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### EDUCATION

STANFORD UNIVERSITY, J.D., 1981; A.M. (Economics), 1981; A.B. with honors and distinction (Economics), 1977. Associate Editor, *Stanford Law Review*. Myers Prize in Economics, 1977.

### CURRENT EMPLOYMENT

CRITERION ECONOMICS, L.L.C., Washington, D.C.: Founder and Chairman, 1999–present.

### EMPLOYMENT HISTORY

*JOURNAL OF COMPETITION LAW & ECONOMICS*, published by the Oxford University Press, Oxford, United Kingdom: Founding Editor, 2004–present.

TILBURG UNIVERSITY, Tilburg, The Netherlands: Ronald Coase Professor of Law and Economics, 2009–2014.

GEORGETOWN UNIVERSITY, Washington, D.C.: Visiting Professor of Law, 2005–2007.

AMERICAN ENTERPRISE INSTITUTE FOR PUBLIC POLICY RESEARCH, Washington, D.C.: Resident Scholar and F.K. Weyerhaeuser Fellow in Law and Economics Emeritus, 2002–2005. Director, AEI Studies in Telecommunications Deregulation, 1992–1995. F.K. Weyerhaeuser Fellow in Law and Economics, 1995–2002. Resident Scholar, 1992–1995.

YALE UNIVERSITY, New Haven, Connecticut: Senior Lecturer, Yale School of Management, 1993–2000.

COVINGTON & BURLING, Washington, D.C.: Associate, 1989–1992.

FEDERAL COMMUNICATIONS COMMISSION, Washington, D.C.: Deputy General Counsel, 1987–1989.

COUNCIL OF ECONOMIC ADVISERS, EXECUTIVE OFFICE OF THE PRESIDENT, Washington, D.C.: Senior Counsel and Economist, 1986–1987.

THE BOSTON CONSULTING GROUP, INC., Los Angeles: Management Consultant, 1984–1986.

O'MELVENY & MYERS, Los Angeles: Associate, 1982–1984.

U.S. COURT OF APPEALS FOR THE SEVENTH CIRCUIT, Chicago: Law Clerk to Judge Richard A. Posner, 1981–1982.

C O R P O R A T E   B O A R D S

NTT DoCoMo, Tokyo, Japan: Member, U.S. Advisory Board, 2002-2006.

A U T H O R E D   B O O K S

*Broadband in Europe: How Can Brussels Wire the Information Society*, co-authored with Dan Maldoom, Richard Marsden, and Hal J. Singer (Springer 2005).

*Deregulatory Takings and the Regulatory Contract: The Competitive Transformation of Network Industries in the United States* (Cambridge University Press 1997), co-authored with Daniel F. Spulber (published in Chinese as 美国公用事业的竞争转型：放松管制与管制契约).

*Foreign Investment in American Telecommunications* (University of Chicago Press 1997).

*Protecting Competition from the Postal Monopoly* (AEI Press 1996), co-authored with Daniel F. Spulber.

*Transmission Pricing and Stranded Costs in the Electric Power Industry* (AEI Press 1995), co-authored with William J. Baumol.

*Toward Competition in Local Telephony* (MIT Press & AEI Press 1994), co-authored with William J. Baumol. Korean translation: Korea Information Society Development Institute 1996.

E D I T E D   B O O K S

*Competition and Regulation in Telecommunications: Examining Germany and America* (J. Gregory Sidak, Christoph Engel & Günter Knieps editors, Kluwer Academic Press 2000).

*Is the Telecommunications Act of 1996 Broken? If So, How Can We Fix It?* (J. Gregory Sidak editor, AEI Press 1999).

*Governing the Postal Service* (J. Gregory Sidak editor, AEI Press 1994).

J O U R N A L   A R T I C L E S

*Hedonic Prices for Multicomponent Products*, 4 CRITERION JOURNAL ON INNOVATION 301 (2019), co-authored with Jeremy O. Skog.

*Judge Selna's Errors in TCL v. Ericsson Concerning Apportionment, Nondiscrimination, and Royalties Under the FRAND Contract*, 4 CRITERION JOURNAL ON INNOVATION 101 (2019).

*Memorandum: Will the International Trade Commission or the Antitrust Division Set Policy on Monopoly and Innovation?*, 3 CRITERION JOURNAL ON INNOVATION 701 (2018).

*Why Unwired Planet Might Revolutionize the Resolution of FRAND Licensing Disputes*, 3 CRITERION JOURNAL ON INNOVATION 601 (2018).

*Is Professor Salop Right That Judge Leon Bungled United States v. AT&T?*, 3 CRITERION JOURNAL ON INNOVATION 249 (2018), co-authored with Janusz A. Ordover & Robert D. Willig.

*Is Patent Holdup a Hoax?*, 3 CRITERION JOURNAL ON INNOVATION 401 (2018).

*Will the CJEU's Decision in MEO Change FRAND Disputes Globally?*, 3 CRITERION JOURNAL ON INNOVATION 301 (2018), co-authored with Urška Petrovčič.

*Citation Weighting, Patent Ranking, and Apportionment of Value for Standard-Essential Patents*, 3 CRITERION JOURNAL ON INNOVATION 201 (2018), co-authored with Jeremy O. Skog.

*Making the Postal Service Great Again*, 3 CRITERION JOURNAL ON INNOVATION 101 (2018).

*The FRAND Contract*, 3 CRITERION JOURNAL ON INNOVATION 1 (2018).

*Did Asymmetric Mobile Termination Rates Help Entrants Gain Market Share?*, 2 CRITERION JOURNAL ON INNOVATION 701 (2017), co-authored with Andrew P. Vassallo & Leonard Sabetti.

