



UNIVERSIDAD  
**esan**

# **Course syllabus**

## **Economics & Law**

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**August - December 2018**

**Lecturer**

**Jorge del Castillo  
Pablo Boza**

## I. General features of the course

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Carrera	: Economía y Negocios Internacionales	Código	: 11204
Carácter	: <a href="#">Electivo de Especialidad</a>	Semestre	: 2018-2
Asignatura	: Economics & Law	Ciclo	: 9th
Requisito	: Microeconomics 2		
Créditos	: 3		
Fecha de Inicio	: 20 de agosto		
Fecha de Finalización	: 08 de diciembre		
Horas Semanales	: <a href="#">Jorge del Castillo (2 horas)</a> <a href="#">Pablo Boza (2 horas)</a>		

## II. Course summary

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This course, Economics and Law is intended to be theoretical and practical. Its purpose is to introduce students to the concepts and body of knowledge of current Economic and Law theory and applications. The course aims for students to understand its usefulness and relevance in how laws are created and the effects that they have on society and the economy. Also to give the theoretical and practical bases necessary for students to apply economic tools to laws so that they can be judged based on their efficiency and to predict which laws could be issued. Thus, in this course students will have an introduction to law and legal institutions, they will learn to apply economic tools on broader topics, and understand the impact of laws from an economic perspective.

## III. Objectives of the course

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Understanding the basic concepts of law and how they are created and evaluated using economic analysis to determine their efficiency and impact on economic and social relationships. Also to understand different types of topics related to law as: property law, contractual law, criminal law among others. Develop a critical perspective on law by applying economic analysis.

## IV. Learning goals

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1. Understand how laws are created and the function of law institutions.
2. Understand the impact of laws on businesses and society.
3. Familiarize with different aspects of laws and their scope.
4. Apply economic analysis to determine the efficiency of laws.
5. Apply economic analysis to predict which laws will be issued.
6. Recognize the influence of law and economics in society.
7. Issue critical opinions regarding legal topics using economic tools.

## V. Methodology

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The classes will be developed in an active and participative way. The course will be developed both by a law expert and an economics expert. Techniques such as student presentations and open dialogue will be used to incentive further learning of a given topic. The teachers will use different types of teaching materials, including the development of exercises and cases.

The course has 2 theoretical hours and 2 hours of weekly practice. The theoretical and practical hours will be alternating between both teachers.

## VI. Evaluation system

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CONTINUOUS EVALUACIÓN SCHEME (PEP) 40%		
Description	Content	Weight (%)
Individual Reading Controls	4 Reading Controls	40
Individual or Group Practical Case Studies and workshops	Case Study / Forum participation Understanding why crime failed y in the 90s	30
Other activities	Individual Class Participation and Attendance	30

The final average grade (PF) is computed as follows:

$$PF = (0, 30 \times EP) + (0, 40 \times PEP) + (0, 30 \times EF)$$

## VII. Scheduled content of the course

WEEK	CONTENIDOS	ACTIVIDADES / EVALUACIÓN
<b>Learning Unit 1: Introduction to Law and Economics, and Legal Institutions</b> - The student will understand how laws are created and the function of law institutions.		
<b>1°</b> August 20 <sup>th</sup> - 25 <sup>th</sup>	Introduction to Law and Economics. Review of microeconomic theory I. Coater, R., Ulen, T. (2016). <i>Law and Economics</i> . Cap 1: 1-10 Coater, R., Ulen, T. (2016). <i>Law and Economics</i> . Cap 2: 11-33 <b>Complementary Readings:</b> <ul style="list-style-type: none"> <li>The Relation of Law and Economics-Eugene Allan Gilmore (69-79)</li> <li>The Intellectual Roots of the Law and Economics Movement of James J. Heckman</li> </ul>	
<b>2°</b> August 27 <sup>th</sup> - September 1 <sup>st</sup>	Introduction to law and legal institutions. Review of microeconomic theory II. Coater, R., Ulen, T. (2016). <i>Law and Economics</i> . Cap 2: 33-54 Coater, R., Ulen, T. (2016). <i>Law and Economics</i> . Cap 3: 55-69 <b>Complementary Readings:</b> <ul style="list-style-type: none"> <li>Values and Consequences: An Introduction to Economic Analysis of Law- Posner</li> </ul>	
<b>Learning Unit 2: Theory and Topics of Property and Contract Law</b> - The student will understand the impact of laws on businesses and society. - Familiarize with different aspects of laws and their scope.		
<b>3°</b> September 3 <sup>rd</sup> - 8 <sup>th</sup>	Property Law. Economic Theory of Property. Coater, R., Ulen, T. (2016). <i>Law and Economics</i> . Cap 4: 70-111 <b>Complementary Readings:</b> <ul style="list-style-type: none"> <li>Posner, R. Intellectual Property: The Law and Economics Approach.</li> <li>Coleman, J. Economics and the Law: A Critical Review of the Foundations of the Economic Approach to Law</li> </ul>	<u>Reading Control # 1</u>
<b>4°</b> September 10 <sup>th</sup> - 15 <sup>st</sup>	Topics in the Economics of Property Law. Coater, R., Ulen, T. (2016). <i>Law and Economics</i> . Cap 5: 112-186 <b>Complementary Readings:</b> <ul style="list-style-type: none"> <li>Landes, W.; Posner, R. An Economic Analysis of Copyright Law.</li> </ul>	
<b>5°</b> September 17 <sup>th</sup> - 22 <sup>nd</sup>	Contract Law. Coater, R., Ulen, T. (2016). <i>Law and Economics</i> . Cap 8: 276-306 <b>Complementary Readings:</b> <ul style="list-style-type: none"> <li>Posner, E. Economic analysis of contract law after three decades: success or failure.</li> </ul>	
<b>6°</b> September 24 <sup>th</sup> - 29 <sup>th</sup>	Topics in the Economics of Contract Law Coater, R., Ulen, T. (2016). <i>Law and Economics</i> . Cap 9: 307-381	<u>Reading Control # 2</u>
<b>7°</b> October 1 <sup>th</sup> - 6 <sup>th</sup>	Topics in the Economics of Contract Law	<u>MID TERM</u>
<b>8°</b> October 8 <sup>th</sup> - 13 <sup>th</sup>	<b>WEEK OF MIDTERM EXAMS : NO CLASS</b>	

