

13TH ANNUAL CONFERENCE ON

EMPIRICAL LEGAL STUDIES

November 9–10, 2018

PRESENTED BY

University of Michigan
Law School

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Empirical Legal Studies

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Welcomes you to the 13th Annual Conference on Empirical Legal Studies

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13TH ANNUAL CONFERENCE ON

EMPIRICAL LEGAL STUDIES

November 9–10, 2018

2	Conference Overview
4	Helpful Information
5	Maps and Location Information
7	Full Schedule
20	Society For Empirical Legal Studies

CONFERENCE OVERVIEW

Friday, November 9

8 A.M.—5 P.M.

REGISTRATION

8–10 A.M.

CONTINENTAL BREAKFAST

Jeffries Lounge, South Hall 1220

*Please note: Coffee, tea, and water
will be served until 4 p.m.*

9–10 A.M.

SPECIAL TOPIC SESSIONS

**Hidden Treasure? Data and
Their Exploitation at the Michigan
Institute for Social Research**

South Hall 1020

**The Replication Crisis in Social
Science: How Should Empirical
Legal Scholarship Respond?**

South Hall 1225

10:15 A.M.—12:15 P.M.

SESSION I

Institutional Investors

South Hall 1225

Judicial Delay

South Hall 1020

Policing

South Hall 0225

Home Ownership and Bankruptcy

Hutchins Hall 120

Civil Rights

South Hall 0220

12:15–1 P.M.

LUNCH

Robert B. Aikens Commons

Hutchins Hall

1–3 P.M.

SESSION II

Shareholder Control

South Hall 0225

Market Measures of Corporate Performance

South Hall 0220

Judicial Ideology and Behavior

Hutchins Hall 116

Criminal Procedure

South Hall 1225

Employment

Hutchins Hall 132

Disparity and Discrimination

Hutchins Hall 120

3:15–5:15 P.M.

SESSION III

Securities Regulation

South Hall 0225

Comparative Law

Hutchins Hall 120

Judicial Case Selection

Hutchins Hall 132

Public Health and Safety

South Hall 1225

Administrative Decisionmaking

South Hall 0220

Intellectual Property

Hutchins Hall 116

5:15–6:30 P.M.

THEODORE EISENBERG

POSTER SESSION & RECEPTION

SPONSORED BY EDGEWORTH ECONOMICS

Lawyers Club Lounge, 551 South State Street

6:30–8:00 P.M.

DINNER

Speaker: Justin Wolfers, University of Michigan

(by separate registration only)

Robert B. Aikens Commons, Hutchins Hall

Saturday, November 10

8 A.M.—4:45 P.M.

REGISTRATION

8–10 A.M.

CONTINENTAL BREAKFAST

Jeffries Lounge, South Hall 1220

*Please note: Coffee, tea, and water
will be served until 4 p.m.*

9–11 A.M.

SESSION IV

Corporate Mergers

South Hall 0225

Nonprofit Organizations

South Hall 1020

U.S. Supreme Court Practice

South Hall 1225

Punishment and Recidivism

Hutchins Hall 120

Property

Hutchins Hall 132

Gender and Lawyering

Hutchins Hall 116

11:15 A.M.—1:15 P.M.

SESSION V

Securities Trading

South Hall 0225

Contract Design

Hutchins Hall 120

Judges and Case Outcomes

South Hall 1020

Sentencing

South Hall 1225

Discrimination, Culture, and Emotion

Hutchins Hall 116

Health Law/Malpractice

Hutchins Hall 132

1:15–2:15 P.M.

LUNCH & EISENBERG POSTER AWARD

SPONSORED BY APPLECON

Robert B. Aikens Commons, Hutchins Hall

2:15–4:15 P.M.

SESSION VI

Monitoring Corporate Monitors

South Hall 0225

A Grab Bag of Delights:

Corporate and Medical Malpractice

Hutchins Hall 132

Forum Shopping

Hutchins Hall 120

Testing Theories of Punishment

South Hall 1225

Business Taxation

South Hall 1020

International Law/Law and Development

Hutchins Hall 116



HELPFUL INFORMATION

WI-FI INFORMATION

To log into U-M Wi-Fi, open your computer's Wi-Fi settings. Search for available networks and select MGuest. Then open any web browser and follow the prompts.

PAPERS

Papers and posters presented at the conference are available for download through SSRN on the conference website: <https://events.law.umich.edu/cels2018/>.

PANEL FORMATS

Each panel is scheduled for two hours for three papers, with 40 minutes dedicated to each paper. Papers will be presented in the order they appear on the program. For each 40-minute block, presenters have 18 minutes to give the paper, discussants have seven minutes to respond, and the audience has 14 minutes for general questions and comments. We request that the discussant for the last paper on each panel keep time (or ask for another volunteer to do so).

