

## JAMES MING CHEN

An attorney, professor of law, and data scientist with three decades of experience in the law of regulated industries, economics, and regulatory policy, James Ming Chen holds the Justin Smith Morrill Chair in Law at Michigan State University. In addition, he is executive vice president and chief data science officer of Silver Leaf Capital LLC and holds visiting appointments at the Universities of Angers (France) and Zagreb (Croatia).

Justin Smith Morrill Chair in Law and Professor of Law  
Michigan State University College of Law  
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[http://www.law.msu.edu/faculty\\_staff/profile.php?prof=880](http://www.law.msu.edu/faculty_staff/profile.php?prof=880)  
<http://ssrn.com/author=68651>  
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### EXPERIENCE

2013- **Michigan State University** East Lansing, Michigan  
Justin Smith Morrill Chair in Law and Professor of Law

*Subjects taught* (since 1993): administrative law, agricultural law, antitrust, constitutional law, consumer law and household finance, climate change law and policy, criminal law, environmental economics, environmental law, food and drug law, industrial policy, intellectual property (agricultural biotechnology), introduction to the regulatory state, legislation, natural resources law, regulated industries, remedies, and state and local taxation

2020- **Silver Leaf Capital LLC** New York, N.Y.  
Executive Vice President and Chief Data Scientist

2007-13 **University of Louisville** Louisville, Kentucky  
Dean and Professor of Law, 2007-12  
Professor of Law, 2012-13

*Highlights:*

Increased average annual philanthropy to \$1.5 million, double the historic baseline for the Law School  
Raised \$3,517,853.06 in fiscal year 2010-11, the highest one-year total in the history of the Law School  
Raised \$1,385,814.65 in fiscal year 2009-10, at that time a record one-year total  
Presided over the founding of the University of Louisville Law Clinic  
Helped secure reaccreditation in 2008 by shepherding the integration of the Law School's part-time and full-time divisions into a unitary *juris doctor* program

*Significant service accomplishments:*

Chair, University of Louisville committee on technology commercialization, 2008-09  
Chair, University of Louisville institutional endorsement committees for the Rhodes, Marshall, and Mitchell Scholarships (sponsored the successful candidacy of Monica Laine Marks, 2009 Rhodes Scholar)  
Kentucky Bar Association, Task Force on Building Blocks in Leadership Diversity (co-chaired the task force's racial diversity committee and spearheaded the KBA's adoption of a resolution on diversity)  
Kentucky Bar Association, Committee on Diversity in the Profession

1993–2007 **University of Minnesota** Minneapolis, Minnesota  
Associate Dean, 2004-07  
James L. Krusemark Professor of Law, 2001-07  
Julius E. Davis Professor of Law, 2000-2001  
Vance K. Opperman Research Scholar, 1998-2000  
Awarded tenure in 1997 ■ Promoted to full professor in 1999

*Significant accomplishments:*

Board of editors, CONSTITUTIONAL COMMENTARY

Faculty editor-in-chief, MINNESOTA JOURNAL OF LAW, SCIENCE &  
TECHNOLOGY

Faculty advisor, MINNESOTA LAW REVIEW and LAW & INEQUALITY

Director of special projects, Joint Degree Program in Law, Health,  
and the Life Sciences and Consortium on Law and Values in  
Health, Environment, and the Life Sciences

Member of the graduate faculty, Conservation Biology Program

Stanley V. Kinyon Tenured Teacher of the Year Award for Excellence  
in Teaching and Counseling, 2005-06

Hubert H. Humphrey Institute Policy Fellow, 1995-96

- |         |  |                  |
|---------|--|------------------|
| 1992-93 | <b>Justice Clarence Thomas</b><br>Supreme Court of the United States<br>Law Clerk                    | Washington, D.C. |
| 1991-92 | <b>Judge J. Michael Luttig</b><br>United States Court of Appeals for the Fourth Circuit<br>Law Clerk | McLean, Virginia |

#### VISITING ACADEMIC APPOINTMENTS

- |       |  |                 |
|-------|--|-----------------|
| 2017- | <b>Sveučilište u Zagrebu</b><br><b>Ekonomski Fakultet</b><br>University of Zagreb, Faculty of Economics and Business<br>Visiting Scholar   | Zagreb, Croatia |
| 2018- | <b>Université d'Angers</b><br><b>Faculté de Droit, d'Économie, et de Gestion</b><br>University of Angers, Faculty of Law, Economics, and Business<br>Visiting Professor                    | Angers, France  |
| 2000  | <b>Slovenská Poľnohospodárska Univerzita v Nitre</b><br><b>Fakulta Ekonomiky a Manazmentu</b><br>Visiting professor, Slovak Agricultural University<br>Faculty of Economics and Management | Nitra, Slovakia |

- 1999      **Heinrich-Heine-Universität**      Düsseldorf, Germany  
**Juristische Fakultät**  
Visiting professor, Law Faculty
- 1995      **Université de Nantes**      Nantes, France  
**Faculté de Droit et des Sciences Politiques**  
Visiting professor, Faculty of Law and Political Sciences

## EDUCATION

- 2019-20      **Northwestern University**      Chicago, Illinois  
Master of Science in Data Science  
Specialization in artificial intelligence
- 1988-91      **Harvard University**      Cambridge, Massachusetts  
Juris Doctor, *magna cum laude*  
*Harvard Law Review*, Executive Editor
- 1987-88      **University of Iceland**      Reykjavík, Iceland  
Fulbright Scholar
- 1983-87      **Emory University**      Atlanta, Georgia  
Bachelor of Arts, *summa cum laude*  
Master of Arts  
Phi Beta Kappa (elected 1985)

## PUBLICATIONS

### *Scholarly writings*

A GENERALIZED HIGHER-MOMENT CAPITAL ASSET PRICING MODEL (Palgrave Macmillan, forthcoming 2021)

*An Introduction to Machine Learning for Panel Data*, 27 INT'L ADVANCES IN ECON. RESEARCH (forthcoming 2021) (manuscript at <https://ssrn.com/abstract=3717879>)

*Split Decisions: Practical Machine Learning for Empirical Legal Scholarship*, 2021 MICH. STATE L. REV. (forthcoming) (manuscript at <https://ssrn.com/abstract=3731307>)

*Principles of Political Economy and the Taxation of Nations: Econometric and Machine-Learning Evaluation of Tariffs*, 2021 MICH. STATE L. REV. (forthcoming) (with Thomas Poufinas, Charalampos Agiropoulos, and George Galanos)

*Agriculture, End to End*, in GLOBAL FOOD VALUE CHAINS AND COMPETITION LAW (Ioannis Lianos, Alexey Ivanov & Dennis Davis eds., Cambridge University Press, forthcoming 2021) (manuscript at <https://ssrn.com/abstract=3218894>)

Two cowritten chapters in DEBT IN TIMES OF CRISIS: DOES ECONOMIC CRISIS REALLY IMPACT DEBT? (Thomas Poufinas, Charalampos Agiropoulos & George Galanos eds., Palgrave Macmillan, forthcoming 2021):

- *The Impact of Demographics on the Levels of Tariffs*
- *Demographics as Determinants of Social Security*

*After Agrarian Virtue*, 53 IND. L. REV. 1 (2020)

*Models for Predicting Business Bankruptcies and Their Application to Banking and Financial Regulation*, 123 PENN STATE L. REV. 735 (2019)

*Measuring Responsible Financial Consumption Behaviour*, 43 INT'L J. CONSUMER STUD. 102 (2019) (with Dajana Cvrilje Barbić and Andrea Razum Lučić), DOI: 10.1111/ijcs.12489

*Seeing Is Believing*, foreword to NICHOLAS L. GEORGAKOPOULOS, ILLUSTRATING FINANCE POLICY WITH MATHEMATICA, at vii-xvii (Palgrave Macmillan 2018) (manuscript at <https://ssrn.com/abstract=3194399>)

*On Exactitude in Financial Regulation: Value-at-Risk, Expected Shortfall, and Expectiles*, 6(2) RISKS 61 (2018) (final manuscript at <https://doi.org/10.3390/risks6020061> or <https://ssrn.com/abstract=3136278>)

*Speculative Undertakings: Rate Regulation as a Branch of Corporate Finance*, 35 YALE J. ON REG. 779 (2018)

*The Legal Instinct: Lawmaking as a Branch of Biolaw*, 58 JURIMETRICS 353 (2018) (review essay on GILLIAN K. HADFIELD, RULES FOR A FLAT WORLD: WHY HUMANS INVENTED LAW AND HOW TO REINVENT IT FOR A COMPLEX GLOBAL ECONOMY (2017))

*Truth and Beauty: Finance in Econophysical Translation*, 17 AESTIMATIO 130 (2018)  
(manuscript at <http://ssrn.com/abstract=3067353>)

*Baryonic Beta Dynamics: An Econophysical Model of Systematic Risk*, 36:1 ESTUDIOS DE ECONOMÍA APLICADA 263 (January 2018) (manuscript at <http://ssrn.com/abstract=3062414>)

*The Fragile Menagerie: Biodiversity Loss, Climate Change, and the Law*, 93 INDIANA L.J. 303 (2018)

*Legal Responses in the United States to Biodiversity Loss and Climate Change*, in ROUTLEDGE HANDBOOK ON BIODIVERSITY AND THE LAW 109-23 (Charles R. McManis & Burton Ong eds., 2018)

*Heterodox Antitrust Economics*, foreword to SCOTT GILBERT, MULTI-LEVEL ANTITRUST ECONOMICS, at v-xx (Palgrave Macmillan, 2018)

ECONOPHYSICS AND CAPITAL ASSET PRICING: SPLITTING THE ATOM OF SYSTEMATIC RISK (Palgrave Macmillan 2017)

*Even-Keeled Moments of Doubt*, 23 INT'L ADVANCES ECON. RESEARCH 353 (2017)

*Scholarships at Risk: The Mathematics of Merit Stipulations in Law School Financial Aid*, 6 U.C. IRVINE L. REV. 43 (2017)

FINANCE AND THE BEHAVIORAL PROSPECT: RISK, EXUBERANCE, AND ABNORMAL MARKETS (Palgrave Macmillan 2016)

POSTMODERN PORTFOLIO THEORY: NAVIGATING ABNORMAL MARKETS AND INVESTOR BEHAVIOR (Palgrave Macmillan 2016)

*Anthropocene Agricultural Law*, 3 TEXAS A&M L. REV. 745 (2016)

*Fables of the Reconstruction: Human Emotion and Behavioral Heuristics in Environmental Economics*, 63 STUDIA IURIDICA 77 (2016)

*Legal Quanta: A Mathematical Romance of Many Dimensions*, 2016 MICH. ST. L. REV. 313 (2016)

*Momentary Lapses of Reason: The Psychophysics of Law and Behavior*, 2016 MICH. ST. L. REV. 607 (2016)

*Price-Level Regulation and Its Reform*, 99 MARQUETTE L. REV. 931 (2016)

*First Person Plural*, 31 CONST. COMMENT. (forthcoming 2016) (manuscript at <http://www.ssrn.com/abstract=916018>)

DISASTER LAW AND POLICY (3d ed., Aspen Publishers, 2015) (coedited with Daniel A. Farber, Robert R.W. Verchick, and Lisa Grow Sun)

*Inflation-Based Adjustments in Federal Civil Monetary Penalties*, 34 YALE L. & POL'Y REV. 1 (2015)

