

**PRELIMINARY DRAFT**

**THE 2010 MEETINGS OF  
THE CANADIAN LAW AND ECONOMICS  
ASSOCIATION**

**October 1 – 2, 2010**

**PROGRAMME**  
(26 August 2010)

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**CLEA PUBLIC LECTURE**

**“Two Takes on Pluralism in Family Law:  
A Law and Economics Approach”**

by

**Professor Margaret Brinig  
Associate Dean for Faculty Research  
Fritz Duda Family Chair in Law  
University of Notre Dame**

Bennett Lecture Hall  
78 Queen’s Park  
University of Toronto

Friday, October 1, 2010  
1:30 – 2:30 PM

**FRIDAY, OCTOBER 1, 2010**

**12:00 – 1:30**                    **REGISTRATION with a light lunch**  
**Location: Rowell Room, Flavelle House, 78 Queen’s Park**

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**1:30 – 2:30**                    **PUBLIC LECTURE**  
**Professor Margaret Brinig**  
*Two Takes on Pluralism and the Law: A Law and Economics Approach*  
**Location: Bennett Lecture Hall**

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**2:30 – 2:45**                    **Coffee and Juice**  
**Location: Rowell Room**

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**2:45 – 4:15**    **Session: CORPORATE GOVERNANCE I**  
**Location: FLC**  
**Chair: Anita Anand**

**Douglas Cumming**, Grant Fleming, Sofia Johan, and Mai Takeuchi., *Corruption, Legality and Buyout Returns*

Matthew Cain and **Steven M. Davidoff** , *Form Over Substance? Management Buy-outs and the Value of Corporate Process*

**Claire Hill** and Richard Painter, *Berle’s Vision Beyond Shareholder Interests: Why Investment Bankers Should Have (Some) Personal Liability*

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**2:45 – 4:15**    **Session: SECURITIES LAW I**  
**Location: FLB**  
**Chair: Claire Hill**

**William A. Birdthistle**, *Breaking Bucks in Money Market Funds*

**Sofia A. Johan**, *The Role of Law, Corruption and Culture in Investment Fund Manager Fees*

**Dan Li** and Douglas Cumming, *Run-up of Acquirer’s Stock in Public and Private Acquisitions*

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**FRIDAY, OCTOBER 1, 2010**

**2:45-4:15**     **Session: LAW AND DEVELOPMENT**  
**Location: FLA**  
**Chair: Mariana Prado**

Ron Daniels, **Michael Trebilcock** and Lindsay Carson, *The Legacy of Empire: The Common Law Inheritance and Commitments to Legality in Former British Colonies*

**Vinoli Thampapillai**, *Water Governance and Policy in India*

**Cherie Metcalf**, *Property Law Culture: Public Law, Private Preferences and the Psychology of Expropriation*

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**4:15 – 4:30**     **Coffee and Juice**  
**Location: Rowell Room**

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**4:30 – 6:00**     **Session: LEGAL RULES AND DECISION-MAKING**  
**Location: FLA**  
**Chair: Edward Iacobucci**

**Kevin Davis** and Katrina Wyman, *The Concept of Legal Uncertainty*

**Kalle Maatta**, *Somewhere Between Rules and Standards*

**Michael Ilg**, *A Supply Focus for Free Speech: Reconsidering the 'Marketplace of Ideas' in Comparative Light of the Regulation of Hate and Corporate Speech in Canada and the United States*

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**4:30 – 6:00**     **Session: INTELLECTUAL PROPERTY**  
**Location: FLB**  
**Chair: Ariel Katz**

**Andrew W. Torrance** and Bill Tomlinson, *Property Rules, Liability Rules, and Patent Law: Legal Experiments in the Cathedral*

**Murat Mungan**, *Economics of the Independent Invention Defense under Incomplete Information*

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**FRIDAY, OCTOBER 1, 2010**

**4:30 – 6:00**    **Session: FINANCIAL MARKET REGULATION I**  
**Location: FLC**  
**Chair: Fred Tung**

Anita Anand and **Andrew Green**, *Regulating Financial Services: The Value of Opacity*