HOTELS

Ross School of Business Executive Learning and Conference Center

710 East University Avenue
Ann Arbor, Michigan 48104
734.764.7677

Graduate Ann Arbor Hotel

615 East Huron Street
Ann Arbor, Michigan 48104
734.769.2200

Bell Tower Hotel

300 South Thayer Street
Ann Arbor, Michigan 48104
734.769.3010

Residence Inn

Ann Arbor Downtown

120 West Huron Street
Ann Arbor, Michigan 48104
734.662.9999

Holiday Inn Express & Suites Ann Arbor

600 Briarwood Circle
Ann Arbor, Michigan 48108
734.761.2929

Sheraton Ann Arbor

3200 Boardwalk Street
Ann Arbor, Michigan 48108
734.996.0600

TownePlace Suites by Marriott Ann Arbor

1301 Briarwood Circle
Ann Arbor, Michigan 48108
734.327.5900

The Kensington Hotel

3500 South State Street
Ann Arbor, Michigan 48108
734.761.7800

TRANSPORTATION

The Ross School of Business Executive Learning and Conference Center, the Bell Tower Hotel, the Graduate Hotel, and the Residence Inn Ann Arbor Downtown are all within walking distance of the Law School. Uber, Lyft, and Bird scooters are all available through their respective apps. U-M and Ann Arbor buses are available for low-cost rides. The easiest way to plan a trip using bus transit is to use the Google Maps Directions tool and specify "transit" as your mode of travel.

LUGGAGE STORAGE

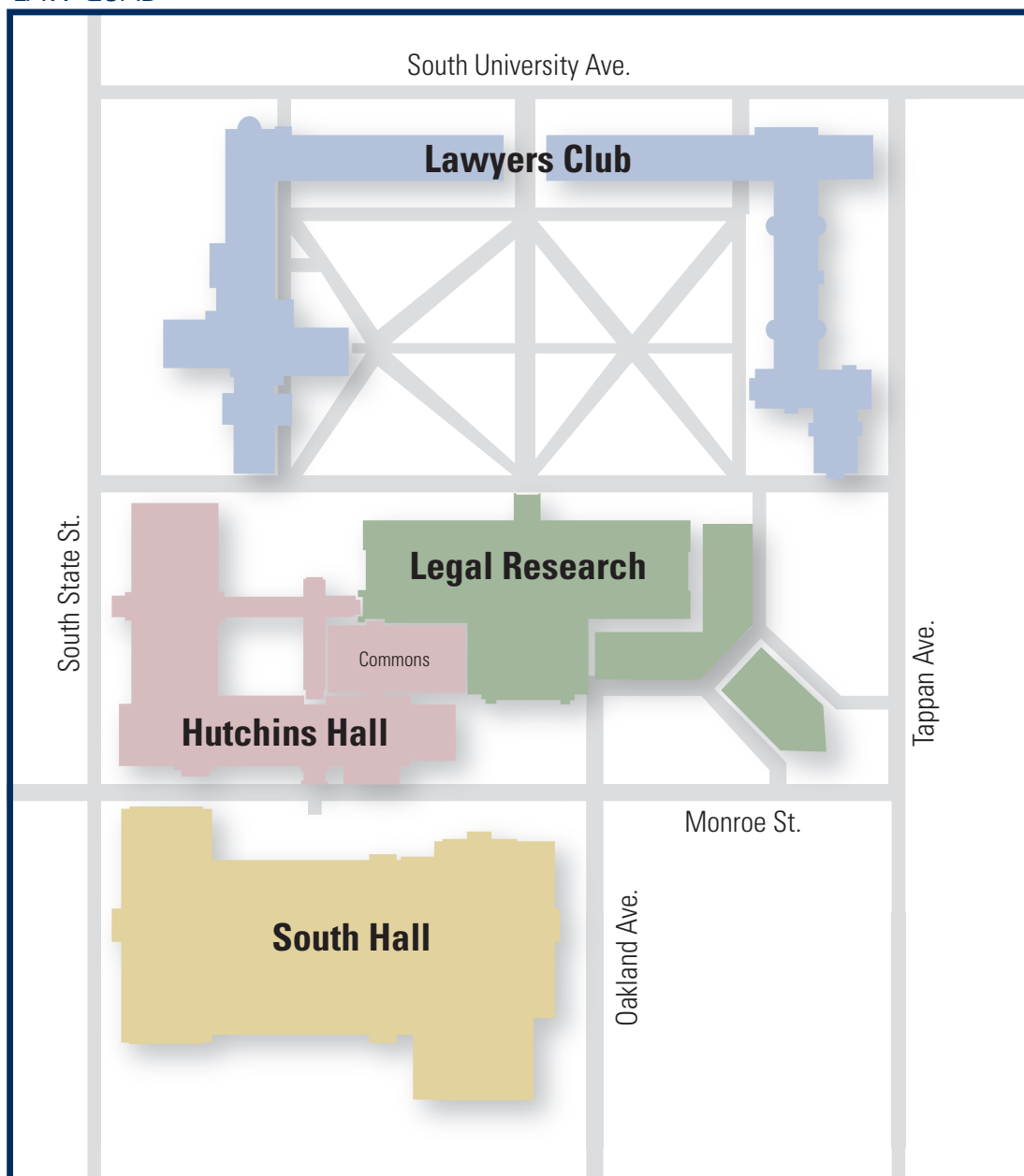
Baggage storage will be available on a limited basis. Please bring your luggage to the registration desk to be stored. Use of baggage storage is at your own risk. The University of Michigan Law School will not be responsible for loss of or damage to the luggage, the contents therein, or your personal belongings (including any valuables, even if we have been advised) during storage.

