



DANIEL MARKOVITS

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EDUCATION

Yale Law School, J.D., 2000
Christ Church, University of Oxford, D.Phil., Philosophy, 1999
Balliol College, University of Oxford, B.Phil. (post-graduate), Philosophy, 1994
London School of Economics, M.Sc., Econometrics & Mathematical Economics, 1992
Yale University, B.A. *summa cum laude* (with distinction in mathematics), 1991

APPOINTMENTS AND AWARDS

Guido Calabresi Professor of Law, Yale Law School, 2010-present
Professor of Law, Yale Law School, 2007-2010
Associate Professor of Law, Yale Law School, 2001-2006
Law Clerk to the Hon. Guido Calabresi, U.S. Court of Appeals for the 2nd Circuit 2000-2001
Visiting Scholar, Centre for Socio-Legal Studies, University of Oxford, Summer 1998
Graduate Fellow, Center for Ethics and the Professions, Harvard University, 1996-1997
Senior Scholar of the House, Christ Church, University of Oxford, 1994-1996
British Marshall Scholarship, 1991; third-year award, 1993
Nicholas Polunin Cup for personal and academic achievement, 1991
DeForest Mathematical Prize for pure and applied mathematics, 1991
Phi Beta Kappa, October 1990
National Endowment for the Humanities Younger Scholar's Grant, 1990
Stanley Prize for excellence in pure and applied mathematics, 1990
E. Francis Riggs Memorial Prize for best freshman work in the humanities, 1988

WRITINGS

Books

1. A MODERN LEGAL ETHICS: ADVERSARY ADVOCACY IN A DEMOCRATIC AGE (Princeton University Press) (2008)

Reviews and Discussions:

Tim Murphy, Book Review, 7 INT'L J. LAW IN CONTEXT, 113 (2011)

Benjamin Zipursky, *Integrity and the Incongruities of Justice*, 119 YALE LAW JOURNAL 1948 (2010)

David Luban, Book Review, ETHICS (2010)

Norbert Campagna, Book Review, 17 ETHICAL PERSPECTIVES 664 (2010)

Geoffrey C. Hazard, Jr. and Dana A. Remus, *Advocacy Revalued*, 159 UNIVERSITY OF PENNSYLVANIA LAW REVIEW 751 (2011)

William Simon, *Role Differentiation and Lawyers' Ethics: A Critique of Some Academic Perspectives*, 23 GEORGETOWN JOURNAL OF LEGAL ETHICS 987 (2010)

Gina Cora, *Revisionists in Legal Ethics: Searching for Integrity and Legitimacy*, 27 YALE LAW & POLICY REV. 509 (2009)

Concurring Opinions:

<http://www.concurringopinions.com/archives/2010/03/book-review-daniel-markovits-a-modern-legal-ethics.html>

Monroe Freedman and Abbe Smith, *Misunderstanding Lawyers' Ethics*, 108 MICHIGAN L. REV. 925 (Annual Survey of Books on the Law)

Robert Rodes, Jr., Book Review, 54 AM. J. JURIS. 187 (2010)

Alice Woolley, *If Philosophical Legal Ethics is the Answer, What is the Question?*, 60 UNIVERSITY OF TORONTO LAW REVIEW 983 (2010)

W. Bradley Wendel, *Methodology and Perspective in the Theory of Lawyers' Ethics: A Response to Professors Woolley and Markovits*, 60 UNIVERSITY OF TORONTO LAW REVIEW 1011 (2010)

Tim Dare, *Philosophical Legal Ethics and Personal Integrity*, 60 UNIVERSITY OF TORONTO LAW REVIEW 1021 (2010)

Alice Woolley, *Truth or Truthiness? A Modern Legal Ethics' Understanding of the Lawyer and Her Community*, 12 LEGAL ETHICS 231 (2010)

Tim Dare, *Can Lawyers Have Integrity?*, 12 LEGAL ETHICS 244 (2010)

Greg Cooper, *A Modern Legal Ethics on the Substantive Justification of the Lawyer's Role and its Implications for Professional Practice*, 12 LEGAL ETHICS 250 (2010)

Recent Publications, 123 HARV. L. REV. 614 (2009)

2. CONTRACT LAW AND LEGAL METHODS (Foundation Press) (2012)
3. SNOWBALL INEQUALITY: MERITOCRACY AND THE CRISIS OF CAPITALISM (under contract at Harvard University Press)
4. TOLERATION AND POLITICS (in draft)