*Hedonic Prices and Patent Royalties*, 2 CRITERION JOURNAL ON INNOVATION 601 (2017), co-authored with Jeremy O. Skog.

*Using Regression Analysis of Observed Licenses to Calculate a Reasonable Royalty for Patent Infringement*, 2 CRITERION JOURNAL ON INNOVATION 501 (2017).

*Is a FRAND Royalty a Point or a Range?*, 2 CRITERION JOURNAL ON INNOVATION 401 (2017).

*Fair and Unfair Discrimination in Royalties for Standard-Essential Patents Encumbered by a FRAND or RAND Commitment*, 2 CRITERION JOURNAL ON INNOVATION 301 (2017).

*The Tempting of American Antitrust Law: An Open Letter to President Trump*, 2 CRITERION JOURNAL ON INNOVATION 201 (2017).

*Why Should the Postal Service Deter Amazon's Competitive Entry into Last-Mile Parcel Delivery?*, 2 CRITERION JOURNAL ON INNOVATION 101 (2017).

*Is Harm Ever Irreparable?*, 2 CRITERION JOURNAL ON INNOVATION 7 (2017).

*Irreparable Harm from Patent Infringement*, 2 CRITERION JOURNAL ON INNOVATION 1 (2017).

*International Trade Commission Exclusion Orders for the Infringement of Standard-Essential Patents*, 26 CORNELL JOURNAL OF LAW & PUBLIC POLICY 125 (2016).

*Enhanced Damages for Infringement of Standard-Essential Patents*, 1 CRITERION JOURNAL ON INNOVATION 1101 (2016).

*Two-Sided Market Definition and Competitive Effects for Credit Cards After United States v. American Express*, 1 CRITERION JOURNAL ON INNOVATION 1301 (2016), co-authored with Robert D. Willig.

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*The Quasi War Cases—and Their Relevance to Whether “Letters of Marque and Reprisal” Constrain Presidential War Powers*, 27 HARVARD JOURNAL OF LAW & PUBLIC POLICY 465 (2005).

*The Future of the Postal Monopoly: American and European Perspectives After the Presidential Commission and Flamingo Industries*, 28 WORLD COMPETITION 163 (2005), co-authored with Damien Geradin.

*Did Mandatory Unbundling Achieve Its Purpose? Empirical Evidence from Five Countries*, 1 JOURNAL OF COMPETITION LAW & ECONOMICS 173 (2005), co-authored with Jerry A. Hausman.

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*Do States Tax Wireless Services Inefficiently? Evidence on the Price Elasticity of Demand*, 24 VIRGINIA TAX REVIEW 249 (2004), co-authored with Allan T. Ingraham.

*Why Do the Poor and the Less-Educated Pay More for Long-Distance Calls?*, CONTRIBUTIONS IN ECONOMIC AND POLICY RESEARCH, vol. 3, issue 1, article 3 (2004), co-authored with Jerry A. Hausman, <http://www.bepress.com/bejeap/contributions/vol3/iss1/art3/>.

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*Competition Law for State-Owned Enterprises*, 71 ANTITRUST LAW JOURNAL 479 (2003), co-authored with David E.M. Sappington.

*An Economic Theory of Censorship*, 11 SUPREME COURT ECONOMIC REVIEW 81 (2003).

*Remedies and the Institutional Design of Regulation in Network Industries*, 2003 MICHIGAN STATE DCL LAW REVIEW 741 (2003).

*Interim Pricing of Local Loop Unbundling in Ireland: Epilogue*, 4 JOURNAL OF NETWORK INDUSTRIES 119 (2003), co-authored with Hal J. Singer.

*The Failure of Good Intentions: The WorldCom Fraud and the Collapse of American Telecommunications After Deregulation*, 20 YALE JOURNAL ON REGULATION 207 (2003).

*Mandatory Unbundling, UNE-P, and the Cost of Equity: Does TELRIC Pricing Increase Risk for Incumbent Local Exchange Carriers?*, 20 YALE JOURNAL ON REGULATION 389 (2003), co-authored with Allan T. Ingraham.

*Incentives for Anticompetitive Behavior by Public Enterprises*, 22 REVIEW OF INDUSTRIAL ORGANIZATION 183 (2003), co-authored with David E. M. Sappington.

*The Price of Experience: The Constitution After September 11, 2001*, 19 CONSTITUTIONAL COMMENTARY 37 (2002).

*Does Bell Company Entry into Long-Distance Telecommunications Benefit Consumers?*, 70 ANTITRUST LAW JOURNAL 463 (2002), co-authored with Jerry A. Hausman and Gregory K. Leonard.

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*The Pig in the Python: Is Lumpy Capacity Investment Used and Useful?*, 23 ENERGY LAW JOURNAL 383 (2002), co-authored with William J. Baumol.

*Exporting Telecommunications Regulation: The U.S.-Japan Negotiations on Interconnection Pricing*, 43 HARVARD INTERNATIONAL LAW JOURNAL 317 (2002), co-authored with Jeffrey H. Rohlfs.

*Is Structural Separation of Incumbent Local Exchange Carriers Necessary for Competition?*, 19 YALE JOURNAL ON REGULATION 335 (2002), co-authored with Robert W. Crandall.

*How Can Regulators Set Nonarbitrary Interim Rates? The Case of Local Loop Unbundling in Ireland*, 3 JOURNAL OF NETWORK INDUSTRIES 273 (2002), co-authored with Hal J. Singer.

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#### M E M B E R S H I P S

The American Law Institute

The London Court of International Arbitration, North American Users' Council

World Intellectual Property Organization, Neutral Expert

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