MAPS AND LOCATION INFORMATION

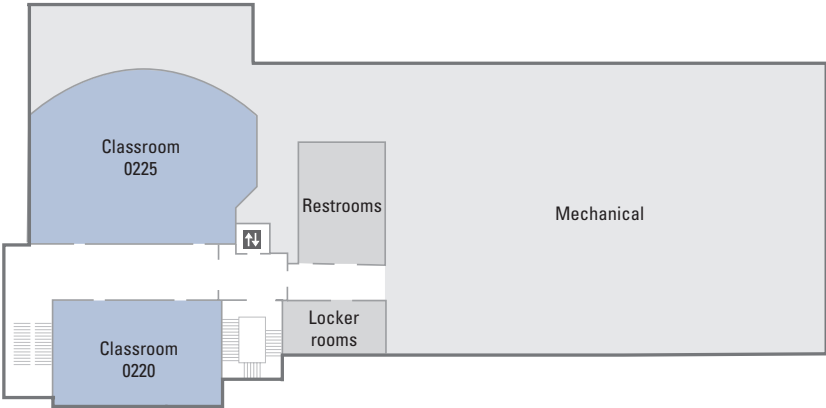
Law Quad and campus maps, wayfinding, and transportation information may be viewed at: campusinfo.umich.edu/find-your-way.

LAW SCHOOL MAPS

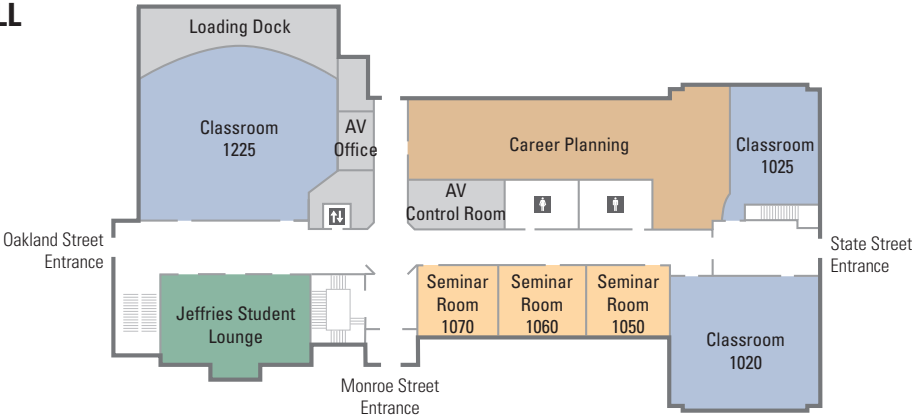
LAW QUAD



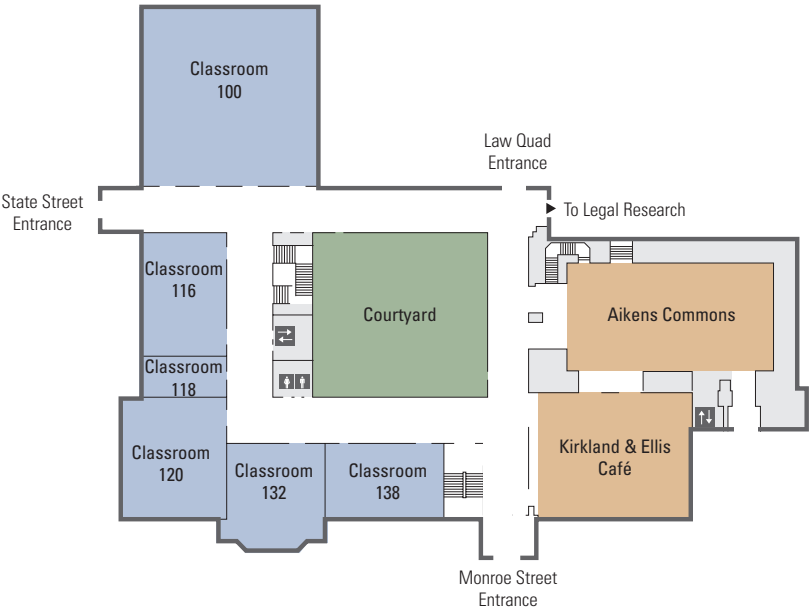
SOUTH HALL
Lower Level



SOUTH HALL
First Floor



HUTCHINS HALL
First Floor



FULL SCHEDULE

Friday, November 9

8 A.M.—5 P.M.

REGISTRATION

Jeffries Lounge, South Hall 1220

8–10 A.M.

