Law and Economics Workshop, February, 2014.
University of Berkeley School of Law, October, 2013.
Fordham Law School, Corporate Law Colloquium, October, 2013.
Hamburg Lectures on Law and Economics, Institute of Law and Economics, Hamburg
Germany, 2013.
Universitat Pompeu Fabra, Barcelona, Spain, May, 2013.
ETH Center for Law and Economics, Lecture and Workshop, Zurich, Switzerland, May, 2013.
Northwestern Law School, Law and Economics Workshop, 2013.
NYU Law and Economics Faculty Workshop, 2012.
Columbia University School of Law, Law and Economics Faculty Workshop, 2012.
Harvard Law School, Law and Economics Colloquium, 2012.
University of Toronto School of Law, Law and Economics Colloquium, 2012.
University of Virginia School of Law, Law and Economics Colloquium, 2012.
UCLA School of Law, Faculty Workshop, 2012.
Brooklyn Law School, Faculty Workshop, 2012.
NYU Law School Faculty Workshop, 2011.
University of Pennsylvania School of Law, Law and Economics Colloquium, 2010.
University of Texas Law School, Law and Economics Colloquium, 2010.
Queensland Law School, Canada, 2010.
Temple Law School, Faculty Workshop, 2010.
University of Michigan, Law and Economics Colloquium, 2009.
Health Law Policy Workshop, Harvard Law School, 2007.
Duke Law School, Faculty Workshop, 2007.
Fordham Law School Faculty Workshop, 2007.
Harvard Law School, Faculty Workshop, 2007.

University of Virginia Law School, Law and Economics Faculty Workshop, 2007.
University of Southern California Law School, Faculty Workshop, 2007.
Harvard Law School, Law and Economics Colloquium, 2006.
NYU Law School Faculty Workshop, 2006.
University of California at Berkeley (Boalt Hall), Law and Economics Colloquium, 2005
Columbia Law School, Law & Economics Workshop, 2005
NYU Law School, Law and Economics Faculty Workshop, 2004
Vanderbilt Law School and Business School Law & Economics Workshop, 2004.
University of Chicago Law School, Faculty Workshop, 2004.
Georgetown Law Center Olin Workshop, 2004.
Northwestern University Law School Faculty Workshop, 2003
Stanford Law School Law & Economics Workshop, 2003
Kirkland & Ellis, Corporate Law & Economics Workshop, 2003.
NYU Stern School of Business, Law & Finance Workshop, 2003.
NYU Stern School of Business Workshop on Deception, Corruption and Fraud, 2002.
University of Pennsylvania Law School, Law and Economics Colloquium, 2002
Washington University School of Law Faculty Workshop, 2002.
Boston University Law School Faculty Workshop, 2002.
University of Connecticut Faculty Workshop, 2002.
Fordham Law School Faculty Workshop, 2002.
Georgetown Law Center Olin Workshop, 2002.
Harvard Law School Law and Economics Workshop, 2002
NYU Faculty Workshop, 2002.
Yale Law School Faculty Workshop, 2002.
Vanderbilt Law and Business Symposium, 2001.
CalTech Faculty Workshop, 2001.
University of Michigan Law and Economics Workshop, 2001.
University of Virginia Faculty Colloquium, 2001.
USC Law School Faculty Workshop, 2001.
USC Marshall School of Business Applied Microeconomics Workshop, 2000.
Fried, Frank, Harris & Shriver Workshop, 2000.
Berkeley Law School Law and Economics Colloquium, 1999.
New York University Law and Economics Colloquia, 1998.
Northwestern Law School, 1998.
University of Pennsylvania Law School Faculty Workshop, 1997
Harvard Law School, Law and Economics Workshop, 1997.
Yale Law School Law, Economics and Organization Workshop, 1997.
University of San Diego Law School Faculty Colloquium, 1996.
Columbia Law School Law and Economics Workshop, 1995.
Stanford Law School Law and Economics Workshop, 1995.
University of California at Irvine Economics Department Faculty Colloquium, 1994.
University of Southern California Law School Faculty Workshop, 1994.

Harvard Law School Law and Economics Workshop, 1993.
 University of Michigan School of Law, Law and Economics Workshop, 1993.
 UCLA School of Law Faculty Colloquium, 1993.
 USC Law School Faculty Colloquium, 1993.
 University of Pennsylvania School of Law Faculty Colloquium, 1993.
 Boston University School of Law Faculty Colloquium, 1992.
 Duke Law School Law and Economics Workshop, 1992
 University of Toronto Faculty of Law, Law and Economics Workshop, 1992.
 American Law and Economics Association 1992 Annual Meeting.
 Boston University School of Law Faculty Colloquium, 1992.
 Emory University School of Law Faculty Colloquium, 1992.
 Georgetown Law Center Law and Economics Workshop, 1992.
 Northwestern University School of Law Faculty Colloquium, 1992.
 Chicago Law School Law and Economics workshop, 1991.
 Columbia Law School, Law and Economics Workshop, 1990.
 Duke Law School Law and Economics Workshop, 1990.
 New York University Law School Faculty Colloquium, 1990.
 Emory University School of Law Faculty Colloquium, 1989.

