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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, INC., McLean, Virginia: 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.

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## E D I T E D   B O O K S

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*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

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*Monopoly, Innovation, and Due Process: FTC v. Qualcomm and the Imperative to Destroy*, 6 CRITERION JOURNAL ON INNOVATION 1 (2020).

*The Pig in the Python Revisited: Is Lumpy Capital Investment Used and Useful*, 5 CRITERION JOURNAL ON INNOVATION 301 (2020), co-authored with William J. Baumol.

*How the COVID-19 Pandemic Accelerated the Transformation of the U.S. Postal Service into a State-Owned Package-Delivery Enterprise—and Why Policymakers Must Respond*, 5 CRITERION JOURNAL ON INNOVATION 201 (2020).

*An Economic Theory of Censorship Revisited*, 5 CRITERION JOURNAL ON INNOVATION 101 (2020).

*Negotiating FRAND Licenses in Good Faith*, 5 CRITERION JOURNAL ON INNOVATION 1 (2020).

*Capitalism, Socialism, and the Constitution*, 4 CRITERION JOURNAL ON INNOVATION 801 (2019).

*What Makes FRAND Fair? The Just Price, Contract Formation, and the Division of Surplus from Voluntary Exchange*, 4 CRITERION JOURNAL ON INNOVATION 701 (2019).

*Transition Bonds for Stranded Costs*, 4 CRITERION JOURNAL ON INNOVATION 601 (2019).

*Misconceptions Concerning the Use of Hedonic Prices to Determine FRAND or RAND Royalties for Standard-Essential Patents*, 4 CRITERION JOURNAL ON INNOVATION 501 (2019).

*Hedonic Prices and Patent Royalties: Epilogue*, 4 CRITERION JOURNAL ON INNOVATION 401 (2019), co-authored with Jeremy O. Skog.

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*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).

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*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.

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*Vertical Foreclosure in Video Programming Markets: Implications for Cable Operators*, 6 REVIEW OF NETWORK ECONOMICS 348 (2007), co-authored with Hal J. Singer.

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*Does Video Delivered over a Telephone Network Require a Cable Franchise?*, 59 FEDERAL COMMUNICATIONS LAW JOURNAL 251 (2007), co-authored with Robert W. Crandall and Hal J. Singer.

*A Consumer-Welfare Approach to Network Neutrality Regulation of the Internet*, 2 JOURNAL OF COMPETITION LAW & ECONOMICS 349 (2006).

*When Does an Optional Tariff Not Lead to a Pareto Improvement? The Ambiguous Effects of Self-Selecting Nonlinear Pricing When Demand Is Interdependent or Firms Do Not Maximize Profit*, 2 JOURNAL OF COMPETITION LAW & ECONOMICS 285 (2006), co-authored with John C. Panzar.

*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.

*Überregulation Without Economics: The World Trade Organization's Decision in the U.S.-Mexico Arbitration on Telecommunications Services*, 57 FEDERAL COMMUNICATIONS LAW JOURNAL 1 (2004), co-authored with Hal J. Singer.

*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).

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*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.

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#### CHAPTERS IN BOOKS

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

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