BREAKFAST

Jeffries Lounge, South Hall 1220

Please note: Coffee, tea, and water will be served until 4 p.m.

9–10 A.M.

SPECIAL TOPIC SESSIONS

Hidden Treasure? Data and Their Exploitation at the Michigan Institute for Social Research

South Hall 1020

Barbara Koremenos

Professor of Political Science, University of Michigan; and Faculty Associate, U-M Institute for Social Research

Michael Mueller-Smith

Assistant Professor of Economics, University of Michigan; Faculty Associate, U-M Institute for Social Research; and Director of the Criminal Justice Administrative Records System

Jukka Savolainen

Research Professor, U-M Institute for Social Research; and Director of the National Archive of Criminal Justice Data

MODERATOR: **Jeffrey Morenoff**, Professor of Public Policy and Professor of Sociology,
University of Michigan; and Director of the U-M Population Studies Center

The Replication Crisis in Social Science: How Should Empirical Legal Scholarship Respond?

South Hall 1225

William H. J. Hubbard

Professor of Law, University of Chicago Law School

Eric L. Talley

Isidor and Seville Sulzbacher Professor of Law, Columbia Law School;
and Co-Director of the Millstein Center for Global Markets and Corporate Ownership

Kathryn Zeiler

Professor of Law and Nancy Barton Scholar, Boston University School of Law

MODERATOR: **Eric Helland**, Professor of Economics, Claremont McKenna College

10:15 A.M.—12:15 P.M.

SESSION I

Institutional Investors

South Hall 1225

The Party Structure of Mutual Funds

Ryan Bubb & Emiliano Catan

DISCUSSANT: **Veronica Santarosa**

Costs, Cross-Subsidies, and College Savings: Evaluating Section 529 College Savings Plans

Quinn Curtis

DISCUSSANT: **Willy Elliott**

Investor Ideology

Patrick Bolton, Tao Li, Enrichetta Ravina & Howard Rosenthal

DISCUSSANT: **Anita Anand**

*Names in **gray** denote non-presenting authors.*

Judicial Delay

South Hall 1020

Against Judicial Accountability: Evidence from the Six-Month List

Miguel de Figueiredo, Alexandra D. Lahav & Peter Siegelman

DISCUSSANT: **William H. J. Hubbard**

Can (and Should) Judges Be Shamed? Evidence from the "Six-Month List"

Jonathan Petkun

DISCUSSANT: **Dawn Chutkow**

The Role of Legal Justification in Judicial Performance: Quasi-Experimental Evidence

Paige Marta Skiba, Alessandro Melcarne & Giovanni Battista Ramello

DISCUSSANT: **Alison Morantz**

Policing

South Hall 0225

Policing For Profit: The Political Economy of Law Enforcement

Gregory J. DeAngelo, Anna Harvey & Murat C. Mungan

DISCUSSANT: **Tonja Jacobi**

"Why" Matters: Empirical Tests of the Effects of Inchoate Police Stops on Popular Legitimacy

Thomas O'Brien, Tom Tyler, Tracey L. Meares & Jeffrey Fagan

DISCUSSANT: **Matthew B. Kugler**

Collective Bargaining and Police Misconduct

Dharmika Dharmapala, Richard H. McAdams & John Rappaport

DISCUSSANT: **Gregory J. DeAngelo**

Home Ownership and Bankruptcy

Hutchins Hall 120

Regulations, Community Bank and Credit Union Exits, and Access to Mortgage Credit

Alexei Alexandrov & Xiaoling Ang

DISCUSSANT: **John A.E. Pottow**

Consumer Protection Laws and the Mortgage Market: Evidence from Ohio

Manisha Padi

DISCUSSANT: **Jared Ellias**

Asset Exemptions and Consumer Bankruptcies: Evidence from Individual Filings

Nathaniel Pattison & Richard M. Hynes

DISCUSSANT: **Anne Lawton**

Civil Rights

South Hall 0220

Implicit Racial Bias and Tort Case Decisions

W. Jonathan Cardi, Valerie Hans & Gregory Scott Parks

DISCUSSANT: **Doron Teichman**

Who Votes Without Identification? Using Affidavits from Michigan to Learn About the Potential Impact of Strict Photo Voter Identification Laws

Phoebe Henninger, Marc Meredith & Michael Morse

DISCUSSANT: **Nazita Lajevardi**

How Polling Place Changes Reduce Turnout: Evidence from Administrative Data in North Carolina

Jesse Yoder

DISCUSSANT: **Jessica Bregant**

12:15–1 P.M.

