

Curriculum Vitae

Winand Emons

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- Education:** 1982, Diplom Volkswirt, University of Bonn
1982 - 1983, preliminary year of the European Doctoral Programme, University of Bonn
1983 - 1984, advanced year of the European Doctoral Programme, London School of Economics
1986, Dr. rer. pol., University of Bonn
1990, Habilitation, Nationalökonomie, University of Basel
- Employment:** 1978 - 1983, teaching assistant, University of Bonn
1984 - 1987, assistant, University of Bonn
1988 - 1992, assistant, University of Basel
1992 - 2023, full Professor, University of Bern
August 2023 – present, Professor emeritus
- Visiting Positions:** Sept. 1987 - Aug. 1988, U.C. San Diego
March 1990, CentER, Tilburg University
April 1996, U.C Berkeley and U.C. San Diego
Sept. - Oct. 1996, Institut d'Anàlisi Econòmica, Barcelona
Jan. - July 1998, University of California, Berkeley
Oct. 2003, Université du Québec à Montréal
Feb. - July 2004, Purdue University
Sept. - Nov. 2010, Boston University
Oct. 2014, University College London
Nov. 2014, Queensland University of Technology
Jan. 2020, University of Melbourne
- Grants:** 1982 - 1984, Stiftung Volkswagenwerk
1987 - 1988, Deutsche Forschungsgemeinschaft
- Research Interests:** economics of uncertainty and information, industrial organization, law and economics
- Teaching Experience:** microeconomics (principles, intermediate, graduate), game theory (undergraduate, graduate, MBA), economics of information, international trade theory, industrial organization, law and economics, institutional economics

Other scientific activities: member of the editorial board of the European Journal of Political Economy (1994-2000), the International Review of Law and Economics (1998 – 2021), the Review of Law and Economics (2004 –), B.E. Journals of Economic Analysis & Policy (2006 –2012), advisory editor Asian Journal of Law and Economics (2010 –), associate editor Journal of Industrial Economics (2002-2007), associate editor European Economic Review (2003-2007), guest editor International Review of Law and Economics, March 1997, member of the Standing Committee for industrial organization and the Standing Committee for economic theory of the Verein für Socialpolitik, chairman of the Standing Committee for industrial organization (2011-2013), Research Fellow in the Industrial Organization programme of the Centre for Economic Policy Research (1996 –), member of the executive committee of the EARIE (2010 – 2016), membre associé CIRPÉE (2011 –2016), member of the program committee of the European meeting of the Econometric Society 1994, 1998, 2002 and the EARIE conference 2000, 2003, 2004, 2005, 2006, 2009, 2010, 2015, 2016, 2017, 2018, program chair of the Jahrestagung of the Verein für Socialpolitik 2003 member of the steering committee of the European Association of Law and Economics EALE (1992 - 2001) organizer of the EALE conference Bern 1995, Area organizer of the EALE conference 2018

Other activities: chairman of the department (1999-2000, 2005-2006) vice dean of the faculty (2006-2008, 2018-2020) dean of the faculty (2008-2010, 2020-2022) member of the Swiss Competition Commission/ Wettbewerbskommission (2012- 2023)

Referee for: American Economic Journal: Microeconomics; American Economic Review; American Economic Review: Insights; American Law and Economics Review; B.E. Journals in Economic Analysis & Policy; Bulletin of Economic Research; Contemporary Economic Policy; Econometrica; Economica; Economic Inquiry; Economic Journal; Economic Modelling; Economic Systems; Economic Theory; Economics Letters; Economics of Governance; Empirica; Environmental and Resource Economics; European Economic Review; European Journal of Law and Economics; European Journal of Political Economy; Games and Economics Behavior; Geneva Papers on Risk