Articles

1. *How Much Redistribution Should There Be?*, 112 YALE LAW JOURNAL 2291 (2003)
2. *Legal Ethics from the Lawyer's Point of View*, 15 YALE JOURNAL OF LAW & THE HUMANITIES 209 (2004)
3. *Contract and Collaboration*, 113 YALE LAW JOURNAL 1417 (2004)
4. *La Paradoja de la Violencia* in LA VIOLENCIA: Seminario en Latinoamerica de Teoria

- Constitucional y Política 2003 (2004)
5. *The No Retraction Principle and the Morality of Negotiations*, 152 UNIVERSITY OF PENNSYLVANIA LAW REVIEW 1903 (2004)
 6. *Further Thoughts About Legal Ethics from the Lawyer's Point of View*, 16 YALE JOURNAL OF LAW & THE HUMANITIES 85 (2004)
 7. *Quarantines and Distributive Justice*, 33 JOURNAL OF LAW MEDICINE & ETHICS 323 (2005)
 8. *Democratic Disobedience*, 114 YALE LAW JOURNAL 1897 (2005)
 9. *Adversary Advocacy and the Authority of Adjudication*, 75 FORDHAM L. REV. 1367 (2006) (symposium on the internal point of view in jurisprudence and legal ethics)
 10. *Making and Keeping Contracts*, 92 VIRGINIA L. REV. 1325 (2006) (symposium on contemporary political philosophy and private law)
 11. *Three Thoughts Concerning "Just Linkage,"* 39 CORNELL INT'L L. J 655 (2006) (symposium on Global Justice: Poverty, Human Rights, and Responsibilities)
 12. *Comment: An Inexorable Trend?*, PODER EXECUTIVO: Seminario en Latinoamerica de Teoria Constitucional y Política 2006 (forthcoming 2007)
 13. *In Praise of the Supporting Cast*, 116 YALE L.J. POCKET PART 272 (2007)
 14. *Individual Preferences for Giving* (with Raymond Fisman and Shachar Kariv), 97 AMERICAN ECONOMIC REVIEW 1858 (2007)
 15. *Luck Egalitarianism and Political Solidarity*, 9 THEORETICAL INQUIRIES IN LAW 271 (2008) (symposium issue on Moral and Legal Luck)
 16. *The Architecture of Integrity*, in READING BERNARD WILLIAMS (Routledge) (2009)
 17. *Promise as an Arm's Length Relation*, in PROMISES AND AGREEMENTS: PHILOSOPHICAL ESSAYS (Oxford) (2010)
 18. *Arbitration's Arbitrage: Social Solidarity at the Nexus of Adjudication and Contract*, 59 DEPAUL L. REV. 431 (2010) (Clifford Symposium on Social Justice)
 19. *How (and How Not) to do Legal Ethics*, 23 GEORGETOWN JOURNAL OF LEGAL ETHICS 1041 (2010)
 20. *Three Issues in Legal Ethics*, 60 UNIVERSITY OF TORONTO LAW REVIEW 1003 (2010)
 21. *Legal Ethics Rebound*, 12 LEGAL ETHICS 261 (2010)
 22. *Not Morality at All, and Certainly Not Morality as Regulative Ideal*, 13 LEGAL ETHICS (2010) (Forum on Philosophical Legal Ethics: Ethics, Morals, and Jurisprudence from the panel on jurisprudence of legal ethics at the fourth International Legal Ethics Congress)
 23. Book Review of Max Bazerman and Ann Tenbrunsel, *Blind Spots: Why We Fail to Do What's Right and What to Do About It*, 69 J. ECON. LIT. 52 (2011)
 24. *The Myth of Efficient Breach: New Defenses of the Expectation Interest*, 97 VIRGINIA LAW