LUNCH

*Robert B. Aikens Commons
Hutchins Hall*

1–3 P.M.

SESSION II

Shareholder Control

South Hall 0225

Shareholder Voting on Golden Parachutes: Determinants and Consequences

Albert Choi, Andrew Lund & Robert J. Schonlau

DISCUSSANT: **Chien-Chung Lin**

The Effect of Minority Veto Rights on Controller Tunneling

Jesse M. Fried, Ehud Kamar & Yishay Yafeh

DISCUSSANT: **Yu-Hsin Lin**

Quasi-Insider Shareholder Activism: Corporate Governance at the Periphery of Control

Jonathan B. Cohn, Mitch Towner & Aazam Virani

DISCUSSANT: **Adam C. Pritchard**

Market Measures of Corporate Performance

South Hall 0220

The Misuse of Tobin's Q

Robert P. Bartlett & Frank Portnoy

DISCUSSANT: **Chris House**

Can Short Selling Constrain the Shift between Accrual-Based and Real Earnings Management?

Tianyu Cai & Lixiong Guo

DISCUSSANT: **Greg Miller**

Governance through Shame and Aspiration: Index Creation and Corporate Behavior

Akash Chattopadhyay, Matthew Shaffer & Charles C. Y. Wang

DISCUSSANT: **Daniel Schaffa**

Judicial Ideology and Behavior

Hutchins Hall 116

Estimating Judicial Traits from Text Analysis of Expert Evaluations

Kevin L. Cope, Adam Feldman & Charles Crabtree

DISCUSSANT: **Corey Rayburn Yung**

How Many Cases are Easy?

Joshua B. Fischman

DISCUSSANT: **Ryan Copus**

Dissent Aversion and Sequential Voting in the Brazilian Supreme Court

Felipe Lopes

DISCUSSANT: **Veronica Santarosa**

Criminal Procedure

South Hall 1225

What Can DNA Exonerations Tell Us About Racial Differences in Wrongful Conviction Rates?

David Bjerk & Eric Helland

DISCUSSANT: **Samuel R. Gross**

I Am Starting to Believe in the Word “Justice”: Lessons from an Ethnographic Study on Community Courts

Hadar Dancig-Rosenberg & Tali Gal

DISCUSSANT: **Margo Schlanger**

A Randomized Experiment of Race, Class, and Blinding Thereof on Prosecutors’ Charging Decisions

Christopher T. Robertson, Shima Baradaran Baughman & Megan Wright

DISCUSSANT: **Adi Leibovitch**

Employment

Hutchins Hall 132

The Ethical Perils of Personal, Communal Relations: A Language Perspective

Maryam Kouchaki, Yuval Feldman & Francesca Gino

DISCUSSANT: **Angela Hall**

The Accuracy and Effects of Beliefs About Noncompetete Laws: Evidence from an Information Experiment

J.J. Prescott & Evan Starr

DISCUSSANT: **Tess Wilkinson-Ryan**

Independent Contractor or Employee? The Changing Relationship between Firms and Their Workforce and Potential Consequences for the U.S. Income Tax

Eleanor Wilking

DISCUSSANT: **Kyle Rozema**

Disparity and Discrimination

Hutchins Hall 120

Gender Discrimination in Online Markets

Christopher Anthony Cotropia, Jonathan S. Masur & David L. Schwartz

DISCUSSANT: **Roseanna Sommers**

Big Data and Discrimination

Talia Gillis & Jann Spiess

DISCUSSANT: **Justin Wolfers**

Race and Bankruptcy

Edward R. Morrison, Belisa Pang & Antoine Uettwiller

DISCUSSANT: **Michelle Miller**

SESSION III

Securities Regulation

South Hall 0225

An Empirical Comparison of Insider Trading Enforcement in Canada and the United States

Anita Anand, Stephen J. Choi & Adam C. Pritchard

DISCUSSANT: **Stefan Zeume**

Are Lengthy and Boilerplate Risk Factor Disclosures Inadequate? An Examination of Judicial and Regulatory Assessments of Risk Factor Language