*Sinking, Fast and Slow: Bifurcating Beta in Financial and Behavioral Space*, 11 AESTIMATIO 124 (2015)

*The Promise and the Peril of Parametric Value-at-Risk (VaR) Analysis*, 2 CENTRAL BANK J.L. & FIN. 1 (2015)

*Leaps, Metes, and Bounds: Innovation Law and Its Logistics*, 2015 MICH. ST. L. REV. 845

*Αρκτούρος: Protecting Biodiversity Against the Effects of Climate Change Through the Endangered Species Act*, 47 WASH. U. J.L. & POL'Y 11 (2015) (*Festschrift* in honor of Professor Charles R. McManis)

*Indexing Inflation: The Impact of Methodology on Econometrics and Macroeconomic Policymaking*, 1 CENTRAL BANK J.L. & FIN. 3 (2014)

*Correlation, Coverage, and Catastrophe: The Contours of Financial Preparedness for Disaster*, 26 FORDHAM ENVTL. L. REV. 56 (2014)

*Coherence Versus Elicitability in Measures of Market Risk*, 20 INT'L ADVANCES IN ECON. RESEARCH 355 (2014)

*An Agricultural Law Jeremiad: The Harvest Is Past, the Summer Is Ended, and Seed Is Not Saved*,  
2014 WIS. L. REV. 235

*Measuring Market Risk Under the Basel Accords: VaR, Stressed VaR, and Expected Shortfall*, 8  
AESTIMATIO 184 (2014)

*Pinwheel of Fortune*, 13 JOHN MARSHALL REV. INTELL. PROP. L. 761 (2014)

*Bioprospect Theory*, 7 AKRON INTELL. PROP. J. 19 (2014)

*Creamskimming and Competition*, 48 NEW ENGLAND L. REV. 7 (2013)

*La Constitución de los Estados Unidos en Español: Un Servicio para el Pueblo Americano*, 28  
CONST. COMMENT. 347 (2013)

*Food and Superfood: Organic Labeling and the Triumph of Gay Science over Dismal and Natural  
Science in Agricultural Policy*, 48 IDAHO L. REV. 213 (2012)

*Progressive Taxation: An Aesthetic and Moral Defense*, 50 U. LOUISVILLE L. REV. 659 (2012)

*A Degree of Practical Wisdom: The Ratio of Educational Debt to Income as a Basic Measurement of  
Law School Graduates' Economic Viability*, 38 WM. MITCHELL L. REV. 1185 (2012)

*Modern Disaster Theory: Evaluating Disaster Law as a Portfolio of Legal Rules*, 25 EMORY INT'L  
L. REV. 1121 (2011)

*Book Review, Soft Law and the Global Financial System: Rule-Making in the Twenty-First  
Century*, 25 EMORY INT'L L. REV. 1561 (2011)

*Truth and Beauty: A Legal Translation*, 41 U. TOLEDO L. REV. 261 (2010)

DISASTER LAW AND POLICY (2d ed., Aspen Publishers, 2009) (coedited with Daniel A.  
Farber, Robert R.W. Verchick, and Lisa Grow Sun)

*The Story of Wickard v. Filburn: Agriculture, Aggregation, and Commerce*, in  
CONSTITUTIONAL LAW STORIES 69 (Michael C. Dorf ed., 2d ed., Foundation Press  
2009)

*Law Among the Ruins*, in 2 LAW AND RECOVERY FROM DISASTER: HURRICANE KATRINA 1



(Robin Paul Malloy ed., 2009)

*Clarence Thomas*, in THE YALE BIOGRAPHICAL DICTIONARY OF AMERICAN LAW 541 (Roger K. Newman ed., 2009) (coauthored with David R. Stras)

*From Red Lion to Red List: The Dominance and Decline of the Broadcast Medium*, 60 ADMIN L. REV. 793 (2008)

*Biolaw: Cracking the Code*, 56 KAN. L. REV. 1029 (2008)

*Telecommunications Mergers*, in COMPETITION POLICY AND MERGER ANALYSIS IN DEREGULATED AND NEWLY COMPETITIVE INDUSTRIES 52 (Peter Carstensen & Beth Farmer eds., Edward Elgar Publishing, Inc., 2008)

*Beyond Food and Evil*, 56 DUKE L.J. 1581 (2007)

*W.J.B., Vox Populi*, 86 NEB. L. REV. 180 (2007)

*The Echoes of Forgotten Footfalls: Telecommunications Mergers at the Dawn of the Digital Millennium*, 43 HOUSTON L. REV. 1311 (2007)

*The Most Dangerous Justice Rides into the Sunset*, 24 CONST. COMMENT. 199 (2007) (coauthored with Paul H. Edelman)

*Across the Apocalypse on Horseback: Biodiversity Loss and the Law*, in BIODIVERSITY AND THE LAW: INTELLECTUAL PROPERTY, BIOTECHNOLOGY AND TRADITIONAL KNOWLEDGE 42 (Charles R. McManis ed., Earthscan/James & James, 2007)

*Biodiversity and Biotechnology: A Misunderstood Relationship*, in INTELLECTUAL PROPERTY PROTECTION FOR AGRICULTURAL BIOTECHNOLOGY: SEEDS OF CHANGE 347 (Jay P. Kesan ed., CABI Publishing, 2007)

DISASTERS AND THE LAW: KATRINA AND BEYOND (Aspen Publishers, 2006) (coedited with Daniel A. Farber)

*The Death of the Regulatory Compact: Adjusting Prices and Expectations in the Law of Regulated Industries*, 67 OHIO ST. L.J. 1265 (2006)

*Poetic Justice*, 28 CARDOZO L. REV. 581 (2006)

*Constitutional Curiosities: A Twenty-One Question Scavenger Hunt*, 23 CONST. COMMENT. 139 (2006)

*There's No Such Thing as Biopiracy . . . And It's a Good Thing Too*, 37 MCGEORGE L. REV. 1 (2006)

*Around the World in Eighty Centiliters*, 15 MINN. J. INT'L L. 1 (2006)

*With All Deliberate Speed: Brown II and Desegregation's Children*, 24 LAW & INEQ. 1 (2006)

Entries, THE ENCYCLOPEDIA OF AMERICAN CIVIL LIBERTIES (Paul Finkelman ed., 2006):

Burstyn v. Wilson, 343 U.S. 495 (1952)

Red Lion Broadcasting Co. v. FCC, 395 U.S. 367 (1969)

Turner Broadcasting Sys., Inc. v. FCC, 512 U.S. 622 (1994), 520 U.S. 180 (1997)

*The Parable of the Seeds: Interpreting the Plant Variety Protection Act in Furtherance of Innovation Policy*, 81 NOTRE DAME L. REV. 105 (2005)

*The Midas Touch*, 7 MINN. J.L. SCI. & TECH., at i (2005)

*Conduit-Based Regulation of Speech*, 54 DUKE L.J. 1359 (2005)

*Legal Mythmaking in a Time of Mass Extinctions: Reconciling Stories of Origins with Human Destiny*, 29 HARV. ENVTL. L. REV. 279 (2005)

*Mastering Eliot's Paradox: Fostering Cultural Memory in an Age of Illusion and Allusion*, 89 MINN. L. REV. 1361 (2005)

*Biodiversity and Biotechnology: A Misunderstood Relation*, 2005 MICH. ST. L. REV. 51

*Across the Apocalypse on Horseback: Imperfect Legal Responses to Biodiversity Loss*, 17 WASH. U. J.L. & POL'Y 12 (2005)

*The Nature of the Public Utility: Infrastructure, the Market, and the Law*, 98 NW. U. L. REV. 1617 (2004)

*Mayteenth*, 89 MINN. L. REV. 203 (2004)

*A Vision Softly Creeping: Congressional Acquiescence and the Dormant Commerce Clause*, 88 MINN. L. REV. 1764 (2004)

*Webs of Life: Biodiversity Conservation as a Species of Information Policy*, 89 IOWA L. REV. 495 (2004)

*Portraits of the Scholar as a Young Clerk*, 13 MINN. J. GLOBAL TRADE 203 (2004) (tribute to Robert E. Hudec)

*Brilliance Remembered*, 20 CONST. COMMENT. 717 (2003-04) (tribute to Daniel A. Farber)

THE JURISDYNAMICS OF ENVIRONMENTAL PROTECTION: CHANGE AND THE PRAGMATIC VOICE IN ENVIRONMENTAL LAW (Jim Chen ed., Environmental Law Institute, 2003)

*Introduction – The Jurisdynamics of Environmental Protection: Evolving Visions of Eco-Pragmatism*, in THE JURISDYNAMICS OF ENVIRONMENTAL PROTECTION, *supra*, at xiii

*Across the Apocalypse on Horseback: Imperfect Legal Responses to Biodiversity Loss*, in THE JURISDYNAMICS OF ENVIRONMENTAL PROTECTION, *supra*, at 197

*Filburn's Legacy*, 52 EMORY L.J. 1719 (2003)

*The Story of Wickard v. Filburn: Agriculture, Aggregation, and Congressional Power over Commerce*, in CONSTITUTIONAL LAW STORIES 69 (Michael C. Dorf ed., Foundation Press 2003)

*The Agricultural Adjustment Act*, in MAJOR ACTS OF CONGRESS 5 (Brian K. Landsberg ed., Macmillan Reference 2003)

*True Blue*, 20 CONST. COMMENT. 5 (2003) (pseudonymous work)\*

*Subsidized Rural Telephony and the Public Interest: A Case Study in Cooperative Federalism and Its Pitfalls*, 2 TELECOMMS. & HIGH TECH. L.J. 307 (2003)

*The Vertical Dimension of Cooperative Competition Policy*, 48 ANTITRUST BULL. 1005 (2003)

*The Pragmatic Ecologist: Environmental Protection as a Jurisdynamic Experience*, 87 MINN. L. REV. 847 (2003)

*The Price of Macroeconomic Imprecision: How Should the Law Measure Inflation?*, 54 HASTINGS L.J. 1375 (2003)

*The Phages of American Law*, 36 U.C. DAVIS L. REV. 455 (2003) (pseudonymous work)\*

*Judicial Epochs in Supreme Court History: Sifting Through the Fossil Record for Stitches in Time and Switches in Nine*, 47 ST. LOUIS U. L.J. 677 (2003)

*Come Back to the Nickel and Five: Tracing the Warren Court's Pursuit of Equal Justice Under Law*, 59 WASH. & LEE L. REV. 1203 (2002)

*Dynamic Statutory Drafting: Calculating the Price of Statutory Imprecision*, BERKELEY ELECTRONIC PRESS: ISSUES IN LEGAL SCHOLARSHIP, vol. 1, no. 3: DYNAMIC STATUTORY INTERPRETATION, Article 13, <http://www.bepress.com/ils/iss3/art13> (2002)

*Liberating Red Lion from the Glass Menagerie of Free Speech Jurisprudence*, 1 TELECOMMS. & HIGH TECH. L.J. 293 (2002)

*Constitutional Law Haiku*, 18 CONST. COMMENT. 481 (2001) (pseudonymous work coauthored with Daniel A. Farber)\*

*The Most Dangerous Justice Rides Again: Revisiting the Power Pageant of the Justices*, 86 MINN. L. REV. 131 (2001) (coauthored with Paul H. Edelman)

*Diversity and Deadlock: Transcending Conventional Wisdom on the Relationship Between Biological Diversity and Intellectual Property*, 31 ENVTL. L. RPTR. 10,625 (2001)

