

REMARKS OF PROFESSOR WILLIAM BAXTER
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ANTITRUST DIVISION

Political Economy Of Antitrust Principal Paper By William Baxter

Robert W. Hahn



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The Political Economy of Antitrust Robert D. Tollison, 1980 *The Political Economy of Antitrust* LIBERTY FUND INCORPORATED SEMINAR ON POLITICAL ECONOMY OF ANTITRUST (1979 : Coral Gables), 1980 **Confirmation**

Hearing on William F. Baxter, Nominee, to be Assistant Attorney General--antitrust Division United States.

Congress. Senate. Committee on the Judiciary, 1981 *The Antitrust Enterprise* Herbert HOVENKAMP, 2009-06-30 After thirty years the debate over antitrust's ideology has quieted. Most now agree that the protection of consumer welfare should be the only goal of antitrust laws. Execution, however, is another matter. The rules of antitrust remain unfocused, insufficiently precise, and excessively complex. The problem of poorly designed rules is severe because in the short run rules weigh much more heavily than principles. At bottom, antitrust is a defensible enterprise only if it can make the microeconomy work better after accounting for the considerable costs of operating the system. *The Antitrust Enterprise* is the first authoritative and compact exposition of antitrust law since Robert Bork's classic *The Antitrust Paradox* was published more than thirty years ago. It confronts not only the problems of poorly designed, overly complex, and inconsistent antitrust rules but also the current disarray of antitrust's rule of reason, offering a coherent and workable set of solutions. The result is an antitrust policy that is faithful to the consumer welfare principle but that is also more readily manageable by the federal courts and other antitrust tribunals.

The Causes and Consequences of Antitrust Fred S. McChesney, William F. Shughart, 1995-03-15 Why has antitrust legislation not lived up to its promise of promoting free market competition and protecting consumers? Assessing 100 years of antitrust policy in the United States, this book shows that while the antitrust laws claim to serve the public good, they are as vulnerable to the influence of special interest groups as are agricultural welfare or health care policies. Presenting classic studies and new empirical research, the authors explain how antitrust caters to self-serving business interests at the expense of the consumer. The contributors are Peter Asch, George Bittlingmayer, Donald J. Boudreaux, Malcolm B. Coate, Louis De Alessi, Thomas J. DiLorenzo, B. Epsen, Eckbo, Robert B. Ekelund Jr., Roger L. Faith, Richard S. Higgins, William E. Kovacic, Donald R. Leavens, William F. Long, Fred S. McChesney, Mike McDonald, Stephen Parker, Richard A. Posner, Paul H. Rubin, Richard Schramm, Joseph J. Seneca, William F. Shughart II, Jon Silverman, George J. Stigler, Robert D. Tollison, Charlie M. Weir, Peggy Wier, and Bruce Yandle.

The Antitrust Experiment in America Donald J. Dewey, 1990 Why do smokers claim that the first cigarette of the day is the best? What is the biological basis behind some heavy drinkers' belief that the hair of the dog method alleviates the effects of a hangover? Why does marijuana seem to affect one's problem-solving capacity? *Intoxicating Minds* is, in the author's words, a grand excavation of drug myth. Neither extolling nor condemning drug use, it is a story of scientific and artistic achievement, war and greed, empires and religions, and lessons for the future. Ciaran Regan looks at each class of drugs, describing the historical evolution of their use, explaining how they work within the brain's neurophysiology, and outlining the basic pharmacology of those substances. From a consideration of the effect of stimulants such as caffeine and

nicotine and the reasons and consequences of their sudden popularity in the seventeenth century the book moves to a discussion of more modern stimulants such as cocaine and ecstasy In addition Regan explains how we process memory the nature of thought disorders and therapies for treating depression and schizophrenia Regan then considers psychedelic drugs and their perceived mystical properties and traces the history of placebos to ancient civilizations Finally Intoxicating Minds considers the physical consequences of our co evolution with drugs how they have altered our very being and offers a glimpse of the brave new world of drug therapies

Economic Liberties and the Judiciary James A. Dorn, Henry G. Manne, 1988-09-12 Essays in this volume refocus attention on Constitutional protection for economic liberties Divided into three parts the book deals with the following topics Interpreting the Constitution Theory and Practice Property Rights Activism and the Judicial Process and Recent Economic Issues in the Courts

A Century of the Sherman Act Jack C. High, Wayne E. Gable, 1992-01-27 This book celebrates the Sherman Antitrust Act of 1890 by gathering together a century of interpretation and commentary on that piece of legislation Opinions represented include John Bates Clark Edward S Mason Joe S Bain J K Galbraith Joseph A Schumpeter G B Richardson Oliver E Williamson Robert M Bork Elizabeth E Bailey Richard H Fink Robert D Tollison and Henry Carter Adams

High-Stakes Antitrust Robert W. Hahn, 2003-09-10 After nearly twenty years of a less is more approach to antitrust the Department of Justice under the Clinton administration took action against several major corporations that rely on financial transportation and electronic networks to support their business Visa MasterCard American Airlines and Microsoft In High Stakes Antitrust noted scholars with divergent opinions examine the impact and validity of the Justice Department's actions Some believe that it was well within the law to pursue these companies while others argue that the administration exceeded its authority They all agree however that the impact of the Clinton administration's antitrust policies will be felt for quite some time

