

Third French-German Talks in Law and Economics

Kassel, December 1 and 2, 2006

Program

| time | Session A (Europe oriented) | Session B (theoretical or independent of legal orders) |
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| Friday | | |
| 8.00–8.45 | Registration | |
| 8.45–9.00 | Welcome | |
| | Labor Law | Legal Institutions |
| 9:00–10:00 | <u>Laszlo Goerke</u> , Markus Pannenberg: Severance Pay and the Shadow of the Law. Discussant: <i>Eve-Angéline Lambert+B12</i> | <u>Eric Brousseau</u> , Emmanuel Raynaud: The Economics of Multilevel Governance. Discussant: <i>Emanuela Carbonara</i> |
| 10:00–11:00 | <u>Eve-Angéline Lambert</u> , Eric Langlais: Labor Conflicts: What About a Second Chance before Breaking Off?. Discussant: <i>Martin Schneider</i> | <u>Stefan Voigt</u> , Lorenz Blume: The Economic Effects of Direct Democracy – A Cross-Country Assessment. Discussant: <i>Hans-Bernd Schäfer</i> |
| 11:00–11:30 | <i>Coffee break</i> | |
| 11:30–12:30 | <u>Bruno Deffains</u> , Yannick Gabuthy, Eve-Angéline Lambert: Labor Conflicts and Inefficiency of Relationship-Specific Investments: What is the Judge's Role?. Discussant: <i>Duncan MacRae</i> | <u>Emanuela Carbonara</u> , Francesco Parisi: Is the Evolution of Legal Systems Always Efficient? Discussant: <i>Dieter Schmidtchen</i> |
| | | International Law and International Investment |
| 12:30–13:30 | <u>Roland Kirstein</u> , Annette Kirstein: Inefficient Intra-Firm Incentives Can Stabilize Cartels in Cournot Oligopolies Discussant: <i>Tim Friehe</i> | <u>Stephania Bonilla</u> : A Law and Economics Approach to Odious Debts. Discussant: <i>Anne van Aaken</i> |
| 13:30–15:00 | <i>Lunch</i> | |
| | Enforcing Property Rights | |
| 15:00–16:00 | <u>Kristoffel Grechenig</u> , Michael Sekyra: No Derivate Shareholder Suits in Europe – Percentage Limits, Collusion and Residual Owners. Discussant: <i>Bruno Deffains</i> | <u>Anne van Aaken</u> : Perils of Success? The Case of International Investment Protection. Discussant: <i>Eric Brousseau</i> |
| 16:00–16:30 | <i>Coffee break</i> | |

Friday

- 16:30–17:30 Jürgen Backhaus: Failing Property Rights - The Problem of Sleeping Owners in the City: A Preliminary Analysis of one Aspect of the German Unification Treaty.
Discussant: *Bernhard Nagel*
- Law of Damages (Tort or Contract)**
Urs Schweizer: Legal Damages at Uncertain Causation.
Discussant: *Roland Kirstein*

- 17:30–18:30 Martina Samwer: Applying public procurement law to cure the German health care system?
Discussant: *Oliver Budzinski*
- Contract Regulation**
Dominique Demougin, Bruno Deffains: Customary versus Technological Advancement Tests.
Discussant: *Jun Zhou*

19:30 *Conference Dinner*

Saturday

- 9.00–10.00 Péter Cserne: The (Behavioural) Law and Economics of Contract Regulation: Explaining Procedural Limits on Freedom of Contract in European Law.
Discussant: *Eleni Zervogianni*
- The Role of Courts**
Ekkehard Hofmann: The New European Regulatory Impact Assessment.
Discussant: *Georg von Wangenheim*

10.00–10.30 *Coffee break*

- 10.30–11.30 Oliver Budzinski, Arndt Christiansen: Simulating the Unilateral Effects of Mergers in Oligopolies and Standard of Proof: Lessons from Oracle.
Discussant: *André Schmidt*
- European Competition Law**
Jun Zhou: In Litigation: How Far Do The "Haves" Come Out Ahead? – A Game Theoretical Study.
Discussant: *Carine Sonntag*

- 11.30–12.30 Thomas Eger, Peter Weise: Limits to the private enforcement of competition law.
Discussant: *Aristides Hatzis, Eleni Zervogianni*: Judge-Made Contracts – Reconstructing Unconscionable Contracts.
Discussant: *Péter Cserne*

12.30–13.30 *Lunch*

- 13.30–14.30 Duncan MacRae: Competition Policy in A Small Market Economy.
Discussant: *Stefan Voigt*
- Crime and Corruption**
Tim Friehe: Corrupting the Inspector: Further Results from the Inspection Game.
Discussant: *Dominique Demougin*

- 14:30–15:30 Jenny Monheim: Strategic Asylum Policy.
Discussant: *Ekkehard Hofmann*
- Coordination of European Law**
Carine Sonntag, Laetitia Hauret, Eric Langlais: The optimal deterrence of criminals in gangs.
Discussant: *Martina Samwer*

15:30 *Coffee and Farewell*