- REVIEW 1939 (2011) (with Alan Schwartz)
25. *The Expectation Remedy and the Promissory Basis of Contract*, 45 SUFFOLK LAW REVIEW 799 (2012) (symposium in honor of the 30th anniversary of the publication of *Contract as Promise*) (with Alan Schwartz)
 26. *The Expectation Remedy Revisited*, 98 VIRGINIA LAW REVIEW 1093 (2012) (with Alan Schwartz)
 27. *A Problem Concerning Proportional Representation: Constitutional Politics and the Crisis of Democratic Legitimacy*, EUI Working Paper 2012/55 (2012).
 28. *Lawyerly Fidelity* in Sanford Levinson, Paul Woodruff, and Joel Parker, eds. LOYALTY: NOMOSLIV (2012)
 29. *What are Lawyers For?*, 47 AKRON L. REV. 135 (2014)(keynote speech at Miller-Becker Ethics Symposium)
 31. *The Distributional Preferences of an Elite* (with Raymond Fisman and Shachar Kariv) (working paper)
 32. *Good Faith as Contract's Core Value* in THE PHILOSOPHICAL FOUNDATIONS OF CONTRACT LAW (OUP 2014) (forthcoming)
 33. *Sharing Ex Ante and Sharing Ex Post: The Non-Contractual Basis of Fiduciary Relations* in THE PHILOSOPHICAL FOUNDATIONS OF FIDUCIARY LAW (OUP 2014) (forthcoming)
 34. *Authority, Recognition, and the Grounds of Promise*, JURISPRUDENCE: AN INTERNATIONAL JOURNAL OF LEGAL AND POLITICAL THOUGHT, 6:2, 349-356 (2015) (symposium on David Owens, SHAPING THE NORMATIVE LANDSCAPE)
 35. *Contract* (working paper for Stanford Encyclopedia of Philosophy)
 36. *Market Solidarity Part I: The Classical Ideal* (working paper)
 37. *Market Solidarity Part II: Solidarity in an Age of Mass Contracts* (working paper)
 38. *Promise Made Pure* (working paper)
 39. *Efficient Breach* (working paper for OUP Encyclopedia of Law and Economics)
 40. *A New Theory of the Firm* (working paper)
 41. *Contract* (working paper for Cambridge Encyclopedia of the Philosophy of Law)

PRESENTATIONS

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| May 2002 | May Meeting of Young Law Professors – <i>How Much Redistribution Should There Be?</i> |
| April 2003 | University of Texas Constitutional Law Luncheon – <i>Contract and Collaboration</i> |
| April 2003 | Yale Law School Faculty Workshop – <i>Contract and Collaboration</i> |
| May 2003 | May Meeting of Young Law Professors – <i>Contract and Collaboration</i> |

- June 2003 SELA (Seminario en Latinoamerica de Teoria Constitucional y Politica) Peru – *The Paradox of Violence*
- Sept. 2003 University of Michigan Legal Theory Workshop – *Contract and Collaboration*
- Oct. 2003 Yale University Political Theory Workshop – *How Much Redistribution Should There Be?*
- Dec. 2003 Stanford Center for Advanced Study in the Behavioral Sciences – *Contract and Collaboration*
- Sept. 2004 University of Alabama School of Law Faculty Colloquium – *The Morals and Politics of Adversary Lawyers*
- Oct. 2004 University of Toronto School of Law Legal Theory Workshop – *The Morals and Politics of Adversary Lawyers*
- Oct. 2004 Florida State University College of Law Faculty Workshop – *The Morals and Politics of Adversary Lawyer*
- Nov. 2004 University of Virginia School of Law Legal Studies Workshop – *Democratic Disobedience*
- Jan. 2005 University of Illinois College of Law Program in Law and Philosophy – participant in Roundtable discussion on the morality of promising (*Contract and Collaboration* was among the texts discussed)
- Apr. 2005 Duke University School of Law – *Democratic Disobedience*
- May 2005 University of Oxford Moral Philosophy Seminar – *Contract and Collaboration*
- Dec. 2005 Yale Bioethics Seminar – *Quarantines and Distributive Justice*
- Dec. 2005 American Philosophical Association (Eastern Division), Invited Paper – *Promise, Contract, and Community*
- Feb. 2006 Fordham University School of Law, Symposium on the Internal Point of View in Law and Ethics – *Adversary Advocacy and the Authority of Adjudication*
- Feb. 2006 University of Virginia School of Law, Symposium on Contemporary Political Theory and Private Law – *Making and Keeping Contracts*
- Feb. 2006 California Institute of Technology, Economic Theory Workshop – *Individual Preferences for Giving*
- Feb. 2006 UCLA School of Law Legal Theory Workshop – *Toleration and Politics*
- Feb. 2006 USC School of Law Legal Theory Workshop – *Law and Society*
- Mar. 2006 Washington & Lee University School of Law Faculty Workshop – *Law and Society*
- Mar. 2006 Washington & Lee Program in Society & the Professions 28th Annual Legal Ethics Institute, Keynote Speech – *Adversary Advocacy and the Authority of Adjudication*
- Apr. 2006 Harvard Law School Petrie-Flom Center for Health Law Policy, Biotechnology and