Richard A. Cazier, Jeff L. McMullin & John Treu

DISCUSSANT: **Meirav Furth-Matzkin**

Mutual Funds that Borrow

A. Joseph Warburton & Michael Simkovic

DISCUSSANT: **Adriana Robertson**

Comparative Law

Hutchins Hall 120

The Global Dominance of European Competition Law Over American Antitrust Law

Anu Bradford, Adam S. Chilton, Katerina Linos & Alex Weaver

DISCUSSANT: **Stephen Calkins**

Drawing the Legal Family Tree: An Empirical Comparative Study of 108 Property Doctrines in 154 Jurisdictions

Yun-chien Chang, Nuno Garoupa & Martin T. Wells

DISCUSSANT: **Jens Frankenreiter**

Speedy Adjudication in Hard Cases and Low Settlement Rates in Easy Cases: An Empirical Analysis of Taiwan Courts with Comparison to U.S. Federal Courts

Yun-chien Chang & William H. J. Hubbard

DISCUSSANT: **Stewart Schwab**

Judicial Case Selection

Hutchins Hall 132

Targeted Judging

Ryan Copus

DISCUSSANT: **Anthony Niblett**

Agency Costs in a Team: The Effect of Negative Feedback on Inter-Judicial Cooperation in Referral Regimes

Arthur Dyevre, Monika Glavina & Nicolas Lampach

DISCUSSANT: **Jenna Bednar**

Why Judges Don't Recuse and Attorneys Don't Ask Them To: A Randomized Field Experiment Testing the Efficacy of Recusal and Disclosure

Dane Thorley

DISCUSSANT: **Kevin Quinn**

Public Health and Safety

South Hall 1225

The Number Needed to Enjoin As a Novel Metric to Evaluate the Degree of Infringement of Civil Rights: A Case Study Using Seat Belt Laws

John Greiss

DISCUSSANT: **Patrick Carter**

Violence While in Utero: The Impact of Assaults During Pregnancy on Birth Outcomes

Janet Currie, Michael Mueller-Smith & Maya Rossin-Slater

DISCUSSANT: **Jennifer Barber**

Price Isn't Everything: Behavioral Response around Changes in Sin Taxes

Alex Rees-Jones & Kyle Rozema

DISCUSSANT: **Joel Slemrod**

Administrative Decisionmaking

South Hall 0220

Federal Advisory Committees and the Internal Separation of Powers

Brian D. Feinstein & Daniel Jacob Hemel

DISCUSSANT: **Adam Candeub**

Regulatory Bundling

Jennifer Nou & Edward Stiglitz

DISCUSSANT: **Nicholas Bagley**

Knowledge Spillovers and Learning in the Workplace: Evidence from the U.S. Patent Office

Michael Frakes & Melissa F. Wasserman

DISCUSSANT: **Zach Brown**

Intellectual Property

Hutchins Hall 116

Measuring the Novelty of U.S. and E.P. Patents

Jonathan H. Ashtor

DISCUSSANT: **Mike Frakes**

The Effect of Patent Litigation Insurance: Evidence from NPEs

Bernhard Ganglmair, Christian Helmers & Brian J. Love

DISCUSSANT: **Neel Sukhatme**

Do Paragraph IV Challenges Target Weaker Patents?

Michael Gelman & Eric Helland

DISCUSSANT: **Nicholson Price**

THEODORE EISENBERG POSTER SESSION & RECEPTION

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Lawyers Club Lounge, 551 South State Street

Procedural Justice and Risk-Assessment Algorithms

A. J. Wang

District Court Compliance with Appellate Court Rulings

Amy Semet

Filtering Films: An Empirical Study of What Consumers Would Mute and Excise from Hollywood Fare If Only They Could

Douglas Lichtman & Benjamin Nyblade

5:15–6:30 P.M.

**Poster Session (Continued)*

Meet, Comment, Meet Again: The Gains from Lobbying Financial Regulators During Rulemaking
Brian Libgober

Defining the Reasonable Person: An Empirical Test
Christopher Brett Jaeger

A Computational Analysis of Oral Argument in the Supreme Court
Gregory M. Dickinson

The Political Economy of Transparency: Incentives for Lobbyist Registration
James Strickland

Diverging Decisions: A Comparison of Jury Verdict Procedures
Kayla Burd & Valerie P. Hans

Judges' Attributes and Public Support for Court Decisions
Yoshikuni Ono & Michael Zilis

The Impact of the Durbin Amendment on Banks, Merchants, and Consumers
Natasha Sarin & Vladimir Mukharlyamov

The Inefficiency of Efficient Breach: An Experiment on Contract Renegotiation Under Asymmetric Information
Andreas Engert, Oliver Hofmann & Henrik Orzen

Statistical Analysis in Employment Discrimination: Trends and Implications
Palmer Morrel-Samuels

The Deterrent Effect of Anti-Bribery Law Enforcement on the Quality of Earnings
Pramuan Bunkanwanicha & Olivier Greusard

Gender-Based Favoritism Among Criminal Prosecutors
Stephanie Holmes Didwania

Does Say on Pay Matter? Evidence from Germany
Tobias H. Troeger & Uwe Walz

Do State-Owned Enterprises Have Worse Corporate Governance? An Empirical Study of Corporate Practices in China
Yu-Hsin Lin & Yun-chien Chang

You Don't Call Anymore: Comparisons Between Web-based and Phone-based Data Collection Outcomes
Dawn Chutkow

Judging Autonomous Vehicles
Jeffrey J. Rachlinski

An Empirical Test of Voluntary and Presumptive Sentencing Guidelines
Griffin Edwards, Stephen Rushin & Joseph Colquitt

6:30–8 P.M.

