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PRESENT POSITION

University Distinguished Professor Emeritus, Professor of Law Emeritus, Chicago-Kent College of Law, Illinois Institute of Technology
Co-Director of the Program in International and Comparative Law, Emeritus

EDUCATION

J.D., UNIVERSITY OF CHICAGO LAW SCHOOL, Chicago, IL

M.A., YALE UNIVERSITY, New Haven, CT

B.A., TRINITY COLLEGE, Hartford, CT

ACTIVITIES IN PROFESSIONAL ASSOCIATIONS (partial list)

President, Amer. Soc. of Comparative Law (2015-2016)

Acting President, Amer. Soc. of Comparative Law (2014 - 2015)

Vice-President, Amer. Soc. of Comparative Law (2012 - 2014)

Member, Executive Committee, Amer. Soc. of Comparative Law (often since 1993)

Chair, Nominating Committee, Amer. Soc. of Comparative Law, 1997-2010 (most years)

Chair, Comparative Law Section, Assn. of American Law Schools, 1994-95

OTHER HONORS (partial list)

Honorary Doctor of Laws, University of Zurich, Switzerland, 2014

Titular Member, International Academy of Comparative Law (1996-)

Norman and Edna Freehling Scholar (1989-1992)

Francis Deak Award of American Society of International Law (1984)

EDITORIAL AND RELATED ACTIVITIES

Founding Co-Editor, ASCL Studies in Comparative Law (Cambridge Univ. Press) 2015-

Member, Board of Editors, American Journal of Comparative Law, 1983-

Executive Editorial Board, American Journal of Comparative Law, 2004-2014

Member, Board of Editors, Journal of International Economic Law, 2000-2016

Member, Editorial Advisory Board, Concurrences (France), 2003-

Member, Editorial Advisory Board, Journal of Competition Law (Germany), 2001-

OTHER PROFESSIONAL EXPERIENCE

Distinguished Lecturer, University of Rome (Sapienza) 2011

Distinguished Guest Professor, Meiji Faculty of Law, Tokyo, Japan, May, 2007
Visiting Fellow, Woodrow Wilson School of Public and International Affairs, Princeton University, 2004
Distinguished Visiting Scholar, Max Planck Institute for Research in Collective Goods, Bonn, Germany, 2004
Visiting Professor, University of Freiburg Law Faculty, 2002
Distinguished Visiting Scholar, Uppsala University Law Faculty (Sweden), 2001
Visiting Professor of Law, University of Pennsylvania Law School, Spring, 2001
John S. Lehman Distinguished Visiting Professor, Washington University School of Law, Spring, 2000
Visiting Professor of Law, Northwestern Univ. School of Law, Spring, 1999
Visiting Professor of Law, University of Munich Faculty of Law, 1994-5 and 1996

PUBLICATIONS

BOOKS

COMPETITION LAW AND ANTITRUST: A GLOBAL GUIDE (Oxford University Press Pub 2020).

ECONOMIC CHARACTERISTICS OF DEVELOPING JURISDICTIONS: THEIR IMPLICATIONS FOR COMPETITION LAW (with Michal S. Gal, et al. eds., Edward Elgar Pub 2015).

COMPETITION POLICY AND REGIONAL INTEGRATION IN DEVELOPING COUNTRIES (with Josef Drexler, et al. eds., Edward Elgar Pub 2012).

GLOBAL COMPETITION: LAW, MARKETS, AND GLOBALIZATION (Oxford University Press 2010).
(translated into Spanish, Chinese, and Korean)

LAW AND COMPETITION IN TWENTIETH CENTURY EUROPE: PROTECTING PROMETHEUS (Oxford University Press 1998).

PUBLIC POLICY AND GLOBAL TECHNOLOGICAL INTEGRATION (David J. Gerber & Frederick M. Abbott eds., Kluwer Law International 1997).

ARTICLES (published in Law Reviews, Scholarly Journals, etc.)

Prisms of Distance and Power: Viewing the U.S. Regulatory Tradition, 93 BUSINESS HISTORY REVIEW 4 (2019).

Global Supply Chains and Competition Law, OXFORD JOURNAL OF COMPETITION LAW ENFORCEMENT (2018).