Bioethics, Panel on Pandemics – *Quarantines and Distributive Justice*

- Apr. 2006 Cornell Law School Symposium on Global Justice: Poverty, Human Rights, and Responsibilities – Commentator on *Just Linkage*
- Apr. 2006 Cornell Law School Law and Humanities Colloquium – *Law and Society*
- Apr. 2006 Yale Law School Faculty Workshop – *Law and Society*
- June 2006 May Meeting of Young Law Professors – *The Economics (and Law?) of Altruism*
- June 2006 SELA (Seminario en Latinoamerica de Teoria Constitucioinal y Politica) Colombia – Commentator on *Checks on the Executive*
- Jan. 2007 Cegla Center for Interdisciplinary Research of the Law (Hebrew University of Jerusalem and University of Tel Aviv Faculties of Law), Symposium on Luck in the Law – *Luck Egalitarianism and Political Solidarity*
- Jan. 2007 University of Alabama School of Law Faculty Workshop – *Law and Society*
- Jan. 2007 University of Alabama Department of Philosophy Speaker Series – *Promise, Contract, and Community*
- July 2007 Law and Society Meeting, Berlin, Germany –
Session Chair, Regulating Lawyers Session I.
Panelist, Regulating Lawyers Session II, presenting *Professional Ethics and Political Legitimacy*
- Sept. 2007 Contract Theory Workshop, Georgetown University School of Law – *Some Speculations Concerning Contracts of Adhesion*
- Oct. 2007 University of Texas School of Law Faculty Colloquium – *Individual Preferences for Giving*
- Nov. 2007 University of California at Berkeley School of Law GALA seminar – *Toleration and Politics*
- Nov. 2007 University of California at Davis School of Law Faculty Colloquium – *Law and Society*
- Dec. 2007 American Society for Political and Legal Philosophy (held at the American Philosophical Association, Eastern Division meeting), Invited Paper – *Lawyerly Fidelity*
- Jan. 2008 University of Western Ontario School of Law, Exploring Contract Law Symposium – *Displaced Collaboration*
- Apr. 2008 Yale Law School Faculty Workshop – *Contracts of Adhesion and Displaced Bargaining*
- May 2008 Kennedy School of Government (Harvard University), Human Rights and the New Global Order: An Interdisciplinary Conference – Commentator on *Toward a Revival of Consequentialist Human Rights Theory*
- June 2008 Fordham University School of Law Legal Ethics Schmooze – *Moral Influence and the Ethics of Teaching*
- June 2008 University of Palermo School of Law and University of San Andres School of Law,

Buenos Aires – *Democratic Disobedience*

- Sept. 2008 Contract Theory Workshop, Georgetown University School of Law – *Efficient Breach Reconsidered*
- Oct. 2008 Yale Law School Faculty Workshop – *The Morality of the Expectation Remedy* (with Alan Schwartz)
- Oct. 2008 Rice University, James A Baker Institute, Conference on Promises and Agreements – *Solidarity at Arm's Length*
- Oct. 2008 University of Palermo, Global Political Theory Workshop (via Teleconference) – *Luck Egalitarianism and Political Solidarity*
- Nov. 2008 University of Pennsylvania Law and Philosophy Colloquium – *Solidarity at Arm's Length*
- Nov. 2008 Boston University School of Law, Law and Economics Workshop – *The Influence of Education on Ideology*
- Apr. 2009 Clifford Symposium on Civil Justice, DePaul University School of Law – *Arbitration's Arbitrage: Social Solidarity at the Nexus of Adjudication and Contract*
- Sept. 2009 Contract Theory Workshop, Georgetown University School of Law – *Promise as an Arm's Length Relation*
- Nov. 2009 Legal Theory Workshop, University of St. Louis School of Law – *Love and Promise*
- Nov. 2009 Legal Theory Workshop, Queen's University, Kingston, Ontario – *Love and Promise*
- Nov. 2009 Law and Economics Workshop, Queen's University, Kingston, Ontario – *Distributional Preferences: Form, Substance, and Sources*
- Nov. 2009 Legal Theory Workshop, Columbia University School of Law – *Love and Promise*
- Nov. 2009 Yale Law School Faculty Workshop – *Toleration and Politics*
- Jan. 2010 University of Connecticut School of Law Faculty Workshop: *Author Meets Critics: A Modern Legal Ethics*
- February 2010 Stanford University Political Theory Workshop – *Toleration and Politics*
- February 2010 University of California at Hastings School of Law Faculty Workshop – *A Text in Contracts: Consideration*
- February 2010 Yale Law School Alumni Association of Northern California – *Are Love and Promising Compatible?: Contract Law and the Ethics of Intimacy*
- February 2010 Stanford Law School Faculty Workshop – *Contracts of Adhesion and Displaced Bargaining*
- February 2010 UCLA School of Law Legal Theory Workshop – *Promise as an Arm's Length Relation and The Dual Performance Hypothesis and the Myth of Efficient Breach*
- February 2010 USC School of Law Faculty Workshop – *Arbitration's Arbitrage: Social Solidarity at*