SIGNIFICANT PROFESSIONAL ACTIVITIES

American Law and Economics Association **President, 2018-19**
 Vice-President, 2017-18; Secretary/Treasurer, 2016-17
 Board of Directors, 1991-93; 2006-09; 2016-present
 Annual Meeting Program Committee (1999, 2010)
 Annual Meeting Area Organizer: Corporate panel (empirical) (2001, 2010), Corporate panel
 (theoretical) (2003, 2010), Experimental (2010), Corporation and Securities panel, Criminal
 Law/Criminal Enforcement panel (2006, 2015), Health Law (2010, 2013), Torts Panel (2009).

Society for Empirical Legal Studies **Co-Founder, 2005**
 President, 2006-07; Director, 2005-15; Fellow, 2016-present

American Law Institute, **Associated Reporter, 2013-**
 Section on Enforcement, Principles of Law, Compliance, Risk Management for Corporations,
 Nonprofits, and Other Organizations Project

American Law and Economics Review **Editorial Board, 2013-**

Experimental and Empirical Studies Journal, Legal Scholarship Network **Editor, 2000–**

Regulation and the Rule of Law Initiative **Advisor, 2017-19**

Hoover Institution
 Stanford University

Association of American Law Schools
 Law and Economics Section, Chair, 1996; Chair-Elect, 1995; Program Committee, 2006.
 Torts Section, Chair, 1995; Chair-Elect 1994; Treasurer or Secretary 1991-93.

Remedies Section, Chair, 1993; Chair-Elect 1992; Executive Committee, 1990-91, 1994.
Business Associations Section, Executive Committee, 1995-98, 2001-03.
Committee to Review Scholarly Papers (1999)
Committee on Academic Freedom and Tenure (1997-1999)

International Review of Law & Economics **Editorial Board, 1999 – 2012**

Academic Working Group on Corporate Crime, U.S. Chamber of Commerce 2008-09

Stanford-Yale Junior Faculty Forum Referee/Commentator, Torts panel, 2003, 2005, 2007

EDUCATIONAL ACTIVITIES

SHORT-TERM GRADUATE COURSES:

UNIVERSITY OF SYDNEY, SYDNEY, AUSTRALIA

Liability for Corporate Misconduct: Legal and Economics Analysis
November 27-December 2, 2017

UNIVERSITY OF BERGEN, Bergen, Norway

Liability for Corporate Misconduct: Legal and Economics Analysis
May 15-19, 2017

UNIVERSITY OF ST. GALLEN, St. Gallen, Switzerland

Law and Economics of Corporate Misconduct: Tort, Regulatory and Criminal Liability of Corporations and Their Employees, April 3-7, 2017

THAI NATIONAL ANTI-CORRUPTION COMMISSION, Bangkok, Thailand

Economic Analysis of Liability, Criminal Enforcement, and Anti-corruption for Professors and Policymakers, June 18-19, 2015

GERZENSEE CENTER FOR LAW AND ECONOMICS, Gerzensee, Switzerland

Economic Analysis of Corporate Criminal Enforcement, June 16-20, 2014
Law and Economics of Torts and Medical Malpractice, May 25-29, 2009
Law and Economics of Torts and Medical Malpractice, May 23-27, 2011

INSTITUTE OF LAW AND ECONOMICS, UNIVERSITY OF HAMBURG June 17-20, 2013

Economic Analysis of Agency Relationships: Implications for Corporate Liability

EUROPEAN SCHOOL ON NEW INSTITUTIONAL ECONOMICS, Corsica, France

Lecture on the Economic Analysis of Corporate Crime & Discussant Two papers, May 20-27, 2012.

UNIVERSITA COMMERCIALE LUIGI BOCCONI, Milan, Italy

Corporate Criminal Law and Enforcement, May 27-June 3, 2011

UNIVERSITY OF MIAMI LAW SCHOOL, Miami, Fla.

Law and Economics of Medical Malpractice, Oct. 4-8, 2010.
Law and Economics of Corporate Criminal Enforcement, Feb. 21-25, 2011

PROFESSIONAL DEVELOPMENT LECTURES:

White Collar Crime and Securities Fraud

Lectures on U.S. Enforcement Policy for group of lawyers from Spain, April, 2018.

Lectures on Corporate Crime for Chinese Prosecutors, Fall, 2017.
 Lecture on U.S. Enforcement Policy for visiting delegation from Brazil, Fall 2016.
 Panelist, Insider Trading: Hedge Funds in the Cross Hairs, Milbank Forum, NYU School of Law, October 9, 2013.
 Insider Trading in the US, in Webinar: The Fine Line of Insider Trading, Sponsored by 100 Women in Hedge Funds, July 10, 2013.
 Panelist, Living La Vida Corruption: FCPA Action Against Walmart, Milbank Tweed Forum, NYU School of Law, September 12, 2012.
 Panelist, Roundtable on Corporate Criminal Liability, NYU School of Law, April 2012.
 Judicial Symposium on the Law and Economics of Punishing Corporate Misconduct, AEI-Brookings Joint Center on Regulatory Studies, 2005.
 Judicial Symposium on the Law and Economics of Punishing Corporate Misconduct, AEI-Brookings Joint Center on Regulatory Studies, 2004
 Presenter, Corporate Criminal Liability, Yale School of Management, Programs for CEOs, 2003.
 Respondent, Corporate Criminal Liability, CEO Leadership Summit, Yale School of Management, Programs for CEOs, 2003.