L. Dalla Pellegrina, D. Masciandaro, and **R. V. Pansini**, *Supervision and Central Banks: Does Independence Matter?*

Benito Arruñada and **Amnon Lehavi**, *Prime Property Institutions for a Subprime Era: Exploring Innovative Models of Residential Development and Finance*

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*Friday, October 1, 2010*

*6:15 – 7:00 p.m.*

*Cocktails*  
*Trinity College, Sealy Hall*  
*University of Toronto*  
*6 Hoskin Avenue*

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*7:00 p.m.*

*Dinner*  
*Trinity College, Sealy Hall*

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**SATURDAY, OCTOBER 2, 2010**

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**8:30 – 9:00 Coffee and Pastries**  
**Location: Rowell Room**

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**9:00 – 10:30 Session: FAMILY AND LABOUR**  
**Location: FLA**  
**Chair:**

Douglas W. Allen and **Margaret Brinig**, *Child Support Guidelines and Divorce Rate*

**Amin Mawani** and Suzanne Paquette, *Pre-Retirement RRSP Withdrawals*

**Vanisha H. Sukdeo**, *Improving Labour Practices in Canada: The Role of Corporate Social Responsibility*

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**9:00 – 10:30 Session: CORPORATIONS**  
**Location: FLB**  
**Chair: David Walker**

John Armour, **Bernard Black** and Brian Cheffins, *Is Delaware Losing Its Cases?*

**Douglas Cumming** and April Knill, *Disclosure, Venture Capital and Entrepreneurial Spawning*

**Frederick Tung** and Xue Wang, *Bank CEOs, Inside Debt Compensation, and the Financial Crisis*

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**9:00 – 10:30 Session: FINANCIAL MARKET REGULATION II**  
**Location: FLC**  
**Chair:**

**Oskari Juurikkala**, *Behavioral Economics and Financial Markets: More Regulation or Less?*

Amedeo De Cesari, Susanne Espenlaub, Arif Khurshed and **Michael Simkovic**, *The timing of repurchase transactions: The effects of ownership and stock liquidity*

**Poonam Puri**, *Global sustainable development through voluntary mechanisms: financial institution compliance with the reporting requirements of the Equator Principles*

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**SATURDAY, SEPTEMBER 27, 2008**

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**10:30 – 10:45 Coffee & Juice**  
**Location: Rowell Room**

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**10:45 – 12:15 Session: REGULATION OF THE LEGAL PROFESSION**  
**Location: FLA**  
**Chair:**

**Camille Chaserant** and Sophie Harnay, *Credence Goods, and Self-Regulation by Professions: An Economic Analysis of Reputation Within The Market For Legal Services*

**Larry E. Ribstein**, *Owning the Law*

**Albert Yoon**, *The Timing of Human Capital Formation Among High-Skill Workers*

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**10:45 – 12:15 Session: TORT AND CONTRACT LAW**  
**Location: FLB**  
**Chair:**

**Zhiyong Liu** and Ronen Avraham, *Ex Ante or Ex Post Expectation Damages? The Case of Costly Litigation*

**Myungho Paik**, Bernard S. Black, David A. Hyman and Charles Silver, *Can Tort Reform Bend the Cost Curve: Evidence from Texas*

**Daniel Schwarz**, *An Empirical Examination of Insurance Policy Forms*

**David Walker**, *Rethinking the Deductibility of Business Penalties and Damages*

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**10:45 – 12:15 Session: SECURITIES LAW II**  
**Location: FLC**  
**Chair: Janis Sarra**

Amedeo De Cesari, Susanne Espenlaub, Arif Khurshed and **Michael Simkovic**, *The timing of repurchase transactions: The effects of ownership and stock liquidity*

**James C. Spindler**, *The Effects of Managerial Short-termism on Compensation, Effort, and Fraud*

**Anita Anand**, *Is Systemic Risk Relevant to Securities Regulation?*

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**SATURDAY, OCTOBER 2, 2010**