the Nexus of Adjudication and Contract

- February 2010 Yale Law School Alumni Association of Southern California – *Does Teaching Law and Economics Make Selfish Lawyers: A Report of an Experimental Study of Yale Law Students*
- March 2010 Fundacao Estudar, Sao Paolo, Brazil – *Managing Conflict using Contracts and Courts*
- March 2010 Fundacao Getulio Vargas, Sao Paolo, Brazil – *Against the Relational Contract: Why We Can't Make Promises to the People We Love*
- March 2010 Fundacao Armando Alvares Penteado, Sao Paolo, Brazil – *Democratic Disobedience*
- April 2010 University of Pennsylvania Department of Philosophy, Workshop on Utopianism – Commentator on Tom Hill, *Kant's Utopian Categorical Imperative*
- June 2010 SELA (Seminario en Latinoamerica de Teoria Constitucionai y Politica) Chile – Commentator on *The Limits of Criminal Law*
- June 2010 Universidad Alberto Hurtado, Santiago, Chile – *Can there be a Global Demos?*
- June 2010 Museum for Jewish Heritage, New York, New York – Professional Ethics and the Holocaust Working Group, discussion of *A Modern Legal Ethics*.
- Sept. 2010 Contract Theory Workshop, Georgetown University School of Law – *A New Theory of the Firm*
- March 2011 Symposium in honor of the 30th Anniversary of the Publication of *Contract as Promise*, Suffolk University School of Law – *The Expectation Remedy and the Promissory Basis of Contract* (with Alan Schwartz)
- April 2011 Georgetown University Philosophy and Law Workshop – *Promise as an Arm's Length Relation*
- May 2011 Museum for Jewish Heritage, New York, New York – Professional Ethics and the Holocaust Working Group, *The Obligations of (Government) Lawyers*
- Sept. 2011 Yale Law School Law and Religion Series – *Democracy, Diversity, and Disagreement: Stanley Fish v. Daniel Markovits*
- Sept. 2011 Contract Theory Workshop, Georgetown University School of Law – *Price as Commensuration, Contract as Integration*
- Oct. 2011 American Constitution Society (Yale Law School Chapter) – moderator for panel discussion of the debt ceiling and the poor
- Oct. 2011 LAPA Seminar, Princeton University – *Toleration as Respect*
- Oct. 2011 Harvard Law Review Symposium, Harvard Law School – moderator on Remedies and the New Private Law
- Oct. 2011 University of Pennsylvania Legal Studies Seminar – *Market Solidarity*
- Nov. 2011 Human Rights and Judaism Project, Israel Democracy Institute – *Toleration and the Special Problem of Revealed Religion*

- Nov. 2011 Book Seminar, Tel Aviv University Faculty of Law – *Toleration and Politics*
- Nov. 2011 Joint Session of the Faculty of Private Law and the Faculty of Public Law and Legal Philosophy, University of Pompeu Fabra – *The Myth of Efficient Breach*
- Nov. 2011 Staff Seminar, University College London – *The Myth of Efficient Breach*
- Nov. 2011 Progressive Legal Scholarship Seminar, American Constitution Society Yale Chapter – *Capitalism and Inequality*
- Feb. 2012 Private Law Theory Seminar, Harvard Law School – *Market Solidarity*
- Feb. 2012 Faculty Workshop, Fordham Law School – *Market Solidarity*
- Feb. 2012 Faculty Workshop, Tulane Law School – *Market Solidarity*
- Feb. 2012 Faculty Workshop, Tulane Department of Philosophy – *Promise Made Pure*
- March 2012 Private Law Theory Seminar, University of Illinois School of Law – *Market Solidarity*
- April 2012 Inaugural Lecture as Guido Calabresi Professor of Law, Yale Law School – *Market Solidarity*
- April 2012 Yale Law School Latin American Legal Studies Program Breakfast Roundtable, International Financial Arbitration in the Latin American Context – convener and moderator
- April 2012 Faculty Workshop, Yale Law School – *Market Solidarity Part 2: Solidarity in the Age of Mass Contract*
- April 2012 American Constitution Society Core Event – *What Does a Progressive Tax Policy Look Like?*
- June 2012 SELA (Seminario en Latinoamerica de Teoria Constitucional y Politica) Mexico – Moderator on *Liberalism and the Limits of State Regulation*
- June 2012 EUI Global Governance Programme Executive Education Seminar – *Proportional Representation and the Crisis of Democratic Legitimacy*
- Oct. 2012 American Constitution Society Progressive Legal Scholarship Series – *Snowball Inequality and the Crisis of Capitalism*
- Oct. 2012 Yale Law Journal Panel Discussion – Commentator on Porat and Posner, *Aggregation and Law*
- Oct. 2012 Money, Power, and Politics Speaker Series, Branford, CT – *The Snowball of Inequality*
- Jan. 2013 University of California School of Law, Berkeley, CA – participant in roundtable on Melvin Eisenberg’s *Foundational Principles of Contract Law*
- April 2013 Yale Institute for International Arbitration, New York, NY – convener of roundtable on *Paradigms of International Arbitration*
- April 2013 Miller-Becker Ethics Symposium, Akron, OH – keynote speaker, *What are Lawyers For?*