and Insurance; Geneva Risk and Insurance Review; Homo Oeconomicus; International Economic Review; International Journal of Health Care Finance and Economics; International Journal of Industrial Organization; International Review of Law and Economics; Journal of Competition Law & Economics; Journal of Economics; Journal of Economic Behavior and Organization; Journal of Economics and Management Strategy; Journal of Economic Surveys; Journal of Economic Theory; Journal of Empirical Legal Studies; Journal of Health Economics; Journal of Industrial Economics; Journal of Institutional and Theoretical Economics; Journal of Law and Economics; Journal of Law, Economics, and Organization; Journal of Legal Studies; Journal of Political Economy; Journal of Public Economics; Journal of the European Economic Association; Management Science; Managerial and Decision Economics; Oxford Economic Papers; Portuguese Economic Journal; Rand Journal of Economics; Review of Economics and Statistics; Review of Economic Studies; Review of Industrial Organization, Review of Law and Economics; Scandinavian Journal of Economics; Schweizerische Zeitschrift für Volkswirtschaft und Statistik; Social Choice and Welfare; Zeitschrift für Wirtschafts- und Sozialwissenschaften; National Science Foundation; Schweizerischer Nationalfonds; Schweizerische Akademie der Geistes- und Sozialwissenschaften; Volkswagenstiftung; European Science Foundation; Netherlands Organisation for Scientific Research; Fonds zur Förderung der wissenschaftlichen Forschung; Max-Planck-Gesellschaft; Nuffield Foundation; Israel Science Foundation; Research Grant Council of Hong Kong; Research Foundation Flanders;

Refereed Publications:

- “Warranties, Moral Hazard, and the Lemons Problem”, *Journal of Economic Theory*, 46 (1988), 16-33
- “On the Limitation of Warranty Duration”, *Journal of Industrial Economics*, 37 (1989), 287-301
- “The Theory of Warranty Contracts”, *Journal of Economic Surveys*, 3 (1989), 43-57
- “Efficient Liability Rules for an Economy with Non-identical Individuals”, *Journal of Public Economics*, 42 (1990), 89-104
- “Some Recent Developments in the Economic Analysis of Liability Law: An Introduction”, *Journal of Institutional and Theoretical Economics*, 146 (1990), 237-248
- “More on Damage Measures, Breach of Contract, and Renegotiation”, in “Law and Economics: Some further Insights” (R. Pardolesi, R. Van den Bergh, Eds.), giuffrè editore (1991), 51-70
- “On the Effectiveness of Liability Rules when Agents are not Identical”, *Review of Economic Studies*, 58 (1991), 375-390 (with Joel Sobel)
- “Asset Prices and Public Information: An Empirical Investigation in the market for Automobiles”, *European Economic Review*, 35 (1991), 1529-1542 (with Jürgen von Hagen)
- “An Introduction to the Legal and Economic Theories of Torts”, *Schweizerische Zeitschrift für Volkswirtschaft und Statistik*, 129 (1993), 625-642
- “Market Power, Uncertainty, and the Level of Trade”, *Open Economies Review*, 5 (1994), 261-274
- “The Provision of Environmental Protection Measures under Incomplete Information: An Introduction to the Theory of Mechanism Design”, *International Review of Law and Economics*, 14 (1994), 479-491
- “Good Times, Bad Times, and Vertical Upstream Integration”, *International Journal of Industrial Organization*, 14 (1996), 465-484
- “Credence Goods and Fraudulent Experts”, *Rand Journal of Economics*, 28 (1997), 107-119
- “Expertise, Contingent Fees, and Insufficient Attorney Effort”, *International Review of Law and Economics*, 20 (2000), 21-33
- “Product Differentiation and Price Competition between a Safe and a Risky Seller”, *Journal of Institutional and Theoretical Economics*, 156 (2000), 431-444
- “Credence Goods Monopolists”, *International Journal of Industrial Organization*, 19 (2001), 375-389