*The Authority to Regulate Broadband Internet Access over Cable*, 16 BERKELEY TECH. L.J. 677 (2001)

*Rational Basis Revue*, 17 CONST. COMMENT. 447 (2001)

*Epiphytic Economics and the Politics of Place*, 10 MINN. J. GLOBAL TRADE 1 (2001)

*Pax Mercatoria: Globalization as a Second Chance at "Peace for Our Time,"* 24 FORDHAM INT'L L.J. 217 (2000)

*Standing in the Shadows of Giants: The Role of Intergenerational Equity in Telecommunications*

*Reform*, 71 U. COLO. L. REV. 921 (2000)

*Globalization and Its Losers*, 9 MINN. J. GLOBAL TRADE 157 (2000)

*The Death of Contra*, 52 STAN. L. REV. 889 (2000) (pseudonymous work)\*

*Mark My Words*, 3 GREEN BAG 2d 121 (2000) (pseudonymous work)\*

*Hope a Better Rate for Me*, 17 YALE J. ON REG. 195 (2000)

*The Magnificent Seven: American Telephony's Deregulatory Shootout*, 50 HASTINGS L.J. 1503 (1999)

*The Sound of Legal Thunder: The Chaotic Consequences of Crushing Constitutional Butterflies*, 16 CONST. COMMENT. 483 (1999)

*Midnight in the Courtroom of Good and Evil*, 16 CONST. COMMENT. 499 (1999)

*The Second Coming of Smyth v. Ames*, 77 TEX. L. REV. 1535 (1999)

*DeFunis, Defunct*, 16 CONST. COMMENT. 91 (1999)

*Regulatory Education and Its Reform*, 16 YALE J. ON REG. 145 (1999)

*Diversity in a Different Dimension: Evolutionary Theory and Affirmative Action's Destiny*, 59 OHIO ST. L.J. 811 (1998)

Book Review, 97 PUBLIC CHOICE 205 (1998) (reviewing NICHOLAS MERCURO & STEVEN G. MEDEMA, *ECONOMICS AND THE LAW: FROM POSNER TO POST-MODERNISM* (1997))

*The Potable Constitution*, 15 CONST. COMMENT. 1 (1998)

*TELRIC in Turmoil, Telecommunications in Transition: A Note on the Iowa Utilities Board Litigation*, 33 WAKE FOREST L. REV. 51 (1998)

*Force Majeure in Legal Scholarship*, 14 CONST. COMMENT. 427 (1997) (coauthored with David Schultz)

*Filburn's Forgotten Footnote – Of Farm Team Federalism and Its Fate*, 82 MINN. L. REV. 249

(1997), *excerpted in* DIREITO AGRÁRIO E DESENVOLVIMENTO SUSTENTÁVEL 305-33  
(União Mundial dos Agraristas Universitários ed., 1999)

*Embryonic Thoughts on Racial Identity as New Property*, 68 COLO. L. REV. 1123 (1997)

*The Legal Process and Political Economy of Telecommunications Reform*, 97 COLUM. L. REV. 835  
(1997)

*Feudalism Unmodified: Discourses on Farms and Firms*, 45 DRAKE L. REV. 361 (1997)  
(coauthored with Edward S. Adams)

*Le statut légal des appellations d'origine contrôlées aux États-Unis d'Amérique*, 249 REVUE DE  
DROIT RURAL 35 (1997)

*Fugitives and Agrarians in a World Without Frontiers*, 18 CARDOZO L. REV. 1031 (1996)

*Untenured but Unrepentant*, 81 IOWA L. REV. 1609 (1996)

*"Duel" Diligence: A Second Look at the Supremes as the Sultans of Swing*, 70 S. CAL. L. REV. 219  
(1996) (coauthored with Paul H. Edelman)

*The Most Dangerous Justice: The Supreme Court at the Bar of Mathematics*, 70 S. CAL. L. REV. 63  
(1996) (coauthored with Paul H. Edelman)

*Diversity and Damnation*, 43 UCLA L. REV. 1839 (1996)

*Titanic Telecommunications*, 25 SW. U. L. REV. 535 (1996)

*The Last Picture Show (On the Twilight of Federal Mass Communications Regulation)*, 80 MINN.  
L. REV. 1415 (1996)

*A Sober Second Look at Appellations of Origin: How the United States Will Crash France's Wine  
and Cheese Party*, 5 MINN. J. GLOBAL TRADE 29 (1996)

*Get Green or Get Out: Decoupling Environmental from Economic Objectives in Agricultural  
Regulation*, 48 OKLA. L. REV. 333 (1995)

*The Agroecological Opium of the Masses*, 10:4 CHOICES 16 (Winter 1995)

*Rock 'n' Roll Law School*, 12 CONST. COMMENT. 315 (1995)

*Of Agriculture's First Disobedience and Its Fruit*, 48 VAND. L. REV. 1261 (1995)

*Law as a Species of Language Acquisition*, 73 WASH. U. L.Q. 1263 (1995)

*The American Ideology*, 48 VAND. L. REV. 809 (1995), reprinted in LES ACTES DU TROISIÈME CONGRÈS DE L'UNION MONDIALE DES AGRARISTES UNIVERSITAIRES 509-69 (1996)

*Law as Industrial Policy: Economic Analysis of Law in a New Key*, 25 U. MEMPHIS L. REV. 1315 (1995) (coauthored with Daniel J. Gifford)

Book Review, 11 CONST. COMMENT. 599 (1994-95) (reviewing H. JEFFERSON POWELL, THE MORAL TRADITION OF AMERICAN CONSTITUTIONALISM: A THEOLOGICAL INTERPRETATION (1993))

*Unloving*, 80 IOWA L. REV. 185 (1994), excerpted in MIXED RACE AMERICA AND THE LAW: A READER 471 (Kevin R. Johnson ed., 2003)

*The Constitutional Law Songbook*, 11 CONST. COMMENT. 263 (1994)

*The Mystery and the Mastery of the Judicial Power*, 59 MO. L. REV. 281 (1994)

*Appointments with Disaster: The Unconstitutionality of Binational Arbitral Review Under the United States-Canada Free Trade Agreement*, 49 WASH. & LEE L. REV. 1455 (1992)

*Application of the Abnormally Dangerous Activities Doctrine to Environmental Cleanups*, 47 BUS. LAW. 1031 (1992) (coauthored with Kyle E. McSlarrow)

*Code, Custom, and Contract: The Uniform Commercial Code as Law Merchant*, 27 TEX. INT'L L.J. 91 (1992)

*Something Old, Something New, Something Borrowed, Something Blue*, 58 U. CHI. L. REV. 1527 (1991) (reviewing THE BLUEBOOK: A UNIFORM SYSTEM OF CITATION (15th ed. 1991))

*The Supreme Court – 1989 Term: Leading Cases*, 104 HARV. L. REV. 129, 319-29 (1990) (analyzing *Atlantic Richfield Co. v. USA Petroleum Co.*, 495 U.S. 328 (1990))

Note, *Preemption and Regulatory Efficiency in Federal Energy Statutes*, 103 HARV. L. REV. 1306

(1990)

*Selected working papers*

*Forecasting Mortgage Demand: An Application of Traditional Methods, Machine Learning, and Neural Networks*, <https://ssrn.com/abstract=3656924> (with Amy Baker)

*Economic Forecasting with Autoregressive Methods and Neural Networks*,  
<https://ssrn.com/abstract=3521532>

*Second-Order Inequality: Clarifying and Modeling the Gini Coefficient with Measures of Internal Asymmetry*, <https://ssrn.com/abstract=3302339>

*Higher-Moment Asset Pricing and Environmental Economics*,  
<https://ssrn.com/abstract=3188101>

*Econophysical Models of Finance: Baryonic Beta Dynamics and Beyond*,  
<https://ssrn.com/abstract=3059436>

*A Generalized Higher-Moment Capital Asset Pricing Model, with Theoretical Implications and Legal Applications*, <https://ssrn.com/abstract=2942637>

*Baryonic Beta Dynamics: Splitting the Atom of Systematic Risk*,  
<http://ssrn.com/abstract=2832735>

*Law on the Market: Evaluating the Securities Market Impact of Supreme Court Decisions* (with Daniel Martin Katz, Michael James Bommarito, and Tyler Soellinger),  
<http://ssrn.com/abstract=2649726>

*Gini's Crossbow*, <http://www.ssrn.com/abstract=2608850>

*Modeling Citation and Download Data in Legal Scholarship*,  
<http://www.ssrn.com/abstract=905316>

*Legal Signal Processing*, <http://ssrn.com/abstract=2614273>

*The Algebra of Financial Asymmetry: A Schematic Approach to Semideviation and Semivariance*,  
<http://ssrn.com/abstract=2551401>



*Weighted-Average Methodologies for Evaluating Bar Examination Passage Rates,*  
<http://ssrn.com/abstract=2532800>

*Measuring Gaps Between Hypothetical Investment Returns and Actual Investor Returns,*  
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Brief for Plaintiff-Appellee, *Liberty Cablevision of Puerto Rico, Inc. v. Municipality of Caguas*, No. 2004-1597 (1st Cir. Aug. 4, 2004), at 34-35 (citing *The Authority to Regulate Broadband Internet Access over Cable*, 16 BERKELEY TECH. L.J. 677 (2001))

Brief for the Respondents, *Verizon Communications, Inc. v. FCC* [535 U.S. 467 (2002)], Nos. 00-511, 00-555, 00-587, 00-590 & 00-602, at 32-33, 46, 47 (citing *The Second Coming of Smyth v. Ames*, 77 TEX. L. REV. 1535 (1999))

Relator's Brief, *WH Link, LLC v. City of Otsego*, No. C7-02-2062 [664 N.W.2d 390 (Minn. App. 2003)], at 17 (citing *The Magnificent Seven: American Telephony's Deregulatory Shootout*, 50 HASTINGS L.J. 1503 (1999))

Brief Amicus Curiae of Delta and Pine Land Company in Support of Respondent, *J.E.M. Ag Supply, Inc. v. Pioneer Hi-Bred Int'l, Inc.*, No. 99-1996 [534 U.S. 124 (2001)], at 24 (citing *Diversity and Deadlock: Transcending Conventional Wisdom on the Relationship Between Biological Diversity and Intellectual Property*, 31 ENVTL. L. REP. 10,625 (2001))

Brief of the States of California, Colorado, Delaware, Michigan, Nebraska, Nevada, Ohio, Pennsylvania, and Washington as Amici Curiae in Support of Petitioners, *United States v. United Foods, Inc.* [533 U.S. 405 (2001)], No. 00-276, at 8, 11 (citing *The American Ideology*, 48 VAND. L. REV. 809 (1995))

Brief for the Petitioners, *FCC v. Iowa Utils. Bd.* [*AT&T Corp. v. Iowa Utils. Bd.*, 525 U.S. 366 (1999)], No. 97-831, at 19, 25, 41 (citing *TELRIC in Turmoil, Telecommunications in*

*Transition: A Note on the Iowa Utilities Board Litigation*, 33 WAKE FOREST L. REV. 51 (1998))

Reply Brief for the Federal Petitioners, *FCC v. Iowa Utils. Bd.* [*AT&T Corp. v. Iowa Utils. Bd.*, 525 U.S. 366 (1999)], Nos. 97-826, 97-831, 97-1099, 97-829, 97-1075, 97-1141, 97-830, 97-1087, at 17 (citing *TELRIC In Turmoil, Telecommunications in Transition: A Note on the Iowa Utilities Board Litigation*, 33 WAKE FOREST L. REV. 51 (1998))