DINNER

BY SEPARATE REGISTRATION ONLY

Robert B. Aikens Commons, Hutchins Hall

FEATURING “Economic Reflections on the Midterms,”

a talk by **Justin Wolfers**, Professor of Economics and Professor of Public Policy at the University of Michigan

Saturday, November 10

8 A.M.—5 P.M.

REGISTRATION

Jeffries Lounge, South Hall 1220

8–10 A.M.

BREAKFAST

Jeffries Lounge, South Hall 1220

Please note: Coffee, tea, and water will be served until 4 p.m.

9–11 A.M.

SESSION IV

Corporate Mergers

South Hall 0225

Merger Negotiations in the Shadow of Judicial Appraisal

Audra L. Boone, Brian J. Broughman & Antonio J. Macias

DISCUSSANT: **Da Lin**

Financial Protectionism, M&A Activity, and Shareholder Wealth

David Godsell, Ugur Lei & Darius P. Miller

DISCUSSANT: **Qiping Xu**

Are Merger Clauses Value Relevant to Bidder and Target Shareholders?

Darius Palia, John C. Coates IV & Ge Wu

DISCUSSANT: **Tyler Shumway**

Nonprofit Organizations

South Hall 1020

Executive Compensation and Organizational Performance in Nonprofit Hospitals

G. Nathan Dong

DISCUSSANT: **Richard Hirth**

The Dark Money Subsidy? Tax Policy and Donations to 501(C)(4) Organizations

Brian D. Galle

DISCUSSANT: **Jed Stiglitz**

Ownership Type and Quality of Care in Residential Facilities for the Intellectually Disabled

Alison Morantz & Tom A. Rutter

DISCUSSANT: **Jordan Rhodes**

U.S. Supreme Court Practice

South Hall 1225

The “Odd Party Out” Theory of Certiorari

Adam Bonica, Adam Chilton & Maya Sen

DISCUSSANT: **Richard D. Friedman**

The Surprisingly Small Role of Policy Preferences in Supreme Court Agenda-Setting

Ben Johnson

DISCUSSANT: **Rachel Schutte**

The New Oral Argument: Justices as Advocates

Tonja Jacobi & Matthew Sag

DISCUSSANT: **Michael Heise**

Punishment and Recidivism

Hutchins Hall 120

Experience with Punishment and Specific Deterrence: Evidence from Speeding Tickets

Libor Dusek & Christian Traxler

DISCUSSANT: **Michael Mueller-Smith**

Instrumental Variables Methods using Dynamic Interventions

Jacqueline Mauro, Edward Kennedy & Daniel Nagin

DISCUSSANT: **David Abrams**

Horseshoes, Hand Grenades, and Regulatory Enforcement: Close Experience with Potential Sanctions and Fraud Deterrence

Jeremy Douthit, Melanie Millar & Roger M. White

DISCUSSANT: **Jagadeesh Sivadasan**

Property

Hutchins Hall 132

Political Economy of Railroad Land Grants: Legal Uncertainty and Development of Irrigation in Colorado and Montana

Eric Alston & Steven Smith

DISCUSSANT: **Paul Rhode**

Taxed Out: Illegal Property Tax Assessments and the Epidemic of Tax Foreclosures in Detroit

Bernadette Atuahene & Christopher R. Berry

DISCUSSANT: **Dan Jaqua**

Why Is Infrastructure So Expensive?