<b>Learning Unit 3:</b>		
<p><b>9°</b></p> <p>October 15<sup>th</sup> – 20<sup>th</sup></p>	<p><b>Tort Law</b> Cooter, R., Ulen, T. (2016). <i>Law and Economics</i>. Cap 6 : 187- 229</p> <p><b>Complementary Readings:</b></p> <ul style="list-style-type: none"> <li>• Epstein, R. Introduction: The Law and Economics of Risk</li> <li>• Romanosky, S. Economic Analysis of Tort Law, Why Bother?</li> </ul>	
<p><b>10°</b></p> <p>October 22<sup>nd</sup> – 27<sup>nd</sup></p>	<p><b>Topics in the Economics of Tort Liability</b> Cooter, R., Ulen, T. (2016). <i>Law and Economics</i>. Cap 7 : 230- 275</p>	
<p><b>11°</b></p> <p>October 29<sup>th</sup> – November 3<sup>rd</sup></p>	<p><b>Legal Process.</b> Cooter, R., Ulen, T. (2016). <i>Law and Economics</i>. Cap 10 : 382- 418</p> <p><b>Complementary Readings:</b></p> <ul style="list-style-type: none"> <li>• Cooter, R; Rubinfeld, D. Economic Analysis of Legal Disputes and Their Resolution</li> </ul>	<b><u>Reading Control # 3</u></b>
<p><b>12°</b></p> <p>November 5<sup>th</sup> – 10<sup>th</sup></p>	<p><b>An Economic Theory of the Legal Process.</b> Cooter, R., Ulen, T. (2016). <i>Law and Economics</i>. Cap 11 : 419 - 455</p> <p><b>Complementary Readings:</b></p> <ul style="list-style-type: none"> <li>• The Economists and the Problem of Monopoly-George J. Stigler,</li> <li>• Monopoly in Law and Economics- Edward S. Mason,</li> <li>• The Social Costs of Monopoly and Regulation- Richard A. Posner,</li> </ul>	
<p><b>13°</b></p> <p>November 12<sup>th</sup> – 17<sup>th</sup></p>	<p><b>Crime and Punishment</b> Cooter, R., Ulen, T. (2016). <i>Law and Economics</i>. Cap 12 : 454- 484</p> <p><b>Complementary Readings:</b></p> <ul style="list-style-type: none"> <li>• Rethinking the Laws of Good Faith Purchase- Alan Schwartz and Robert E. Scott</li> <li>• Advertising and the Commodification of Law(yers) – Robin Paul Malloy,</li> <li>• An Economic Analysis of the Law of False Advertising- Ellen R. Jordan and Paul H. Rubin,</li> <li>• The Antitrust/Consumer Paradox: Two Policies at War with Each Other- Joshua D. Wright</li> </ul>	<p>Online Discussion: Understanding Why Crime Fell in the 1990s: Four Factors that Explain the Decline and Six that Do Not</p>
<p><b>14°</b></p> <p>November 19<sup>th</sup> – 24<sup>th</sup></p>	<p><b>Topics in the Economics of Crime and Punishment</b> Cooter, R., Ulen, T. (2016). <i>Law and Economics</i>. Cap 13 : 485- 532</p> <p><b>Complementary Readings:</b></p> <ul style="list-style-type: none"> <li>• An Economic Analysis of Law and Private Ordering": A Feminist Critique- Wanda A. Wiegiers</li> <li>• An Economic Analysis of Sex Discrimination Laws- Richard A. Posner</li> </ul>	<b><u>Reading Control # 4</u></b>
<p><b>15°</b></p> <p>November 26<sup>th</sup>– December 1<sup>st</sup></p>	<p><b>Final comments</b></p> <p><b>Complementary Readings:</b></p> <ul style="list-style-type: none"> <li>• The Morality of the Law and Economics- Russell Hardin</li> <li>• Social Norms, Social Meaning and Economics Analysis of Law: A Comment- Richard A. Posner</li> </ul>	<p>Case Study Presentation + Final Exam</p>
<p><b>16°</b></p> <p>December 3<sup>th</sup> – 8<sup>th</sup></p>	<b>WEEK OF FINAL EXAMS : NO CLASS</b>	

## VIII. Literature

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## **IX. Professor**

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