

The Modern Corporation & Private Property

**Adolf A. Berle
& Gardiner C. Means**

With a new introduction by
Murray Weidenbaum & Mark Jensen

Modern Corporation And Private Property

Susan Watson



Modern Corporation And Private Property:

The Modern Corporation and Private Property, 1991-01-01 Written more than a half century ago The Modern Corporation and Private Property remains the fundamental introduction to the internal organization of the corporation in modern society Combining the analytical skills of an attorney with those of an economist Berle and Means raise the central questions even when their answers have been superseded by changing circumstances This volume remains of valuable to all those concerned with the evolution of this major social institution The Modern Corporation and Private Property Gardiner Means, 2017-09-29 This monumental work on the corporation is one of those enduring classics that many cite but few have read Graced with a new introduction by Weidenbaum and Jensen this new edition makes this classic available to a new generation Written in the early 1930s The Modern Corporation and Private Property remains the fundamental introduction to the internal organization of the corporation in modern society Combining the analytical skills of an attorney with those of an economist Berle and Means raise the central questions even when their answers have been superseded by changing circumstances The book s most enduring theme is the separation of ownership from control of the modern corporation and its consequences Berle and Means display keen awareness of the divergent interests of directors and managers and of each from owners of the firm Among their predictions are the characteristic increase in size of the modern corporation and concentration of the economy The authors view stock exchanges and stock markets as essential by products of the rise of the modern corporation and explore how these function They address the difficult questions of whether corporations operate for the benefit of owners or managers and explore what motivates managers to make effective use of corporate assets Finally they examine the role of the corporation as the prevailing form of organizing the production and distribution of goods and services In their new introduction Weidenbaum and Jensen co directors of the Center for the Study of American Business at Washington University critically assess the impact of developments not fully anticipated by Berle and Means such as the rise of the service sector and the significant role played by institutional investors in the owner manager equation They note the authors prescient observations including the complex role of and motivating influences on professional managers and the significance of inside informatio *The Modern Corporation and Private Property* Adolf A. Berle (Jr.), Gardiner Coit Means, 1993 The Modern Corporation and Private Property Gardiner Means, 2017-09-29 This monumental work on the corporation is one of those enduring classics that many cite but few have read Graced with a new introduction by Weidenbaum and Jensen this new edition makes this classic available to a new generation Written in the early 1930s The Modern Corporation and Private Property remains the fundamental introduction to the internal organization of the corporation in modern society Combining the analytical skills of an attorney with those of an economist Berle and Means raise the central questions even when their answers have been superseded by changing circumstances The book s most enduring theme is the separation of ownership from control of the modern corporation and its consequences Berle and

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The modern corporation and private property, by A.A.Berle and G.C.Means Adolf A. Berle

(Jr.), **The Modern Corporation and Private Property** Robert Hessen, 1983 Reassessment of the highly acclaimed 1932 publication on the nature of corporations The modern corporation and private property by A Berle and G Means **The Modern Corporation and Private Property** Adolf A. Berle (jr.), 1968 **Berle and Meens' "The Modern Corporation and Private Property" Revisited** Charles Spiro Telly, 1976 **Introduction to The Modern Corporation and Private Property** Murray L. Weidenbaum, Mark Jensen, 1990 Governing the Modern Corporation Roy C. Smith, Ingo Walter, 2006-01-12 Nearly seventy years after the last great stock market bubble and crash another bubble emerged and burst despite a thick layer of regulation designed since the 1930s to prevent such things This time the bubble was enormous reflecting nearly twenty years of double digit stock market growth and its bursting had painful consequence The search for culprits soon began and many were discovered including not only a number of overreaching corporations but also their auditors investment bankers lawyers and indeed their investors In Governing the Modern Corporation Smith and Walter analyze the structure of market capitalism to see what went wrong They begin by examining the developments that have made modern financial markets now capitalized globally at about 70 trillion so enormous so volatile and such a source of wealth and temptation for all players Then they report on the evolving role and function of the business corporation the duties of its officers and directors and the power of its Chief Executive Officer who seeks to manage the company to achieve as favorable a stock price as possible They next turn to the investing market itself which comprises mainly financial institutions that own about two thirds of all American stocks and trade about 90% of these stocks These investors are well informed highly trained professionals capable of making intelligent investment decisions on behalf of their clients yet the best and brightest ultimately succumbed to the bubble and failed to carry out an appropriate governance role In what follows the roles and business practices of the principal financial intermediaries notably auditors and bankers are examined in detail All corporations investors and intermediaries are found to have been infected by deep seated conflicts of interest which add significant agency costs to the free market system The imperfect politicized role of the regulators is also explored with disappointing results The entire system is seen to have been compromised by a variety of bacteria that crept in little by little over the years and were virtually invisible during the bubble years These issues are now being addressed in part by new regulation in part by prosecutions and class action lawsuits and in part by market forces responding to revelations of misconduct But the authors note that all of the market s professional players executives investors experts and intermediaries themselves carry fiduciary obligations to the shareholders clients and investors whom they represent More has to be done to find ways for these fiduciaries to be held accountable for the correct discharge of their duties The Modern Corporation and Private Property - 80 Years Later Miroslav Nedelchev, 2018 The events that took place since 2007 raised new challenges to the economy The traditional approaches to the corporate governance and to the private property are reshaped The interests of the society and of the national economy win the upper hand against the interests of the company The participants