- April 2013 University of Texas School of Law Faculty Workshop, Austin, TX – *Market Solidarity*
- April 2013 Hofstra Law School, Long Island, NY – debate with Monroe Freedman on the resolution, *The Practice of Law is Moral and Gratifying*
- May 2013 University College London, London, UK – *Good Faith as Contract's Core Value*
- June 2013 International Society for the New Institutional Economics, Florence, Italy – *A New Theory of the Firm*
- July 2013 Conference on the Philosophy of Fiduciary Law, DePaul College School of Law, Chicago, IL – *Sharing Ex Ante and Ex Post*
- Oct. 2013 Wissenschaftskolleg zu Berlin, Fellows Seminar, *Market Solidarity*
- Oct. 2013 University of Tokyo School of Law, Yamakawa Kenjiro Memorial Lecture, *The Myth of Efficient Breach*
- Oct. 2013 The Bank of Japan, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- Oct. 2013 University of Tokyo, Valla Society Keynote Lecture, *Market Solidarity*
- Oct. 2013 Kim & Chang, Seoul, Korea, *The Myth of Efficient Breach*
- Oct. 2013 Ewha Woman's University School of Law, Faculty Seminar, *What are Lawyers for?*
- Oct. 2013 Ewha Woman's University School of Law, Public Lecture, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- Oct. 2013 Yale Club of Seoul, *Can We Make Promises to People Whom We Love?*
- Oct. 2013 Seoul National University School of Law, Foreign Authority Forum, *Sharing Ex Ante and Sharing Ex Post*
- Oct. 2013 Seoul National University School of Law, Law and Economics Seminar, *Efficient Breach of Contract*
- Oct. 2013 Yale-NUS College, *Market Solidarity*
- Oct. 2013 Lee Kuan Yew School of Public Policy, National University of Singapore, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- Oct. 2013 National University of Singapore School of Law, Singapore Legal Theory Workshop, *Promise Made Pure*
- Dec. 2013 Free University Berlin, Recht im Kontext Lecture Series, *Treu und Glauben und Vertragssolidarität*
- Dec. 2013 Adalah, Haifa, *What are Lawyers For?*
- Jan. 2014 Tel Aviv University Faculty of Law, Howard and Judith Udell Distinguished Lecture on the Law, *Market Solidarity*
- Jan. 2014 Tel Aviv University Faculty of Law, Legal and Political Theory Seminar, *Promise Made*

Pure

- Jan. 2014 Interdisciplinary Center Herzliya, Law and Economics Workshop, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- Jan. 2014 Tel Aviv University Faculty of Law, Law and Economics Workshop, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- Jan. 2014 Hebrew University of Jerusalem, Law Faculty, Faculty Workshop, *Market Solidarity*
- Jan. 2014 Kings College London, Law Faculty, Private Law in Conversation Lecture Series, *Market Solidarity*
- Jan. 2014 University of Heidelberg, Heidelberg Center for American Studies, Baden-Württemberg Seminar, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- Feb. 2014 Universitat Pompeu Fabra, Faculty Workshop, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- Feb. 2014 Wissenschaftszentrum Berlin für Sozialforschung, Berlin Behavioral Economics Seminar, *The Distributional Preferences of an Elite*
- Feb. 2014 University of Bologna, Department of Economics, *Sharing Ex Ante and Ex Post*
- Feb. 2014 University of Bologna, Department of Economics, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- March 2014 University of Amsterdam, Centre for the Study of European Contract Law, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- April 2014 Wissenschaftskolleg zu Berlin, Workshop on Evolutionary Medicine, Panelist on *Social, Economic, and Legal Aspects of Evolutionary Management of Disease*
- May 2014 EUI Florence, Max Weber Institute, Revisiting the Classics: A 21st Century View on Adam Smith, Concluding Lecture, *Price, Exchange, and the Solidarity of the Market*
- May 2014 Leopoldina (Nationale Akademie der Wissenschaften Deutschlands), Das Ökonomische Menschenbild, Kommentar zum *Ökonomischen Ansatz in den Rechtswissenschaften*
- May 2014 Ruhr-Universität Bochum, Faculty of Law Workshop, *Market Solidarity*
- May 2014 Kyiv, Ukraine: Thinking Together, *When Do Politicians Become Pariahs?*
- May 2014 Free University Berlin and Justitia Amplificata Center for Advanced Studies, Colloquium on Practical Philosophy, *Market Solidarity*
- May 2014 Humboldt-Universität zu Berlin, Faculty of Law, Faculty Lunch, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- May 2014 Humboldt-Universität zu Berlin, Faculty of Law, Seminar, *The Myth of Efficient Breach*
- May 2014 Salon Polarkreis, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- May 2014 Berlin Inter-University Inter-Disciplinary Colloquium on the theory of markets, *Market Solidarity*