Leah Brooks & Zachary D. Liscow

DISCUSSANT: **Nirupama Rao**

Gender and Lawyering

Hutchins Hall 116

Covering: Mutable Characteristics and Perceptions of Voice in the U.S. Supreme Court

Daniel Chen, Yosh Halberstam & Alan Yu

DISCUSSANT: **Robin Queen**

The Gendered Effects of Career Concerns on Fertility

Kyung Park & Nayoung Rim

DISCUSSANT: **Ari Binder**

Predictors of Negative Reactions to Female Attorneys Expressing Anger in Court

Jessica Salerno & Hannah Phalen

DISCUSSANT: **Janice Nadler**

SESSION V

Securities Trading

South Hall 0225

Subsidizing Liquidity with Wider Ticks: Evidence from the Tick Size Pilot Study

Robert P. Bartlett & Justin McCrary

DISCUSSANT: **Uday Rajan**

The (Mis)uses of the S&P 500

Adriana Robertson

DISCUSSANT: **Alicia J. Davis**

Informed Trading and Cybersecurity Breaches

Joshua Mitts & Eric L. Talley

DISCUSSANT: **Natasha Sarin**

Contract Design

Hutchins Hall 120

The Language of Contract: Promises and Power in Union Collective Bargaining Agreements

Elliott Ash, W. Bentley MacLeod & Suresh Naidu

DISCUSSANT: **Scott Masten**

Stickiness of Contractual Gaps: Explaining the Lack of Forum Selection Clauses in Commercial Agreements

Julian Nyarko

DISCUSSANT: **Francine Lafontaine**

Complexity, Standardization, and the Design of Loan Agreements

Bernhard Ganglmair & Malcolm Wardlaw

DISCUSSANT: **David Hoffman**

Judges and Case Outcomes

South Hall 1020

Law Matters—Less than We Thought

Daniel M. Klerman & Holger Spamann

DISCUSSANT: **Christoph Engel**

Judicial Pro-Plaintiff Bias? A Case Study from Trial Courts

Keren Weinshall Margel & Ifat Taraboulos

DISCUSSANT: **Valerie Hans**

Practice Makes Perfect: Judge Experience and Bankruptcy Outcomes

Benjamin Charles Iverson, Joshua Madsen, Wei Wang & Qiping Xu

DISCUSSANT: **Rich Hynes**

Sentencing

South Hall 1225

Judicial Delegation

David Abrams, Roberto Galbiati, Emeric Henry & Arnaud Philippe

DISCUSSANT: **David Bjerk**

Evidence and Legal Implications of California's Post-Furman V. Georgia (1972) Capital Punishment System's Failure to Meet the Eighth Amendment's 'Narrowing' Requirements

David C. Baldus, George G. Woodworth, Michael Laurence, Jeffrey Fagan, Catherine M. Grosso & Richard Newell

DISCUSSANT: **Doug Berman**

Punishment As Prize: The Case of Conditional Imprisonment

Nevine Emmanuel & Oren Gazal-Ayal

DISCUSSANT: **Dan Simon**

Discrimination, Culture, and Emotion

Hutchins Hall 116

The War Within

Netta Barak-Corren

DISCUSSANT: **Shreen Gandhi**

[Un]Usual Suspects: Deservingness, Scarcity, and Disability Rights

Doron Dorfman

DISCUSSANT: **Chris Griffin**

What's in a Name? The Asymmetric Effects of Identifiability on Offenders and Victims of Sexual Harassment

Netta Barak Corren & Daphna Lewinsohn-Zamir

DISCUSSANT: **Stephanie Holmes Didwania**

Health Law/Malpractice

Hutchins Hall 132

Medical Malpractice Litigation and the Market for Representation: Evidence from Indiana

David Hyman, Jing Liu & Bernard S. Black

DISCUSSANT: **Eric Helland**

Changes in Clinical Practice Among Physicians Who Accumulate Malpractice Claims

David Studdert, Matthew Spittal, Yifan Zhang, Derek Wilkinson, Harnam Singh & Michelle M. Mello

DISCUSSANT: **Rebecca Haffajee**

Tort Reform, Chaining, and Quality in the Nursing Home Industry

James A. Brickley, Susan F. Lu & Gerard J. Wedig

DISCUSSANT: **Kathy Zeiler**

1:15–2:15 P.M.

LUNCH & EISENBERG POSTER AWARD

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Robert B. Aikens Commons, Hutchins Hall

SESSION VI

Monitoring Corporate Monitors

South Hall 0225

When the Remedy Is the Problem: Independent Boards, Short-Termism, and the Subprime Crisis

Dietmar Leisen & Peter L. Swan

DISCUSSANT: **Vikramaditya S. Khanna**

Board Compliance

John Armour, Brandon L. Garrett, Jeffrey N. Gordon & Geeyoung Min

DISCUSSANT: **Gabriel V. Rauterberg**

Auditor Litigation: Deterrence Implications for Non-Sued Auditors

Sean Cao, Yangyang Fan, Ganapathi Narayanamoorthy & Stephen P. Rowe

DISCUSSANT: **James Omartian**

A Grab Bag of Delights: Corporate and Medical Malpractice

Hutchins Hall 132

Do Women Stay Out of Trouble? Evidence from Corporate Litigation and Policies

Binay Adhikari, Anup Agrawal & James Malm

DISCUSSANT: **Cindy Schipani**

Network Effects in Corporate Governance

Sarath Sanga

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