Brief of the States of Arizona, California, Florida, Michigan, Nebraska, New York, Oregon, Vermont, and Virginia as Amici Curiae in Support of the Petitioner, *Glickman v. Wileman Bros. & Elliot, Inc.* [521 U.S. 457 (1997)], No. 95-1184, at 18 (citing *The American Ideology*, 48 VAND. L. REV. 809 (1995))

Brief for the Respondent, *Board of Educ. of Township of Piscataway v. Taxman* [522 U.S. 1010 (1997) (dismissal of petition for certiorari)], No. 96-679, at 39 (citing *Diversity and Damnation*, 43 UCLA L. REV. 1839 (1996))

Brief of Defendants-Appellees, *Smith v. University of Washington Law School*, Nos. 99-35209, 99-35347, 99-35348 [233 F.3d 1188 (9th Cir. 2000)], at 34 (citing *Diversity and Damnation*, 43 UCLA L. REV. 1839 (1996))

Brief for the Appellee, *Bell Atl. Corp. v. United States*, No. 99-1234 [224 F.3d 220 (3d Cir. 2000)], at 35-37, 39 (citing *The Second Coming of Smyth v. Ames*, 77 TEX. L. REV. 1535 (1999))

### ***Lectures and presentations***

Seminar on Law and Finance, Université d'Angers, Faculté de Droit, d'Économie, et de Gestion, Angers, France, November 23-December 4, 2020 (delivered remotely)

*Time-Series Analysis of Deep Learning and Neural Networks as an Alternative to Vector Autoregression*, 90th International Atlantic Economic Conference, October 18, 2020 (delivered remotely)

*Introductory Machine Learning: Decision Trees, Random Forests, and Other Dendrological Methods*, 90th International Atlantic Economic Conference, October 16-17, 2020 (delivered remotely)

*Economic Forecasting with Autoregressive Methods and Neural Networks*, Michigan State University College of Law, January 22, 2020

Multiple presentations, Université d'Angers, Faculté de Droit, d'Économie, et de Gestion, Angers, France, November 18-29, 2019:

Seminar on Law and Finance

*Machine-Learning Alternatives to Traditional Linear Regression of Price Data*

*Machine-Learning Alternatives to Traditional Linear Regression of Price Data*, 88th International Atlantic Economic Conference, Coral Gables, Fla., October 19, 2019

*Machine-Learning Alternatives to Traditional Linear Regression of Price Data*, 17th ACRN Conference on Finance, Risk, and Accounting Perspectives, Hanken Svenska Handelshögskolan (Hanken School of Economics), Helsinki, Finland, September 24, 2019 (keynote speech)

*Agriculture, End to End*, Indiana University, McKinney School of Law, Indianapolis, Ind., April 5, 2019

*Higher-Moment Asset Pricing and Environmental Economics*, 87th International Atlantic Economic Conference, Athens, Greece, March 29, 2018

*Models for Predicting Business Bankruptcies and Their Application to Banking and to Financial Regulation*, Penn State Law and K&L Gates, Pittsburgh, Pa., March 22, 2019

Multiple presentations, Université d'Angers, Faculté de Droit, d'Économie, et de Gestion, Angers, France, December 10-21, 2018:

Seminar on Law and Finance

*On Exactitude in Financial Regulation: Value-at-Risk, Expected Shortfall, and Expectiles*

*Second-Order Inequality: Clarifying and Modeling the Gini Coefficient with Measures of Internal Asymmetry*

*On Exactitude in Financial Regulation: Value-at-Risk, Expected Shortfall, and Expectiles*, Paris Financial Management Conference, IPAG Business School, Paris, France, December



18, 2018

*Eating the Woodpecker*, Texas A&M University School of Law, Fort Worth, Tex., October 23, 2018

*Second-Order Inequality: Clarifying and Modeling the Gini Coefficient with Measures of Internal Asymmetry*, 86th International Atlantic Economic Conference, New York, N.Y., October 12, 2018

Participant, School of Energy Conference, Inter-University Centre, Dubrovnik, October 1-5, 2018

*The Supreme Court, October Term 2017*, Michigan Association of Municipal Attorneys/Michigan State Bar Government Law Section, Thompsonville, Mich., June 23, 2018

*Higher-Moment Asset Pricing and Environmental Economics*, Vermont Law School, South Royalton, Vt., May 31, 2018

*Environmental Economics and Markets*, Vermont Law School, South Royalton, Vt., May 29 to June 14, 2018

Visiting lecturer in environmental economics and finance, Ekonomski Fakultet, Sveučilište u Zagrebu, Zagreb, Croatia, April 25-May 24, 2018

*La Finance Alternative et sa Régulation Aux États-Unis (avec Accentuation Spéciale sur l'Equity Crowdfunding)*, Seminaire FRG/Panorisk, Faculté de droit, d'économie, et de gestion, Université d'Angers, Angers, France, March 19, 2018

*Econophysical Models of Finance: Baryonic Beta Dynamics and Beyond*, 85th International Atlantic Economic Conference, London, England, March 16, 2018

*Speculative Undertakings: Rate Regulation as a Branch of Corporate Finance*, Michigan State University College of Law, January 24, 2018

*Econophysical Models of Finance: Baryonic Beta Dynamics and Beyond*, Elinor Ostrom and the Spontaneous Order Tradition (participants' forum), George Mason University Law School, Arlington, Va., October 28, 2017

*The Ownership and Regulation of Agricultural Products Containing Genetically Modified Organisms*, Food Biotechnology and Biosafety Workshop, Hacettepe Universitesi, Ankara, Turkey, October 8, 2017

*A Generalized Higher-Moment Capital Asset Pricing Model*, 16th ACRN Conference on Finance, Risk, and Accounting Perspectives, Cambridge University, Hughes Hall, Cambridge, England, September 26, 2017 (keynote speech)

*Anthropocene Environmental Law*, Vermont Law School, South Royalton, Vt., June 6, 2017

*Environmental Economics and Markets*, Vermont Law School, South Royalton, Vt., May 30 to June 15, 2017

Visiting lecturer in environmental economics and finance, Ekonomski Fakultet, Sveučilište u Zagrebu, Zagreb, Croatia, May 8-25, 2017

*A Generalized Higher-Moment Capital Asset Pricing Model, with Theoretical Implications and Legal Applications*, University of Hong Kong Faculty of Law, Hong Kong, April 7, 2017

*Econophysics and Capital Asset Pricing: Splitting the Atom of Systematic Risk*, An Introduction to Econophysics, 83rd International Atlantic Economic Conference, Berlin, Germany, March 25, 2017

*Degressive Taxation*, The Canons of Taxation, 83rd International Atlantic Economic Conference, Berlin, Germany, March 24, 2017

Participant, *Revisiting the Public Utility*, Vanderbilt University Law School, Nashville, Tenn., February 24, 2017

*Econophysics and Capital Asset Pricing: Splitting the Atom of Systematic Risk*, CFP Board Center for Financial Planning, Academic Research Colloquium, Arlington, Va., February 8, 2017

Lectures on macroeconomics, Ekonomski Fakultet, Sveučilište u Zagrebu (School of Economics, University of Zagreb), Zagreb, Croatia, December 12-16, 2016

Participant, Roundtable on Public Pensions, George Mason Law School, Law and Economics Center, September 30, 2016

*Environmental Economics and Markets*, Vermont Law School, South Royalton, Vt., May 31-  
June 16, 2016

*Agriculture End-to-End*, St. Petersburg Law Forum, St. Petersburg, Russia, May 20, 2016

*Anthropocene Agricultural Law*, Global Food Value Chain: Competition Law and Policy at  
the Crossroads, Высшая школа экономики/Сколковский Институт Права и  
Развития (Higher School of Economics/Skolovo Institute for Law and  
Development), St. Petersburg, Russia, May 18, 2016

Participant, Форсайт Флот, Национальную Технологическую Инициатива (Foresight  
Fleet, National Technological Initiative), Samara-Volgograd, Russia, May 14-17,  
2016

Panel, *Intellectual Property and Genetic Resources – Challenges for the Development of  
Agricultural Science and Production*, Агентство Стратегических Инициатив (Agency  
for Strategic Initiatives), Moscow, Russia, May 11, 2016

Lectures on regulatory economics, Ekonomski Fakultet, Sveučilište u Zagrebu (School of  
Economics, University of Zagreb), Zagreb, Croatia, May 2-9, 2016

*Gini's Crossbow*, 81st International Atlantic Economic Conference, Lisbon, Portugal, March  
17, 2016

*The Most Dangerous Branch: The Supreme Court at the Bar of Politics*, Emory University  
Scholars Retreat Weekend, Buford, Ga., November 7, 2015

*Betting the Farm*, keynote speech, Farm to Table: Agricultural Law in the Era of  
Sustainability, Texas A&M University School of Law, Fort Worth, Tex., October 30,  
2015

*Gini's Crossbow*, 15th ACRN Conference on Finance, Risk, and Accounting Perspectives,  
Fachhochschule Oberösterreich, Fakultät für Management (University of Applied  
Sciences, Upper Austria, Faculty of Management), October 19, 2015 (keynote  
speech)

*A Systematic Approach to Systemic Risk*, Seventh World Complexity Studies Academy,  
Amsterdam, The Netherlands, October 16, 2015

*Legal Signal Processing: A Case Study in Federal Disaster Finance*, Sixth Annual Colloquium on Environmental Law Scholarship, Vermont Law School, South Royalton, Vt., October 3, 2015

*Scholarships at Risk: The Mathematics of Merit Stipulations in Law School Financial Aid*, Symposium on Higher Education Access, University of California-Irvine School of Law, September 25, 2015

*Law on the Market: Evaluating the Securities Market Impact of Supreme Court Decisions*, Helium Club, Louisville, Ky., September 16, 2015

*Agricultural Biotechnology*, Michigan State University Intellectual Property Summer Institute, Opatija, Croatia, July 14-31, 2015

Moderator, *Food Rights in an Uncertain World*, International Society of Public Law (ICON-S), New York University School of Law, New York, N.Y., July 2, 2015

*The Promise and the Peril of Parametric Value-at-Risk (VaR) Analysis*, Ekonomski Fakultet, Sveučilišta u Zagrebu (School of Economics, University of Zagreb), Zagreb, Croatia, June 24, 2015

*Gini's Crossbow*, Ekonomski Fakultet, Sveučilišta u Zagrebu (School of Economics, University of Zagreb), Zagreb, Croatia, June 23, 2015

*Legal Signal Processing: A Case Study in Federal Disaster Finance*, Study Space Warsaw, Uniwersytet Warszawski (University of Warsaw), Warsaw, Poland, June 17, 2015

*Legal Signal Processing: A Case Study in Federal Disaster Finance*, Vermont Law School, South Royalton, Vt., June 4, 2015

*Environmental Economics and Markets*, Vermont Law School, South Royalton, Vt., May 26-June 11, 2015

*Gini's Crossbow*, Michigan State University College of Law, East Lansing, Mich., May 22, 2015

Debate, *Criminalization of the Internet Versus the First Amendment: A Debate on the Need for a Federal Revenge Porn Statute*, Pepperdine University School of Law, Malibu, Cal.,