Readings in Public Choice and Constitutional Political Economy Charles Rowley, Friedrich Schneider, 2008-08-09 Public choice is the study of behavior at the intersection of economics and political science Since the pioneering work of Duncan Black in the 1940s public choice has developed a rich literature drawing from such related perspectives as history philosophy law and sociology to analyze political decision making by citizen voters elected officials bureaucratic administrators lobbyists and other rational actors in social and economic context with an emphasis on identifying differences between individual goals and collective outcomes Constitutional political economy provides important insights into the relationship between effective constitutions and the behavior of ordinary political markets In Readings in Public Choice and Constitutional Political Economy Charles Rowley and Friedrich Schneider have assembled an international array of leading authors to present a comprehensive and accessible overview of the field and its applications Covering a wide array of topics including regulation and antitrust taxation trade liberalization political corruption interest group behavior dictatorship and environmental issues and featuring biographies of the founding fathers of the field this volume will be essential reading for scholars and students policymakers economists

sociologists and non specialist readers interested in the dynamics of political economy **In Defense of Monopoly** Richard B. McKenzie, Dwight R. Lee, 2019-02-28 *In Defense of Monopoly* offers an unconventional but empirically grounded argument in favor of market monopolies Authors McKenzie and Lee claim that conventional static models exaggerate the harm done by real world monopolies and they show why some degree of monopoly presence is necessary to maximize the improvement of human welfare over time Inspired by Joseph Schumpeter's suggestion that market imperfections can drive an economy's long term progress *In Defense of Monopoly* defies conventional assumptions to show readers why an economic system's failure to efficiently allocate its resources is actually a necessary precondition for maximizing the system's long term performance the perfectly fluid competitive economy idealized by most economists is decidedly inferior to one characterized by market entry and exit restrictions or costs An economy is not a board game in which players compete for a limited number of properties nor is it much like the kind of blackboard games that economists use to develop their monopoly models As McKenzie and Lee demonstrate the creation of goods and services in the real world requires not only competition but the prospect of gains beyond a normal competitive rate of return **Political Trials in Theory and History** Jens Meierhenrich, Devin O. Pendas, 2017-02-27 From the trial of Socrates to the post 9 11 military commissions trials have always been useful instruments of politics Yet there is still much that we do not understand about them Why do governments use trials to pursue political objectives and when What differentiates political trials from ordinary ones Contrary to conventional wisdom not all political trials are show trials or contrive to set up scapegoats This volume offers a novel account of political trials that is empirically rigorous and theoretically sophisticated linking state of the art research on telling cases to a broad argument about political trials as a socio legal phenomenon All the contributors analyse the logic of the political in the courtroom From archival research to participant observation and from linguistic anthropology to game theory the volume offers a genuinely interdisciplinary set of approaches that substantially advance existing knowledge about what political trials are how they work and why they matter **Antitrust Policy Issues** Patrick Moriati, 2006 The goal of antitrust advocates is to increase the role of competition assure that competition works in the interests of consumers and challenge abuses of concentrated economic power in the American and world economy Antitrust policies were first enacted during the great robber baron era of American economic history Men such as Rockefeller and Carnegie were forced to split up their companies that monopolised the oil and steel industries of America Ever since that time antitrust policies have worked to avoid similar situations These policies cannot always be effective because of developing circumstances This book presents studies of different antitrust policies and how they adapt to a rapidly changing economic landscape **Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations for 1983** United States. Congress. House. Committee on Appropriations. Subcommittee on the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies, 1982 **The Antitrust Revolution** John E. Kwoka, 1994 **The Antitrust Revolution** Lawrence J. White, 1989

Dynamic Competition and Public Policy Jerome Ellig, 2001-04-23 Scholars explore antitrust issues as these relate to dynamic industry competition and public policy

The Encyclopedia of Public Choice Charles Rowley, Friedrich Schneider, 2008-01-25 The Encyclopedia provides a detailed and comprehensive account of the subject known as public choice. However, the title would not convey sufficiently the breadth of the Encyclopedia's contents which can be summarized better as the fruitful interchange of economics, political science, and moral philosophy on the basis of an image of man as a purposive and responsible actor who pursues his own objectives as efficiently as possible. This fruitful interchange between the fields outlined above existed during the late eighteenth century during the brief period of the Scottish Enlightenment when such great scholars as David Hume, Adam Ferguson, and Adam Smith contributed to all these fields and more. However, as intellectual specialization gradually replaced broad-based scholarship from the mid-nineteenth century onwards, it became increasingly rare to find a scholar making major contributions to more than one. Once Alfred Marshall defined economics in neoclassical terms as a narrow positive discipline, the link between economics, political science, and moral philosophy was all but severed, and economists redefined their role into that of the humble dentist providing technical economic information as inputs to improve the performance of impartial, benevolent, and omniscient governments in their attempts to promote the public interest. This indeed was the dominant view within an economics profession that had become besotted by the economics of John Maynard Keynes and Paul Samuelson immediately following the end of the Second World War.

The Microsoft Case William H. Page, John E. Lopatka, 2009-10-15 In 1998 the United States Department of Justice and state antitrust agencies charged that Microsoft was monopolizing the market for personal computer operating systems. More than ten years later, the case is still the defining antitrust litigation of our era. William H. Page and John E. Lopatka's *The Microsoft Case* contributes to the debate over the future of antitrust policy by examining the implications of the litigation from the perspective of consumer welfare. The authors trace the development of the case from its conceptual origins through the trial and the key decisions on both liability and remedies. They argue that at critical points the legal system failed consumers by overrating government's ability to influence outcomes in a dynamic market. This ambitious book is essential reading for business law and economics scholars as well as anyone else interested in the ways that technology, economics, and antitrust law have interacted in the digital age. This book will become the gold standard for analysis of the monopolization cases against Microsoft. No serious student of law or economic policy should go without reading it.

Thomas C. Arthur, Emory University

Evolution of Antitrust Policy from Johnson to Bush Robert F. Himmelberg, 1994

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