and the instruments of the corporate governance are surrounded by a new reality **Adolf Berle and the New Modern Corporation** Donald Margotta, 2016 The formal study of corporate governance begins with the publication in 1932 of *The Modern Corporation and Private Property* by Adolf Berle and Gardiner Means Berle's work continues to be influential today but this paper suggests that he has been misunderstood on several key issues and that greater understanding of his work may provide better insight into the public corporation as it existed in 1930 and also as it exists today Such understanding is critical since today's public corporation is under intense scrutiny That scrutiny is fueled by recent substantial changes in stock ownership and this paper examines new questions on corporate governance raised by these ownership changes

Modern Corporation and American Political Thought Scott Bowman, 2010-11-01 *Equity Capital* Geoffrey Poitras, 2016-04-20 Capitalism is historically pervasive Despite attempts through the centuries to suppress or control the private ownership of commercial assets production and trade for profit has survived and ultimately flourished Against this backdrop accounting provides a fundamental insight the value of physical and intangible capital assets that are used in production is identically equal to the sum of the debt liabilities and equity capital that are used to finance those assets In modern times this appears as the balance sheet relationship In determining the value of items on the balance sheet equity capital appears as a residual calculated as the difference between the value of assets and liabilities Through the centuries the organization of capitalist activities has changed considerably dramatically impacting the methods used to value trade and organize equity capital To reflect these changes this book is divided into four parts that roughly correspond to major historical changes in equity capital organization The first part of this book examines the rudimentary commercial ventures that characterized trading for profit from ancient times until the contributions of the medieval scholastics that affirmed the moral value of equity capital The second part deals with the evolution of equity capital organization used in seaborne trade of the medieval and Renaissance Italian city states and in the early colonization ventures of western European powers and ends with the emergence in the market for tradeable equity capital shares during the 17th century The third part begins with the 1719 1720 Mississippi scheme and South Sea bubbles in northern Europe and continues to cover the transition from joint stock companies to limited liability corporations with autonomous shares in England America and France during the 19th century This part ends with a fundamental transition in the social conception of equity capital from a concern with equity capital organization to the problem of determining value The final part is concerned with the evolving valuation and management of equity capital from the 1920s to the present This period includes the improvement corporate accounting for publicly traded shares engendered by the Great Depression that has facilitated the use of value investing techniques and the conflicting emergence of portfolio management methods of modern Finance Equity Capital is aimed at providing material relevant for academic presentations of equity valuation history and methods and is targeted at researchers academics students and professionals alike **The Heterodox Economics of Gardiner C. Means** Lily Xiao Hong Lee, Warren J.