April 15, 2015

*I Dream of Jinni*, MICHIGAN STATE LAW REVIEW symposium, *Persuasion in Civil Rights Advocacy*, Michigan State University College of Law, East Lansing, Mich., April 10, 2015

*Legal Signal Processing: A Case Study in Federal Disaster Finance*, 79th International Atlantic Economic Conference, Milan, Italy, March 12, 2015

*I Dream of Jinni*, University of Memphis, Cecil C. Humphreys School of Law, Memphis, Tenn., February 10, 2015

Participant, *Roundtable on Environmentalism and Animal Advocacy*, University of Illinois College of Law and Texas A&M University School of Law, Tucson, Ariz., February 6-7, 2015

*Modeling Citation and Download Data in Legal Scholarship*, Michigan State University College of Law, East Lansing, Mich., February 4, 2015

Host and moderator, *Ebola and the Law*, Association of American Law Schools, Washington, D.C., January 5, 2015

*Legal Signal Processing*, Federalist Society Faculty Conference, Washington, D.C., January 4, 2015

*Price-Level Regulation and Its Reform*, George Mason University School of Law, Arlington, Va., December 17, 2014

*Modeling Citation and Download Data in Legal Scholarship*, Fifth Anniversary Conference in Honor of Jotwell: *Scholarship We Like and Why It Matters*, University of Miami School of Law, Coral Gables, Fla., November 8, 2014

Commentary on Michael Frakes & Melissa Wasserman, *Does the U.S. Patent & Trademark Office Grant Too Many Bad Patents? Evidence from a Quasi-Experiment*, 7th Annual Junior Scholars in Intellectual Property Workshop, Michigan State University College of Law, East Lansing, Mich., October 17, 2014

*Second Moment Citizenship: Homeownership as an American Nightmare*, 78th International Atlantic Conference, Savannah, Ga., October 15, 2014

*Competitive Housekeeping*, MICHIGAN STATE LAW REVIEW symposium — *Public Domain(s): Law, Generating Knowledge, and Furthering Innovation in the Information Economy*, East Lansing, Mich., October 3, 2014

*Law on the Market: Evidence from the Supreme Court of the United States*, 14th ACRN Conference on Finance, Risk, and Accounting Perspectives, Oriel College, Oxford University, Oxford, England, September 24, 2014 (with Daniel Martin Katz)

*Measuring Gaps Between Hypothetical Investment Returns and Actual Investor Returns*, 14th ACRN Conference on Finance, Risk, and Accounting Perspectives, Oriel College, Oxford University, Oxford, England, September 23, 2014

*Agricultural Biotechnology*, Michigan State University Intellectual Property Summer Institute, Opatija, Croatia, July 16-30, 2014

*The Crucible of Correlation and Coordination: On the Nature of Systemic Risk*, 89th Conference of the Western Economic Association International, Denver, Colo., June 28, 2014

*The Mirage of Deference: Dissecting the Chevron Doctrine Inside Federal Administrative Agencies*, National Judicial College, Reno, Nev., June 24, 2014 (course on current issues in administrative law for judges of the United States Department of Agriculture's National Appeals Division)

*Measuring and Containing Systemic Risk*, 77th International Atlantic Economic Conference, Madrid, Spain, April 4, 2014

*P, Q, and Psi: Measuring Gaps Between Hypothetical Investment Return and Actual Investor Return*, 77th International Atlantic Economic Conference, Madrid, Spain, April 3, 2014

*Αρκτούρος: Protecting Biodiversity Against the Effects of Climate Change Through the Endangered Species Act*, Deforestation and Biodiversity Loss in a Climate Change Context, Michigan State University College of Law, East Lansing, Mich., March 28, 2014

*Correlation, Coverage and Catastrophe: Insurance as Financial Preparedness for Disaster*, Eye of the Storm: Hurricane Sandy Response and Rebuilding Strategies Through the Lens of Environmental Justice, Fordham University School of Law, New York, N.Y.,

February 21, 2014

*Postmodern Disaster Theory*, University of Cincinnati School of Law, Cincinnati, Ohio,  
December 13, 2013

*Portfolio Theory as a Pattern of Timeless Moments*, 13th ACRN Conference on Finance, Risk,  
and Accounting Perspectives, Hughes College, Cambridge University, Cambridge,  
England, November 19, 2013

*Pinwheel of Fortune*, IPublic Health: The Intersection of Intellectual Property and Public  
Health, John Marshall Law School, Chicago, Ill., November 8, 2013

Commentary on Felix S. Chang, *The Systemic Risk Paradox*, Junior Faculty Workshop,  
Michigan State University College of Law, East Lansing, Mich., November 1, 2013

*An Agricultural Law Jeremiad: The Harvest Is Past, The Summer Is Ended, and Seed Is Not Saved*,  
Safety and Sustainability in the Era of Food Systems, University of Wisconsin Law  
School, Madison, Wis., October 31, 2013

*Yeoman Bowman*, 7th Annual Intellectual Property Scholars Forum, University of Akron  
School of Law, Akron, Ohio, October 25, 2013

*Coherence and Elicibility in Measures of Market Risk*, 76th International Atlantic Economic  
Conference, Philadelphia, Pa., October 12, 2013

*Bioprospect Theory/Pinwheel of Fortune*, Internal Faculty Workshop Series, Michigan State  
University College of Law, East Lansing, Mich., October 2, 2013

*Postmodern Disaster Theory*, Canadian Law and Economics Association, Toronto, Ont.,  
Canada, September 28, 2013

*Postmodern Disaster Theory*, University of Virginia School of Law, Charlottesville, Va.,  
September 20, 2013

*Supreme Court Review, 2012 Term*, 15th Annual Summer Education Conference, Michigan  
Association of Municipal Attorneys/Public Corporation Law Section, Mackinaw  
Island, Mich., August 3, 2013

*Agricultural Biotechnology*, Michigan State University Intellectual Property Summer

Institute, Rijeka, Croatia, July 16-26, 2013

*Downside Risk and Inequality in Legal Education*, Gruter Institute for Law and Behavioral Research, Olympic Valley, Cal., May 23, 2013

*In Disaster Law as in Quantitative Finance, Portfolio Theory Is a Pattern of Timeless Moments*, Gruter Institute for Law and Behavioral Research, Olympic Valley, Cal., May 22, 2013

*Bioprospect Theory*, Conference on Innovation and Communications Law, Glen Arbor, Michigan, May 16, 2013

*Measuring Market Risk Under the Basel Accords: VaR, Stressed VaR, and Expected Shortfall*, Georgetown University Law Center, Washington, D.C., April 17, 2013

*Psi Omega Kappa: A Sorority of Behaviorally Sophisticated Measures of Risk, Return, and Reward*, Society for Evolutionary Analysis of Law, University of Pennsylvania School of Law, Philadelphia, Pa., April 6, 2013

Panelist, *Arbitration and the Constitution*, Federalist Society/American Law Institute, Washington, D.C., March 26, 2013

Testimony, American Bar Association, Task Force on the Future of Legal Education, Dallas, Tex., February 9, 2013

*Inflation Adjustment for Civil Penalties*, Administrative Conference of the United States, Washington, D.C., December 7, 2012

*Bioprospect Theory*, 6th Annual Intellectual Property Scholars Forum, University of Akron School of Law, Akron, Ohio, October 26, 2012

*The Carboniferous Constitution: Land Grabs and Land Grants in Bellicose America*, University of New Mexico College of Law, Albuquerque, N.M., September 17, 2012

*Building a 4G-LTE Mobile Wireless Network*, 9th Annual Kentucky Cable and Telecommunications Conference, Lexington, Ky., August 28, 2012



*The Patient Protection and Affordable Care Act Decision: National Federation of Independent Business v. Sebelius*, Dinsmore & Shohl, LLP, Louisville, Ky., July 20, 2012

*The Ratio of Educational Debt to Income as a Basic Measurement of Law School Graduates' Economic Viability*, Pre-Law Advisors National Council, Washington, D.C., June 15, 2012

*Modern Disaster Theory*, AALS Mid-Year Meeting, Workshop on Torts, Environment, and Disaster, Berkeley, Cal., June 10, 2012

*Now Abide These Three* (continuing legal education presentation on discrimination on the basis of race, sex, and class in alternative dispute resolution), Louisville Bar Association, Louisville, Ky., May 24, 2012

*Supreme Court Preview: The Patient Protection and Affordable Care Act*, Helium Club, Louisville, Ky., May 16, 2012

Participant, *Panel on Legal Education*, State University of New York at Buffalo Law School, Buffalo, N.Y., May 9, 2012

Keynote speech, Naturalization Ceremony, United States District Court for the Western District of Kentucky, Louisville, Ky., April 27, 2012

*Food and Superfood: Organic Labeling and the Triumph of Gay Science Over Dismal and Natural Science in Agricultural Policy*, University of Idaho, Boise, Idaho, April 20, 2012

Podcast, *The Future of Legal Education: A Dean's Perspective* (discussion with Ann K. Levine), February 27, 2012 (available at <http://www.blogtalkradio.com/ann-levine/2012/02/27/the-future-of-legal-education-a-deans-perspective>)

*Three Faces of Climate Change Law in the United States*, IUS Interdisciplinary Colloquium Series – Climate Change: What Are the Facts and What Should We Do?, Indiana University Southeast, New Albany, Ind., January 26, 2012

*The Sith Lords of American Conservatism*, University of Louisville Federalist Society, Louisville, Ky., January 16, 2012

*A Degree of Practical Wisdom: The Ratio of Educational Debt to Income as a Basic Measurement of*

*Law School Graduates' Economic Viability*, Deans' Forum, Section on Socio-Economics, Annual Meeting of the Association of American Law Schools, Washington, D.C., January 5, 2012

Commentary on Gregg D. Polsky, *Rationally Cutting Tax Expenditures*, University of Louisville Law Review Symposium on Federal Deficit Reduction, University of Louisville School of Law, Louisville, Ky., October 22, 2011

*Law's Arcade*, Biolaw 5.0: Law at the Frontiers of Biology, University of Kansas School of Law, Lawrence, Kan., October 21, 2011

Radio interview, *Federal Budget and Deficit Reduction*, WHAS Radio, Louisville, Ky., October 11-12, 2011

University of Louisville Alumni Outreach, Charlotte, N.C., October 6, 2011

Radio interview, *Supreme Court Takes Up Hot Button Issues This Term*, Minnesota Public Radio, October 4, 2011

Panelist, *Constitution Day Colloquium*, Indiana University Southeast, New Albany, Ind., September 14, 2011

University of Louisville Alumni Leadership Weekend (law school report), Louisville, Ky., September 9, 2011

*Slouching Toward Duopoly? The Proposed Merger of AT&T and T-Mobile*, Eighth Annual Kentucky Cable and Telecommunications Conference, Lexington, Ky., August 23, 2011

University of Louisville Law Alumni Update (hosted by Howard Fineman), Washington, D.C., June 28, 2011

*Beyond Food and Evil: Labeling and the Mindscape of American Agricultural Policy*, The Law and Policy of a Sustainable Food System, Kentucky Bar Association, Frankfort, Ky., April 12, 2011

*Disaster and Its Dimensions: Legal Responses to Distortions in Time and Space*, A Worldwide Response: An Examination of International Law Frameworks in the Aftermath of Natural Disasters, Emory University School of Law, Atlanta, Ga., January 27, 2011

*Disaster and Its Dimensions: Legal Responses to Distortions in Time and Space*, Twelfth Annual Northeast Florida Environmental Summit, Florida Coastal School of Law, Jacksonville, Fla., November 5, 2010 (keynote speech)