Competition Law Convergence in a Time of Uncertainty, CONCURRENCES (2018)

Searching for a Modernized Voice: Economics, Institutions and Predictability in European Competition Law, 37 FORDHAM INTERNATIONAL LAW JOURNAL 1421 (2014).

Global Competition Law Issues: Where do We Go from Here?, *CONCURRENCES* (online version, Feb., 2013; also published in hard copy in *Competition Law on the Global Stage: David Gerber's Global Competition Law in Perspective* (2013).

Method, Community & Comparative Law: An Encounter with Complexity Science, 16 *ROGER WILLIAMS UNIVERSITY LAW REVIEW* 110 (2011).

Convergence in the Treatment of Dominant Firm Conduct: The United States, the European Union, and the Institutional Embeddedness of Economics, 76 *ANTITRUST LAW JOURNAL* 951 (2010).

Anthropology, History and the "More Economic Approach" in European Competition Law-- A Review Essay, 41 *INTERNATIONAL REVIEW OF INTELLECTUAL PROPERTY AND COMPETITION LAW* 441 (2010).

Economics, Law and Institutions: The Shaping of Chinese Competition Law, 26 *WASHINGTON UNIVERSITY JOURNAL OF LAW & POLICY* 271 (2008).

Two Forms of Modernization in European Competition Law, 31 *FORDHAM INTERNATIONAL LAW JOURNAL* 1235 (2008) (symposium).

Competition Law and the WTO: Rethinking the Relationship, 10 *JOURNAL OF INTERNATIONAL ECONOMIC LAW* 707 (2007).

The "Modernisation" of European Community Competition Law: Achieving Consistency in Enforcement-Part I, 27 *EUROPEAN COMPETITION LAW REVIEW* 10 (2006) (with P. Cassinis).

The Common Core of European Private Law: The Project and Its Books, 52 *AMERICAN JOURNAL OF COMPARATIVE LAW* 995 (2004).

Prescriptive Authority: Global Markets as a Challenge to National Regulatory Systems, 26 *HOUSTON JOURNAL OF INTERNATIONAL LAW* 287 (2004).

Authority Heuristics, 79 *CHICAGO-KENT LAW REVIEW* 959 (2004).

Constructing Competition Law in China: The Potential Value of European and U.S. Experience, 3 *WASHINGTON UNIVERSITY GLOBAL STUDIES LAW REVIEW* 312 (2004).

The European Commission's GE/Honeywell Decision: U.S. Responses and Their Implications, *ZEITSCHRIFT FÜR WETTBEWERBSRECHT [JOURNAL OF COMPETITION LAW]* 97 (2003) (Germany).

U.S. Anti-Trust Law and the Convergence of Competition Laws, 50 *AMERICAN JOURNAL OF COMPARATIVE LAW* 263 (Supp. 2002).

Globalization and Legal Knowledge: Implications for Comparative Law, 75 *TULANE LAW REVIEW* 949 (2001).

Economic Constitutionalism and the Challenge of Globalization, 14 JOURNAL OF INSTITUTIONAL THEORETICAL ECONOMICS 157 (2001).

Modernizing European Competition Law: A Developmental Perspective, 22 EUROPEAN COMPETITION LAW REVIEW 122 (2001).

Afterword: Antitrust and American Business Abroad Revisited, 20 NORTHWESTERN JOURNAL OF INTERNATIONAL LAW & BUSINESS 307 (2000).

The US-European Conflict over the Internationalization of Antitrust Law, 34 NEW ENGLAND LAW REVIEW 123 (1999).

Europe and the Globalization of Antitrust Law, 14 CONNECTICUT JOURNAL OF INTERNATIONAL LAW 15 (1999).

System Dynamics: Toward a Language of Comparative Law, 46 AMERICAN JOURNAL OF COMPARATIVE LAW 719 (1998).

Intellectual Property Rights, Economic Power, and Global Technological Integration, 72 CHICAGO-KENT LAW REVIEW 463 (1996) (symposium).

Global Technological Integration, Intellectual Property Rights, and Competition Law: Some Introductory Comments, 72 CHICAGO-KENT LAW REVIEW 357 (1996) (symposium editor with Frederick M. Abbott).

The Perception and Teaching of European Union Law in the United States, 2 COLUMBIA JOURNAL OF EUROPEAN LAW (introduction) (1996).