- “Imperfect Tests and Natural Insurance Monopolies”, *Journal of Industrial Economics*, 49 (2001), 247-268,
German version: “Unvollkommene Tests und natürliche Versicherungsmonopole”,
staff.vwi.unibe.ch/emons /downloads/ins_ger_eng.pdf
- “Truth-Revealing Mechanisms for Courts”, *Journal of Institutional and Theoretical Economics*, 159 (2003), 259-279 (with Robert Cooter)
- “A Note on the Optimal Punishment for Repeat Offenders”, *International Review of Law and Economics*, 23 (2003), 253-259
- “Truth-Bonding and other Truth-Revealing Mechanisms for Courts”, *European Journal of Law and Economics*, 17, 3 (2004), 307-324 (with Robert Cooter)
- “Subgame Perfect Punishment for Repeat Offenders”, *Economic Inquiry*, 42 (2004), 496-502
- “Perjury versus Truth-revelation: Quantity or Quality of Testimony”, *Journal of Institutional and Theoretical Economics*, 161 (3) (2005), 392-410
- “Optimal Punishment for Repeat Offenders when the Government Can and Cannot Commit to Sanctions”, in “Frontiers in the Economics of Environmental Regulation and Liability”, (M. Boyer, Y. Hiriart, D. Martimort, Eds.), Ashgate Publishers, (2006) 155-171
- “US-style Contingent Fees and UK-style Conditional Fees: Agency Problems and the Supply of Legal Services” (with Nuno Garoupa), *Managerial and Decision Economics*, 27 (2006), 379-385
- “Playing It Safe with Low Conditional Fees versus Being Insured by High Contingent Fees”, *American Law and Economics Review*, 8 (1) (2006), 20-32
- “Conditional versus Contingent Fees”, *Oxford Economic Papers*, 59 (2007), 89-101
- “Escalating Penalties for Repeat Offenders”, *International Review of Law and Economics*, 27 (2007), 170-178
- “Accuracy versus Falsification Costs: The Optimal Amount of Evidence under different Procedures” (with Claude Fluet), *Journal of Law, Economics, and Organization*, 25 (2009), 134-156
- “The Market for Used Cars: New Evidence of the Lemons Phenomenon” (with George Sheldon), *Applied Economics*, 41 (2009), 2867-2885,
reprinted in “The Applied Economics of Transport” (M. Taylor Ed.), Routledge, 2012
- “Genetic Tests and Inter-temporal Screening in Competitive Insurance Markets”, *The B.E. Journal of Economic Analysis & Policy: Vol. 9: Iss. 1 (Contributions)*, (2009) Article 26

- “Non-comparative versus Comparative Advertising of Quality” (with Claude Fluet), *International Journal of Industrial Organization*, 30 (2012), 352-360, reprinted in “Recent Developments in the Economics of Advertising” (S. Anderson Ed.), Edward Elgar, 2016
- “Incentive Compatible Reimbursement Schemes for Physicians”, *Journal of Institutional and Theoretical Economics*, 169 (2013), 605-620
- “Why Plaintiffs' Attorneys Use Contingent and Defense Attorneys Fixed Fee Contracts”, (with Claude Fluet), *International Review of Law and Economics*, 47 (2016), 16-23
- “Penalty Structures and Deterrence in a Two-Stage Model: Experimental Evidence” (with Lisa Anderson, Gregory DeAngelo, Beth Freeborn, and Hannes Lang), *Economic Inquiry*, 55 (2017), 1833-1876
- “Optimal Leniency Programs when Firms Have Cumulative and Asymmetric Evidence”, (with Marc Blatter and Silvio Sticher), *Review of Industrial Organization*, 52 (2018), 403-427
- “Strategic Communication with Reporting Costs” (with Claude Fluet), *Theory and Decision*, 87 (2019), 341-363
- “Adversarial versus Inquisitorial Testimony” (with Claude Fluet), *Revue Economique*, 71 (2020), 429-457
- “The Effectiveness of Leniency Programs when Firms choose the Degree of Collusion”, *International Journal of Industrial Organization*, 70 (2020), Article 102619
- “Rebating Antitrust Fines to Encourage Private Damages Negotiations” (with Severin Lenhard), *American Law and Economics Review*, 24 (2022), 589-613, Winner, 2021 Antitrust Writing Awards: Articles, Academic
- “The Economics of Advice” (with Severin Lenhard), *Review of Industrial Organization*, forthcoming

Other Publications:

- “On the Economic Theory of Warranties” *Dissertationsschrift*, Bonn 1987
- “Kreditsicherheiten aus Informationsökonomischer Sicht”, in “Personalsicherheiten” (W. Wiegand, Ed.), Berner Bankrechtstag, Stämpfli+Cie, 1997, 13-21
- “Competitive Experts: A Solution to the Credence Goods Problem”, in “Ökonomische Analyse von Verträgen” (W. Franz, H. Hesse, H.-J. Ramser, M. Stadler Eds.), Mohr-Siebeck, 2000, 148-180
- “Information, Märkte, Zitronen und Signale”, *Wirtschaftsdienst* 11, 81 (2001), 664-668