Medical Malpractice

NYU Medical School, February, 2007.
 Cornell Obstetrics and Gynecology Society, Weill Cornell Medical College, 2005.
 NYU Medical School Deans' Colloquium on Medical Ethics, 2004.
 School, National Practice Institute, March, 1999.

Law Preview, Torts Lecturer, 2003-present

MAJOR LAW SCHOOL AND UNIVERSITY ACTIVITIES

NEW YORK UNIVERSITY

Significant University Service

- Joint Committee of NYU Trustees and NYU Stakeholders, 2013-14.
- Committee on Academic Priorities, Office of the Provost, 2011-13.

Significant Law School Service

- Founder/Director, NYU Program on Corporate Compliance and Enforcement, 2013-present
- Founder/Director, NYU Center for Law, Economics, & Organization, 2005 - present.
- Academic Personnel Committee, Chair (Lateral): 2007-08, 2008-09; Member, 2004-05.
- Organizer/Creator, NYU Law & Economics Faculty Workshop, 2004-present.
- Editor, NYU Law and Economics Working Paper Series, 2004-present.
- Co-Director, Lederman Fellowship in Law, Economics and Business.
- Board of Academic Advisors, NYU Center in Law & Business, 2003-present.
- Faculty Workshop Committee, Spring 2004.

UNIVERSITY OF SOUTHERN CALIFORNIA

Significant University Service

- Dean Search Committee, 1999-2000.

- University Committee on Tenure and Privileges Appeals, 1999-2002.

Significant Law School Service

- Co-Director, Center in Law, Economics and Organization, 2000-2002.
- Director, Olin Program in Law & Rational Choice, 1998-2002.
- Organizer, Law, Economics & Organization workshop (with Econ. Dep't), 1998-2002.
- Director, USC Law School Working Paper Series, 1994 - 2002.
- Faculty Appointments Committee, 1994-96, 1998-99.
- Law School Tenure Subcommittee: 1994-95; 1995-96; 2000-2001.
- Promotion Subcommittee: 1996-97 (chair).
- Coordinator, Faculty Colloquium, 1997-98.
- Admissions and Financial Aid Committee, 2000-2001.
- Judicial Clerkship Committee, 1993-94; 1996-97; 1997-98 (co-chair).

GRANTS

Grants Obtained for a Law School

- Three year Grant from Provost's Office to Start USC Center in Law, Economics and Organization, 2000-2003 (co-PI with Bentley MacLeod and Eric Talley).
- John Olin Foundation, two 2-year grants to fund USC/Caltech Program in Law and Rational Choice 1998-2002 (co-PI with Matt Spitzer).

Individual Research Grants

- National Science Foundation, Law & Social Sciences Program: Grant for project on Corporate and Managerial Liability: Empirical and Experimental Analysis, 1998- 2000.
- National Science Foundation, Law & Social Sciences Program: Grant for project on Optimal Corporate Criminal Sanctions, July 1993 - July 1994.
- National Science Foundation, Law & Social Sciences Program: Grant for project on Efficient Tort Damages for Serious Permanent Physical Injury Resulting from Single Activity Accidents, September 1989 - August 1990.

OTHER

Appearances on: BBC Radio; The News Hour With Jim Lehrer, Cutler & Cramer, ABC World News Tonight, Bloomberg TV, MSNBC, National Public Radio, All Things Considered; National Public Radio, Weekend Edition; Public Radio International, Marketplace Radio; Public Radio International, To the Point; CNBC; Channel 11 News; NY One; Voice of America Television; and WBUR.

Quoted in: *New York Times*, *Wall Street Journal*, *Business Week*, *Chicago Tribune*, *Fortune*, *The Washington Post*, *Los Angeles Times*, *Newsday*, *International Herald Tribune*, *Bloomberg*, *Corporate Crime Reporter*, *Huffington Post*, *Reuters*, *CBS.com*, and *The Detroit Free Press*.

Referee Activity: John D. and Catherine T. MacArthur Foundation; Law and Social Sciences Program, National Science Foundation; Oxford University Press; *American Economics Review*; *Journal of Corporate Finance*; *Journal of Legal Studies*; *Journal of Law, Economics, and Organization*; *Encyclopedia of Law & Economics*; *American Law and Economics Review*;

International Review of Law and Economics; Journal of Institutional and Theoretical Economics;
Eastern Economic Journal.

MEMBER: American Law Institute; American Economic Association; American Law and
Economics Association; Society for Empirical Legal Studies; White Collar Crime Committee,
ABA Business Law Section.