Competition Law and International Trade: The European Union and the Neo-Liberal Factor, 4 PACIFIC RIM LAW & POLICY JOURNAL 27 (1995).

Dirigisme and the Challenge of Competition Law in France, 3 CARDOZO JOURNAL OF INTERNATIONAL AND COMPARATIVE LAW 9 (1995) (with R. Azarnia).

Authority, Community and the Civil Law Commentary: An Example from German Competition Law, 42 AMERICAN JOURNAL OF COMPARATIVE LAW 531 (1994).

Prometheus Born: Shaping the Relationship Between Law and Economic Conduct, 38 SAINT LOUIS UNIVERSITY LAW JOURNAL 673 (1994).

The Transformation of European Community Competition Law, 35 HARVARD INTERNATIONAL LAW JOURNAL 97 (1994).

Constitutionalizing the Economy: German Neo-liberalism, Competition Law and the "New" Europe, 42 AMERICAN JOURNAL OF COMPARATIVE LAW 25 (1994).

Integration, Disintegration and the Protection of Competition: Of Myths, Stories and Images, 68 CHICAGO-KENT LAW REVIEW 229 (1992).

The Origins of the European Competition Law Tradition in Fin-de-Siecle Austria, 36 AMERICAN JOURNAL OF LEGAL HISTORY 405 (1992).

Idea-Systems in Law: Nineteenth-Century German Experience, 10 LAW AND HISTORY REVIEW 153 (1992).

Obscured Visions: Policy, Power, and Discretion in Transnational Discovery, 23 VANDERBILT JOURNAL OF TRANSNATIONAL LAW 993 (1991).

International Competitive Harm and Domestic Antitrust Laws: Forms of Analysis, 10 NORTHWESTERN JOURNAL OF INTERNATIONAL LAW & BUSINESS 41 (1989).

Antitrust and the Challenge of Internationalization, 64 CHICAGO-KENT LAW REVIEW 689 (1988) (foreword to Symposium on Antitrust Law and the Internationalization of Markets).

International Discovery after Aerospatiale: The Quest for an Analytical Framework, 82 AMERICAN JOURNAL OF INTERNATIONAL LAW 521 (1988).

Law and the Abuse of Economic Power in Europe, 62 TULANE LAW REVIEW 58 (1987).

Extraterritorial Discovery and the Conflict of Procedural Systems: Germany and the United States, 34 AMERICAN JOURNAL OF COMPARATIVE LAW 745 (1986).

Beyond Balancing: International Law Restraints on the Reach of National Laws, 10 YALE JOURNAL OF INTERNATIONAL LAW 185 (1984).

Antitrust Law and Economic Analysis: The Swedish Approach, 8 HASTINGS INTERNATIONAL AND COMPARATIVE LAW REVIEW 1 (1984).

The Extraterritorial Application of German Antitrust Law, 77 AMERICAN JOURNAL OF INTERNATIONAL LAW 756 (1983).

The German Approach to Price Discrimination, 27 ANTITRUST BULLETIN 241 (1982).

Konglomerate Fusionen im Amerikanischen Kartellrecht, WIRTSCHAFT UND WETTBEWERB [ECONOMICS AND COMPETITION] (1981) (Germany).

German Merger Controls: The Role of Company Assurances, 22 ANTITRUST BULLETIN 889 (1977).

The United States Sugar Quota Program: A Study in the Direct Congressional Control of Imports, 19 JOURNAL OF LAW AND ECONOMICS 103 (1976).

BOOK CHAPTERS

Shaping International Arbitral Decisions: Patterns in Interactive Systems, to be published in Festschrift for George Berman (Juris Publishing expected publication, 2021).

International Law as an Adaptive System: Implications and Opportunities, to be published in TIPPING POINTS IN INTERNATIONAL LAW: COMMITMENT AND CRITIQUE (Cambridge University Press expected publication, 2021).

Chinese Competition Law in the International Arena, in WANG XIAOYE LIBER AMICORUM: THE PIONEER OF COMPETITION LAW IN CHINA (A. Emch & W. Ng, eds., Concurrences, 2019).

Global Competition Law Convergence: Potential Roles for Economics, in COMPARATIVE LAW AND ECONOMICS (T. Eisenberg & G. Ramello, eds., Edward Elgar Publishing, 2016).