- June 2014 Deutsch-Amerikanische-Juristen-Vereinigung, Berlin, *What Are Lawyers For?*
- June 2014 Berliner Seminar, Recht im Kontext, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- June 2014 Yale-Humboldt Consumer Law Lecture, *Sharing Ex Ante and Sharing Ex Post: The Non-Contractual Basis of Fiduciary Law*
- June 2014 Universidad de Chile Faculty of Law, Law and Economics Symposium, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- June 2014 Yale Club of Chile, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- June 2014 Universidad de Chile Faculty of Law, Private Law Symposium, *Sharing Ex Ante and Sharing Ex Post: The Non-Contractual Basis of Fiduciary Law*
- June 2014 Deutsch-Amerikanische-Juristen-Vereinigung und Handelskammer Hamburg, 7th Hamburg International Media Law Forum, *Data Protection and the Media*
- July 2014 6th International Legal Ethics Conference, London, *Professional Ethics for Government Lawyers*
- July 2014 Max-Planck-Institut für Ausländisches und Internationales Privatrecht, Hamburg, *Sharing Ex Ante and Sharing Ex Post: The Non-Contractual Basis of Fiduciary Law*
- Sept. 2014 Money Talks Symposium, Yale University Department of Sociology, *Economic Inequality and the Meaning of Money*
- Oct. 2014 Opening Address, 30th Congress of Business Law, Universidad Externado de Colombia, Medellin, Colombia (via video link), *The Myth of Efficient Breach*
- Oct. 2014 Arthur Liman Program, Yale Law School, Commentator on *Arbitration, Consent, Consumers, Employees, and the Fine Print*
- Nov. 2014 Universität zu Köln Faculty of Law, Graduiertenschuhle Einführungswoch Keynote Lecture, *Market Solidarity*
- Nov. 2014 Universität zu Bonn Faculty of Law and Max Planck Institute for Research on Collective Goods, Law and Economics Workshop, *The Distributional Preferences of an Elite*
- Dec. 2014 Program in the Study of Capitalism, Harvard University, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- Spring 2015 Hohfeld Centenary Reading Group, Co-Convener
- Jan. 2015 Teach-In: Ferguson and Beyond, Yale University, *New Police Rules of Engagement*
- Feb. 2015 Faculty Workshop, University of Arizona School of Law, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- Feb. 2015 Center for Law and Philosophy, University of Arizona, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- Feb. 2015 Yale College Volunteer Income Tax Assistance Project, *Snowball Inequality:*

Meritocracy and the Crisis of Capitalism

- March 2015 Yale Law School, Roundtable Discussant for Samuel Issacharoff's *Fragile Democracies*
- March 2015 Angelini Seminar, Turin, *Market Solidarity: Price as Commensuration, Contract as Integration*
- March 2015 International University College of Turin, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- March 2015 International University College of Turin, *Remedies for Breach of Contract*
- April 2015 Yale Center for the Study of Private Law, *Consumer Arbitration at a Crossroads*, Convener
- April 2015 Yale Law School, Faculty Workshop, *Snowball Inequality: Meritocracy and the Crisis of Capitalism*
- April 2015 Yale University Institution for Social and Policy Studies and Washington Center for Equitable Growth, Conference on Inequality, Politics, and Prosperity: Research & Remedies, Discussant on *Challenges to Shared Prosperity*
- May 2015 Yale Law School Commencement Address, *A New Aristocracy*
- June 2015 Yale Center for the Study of Private Law, *Private Law and Public Order*, Symposium Convener
- June 2015 Brasilia, Brazil, Co-organizer (with Human Rights Watch) of delegation to speak with Brazilian ministers about criminal justice reform
- June 2015 Rio de Janeiro, Brazil, Convener of SELA 2015, *Inequality*
- July 2015 Berlin, Humboldt Universität zu Berlin, Faculty Seminar, *The Distributional Preferences of an Elite*
- July 2015 Berlin, Humboldt Universität zu Berlin, Consumer Protection Seminar, *Arbitration's Arbitrage*
- July 2015 London, Yale Center for the Study of Private Law and University College London Faculty of Law, Co-Convener, *Contract and Fiduciary Obligation: Two Things or Just One?*