*Biolaw String Theory*, Biolaw 4.0: Law at the Frontiers of Biology, University of Kansas School of Law, Lawrence, Kan., October 22, 2010

*The Inner Workings of the Supreme Court*, The Lawyers' Club, Louisville, Ky., October 20, 2010

Interview, Radio France International, October 19, 2010 (discussing the Nagoya Biodiversity Summit)

*McDonald v. City of Chicago: Incorporation Doctrine and the Second Amendment*, University of Louisville School of Law, Louisville, Ky., September 17, 2010 (Constitution Day presentation via online video)

*Triple Play: The National Broadband Plan, the Comcast Decision, and the Google/Verizon Proposal*, Seventh Annual Kentucky Cable and Telecommunications Conference, Lexington, Ky., August 31, 2010

*Beyond Food and Evil: Labeling and the Mindscape of American Agricultural Policy*, Louisville Bar Association, Environmental Law Section, Louisville, Ky., August 17, 2010

*Smoot and the Cycle of Virtue*, American Bar Association, Section of Legal Education and Admissions to the Bar, Law School Development Conference X, Jackson Hole, Wyo., June 3, 2010

Panelist, *Annual Fund Breakout Session*, American Bar Association, Section of Legal Education and Admissions to the Bar, Law School Development Conference X, Jackson Hole, Wyo., June 3, 2010

Panelist, *The Obama Presidency: What's Race Got to Do with It?*, Trotter Group Conference, University of Louisville, Louisville, Ky., April 19, 2010

*A Program in Support of Community-Based Agriculture*, Vermont Law School, South Royalton, Vt., April 13, 2010

*Prometheus Paroled: Law and Technology as a Clash of Titans*, Human Autonomy, Law, and Technology, Queen's University Faculty of Law, Kingston, Ont., Canada, March 18, 2010 (keynote speech for a virtual conference)

Panelist, *Finding Our Place in the Academy*, 16th Annual National Asian Pacific American Conference on Law and Public Policy, Harvard Law School, Cambridge, Mass., February 27, 2010

*Blogging for Law School Deans*, American Bar Association, 39th Annual Deans' Workshop, Orlando, Fla., February 5, 2010

*Dukakis's Dichotomy: An Agenda for Future Research into the Law of Emergencies*, Conference on the Administrative Law of Emergencies, University of California-Berkeley, Boalt Hall School of Law, Berkeley, Cal., January 23, 2010

*Dr. Suess and The Face of the Earth: Three Biolaw Bedtime Stories*, Association of American Law Schools, Section on Biolaw, New Orleans, La., January 9, 2010

*Agricultural Law 2.0*, Association of American Law Schools, Section on Agricultural Law, New Orleans, La., January 9, 2010

*Beyond Food and Evil*, Association of American Law Schools, Section on Food Law, New Orleans, La., January 8, 2010

*Double Leverage*, Association of American Law Schools, Deans' Forum on Socio-Economics, New Orleans, La., January 7, 2010

*Dr. Suess and The Face of the Earth: Three Biolaw Bedtime Stories*, Biolaw 3.0: Law at the Frontiers of Biology, University of Kansas School of Law, Lawrence, Kan., November 6, 2009

*Professionalism, Civility, and Leadership*, Louisville Bar Association Leadership Academy, Louisville, Ky., October 23, 2009

*Truth, Beauty, and Translation: Law and the Third Culture*, Downtown Louisville Rotary Club, Louisville, Ky., August 27, 2009

Fireside chat, University of Louisville Alumni Association, Madisonville, Ky., May 14, 2009

*What Law Schools Don't Teach but Should*, American Inns of Court, Louisville, Ky., April 21, 2009

Panelist, Address by Chief Justice John G. Roberts, Jr., to the University of Louisville, April 18, 2009

*MoneyLaw: The Art of Winning an Unfair Academic Game*, Helium Club, Louisville, Ky., March 25, 2009

Panelist, *The Shifting Nature of Speech Technology*, First Amendment Issues in Emerging Technology, University of Louisville School of Law, Louisville, Ky., February 20, 2009

Panelist, *Social Justice*, Kentucky Rule of Law Conference, Frankfort, Ky., February 6, 2009

*Barack Obama and Clarence Thomas*, Stites & Harbison, Louisville, Ky., January 30, 2009

Panelist, *Interdisciplinary Legal Scholarship, the Demography of the Legal Academy, and the Future of Straddling the Academic-Professional Divide*, Association of American Law Schools, San Diego, Cal., January 10, 2009

Panelist, *What Is Agricultural Law?*, Association of American Law Schools, San Diego, Cal., January 8, 2009

Panelist, *Broadening Your Community of Support: Connecting Athletics and Academics: A Case Study for Communications, Alumni Relations, and Development Professionals*, Association of American Law Schools, San Diego, Cal., January 7, 2009

*Deep Six*, Biolaw 2.0: Law at the Frontiers of Biology, University of Kansas School of Law, Lawrence, Kan., November 14, 2008

*Disaster's Dimensions*, Disaster and Sustainability: The Cultural Perspective. University of Copenhagen, Faculties of Law and Humanities, Copenhagen, Denmark, November 7, 2008

*Professionalism, Civility, and Leadership*, Louisville Bar Association Leadership Academy, Louisville, Ky., October 17, 2008

*Lawyers and Advertising*, Louisville Bar Association, Litigation Section, Louisville, Ky., August 22, 2008

*Access to Knowledge: Defining and Measuring Economic, Legal, and Human Capital*, International Law and the Evolving Knowledge Society, American Association of Law Libraries, Portland, Or., July 13, 2008

*Marketing for Lawyers*, Louisville Legal Marketing Association, Louisville, Ky., June 27, 2008

*MoneyLaw: The Art of Winning an Unfair Academic Game*, University of Louisville Alumni Association of Southern California, Marina del Rey, Cal., June 14, 2008

*Public Service Lawyering by the Rules*, Louisville Bar Association and Louisville Legal Aid Society, Louisville, Ky., June 4, 2008

*From Red Lion to Red List: The Dominance and Decline of the Broadcast Medium*, American University, Washington College of Law, Washington, D.C., April 18, 2008

*First Person Plural*, Constitutional Law “Schmooze,” University of Maryland School of Law, Baltimore, Md., March 7, 2008

*What Our Thunder Says*, Emerging Asia: Shedding New Light on the New Legal Landscape, University of Pennsylvania, Philadelphia, Pa., Feb. 2, 2008

*Emergency and Disaster Response: The Federal Statutory Framework*, Association of American Law Schools, New York, N.Y., January 3, 2008

Panelist, *Socio-Economics and Social Justice*, Association of American Law Schools, New York, N.Y., January 3, 2008

*Biolaw: Cracking the Code*, Biolaw: Law at the Frontiers of Biology, University of Kansas School of Law, Lawrence, Kan., November 9, 2007

*Beyond Food and Evil*, University of Arkansas School of Law, Fayetteville, Ark., November 2, 2007

*Law 2.0*, University of Arkansas School of Law, Fayetteville, Ark., November 2, 2007

Panelist, Society of American Law Teachers Deanship Workshop, University of Seattle School of Law, Seattle, Wash., September 28, 2007

Commentator, *The Intersection of Bioethics and Law*, Law and Society Association, Humboldt Universität zu Berlin, Berlin, Germany, July 28, 2007

*Two Faces of Conservatism: The Supreme Court's Review of the Partial-Birth Abortion Statute*, Federalist Society of Louisville, Louisville, Ky., June 27, 2007

*Systematic Statutory Interpretation*, Louisville Bar Association, Louisville, Ky., May 1, 2007

Panelist, *Opening Doors into the Dean's Suite*, Conference of the Asian Pacific American Law Faculty, William Mitchell School of Law, Saint Paul, Minn., April 28, 2007

*Citizen Cain*, Pennsylvania State University, Dickinson School of Law, State College, Pa., March 30, 2007

Panelist, *Law as a Seamless Web | Site*, Tenth Anniversary Celebration of Jurist, University of Pittsburgh School of Law, Pittsburgh, Pa., March 29, 2007

*Introduction to the Louisville Bar*, Wyatt Tarrant & Combs, Louisville, Ky., February 28, 2007

*Law Among the Ruins*, Twenty-Fifth Anniversary Celebration, *Journal of Law and Inequality*, University of Minnesota Law School, Minneapolis, Minn., February 16, 2007

*Beyond Food and Evil*, Duke University Law School, Durham, N.C., February 2, 2007 (via teleconference)

*Law Among the Ruins*, Syracuse University School of Law, Center on Property, Citizenship, and Social Entrepreneurship (PCSE), Third Annual Workshop, Washington, D.C., November 10, 2006

*Emergent New Orleans: Cybernetic Urban Planning and Some Self-Organizing Alternatives*, Symposium – Hurricane Katrina: Reshaping the Legal Landscape of the Gulf South, Tulane University School of Law, New Orleans, La., October 13, 2006

*Webs of Life: Biodiversity Conservation as a Species of Information Policy*, University of Minnesota, Conservation Biology Program, Seminar Series on Theory and Application in Conservation, Saint Paul, Minn., October 2, 2006

*The Death of the Regulatory Compact: Adjusting Prices and Expectations in the Law of Regulated Industries*, Indiana University School of Law, Bloomington, Ind., September 21, 2006

Organizer and host, *We the People* (Constitution Day observance), University of Minnesota Law School, Minneapolis, Minn., September 19, 2005

*The Echoes of Forgotten Footfalls: Telecommunications Mergers at the Dawn of the Digital Millennium*, International Telecommunications Society, 17th European Regional Conference, Universiteit van Amsterdam, Amsterdam, The Netherlands, August 23, 2006

Commentator, *Jurisgenesis: New Voices in the Law*, Washington University School of Law, Saint Louis, Mo., June 5-6, 2006

*Systematic Statutory Interpretation*, University of Minnesota Law School, Minneapolis, Minn., June 1, 2006

*Darwin's Practical Joke: The Adaptive Origins of Creationist Mythology*, Gruter Institute for Law and Behavioral Research, Olympic Valley, Cal., May 23, 2006

*There's No Such Thing as Biopiracy . . . and It's a Good Thing Too*, Wershow Distinguished Lecture, University of Florida, Gainesville, Fla., April 6, 2006

*Darwin's Practical Joke: The Evolutionary Bases of Resistance to Evolution*, Society for the Evolutionary Analysis of Law, Vanderbilt University Law School, Nashville, Tenn., April 2, 2006

*There's No Such Thing as Biopiracy . . . and It's a Good Thing Too*, Marquette University Law School, Milwaukee, Wis., January 26, 2006

*The Death of the Regulatory Compact: Adjusting Prices and Expectations in the Law of Regulated Industries*, Arizona State University College of Law, Tempe, Ariz., November 10, 2005

*The Parable of the Seeds: Interpreting the Plant Variety Protection Act in Furtherance of Innovation Policy*, Arizona State University College of Law, Tempe, Ariz., November 10, 2005



Panelist, *Race and Reconstruction After Hurricane Katrina*, University of Minnesota Law School, Minneapolis, Minn., October 26, 2005

Moderator, *The Future of the Supreme Court: Institutional Reform and Beyond*, University of Minnesota Law School, Minneapolis, Minn., October 21, 2005

*The Death of the Regulatory Compact: Adjusting Prices and Expectations in the Law of Regulated Industries*, Midwestern Law and Economics Association, Northwestern University School of Law, October 14, 2005