Le Temps, Le Droit Et La Construction De La Concurrence: Construire un Modèle Européen de la Concurrence, A QUOI SERT LA CONCURRENCE? (Martine Behar-Touchais, 2015).

Adapting Economics for Competition Laws: A Developing Country Dilemma, ECONOMIC CHARACTERISTICS OF DEVELOPING COUNTRIES AND THEIR IMPACT ON COMPETITION LAW, (Michal Gal, et al 2015).

Asia and Global Competition Law Convergence, in ASIAN CAPITALISM AND THE REGULATION OF COMPETITION: TOWARDS A REGULATORY GEOGRAPHY OF GLOBAL COMPETITION LAW (M. Dowdle et al. eds., Cambridge University Press 2013).

Economic Development and Global Competition Law Convergence, COMPETITION LAW AND ECONOMIC DEVELOPMENT ed. by D. Daniel Sokol et al. (Stanford U. Press, 2013).

U.S. Antitrust: From Shot in the Dark to Global Leadership, in THEN & NOW: STORIES OF LAW AND PROGRESS (Lori Andrews & Sarah Harding eds., IIT Chicago-Kent College of Law 2013).

Regionalization, Development and Competition Law: Exploring the Political Dimension, in COMPETITION POLICY AND REGIONAL INTEGRATION IN DEVELOPING COUNTRIES (editor with J. Drexl et al. eds., Edward Elgar 2012).

Competition Law and the Institutional Embeddedness of Economics, in ECONOMIC THEORY AND COMPETITION LAW (J. Drexl et al. eds., Edward Elgar Publishing 2009).

The Future of Article 82: Dissecting the Conflict, in EUROPEAN COMPETITION LAW ANNUAL 2007: A REFORMED APPROACH TO ARTICLE 82 EC (C. Ehlermann & M. Marquis eds., Hart Publishing 2008).

Competition Law, Contracts and Consumer Protection in European Integration, in LIBER AMICORUM GUIDO ALPA: PRIVATE LAW BEYOND THE NATIONAL SYSTEMS (M. Andenas ed., British Institute of International and Comparative Law 2007).

Reading the Map of European Private Law: Language and Knowledge in Contemporary Comparative Law, in OPENING UP EUROPEAN LAW (M. Bussani & U. Mattei eds., Staempfli Publishers Ltd. 2007).

Private Enforcement of Competition Law: A Comparative Perspective, in THE ENFORCEMENT OF COMPETITION LAW IN EUROPE (T. Möllers & A. Heinemann ed., Cambridge University Press 2007).

Les doctrines européenne et américaine du droit de la concurrence, in LA MODERNISATION DU DROIT DE LA CONCURRENCE (G. Canivet ed., LGDJ 2006).

Européanisation, mondialisation et dynamiques du droit de la concurrence en Europe, in ANNALES DE LA FACULTÉ DE DROIT ÉCONOMIE ET ADMINISTRATION (L. Potvin-Solis ed., Imprimis 2006).

Comparative Antitrust Law, in THE OXFORD HANDBOOK OF COMPARATIVE LAW (M. Reimann & R. Zimmermann eds., Oxford University Press 2006).

Consistent Application of Competition Laws Across System Borders: Rethinking the Issues, in PARALLEL AND CONFLICTING ENFORCEMENT OF LAW (T. Andersson ed., Martinus Nijhoff Publishers 2005).

Authority Heuristics: Language and Trans-System Knowledge, in ORDINARY LANGUAGE AND LEGAL LANGUAGE (B. Pozzo ed., Giuffrè Editore 2005).

The Evolution of a European Competition Law Network, in EUROPEAN COMPETITION LAW ANNUAL 2002: CONSTRUCTING THE EU NETWORK OF COMPETITION AUTHORITIES (C. Ehlermann & I. Atanasiu eds., Hart Publishing 2005).

Courts as Experts in European Merger Law, in INTERNATIONAL ANTITRUST LAW AND POLICY (B. Hawk ed., Fordham Corporate Law Institute 2004).

U.S. Anti-Trust Law and the Convergence of Competition Laws, in LIMITS AND CONTROL OF COMPETITION WITH A VIEW TO INTERNATIONAL HARMONIZATION (J. Basedow ed., 2004).