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**10:45 – 12:15 Session: COMPETITION POLICY**  
**Location: Bennett Lecture Hall**  
**Chair: Albert Yoon**

Edward Iacobucci and Ralph Winter, *Duopoly Theory with Exclusionary Contracts: The Abuse of Joint Dominance*

Barak Y. Orbach, *The Antitrust Consumer Welfare Paradox*

Judd Stone and Joshua D. Wright, *Misbehavioral Economics: The Tentative Irrelevance of Behavioral Economics to Antitrust*

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**12:15 – 1:15 Lunch**  
**Location: Rowell Room**

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**1:15 – 2:45 Session: CORPORATE GOVERNANCE II**  
**Location: FLC**  
**Chair: Poonam Puri**

Steven Balsam, Hong Fan and Amin Mawani, *Impact of Cross-Border Peer Groups on Executive Compensation and Disclosure in Canada*

Reza Dibadj, *Networks of Heightened Scrutiny in Corporate Law*

Claire Hill, *Justification under Uncertainty: A preliminary Inquiry*

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**1:15-2:45 Session: INTERNATIONAL AND CRIMINAL LAW**  
**Location: FLB**  
**Chair:**

Jean-Denis Garon, *Can Centralization Help Nations Credibly Delegate their Sovereignty?*

Carson Bays, *Norms Amidst Chaos: Chivalry and Rational Choice in Combat*

Philip Curry, *Social Welfare and the Benefits to Crime*

Murat C. Mungan, *Optimal Warning Strategies in Law Enforcement*

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**SATURDAY, OCTOBER 2, 2010**

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**1:15-2:45**                    **Session : ENVIRONMENTAL LAW & ECONOMICS**  
**Location: FLA**  
**Chair: Andrew Green**

**Jonathan Nash**, *Environmental Regulation Through the Looking Glass: The Curious Political Economy of Conservation Easements and Tradable Degradation*

**Shi-Ling Hsu**, *A Game-Theoretic Model of International Climate Change Negotiations*

**Daniel Kelly**, *Strategic Spillovers*

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**1:15 – 2:45**    **Session: BANKRUPTCY AND INSOLVENCY**  
**Location: Bennett Lecture Hall**  
**Chair:**

**Jonathan R. Nash** and Rafael I. Pardo, *Ideological Voting in Bankruptcy*

**Stephanie Ben-Ishai** and Stephen J. Lubben, *Sales or Plans: A Comparative Account of the “New” Corporate Reorganization*

**Rafael I. Pardo**, *Reconceptualizing Present-Value Analysis in Consumer Bankruptcy*

**Janis Sarra**, *The Incentive Effects of Cross Border Insolvency Proceedings, an Examination of Canadian Experience with Chapter 15 of the US Bankruptcy Code*

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**2:45 – 3:00**    **Coffee & Juice**  
**Location: Rowell Room**

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**3:00-4:15**                    **Session: PROPERTY LAW**  
**Location: FLB**  
**Chair: Jonathan Nash**

**Ian Keay** and Cherie Metcalf, *The Impact of Judicial (In)Decision and (In)Secure Property Rights on Long run Economic Growth*

Giuseppe Dari-Mattiacci and **Josephine van Zeben**, *A Three-dimensional View of the Cathedral: Protecting Inalienable Entitlements*

**Bradley Borden**, *The Inequity Function in Line-Drawing Analysis*

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*Programme as of: 26 August 2010*



**SATURDAY, OCTOBER 2, 2010**

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**3:00-4:15**      **Session: REGULATING THE PROFESSIONS**  
**Location: FLA**  
**Chair:**

**Hyun Kim** and Bernard Black, *The Effect of Hospital Infection Reporting on Infection Rates: A Case Study of Pennsylvania*

**Charles Whitehead**, *Destructive Coordination*

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***4:15-5:00***  
***Wine & Cheese Reception***  
***Location: Rowell Room***

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