



Frank Fagan

Associate Professor of Law

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Frank Fagan, Ph.D, is Associate Professor of Law and a member of the LegalEDHEC research center. He specializes in law and economics. His writing spans the laws of contracts, corporations, torts, crimes, and taxation, and uses standard economic theory, econometrics, and big data prediction techniques. He has written extensively on the timing of lawmaking. His book, *Law and the Limits of Government*, is viewed as a leading treatment of the subject. His work in progress is varied, and considers regulatory approaches to contracts, the corporate law doctrine of good faith, the systemic regulation of social media, law's treatment of artificial intelligence, and the role of secrecy in precautionary behavior. Papers can be viewed at <http://ssrn.com/author=468606>.

ACADEMIC DEGREES

J.D. University of Pittsburgh, 2013

Ph.D. Erasmus University Rotterdam (Law and Economics), 2011

M.A. Erasmus University Rotterdam (Law and Economics), 2005

B.S. Grove City College, 1999

ACADEMIC EXPERIENCE

Associate Professor of Law, EDHEC Business School, 2017-
(Subjects: Contracts, Securities Law, Law and Economics)

Lecturer, University of South Australia School of Law, 2016-2017
(Subjects: Public Law and Statutory Interpretation, Advanced Statutory Interpretation)

ACADEMIC PUBLICATIONS

Books

The Timing of Lawmaking (edited with S. Levmore), Edward Elgar (2017)

Law and the Limits of Government: Temporary Versus Permanent Legislation,
Edward Elgar (2013), foreword by F. Parisi

Chapters

Legislative Sunrises: Transitions, Veiled Commitments, and Carbon Taxes (w/ S. Levmore),
in F. Fagan & S. Levmore, *The Timing of Lawmaking*, Edward Elgar (2017)

Legal Cycles and Stabilization Rules,
in F. Fagan & S. Levmore, *The Timing of Lawmaking*, Edward Elgar (2017)

Renovating the Efficiency of Common Law Hypothesis,
in F. Fagan & S. Levmore, *The Timing of Lawmaking*, Edward Elgar (2017)

Articles

The End of Bargaining in the Digital Age (w/ S. Levmore),
103 *Cornell Law Review* (forthcoming 2018)

Systemic Social Media Regulation,
16 *Duke Law & Technology Review* (2018)

Semi-Confidential Settlements in Civil, Criminal, and Sexual Assault Cases (w/ S. Levmore),
103 *Cornell Law Review* (2018)

Political Paralysis and Timing Rules, 91 *New York University Law Review Online* (2016)

Big Data Legal Scholarship: Toward a Research Program and Practitioner's Guide,
20 *Virginia Journal of Law and Technology* (2016)

Successor Liability from the Perspective of Big Data,
9 *Virginia Law and Business Review* (2015)

Sunsets and Federal Lawmaking: Evidence from the 110th Congress (w/ F. Bilgel),
41 *International Review of Law and Economics* (2015)

The Fiscal Cliff as Reelection Strategy: Rethinking the Temporary Taxation Debate,
116 *West Virginia University Law Review* (2014)

After the Sunset: The Residual Effect of Temporary Legislation,
36 *European Journal of Law and Economics* (2013)

The Role of Lawmakers, Lobbyists, and Interest Groups in the Normative Evaluation of
Timing Rules (w/M. Faure), 160 *U. of Pennsylvania Law Review Online* (2011)

INVITED/REFEREED PRESENTATIONS

Time and Sustainability: What Are We Missing and What Do We Need to Do?, University of Oslo School of Law & CICERO Center for International Climate Research, Oslo, Norway, June 28-29, 2018.

5th Annual International Meeting in Law & Economics, Hôtel de Lauzun, Paris, France, April 12-13, 2018.

34th Annual Meeting of the European Law & Economics Association, University of Liverpool, London, UK, September 14-16, 2017.

27th Annual Meeting of the American Law & Economics Association, Yale Law School, New Haven, CT, May 11-12, 2017.

FELLOWSHIPS AND AWARDS

Editor-in-Chief, University of Pittsburgh Law Review, 2012-13

Faculty's Writing Prize, University of Pittsburgh School of Law, 2012 & 2013

Legal History Writing Prize, University of Pittsburgh School of Law, 2012

Tannenwald Prize for Excellence in Tax Scholarship, Tannenwald Foundation, 2012

Erasmus Mundus Fellowship (Ph.D.), European Union, 2006-11

Erasmus Mundus Fellowship (M.A.), European Union, 2004-05

INDUSTRY EXPERIENCE

Attorney, U.S. Department of Labor, 2013-15

Private Equity Associate, Commerce Street Capital, LLC, 2003-04

Co-founder, WebPortal, LLC, 2000-03

Analyst (Syndicated Finance), JP Morgan Chase Securities, Inc., 1999-00

REFEREE

Law & Social Inquiry

Regulation & Governance

Supreme Court Economic Review