Implementing Competition Law in Asia: Using European and U.S. Experience, in WIRTSCHAFTS- UND PRIVATRECHT IM SPANNUNGSFELD VON PRIVATAUTONOMIE, WETTBEWERB UND REGULIERUNG. FESTSCRIPT FÜR ULRICH IMMENGA ZUM 70. GEBURTSTAG (A. Fuchs et al. eds., 2004) (Germany).

Constructing Competition Law in China: The Potential Value of European and U.S. Experience, in PERSPECTIVES ON COMMON LAW IN CHINA (Chinese Academy of Social Sciences 2003).

Competition Law, in OXFORD HANDBOOK OF LEGAL STUDIES (P. Cane & M. Tushnet eds., Oxford University Press 2003).

Comparing Procedural Systems: Toward an Analytical Framework, in LAW AND JUSTICE IN A MULTISTATE WORLD: ESSAYS IN HONOR OF ARTHUR T. VON MEHREN (J. Nafziger & S. Symeonides eds., Transnational Publishers 2002).

Sculpting the Agenda of Comparative Law: Ernst Rabel and the Façade of Language, in RETHINKING THE MASTERS OF COMPARATIVE LAW (Hart Publishing 2001).

Law and Economics in Europe: Pre-World War I Germany, in FESTSCHRIFT FÜR PETER LANDAU (2000) (Germany).

The European Competition Law Story: Some German Roles, in FESTSCHRIFT FÜR WOLFGANG FIKENTSCHER (1998) (Germany).

Two Models of Competition Law, in COMPARATIVE COMPETITION LAW (College of Europe 1998).

Law, Values and Economic Thought, in FORUM FOR SOCIAL ECONOMICS (1997).

Competition Law and Industrial Trade: The European Union and the Neo-Liberal Factor, in ANTI-TRUST: A NEW INTERNATIONAL TRADE REMEDY? (J. Haley & H. Iyori eds., 1995).

Heinrich Kronstein and the Development of United States Antitrust Law, in DER EINFLUSS DEUTSCHER EMIGRANTEN AUF DIE RECHTSENTWICKLUNG IN DEN USA UND IN DEUTSCHLAND (M. Lutter et al. eds., Mohr Siebeck 1993).

The Substance-Procedure Distinction in United States Law, in SUBSTANCE AND PROCEDURE IN INTERNATIONAL CIVIL LITIGATION (1992) (translation of German title).

Interpreting European Competition Law Experience: The Roles of Heinrich Kronstein, in GERMAN-SPEAKING EMIGRE LAWYERS: THEIR ROLES IN THE UNITED STATES AND GERMANY (1992).

BOOK REVIEWS

Book Review, 49 AMERICAN JOURNAL OF COMPARATIVE LAW 166 (2001) (reviewing G. BRUCE DORN & STEPHEN WILKS EDS., COMPARATIVE COMPETITION POLICY: NATIONAL INSTITUTIONS IN A GLOBAL MARKET (1996)).

Book Review, 52 AMERICAN JOURNAL OF COMPARATIVE LAW 501 (2004) (reviewing J.O. HALEY'S ANTITRUST IN GERMANY AND JAPAN, THE FIRST FIFTY YEARS, 1947-1998).

International Trade and Competition Law in Japan, 44 AMERICAN JOURNAL OF COMPARATIVE LAW 175 (1996) (book review).

The International Court of Justice and Problems of International Adjudication, 82 NORTHWESTERN UNIVERSITY LAW REVIEW 1262 (1988) (reviewing LORI F. DAMROSCH, THE INTERNATIONAL COURT OF JUSTICE AT A CROSSROADS (1987)).

Book Review, 36 AMERICAN JOURNAL OF COMPARATIVE LAW 567 (1988) (reviewing JAMES MAXEINER, POLICY AND METHODS IN GERMAN AND AMERICAN ANTITRUST LAW (1986)).

Book Review, 34 AMERICAN JOURNAL OF COMPARATIVE LAW 559 (1986) (reviewing MICHAEL BOGDAN, INTERNATIONAL KONKURS OCH ACKORDSRÄTT (1984)).

Book Review, 33 AMERICAN JOURNAL OF COMPARATIVE LAW 540 (1985) (reviewing JACOB S. ZIEGEL & WILLIAM C. GRAHAM, NEW DIMENSIONS IN INTERNATIONAL TRADE LAW: A CANADIAN PERSPECTIVE (1982)).