IN THE NEWS

Daniel Markovits (with Ian Ayres), "Ending Excessive Police Force Starts with New Rules of Engagement," *The Washington Post*, 25 December 2015

Daniel Markovits, "Taxes are the Road to Virtue," www.zocalopublicsquare.org, 18 October 2011

Daniel Markovits, "How the GOP Lost on the Debt Deal," **Los Angeles Times** 2 August 2011

Giveitbackforjobs.org: an effort to encourage political philanthropy linking giving to support jobs, healthcare, and education programs with political protest against economic inequality in fiscal policy (with Jacob Hacker and Robert Hockett). Two million dollars in pledges received.

Daniel Markovits (with Jacob Hacker), "A Giving Pledge for the Common Citizen," **Los Angeles Times** 30 December 2010

National television appearances on MSNBC, Fox News, Fox Business News
Numerous radio appearances in broadcast markets throughout the nation
Print media coverage including by AP, ABCNews.com, The Wall Street Journal, The Huffingtonpost

Price Protection Escrows: An idea for stabilizing the housing market through private contracts (with Ian Ayres).

Daniel Markovits (with Ian Ayres), "Crazy Eddie's House Sale," **Slate** 1 June 2009

Daniel Markovits, "State of Nevada," KNPR, 13 August 2009

Ray Fisman, "We Are What We Learn," **Forbes**, 5 May 2008, reporting on "Exposure to Ideology and Distributional Preferences"

Gabriela Manuli, "El peronismo no está preparado para tomar en cuenta a los agrarios," **Perfil**, Política 11, 29 June 2008, interview applying the theory of democratic disobedience to the Argentine crisis. Available at <http://www.diarioperfil.com.ar/edimp/0273/articulo.php?art=8239&ed=0273>.

SERVICE

2001-02 Academic Year: MSL Committee, Clerkship Advisors Committee

2002-03 Academic Year: Visiting Lecturers Committee, Clerkship Advisors Committee

2003-04 Academic Year: Named Lecturers Committee, Placement (Compliance) Committee

2004-05 Academic Year: Budget Committee (Fall), Faculty Workshop Convener (Fall)

2005-06 Academic Year: Budget Committee, Curriculum Committee (and First Term Subcommittee), University Wide Tribunal (Junior Member), Clerkship Advisors Committee (Chair).

2006-07 Academic Year: Budget Committee (Fall), Curriculum Committee and First Term and Writing Subcommittee (Fall), University Wide Tribunal (Junior Member) (Fall).

2007-2008 Academic Year: Curriculum Committee; First Term and Writing Subcommittee (Chair)

2003-2006 and 2007-2009: Co-convener of Legal Theory Workshop

2007 (Fall): Co-Convener of Law & Globalization Workshop

2008-2009 Academic Year: Appointments Committee; Dean's Search Committee

2009-2010 Academic Year: Faculty of Arts and Sciences Faculty Review Committee, Clinical

Appointments Committee; Legal Writing Committee; First Term Committee

2010-2011 Academic Year: Appointments Committee (chair); Oxford Exchange Committee; Green Visitors Committee (ex officio)

2008-2010: Executive Committee of the AALS Section on Professional Responsibility

2009-2011: Editorial Board, *Legal Theory*

2004-present: Yale representative on the organizing committee of the Seminario en Latinoamerica de Teoria Constitucioinal y Politica (SELA)

2008-present: Yale Center for Law and Philosophy Steering Committee

2010-present: Yale Law School Latin American Legal Studies Programs Alumni Steering Committee (chair)

2011-present: Yale Law School Breakfast Roundtable for International Arbitration (founding chair)

2012-2013: PhD Policy Committee, PhD Admissions Committee, JSD Admissions Committee, Teaching/Lecturers Committee, Grading Curriculum Committee (member, fall term; chair, spring term)

2012-2015: Yale-NUS Academic Supervisory Committee

2013-2015: Yale-NUS Consultative Committee

2014-2015: Director of Graduate Studies (for PhD), PhD Policy Committee, PhD Admissions Committee (ex officio), Appointments Committee (spring term)

2015-2016: Director of Graduate Studies (for PhD), PhD Policy Committee, PhD Admissions Committee (ex officio), Grading Review Committee, Appointments Committee

2007-Present: Director, Yale Law School Latin American Legal Studies Programs

2014-present: Yale Center for the Study of Private Law, Founding Director