- "Neue Regeln guter Unternehmensführung: Eine Analyse aus der Sicht von New Institutional Economics“, *Wirtschaftsdienst* 7, 83 (2003), 432-436 (with Gabrielle Wanzenried)
- “Credence Goods: The Monopoly Case”, in “Incentives and Economic Behavior” (R. Hasse and U. Vollmer Eds.) Lucius und Lucius, 2005, 17-41
- “Conditional versus Contingent Fees”, in “New Frontiers of Law and Economics“ (P. Nobel and M. Gets Eds.) Schulthess, 2006, 159-162
- “Conditional and Conitingent Fee”, in “Internationalization of the Law and its Economic Analysis“ (T. Eger, J. Bigus, C. Ott, G. v. Wangenheim Eds.), Gabler 2008, 327-335
- “The Optimal Amount of Falsified Testimony” (with Claude Fluet), in “Research Handbook on the Economic Models of Law” (T. Miceli and M. Baker Eds.), Edward Elgar, 2013, 175-192
- “Legal Fees and Lawyers’ Compensation”, in “The Oxford Handbook of Law and Economics” (F. Parisi Ed.), Oxford University Press, 2017, 247-258
- “Credence Goods: A Symposium”, (with Rudolf Kerschbamer and Gerd Mühlheusser), in *Journal of Institutional and Theoretical Economics*, 180 (2024), 1-16

unpublished Monographs:

- “On the Economic Theory of Liability Law”, Habilitationsschrift, Basel April 1990

Discussion Papers:

- “The Economics of Litigation Financing” (with Francesco Parisi), CEPR Discussion Paper 77800 – 1729092083, https://winand-emons.ch/wp-content/uploads/2024/10/77800_1729092083.pdf

Book Reviews:

- Stephen, F. H.: “The Economics of the Law”, Brighton: Wheatsheaf Books (1988), *Kyklos*, 42 (1989), 299
- Cooter, R. and T. Ulen: “Law and Economics”, Scott, Foresman and Co., Glenview, Ill. (1988), *Kyklos*, 43 (1990), 139-140
- Holler, M. und G. Illing: “Einführung in die Spieltheorie”, Heidelberg: Springer (1991), *Kyklos*, 44 (1991), 478-479
- Ott, K. und H. B. Schäfer: “Ökonomische Analyse des Unternehmensrechts”, Heidelberg: Physika (1993), *Journal of Institutional and Theoretical Economics*, 151 (1995), 590-592
- Baird, D. G., Gertner, R. H., and Picker, R. C.: “Game Theory and the Law”, Harvard University Press (1994), *Journal of Institutional and Theoretical Economics*, 152 (1996), 436-437

- Bester, H.: “Theorie der Industrieökonomik”, Heidelberg, Springer (2000), *Kyklos* 53 (2000), 391-392

Comments:

- Gilbert, R.: “Legal and Economic Issues in the Commercialization of New Technology”, *Journal of Institutional and Theoretical Economics*, 147 (1991), 182-184
- Schmidt-Trenz, H. J. und D. Schmidtchen: “Theorie optimaler Rechtsräume”, *Jahrbuch für Neue Politische Ökonomie*, 13 (1994), 30-31
- Neven D. and T. von Ungern-Sternberg: “Swiss Competition Policy in The Last Decade”, in: P. Bacchetta and W. Wasserfallen “Economic Policy in Switzerland”, MacMillan (1997), 58-59
- Kirstein, R. und A. Neunzig „Internationale Zuständigkeit von Gerichten und die Anerkennung ausländischer Urteile”, *Jahrbuch für Neue Politische Ökonomie*, 18 (1999), 369-371
- Bru, L. and X. Vives: “Informational Externalities, Herding, and Incentives” *Journal of Institutional and Theoretical Economics*, 158 (2002), 110-112.
- Schweizer, U.: “Die schadensrechtliche Lösung von Hold-up-Problemen”, in: W. Franz et al: “Arbeitsverträge”, Mohr Siebeck (2008), 49-51.