*The Death of the Regulatory Compact: Adjusting Prices and Expectations in the Law of Regulated Industries*, Public Law Workshop, University of Minnesota Law School, Minneapolis, Minn., September 22, 2005

*The Parable of the Seeds: Interpreting the Plant Variety Protection Act in Furtherance of Innovation Policy*, Applied Plant Sciences Seminar Series, University of Minnesota, Saint Paul, Minn., September 19, 2005

*The Implied Repeal of the Second Amendment by the Fourteenth: An Exercise in Intratextual Constitutional Interpretation*, Second Amendment Research Center and Stanford Criminal Justice Center, Stanford, Cal., September 17, 2005

Organizer and host, *In Order to Form a More Perfect Union* (Constitution Day observance), University of Minnesota Law School, Minneapolis, Minn., September 16, 2005

*The Death of the Regulatory Compact: Adjusting Prices and Expectations in the Law of Regulated Industries*, International Telecommunications Society, 16th European Regional Conference, Universidade Católica Portuguesa, Porto, Portugal, September 5, 2005

*Systematic Statutory Interpretation*, University of Minnesota Law School, Minneapolis, Minn., June 8, 2005

Moderator and discussant, *Communications Acts*, Law and Society Association, Las Vegas, Nev., June 5, 2005

Host and moderator, *Where Are Law, Ethics, and the Life Sciences Headed? Frontier Issues*, University of Minnesota Law School, Minneapolis, Minn., May 20, 2005

Moderator, *Race and Regionalism 2005*, Institute on Race and Poverty, University of

Minnesota Law School, Minneapolis, Minn., May 7, 2005 (panel on “Desegregating Schools Using Funding Remedies”)

Host and moderator, *With All Deliberate Speed: Brown II and Desegregation’s Children*, University of Minnesota Law School, Minneapolis, Minn., May 5, 2005

*There’s No Such Thing as Biopiracy . . . And It’s a Good Thing Too*, McGeorge School of Law, University of the Pacific, Sacramento, Cal., January 18-19, 2005

*The Death of the Regulatory Compact: Adjusting Prices, Profits, and Expectations in the Law of Regulated Industries*, Duke University School of Law, Durham, N.C., December 10, 2004

*Price-Level Regulation and Its Reform*, Canadian Law and Economics Association, University of Toronto, Toronto, Ontario, September 18, 2004

*The Price of Macroeconomic Imprecision: How Should the Law Measure Inflation?*, International Telecommunications Society, Humboldt Universität zu Berlin, Berlin, Germany, September 6, 2004

Concluding remarks, *To Win Equality by Law: Brown v. Board of Education (Fiftieth Anniversary Reenactment and Discussion)*, Hennepin County Bar Association and Minnesota Association of Black Lawyers, Minneapolis, Minn., July 22, 2004

Guest, *Face-to-Face – Supreme Court Decisions, 2004*, Minnesota Public Television, Saint Paul, Minn., July 4, 2004

*Paradigms Old and New in the Law of Regulated Industries*, University of Minnesota Law School, Minneapolis, Minn., June 8, 2004

*Commemorating the Fiftieth Anniversary of Brown v. Board of Education*, Minnesota State Law Library, Saint Paul, Minn., May 17, 2004

Symposium moderator and panelist, *Intellectual Property Rights for the Public Good: Obligations of U.S. Universities to Developing Countries*, University of Minnesota, Saint Paul, Minn., April 29, 2004

*Taking Jim Crow Out of the Constitution: How the Supreme Court Moved from Plessy to Brown*, Carleton College, Northfield, Minn., April 20, 2004

*Conduit-Based Regulation of Speech*, Duke University School of Law, Durham, N.C., April 17, 2004

*Biodiversity and Biotechnology: A Misunderstood Relation*, University of Alabama School of Law, Tuscaloosa, Ala., April 12, 2004

*A Vision Softly Creeping: Congressional Acquiescence and the Dormant Commerce Clause*, University of Alabama School of Law, Tuscaloosa, Ala., April 12, 2004

*Biodiversity and Biotechnology: A Misunderstood Relation*, University of Illinois at Urbana-Champaign, College of Agricultural, Consumer, and Environmental Sciences, Urbana, Ill., April 9, 2004

Moderator, *Environmental Threats to Children's Health: Legal and Policy Challenges*, University of Minnesota, Minneapolis, Minn., April 2, 2004

*Biodiversity and Biotechnology: A Misunderstood Relation*, University of Florida, Fredric G. Levin College of Law, Gainesville, Fla., March 30, 2004

*Biodiversity and Biotechnology: A Misunderstood Relation*, Michigan State University-DCL College of Law, East Lansing, Mich., March 27, 2004

Panelist, William E. McGee National Civil Rights Moot Court Competition (continuing legal education program for moot court judges), University of Minnesota Law School, Minneapolis, Minn., January 27, 2004

*Webs of Life: Biodiversity Conservation as a Species of Information Policy*, Lewis and Clark College, Northwestern School of Law, Portland, Or., January 20, 2004

Panelist, *Food, Agriculture, and the First Amendment*, Association of American Law Schools, Atlanta, Ga., January 4, 2004

*Filburn's Legacy*, University of Colorado School of Law, Boulder, Colo., October 31, 2003

*The Price of Macroeconomic Imprecision: How Should the Law Measure Inflation?*, Canadian Law and Economics Association, University of Toronto, Toronto, Ontario, September 20, 2003

*Subsidized Rural Telephony and the Public Interest: A Case Study in Cooperative Federalism and Its Pitfalls*, International Telecommunications Society, Helsinki School of Economics, Helsinki, Finland, August 23, 2003

Guest, *Face-to-Face – Supreme Court Decisions, 2003*, Minnesota Public Television, Saint Paul, Minn., July 26, 2003

*Systematic Statutory Interpretation*, University of Minnesota Law School, Minneapolis, Minn., June 5, 2003

*Webs of Life/Wild Horses*, University of Minnesota Law School, Minneapolis, Minn., April 17, 2003

Moderator, *The Copyright Mousetrap: Who Owns Culture?*, Minnesota Justice Foundation Forum, University of Minnesota Law School, Minneapolis, Minn., April 7, 2003

*Wild Horses Could Lead Us Astray: Imperfect Legal Responses to Biodiversity Loss*, Washington University School of Law, Saint Louis, Mo., April 4, 2003

Symposium moderator, *The Interface Between Antitrust Law and Intellectual Property Law*, University of Minnesota Law School, Minneapolis, Minn., February 8, 2003

*Subsidized Rural Telephony and the Public Interest: A Case Study in Cooperative Federalism and Its Pitfalls*, University of Colorado School of Law, Boulder, Colo., February 3, 2003

Commentator, *Everything You Need to Know About the Constitution You Can Learn in Agricultural Law: Federalism and Commerce from Amber Waves of Grain to Migrating Bald Eagles*, Association of American Law Schools Annual Meeting, Section on Agricultural Law, Washington, D.C., January 5, 2003

Participant, *First Amendment Discussion Forum*, University of Louisville, Brandeis School of Law, Louisville, Ky., November 15-16, 2002

*Webs of Life: Regulating the Electronic and Ecological Commons*, University of Minnesota Law School, November 1, 2002

*Judicial Epochs in Supreme Court History: Sifting Through the Fossil Record for Stitches in Time and Switches in Nine*, Saint Louis University School of Law, Saint Louis, Mo., October 4, 2002

*The Vertical Dimension of Cooperative Competition Policy*, University of Minnesota Law School, Minneapolis, Minn., September 21, 2002

Guest, *Face-to-Face – Supreme Court Decisions, 2002: Unprecedented?*, Minnesota Public Television, Saint Paul, Minn., June 30, 2002

McLaughlin Fellow and participant, Aspen Institute Executive Seminar, Aspen, Colo., May 31-June 7, 2002

*Liberating Red Lion from the Glass Menagerie of Free Speech Jurisprudence*, Florida State University College of Law, Tallahassee, Fla., April 11, 2002

*Come Back to the Nickel and Five*, Washington and Lee University School of Law, Lexington, Va., March 22, 2002

*Conduit-Based Regulation of Speech*, Inaugural James L. Krusemark Lecture, University of Minnesota Law School, Minneapolis, Minn., March 12, 2002

Panelist, William E. McGee National Civil Rights Moot Court Competition (continuing legal education program for moot court judges), University of Minnesota Law School, Minneapolis, Minn., February 20, 2002

*Putting the Logic Back into Free Speech Jurisprudence*, University of Colorado School of Law, Boulder, Colo., January 28, 2002

*Highlights from October Term 2000*, University of Minnesota Law School, Minneapolis, Minn., October 20, 2001

*Reconciling Intellectual Property with Biological Diversity: A Blueprint for Effacing Humanity's Footprint*, University of San Diego School of Law, San Diego, Cal., October 15, 2001

Panelist, *First Monday in October*, University of Minnesota Law School, Minneapolis, Minn., October 1, 2001

*Globalization and Its Losers*, Canadian Law and Economics Association, University of Toronto, Toronto, Ontario, September 29, 2001

*Globalization and Its Losers*, University of Minnesota, Hubert H. Humphrey Institute of

- Public Affairs, Minneapolis, Minn., September 18, 2001
- Appellations of Origin from a United States Perspective*, DOLPHINS (Development of Origin-Labeled Products: Humanity, Innovation, and Sustainability), Università di Firenze, Italy, September 10, 2001
- Guest appearance, *News Night Minnesota*, KTCA-TV, Saint Paul, Minn., July 17, 2001 (commentary on anti-nudity legislation in Benton County, Minn.)
- Caught Short: General Education at Nine Minnesota Public Universities*, Minnesota Association of Scholars, Saint Paul, Minn., June 14, 2001 (participation in press conference)
- Panelist, *Roundtable Discussion on Bioethics and Biotechnology Policy*, University of Minnesota, College of Agriculture, Food, and Environmental Sciences, Saint Paul, Minn., May 16, 2001
- The Authority to Regulate Broadband Internet Access over Cable*, University of California at Berkeley, Boalt Hall School of Law, Berkeley, Cal., March 3, 2001
- The Authority to Regulate Broadband Internet Access over Cable*, University of Washington School of Law, Seattle, Wash., February 28, 2001
- Campaign Finance Laws and the Constitution* (discussion with Professor John O. McGinnis), University of Minnesota Law School, Minneapolis, Minn., February 8, 2001
- Diversity and Deadlock: Transcending Conventional Wisdom on the Relationship Between Biological Diversity and Intellectual Property*, College of William and Mary, Marshall-Wythe School of Law, Williamsburg, Va., February 6, 2001
- Panelist, *Governing Genetically Modified Organisms: Developing Policy in the Face of Scientific and Public Debate*, University of Minnesota, Minneapolis, Minn., February 1, 2001
- Humanity's Scar: The Compromised World of Environmental Law* (commentary on Mark Sagoff's *Nature's Birthmark: The Separate World of Ecology*), University of Minnesota Law School, Minneapolis, Minn., December 6, 2000
- Panelist, *The Implications of End-to-End: Content Caching*, Stanford University Law School, Palo Alto, Cal., December 1, 2000

Commentary on reforming the Electoral College, CBS Radio Network, November 20, 2000  
(via telephone)

*Standing in the Shadows of Giants: The Role of Intergenerational Equity in Telecommunications Reform*, European Association of Law and Economics, Ghent, Belgium, September 16, 2000