Samuels,2019-07-25 This collection brings together articles written by Gardiner C Means a leading institutionalist and post Keynesian economist Means studies the modern corporation and its implications for the institution on private property and the economic systems as a whole The selections illuminate Means analysis of the corporate revolution the role of administered pricing and the consequences for macro economic instability in the American economy The book includes the controversial theoretical chapters for his proposed Harvard dissertation his essay on industrial prices and their inflexibility the causes of depression administered prices and the risk of inflation his analysis of stagflation and the control of inflation An essay by his widow Caroline F Ware examines the resistance of the American economics profession to Means theory of administered prices *Modernity: Modern systems* Malcolm Waters,1999 V 1 Modernization V 2 Cultural modernity V 3 Modern system V 4 After modernity **Shareholder Primacy and Global Business** Lela Mélon,2019-03-13 In the context of growing public interest in sustainability Corporate Social Responsibility CSR has not brought about the expected improvement in terms of sustainable business Self regulation has been unable to provide appropriate answers for unsustainable business frameworks despite empirical proof that sustainable behaviour is entirely in corporate enlightened self interest The lack of success of the soft law approach suggests that hard law regulation may be needed after all This book discusses these options alongside the issue of shareholder primacy and its externalities in corporate social and natural environment To escape the prisoner s dilemma European corporations and their global counterparts have found themselves in help is needed in the form of EU hard law to advocate sustainability through mandatory rules This book argues that the necessity of these laws is based on the first mover s advantage of such corporate law approach towards sustainable development In the current EU law environment where codification of corporate law is sought for forming and defining a general EU policy could not only help corporations embrace this self enlightened behaviour but could also build the necessary EU corporate citizenship atmosphere Considering the developments in the field of CSR as attempts to mitigate negative externalities resulting from inappropriate shareholder primacy use the book is centred around a discussion of the shareholder primacy paradigm its legal position and its unsuitability for modern global business Going beyond solely legal analysis juxtaposing legal principles and argumentation with economic theoretic approaches and more importantly real life examples this book is accessible to both professionals and academics working within the fields of business economics corporate governance and corporate law **The Oxford Handbook of the Corporation** Thomas Clarke,Justin O'Brien,Charles O'Kelley,2019-02-21 The Oxford Handbook of the Corporation assesses the contemporary relevance purpose and performance of the corporation The corporation is one of the most significant if contested innovations in human history and the direction and effectiveness of corporate law corporate governance and corporate performance are being challenged as never before Continuously evolving the corporation as the primary instrument for wealth generation in contemporary economies demands frequent assessment and reinterpretation The focus of this work is the transformative impact of

innovation and change upon corporate structure purpose and operation Corporate innovation is at the heart of the value creation process in increasingly internationalized and competitive market economies and corporations today are embedded in a world of complex global supply chains and rising state and state directed capitalism In questioning the fundamental purpose and performance of the corporation this Handbook continues a tradition commenced by Berle and Means and contributed to by generations of business scholars What is the corporation and what is it becoming How do we define its form and purpose and how are these changing To whom is the corporation responsible and who should judge the ultimate performance of corporations By investigating the origins development strategies and theories of corporations this volume addresses such questions to provide a richer theoretical account of the corporation and its contested future

The Making of the Modern Company Susan Watson, 2022-05-19 This book adopts a historical perspective to highlight and bring back into focus the key features of the modern company A central argument in the book is that legal personhood attaching to an entity containing a corporate fund seeded by shareholders is a direct and inevitable consequence of limited liability and the company's status as a separate legal entity from its shareholders Management by a board subject to legal duties to the company as an entity that can exist in perpetuity facilitates a long term perspective by the board that can accommodate both shareholder and stakeholder interests These defining characteristics differentiate the modern company from other business forms The Making of the Modern Company applies a 21st century lens to the corporation through its history to identify turning points in its development It sets out how key features emerged in the course of two separate developmental cycles in English corporate law first with the English East India Company in the 17th century and then with general incorporation statutes in the 2nd half of the 19th century The book's historical perspective highlights that the key features are part of the secret sauce of modern companies Each cycle coincided with unparalleled periods of economic success associated with corporate activity This book will be of interest to corporate law and governance academics theorists and practitioners those who study the company from related disciplines and anyone who questions why uncertainty still exists about the structure of a legal form that has been described as amongst mankind's greatest inventions

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