*Diversity and Deadlock: Transcending Conventional Wisdom on the Relationship between Biodiversity Conservation and Intellectual Property Protection*, University of Washington Law School, Seattle, Wash., July 22, 2000

*The Treadmill of the Gods: The Legal Status and Scientific Challenge of Genetically Modified Organisms*, Union Mondiale des Agraristes Universitaires, Sixième Congrès de Droit Rural, Almería, Spain, April 12, 2000

*Standing in the Shadows of Giants: The Role of Intergenerational Equity in Telecommunications Reform*, University of Minnesota Law School, Minneapolis, Minn., April 6, 2000

*Death Penalty Moratoria*, Minnesota Public Radio, Saint Paul, Minn., February 21, 2000

*Rhetoric and Reliance in Regulatory Reform*, University of Colorado School of Law, Boulder, Colo., February 6, 2000

*The Magnificent Seven: American Telephony's Deregulatory Shootout*, Vanderbilt University Law School, Nashville, Tenn., December 2, 1999

*Rhetoric and Reliance in Regulatory Reform*, Canadian Law and Economics Association, University of Toronto, Toronto, Ontario, September 24, 1999

*Globalisierung und ihre Verlierer*, European Law Students' Association, Düsseldorf, Germany, June 20, 1999

*Die glorreichen Sieben: Wichtige Fusionen und Erwerbungen der amerikanischen Telekommunikationsunternehmen*, Deutsch-Amerikanische Juristen-Vereinigung e.V., Düsseldorf, Germany, June 15, 1999

*Grundlagen und aktuelle Probleme des amerikanischen Polizeirechts*, Heinrich-Heine-Universität, Düsseldorf, Germany, June 14, 1999

*Diversity in a Different Dimension: Evolutionary Theory and Affirmative Action's Destiny*, Minnesota Association of Scholars, Saint Paul, Minn., March 16, 1999

*The Magnificent Seven: American Telephony's Deregulatory Shootout*, Hastings College of Law, San Francisco, Cal., March 6, 1999

*The Magnificent Seven: American Telephony's Deregulatory Shootout*, Chicago-Kent School of Law, Chicago, Ill., February 1, 1999

*The Magnificent Seven: American Telephony's Deregulatory Shootout*, Association of American Law Schools, New Orleans, La., January 8, 1999

*Industrial Market Structure and Artistic Performance*, University of Texas School of Law, Austin, Tex., October 16, 1998

*Industrial Market Structure and Artistic Performance*, Canadian Law and Economics Association, University of Toronto, Toronto, Ontario, September 26, 1998

*La nature de l'entreprise agricole (The Nature of the Farm)*, Cinquième Congrès Mondial de Droit Rural, Union Mondiale des Agraristes Universitaires, Porto Alegre, Brazil, May 22, 1998

*Command Performance: The Soul of Diversity Under Affirmative Action*, Ohio State University College of Law, Columbus, Ohio, April 4, 1998

*TELRIC in Turmoil, Telecommunications in Transition*, Wake Forest University School of Law, Winston-Salem, N.C., April 3, 1998 (via satellite)

Panelist, *Beyond Black and White: Asian Americans Joining the Critical Dialogue on Affirmative Action*, Fourth Annual National Asian Pacific American Conference on Law and Public Policy, Harvard University, Cambridge, Mass., March 6, 1998

*Command Performance: The Soul of Diversity Under Affirmative Action*, Emory University School of Law, Atlanta, Ga., February 24, 1998

*Command Performance: The Soul of Diversity Under Affirmative Action*, University of Georgia School of Law, Athens, Ga., February 23, 1998

*TELRIC in Turmoil, Telecommunications in Transition*, University of Minnesota Law School,



Minneapolis, Minn., January 22, 1998

Commentary on California Proposition 215 (legalization of medicinal marijuana use), *The Gene Burns Show*, KGO Radio 810 AM, San Francisco, Cal., January 9, 1998 (via telephone)

Panelist, *Is Narrative a Useful Form of Legal Scholarship?*, National Association of Scholars, San Francisco, Cal., January 8, 1998 (via telephone)

*A Sober Second Look at Appellations of Origin: How the United States Will Crash France's Wine and Cheese Party*, University of Minnesota International Trade Consortium, Minneapolis, Minn., November 4, 1997

*Canons, Consistency, and Convergence in Contemporary Statutory Interpretation*, Council of Appellate Staff Attorneys and Appellate Judges Conference, 21st Annual Seminar, Burlington, Vt., July 3, 1997

Panelist, *Timothy McVeigh and the Death Penalty*, Minnesota Public Radio, Saint Paul, Minn., June 3, 1997

Panelist, *Judicial Activism: Tyranny of the Judiciary or Guardian of the Constitution?*, Minnesota Family Council, Saint Paul, Minn., May 22, 1997

Concluding remarks, *Conference on the Law and Economics of Federalism*, University of Minnesota Law School and Federal Reserve Bank of Minneapolis, Minneapolis, Minn., May 3, 1997

*Arbitrary, Capricious, and an Abuse of Diversity*, University of Colorado School of Law, Boulder, Colo., February 8, 1997

*Should Farm Policy Protect Family Farms?*, Association of American Law Schools, Washington, D.C., January 6, 1997

*The Legal Process and Political Economy of Telecommunications Reform*, Columbia University School of Law, New York, N.Y., November 8, 1996

*L'État est comme Janus-Bifrons: Deux visages du financement public de l'agriculture*, Quatrième Congrès Mondial de Droit Rural, Union Mondiale des Agraristes Universitaires, Gammarth, Tunisia, Oct. 22, 1996

*Taxation by Tariffication*, Canadian Law and Economics Association, University of Toronto, Toronto, Ontario, September 27, 1996

*Titanic Telecommunications*, George Mason University School of Law, Arlington, Va., April 2, 1996

*Fugitives and Agrarians in a World Without Frontiers*, Benjamin N. Cardozo School of Law, New York, N.Y., March 11, 1996

*Diversity and Damnation*, University of California-Los Angeles Law School, Los Angeles, Cal., March 2, 1996

*Titanic Telecommunications*, Southwestern University School of Law, Los Angeles, Cal., March 2, 1996

*Get Green or Get Out: Decoupling Environmental from Economic Objectives in Agricultural Regulation*, Agricultural Law Section of the Minnesota State Bar Association, Chanhassen, Minn., February 16, 1996

*The Last Picture Show (On the Twilight of Federal Mass Communications Regulation)*, University of Minnesota Law School, Minneapolis, Minn., November 29, 1995

*Decoupling Environmental from Economic Objectives in Farm Bills*, American Agricultural Law Association, Kansas City, Mo., November 4, 1995

*Public Domains*, William Mitchell School of Law, Saint Paul, Minn., October 11, 1995

*Decoupling Environmental from Economic Objectives in Agricultural Regulation*, 18<sup>ème</sup> congrès du Comité Européen de Droit Rural, Oxford, England, September 21, 1995

*Feudalism Unmodified: Discourses on Farms and Firms*, Anglo-American Agricultural Law Symposium, Oxford, England, September 19, 1995

*Law, Agriculture, and Biotechnology*, Graduate Agricultural Law Program, University of Arkansas School of Law, Fayetteville, Ark., August 14-17, 1995

*La transmission des exploitations agricoles en droit américain*, Groupe CANA, l'Université de Nantes, et la Chambre d'Agriculture de Loire-Atlantique, Nantes, France, June 1,

1995

*The Treadmill of the Gods: From Labor-Intensive Agriculture to Capital-Intensive Agribusiness*, Law Seminars International, Bloomington, Minn., April 27, 1995

*The Ages of American Agricultural Law*, Congressional Agricultural Aide Training Conference, Fayetteville, Ark., April 26, 1995

*Taxation by Tariffication*, University of Minnesota, Hubert H. Humphrey Institute of Public Affairs, Minneapolis, Minn., April 17, 1995

*The Road Warriors*, Minnesota Public Utility Bar Group, Saint Paul, Minn., February 8, 1995

*Law, Agriculture, and Biotechnology*, Graduate Agricultural Law Program, University of Arkansas School of Law, Fayetteville, Ark., January 10-13, 1995

*The American Ideology*, Center for International Food and Agricultural Policy, Saint Paul, Minn., November 14, 1994

*Unloving*, University of Arkansas School of Law, Fayetteville, Ark., October 24, 1994

*The Treadmill of the Gods: Biotechnology in the Lab, at the Dinner Table, and Through the Farm*, American Agricultural Law Association, Memphis, Tenn., October 21, 1994

*The American Ideology*, Troisième Congrès Mondiale de Droit Rural, Union Mondiale des Agraristes Universitaires, Poitiers, France, October 1, 1994

*The Flimsy "Marketecture" of the Mass Communications Industry*, Communications Law Section of the Minnesota State Bar Association, Minneapolis, Minn., September 14, 1994

*Agricultural Public Law*, University of Minnesota Summer Continuing Legal Education Program, Minneapolis, Minn., June 13-24, 1994

*The Path of the Plow: The Public Law Perspective in Agriculture*, Agricultural Law Section of the Minnesota State Bar Association, Chanhassen, Minn., February 18, 1994

Panelist, *Media and the Law*, 50th anniversary celebration of *Bench & Bar* magazine, Minneapolis, Minn., November 22, 1993

*The Supreme Court and Its Law Clerks*, University of Minnesota Law School, Minneapolis, Minn., November 10, 1993

***Other professional affiliations and awards***

Executive Committee, International Atlantic Economic Society

Series Editor, *Quantitative Perspectives on Behavioral Economics and Finance*, Palgrave Macmillan

Honorary Fellow, Hanken School of Economics (Svenska Handelshögskolan), Helsinki, Finland

Associate Editor, *ACRN Oxford Journal of Finance and Risk Perspectives*

Advisory Board, ACRN Oxford Academic Research Network

Board of Editors, *International Advances in Economic Research*

Board of Editors, *Zagreb International Review of Economics and Business*

Board of Editors, *Journal of European Union Agrarian Law* (published in Nitra, Slovakia)

Board of Reviewers, *Journal of Risk and Financial Management*

Board of Reviewers, *Processes*

Alumni Luminary, Emory University reunion class of 2012 (representing 1987 graduates of Emory's College of Arts and Sciences)

Administrative Conference of the United States  
Public member, 2010-17  
Senior fellow, 2017-present

American Law Institute (elected 2006)

Virginia State Bar

District of Columbia Bar Association

*A note on “Gil Grantmore”*

“The pseudonym “Gil Grantmore” has appeared on several articles by me, by Daniel A. Farber, and by A. Kathleen Howard (formerly Amy Kathleen Chen). The following list identifies the author of each article signed by Gil Grantmore:

*By James Ming Chen:*

*True Blue*, 20 CONST. COMMENT. 5 (2003)

*The Phages of American Law*, 36 U.C. DAVIS L. REV. 455 (2003)

*The Death of Contra*, 52 STAN. L. REV. 889 (2000)

*Mark My Words*, 3 GREEN BAG 2d 121 (2000)

*By A. Kathleen Howard:*

*Lex and the City*, 91 GEO. L.J. 913 (2003)

*By Daniel A. Farber:*

*The Headnote*, 5 GREEN BAG 2d 157 (2002)

*By James Ming Chen and Daniel A. Farber:*

*Constitutional Law Haiku*, 18 CONST. COMMENT. 481 (2001)