

PUBLICATIONS DEALING WITH LIBERTARIAN ISSUES OR RESULTING IN PRO-MARKET OR ANTI-GOVERNMENT IMPLICATIONS

ACADEMIC PUBLICATIONS DEALING WITH PROMINENT LIBERTARIAN ISSUES (e.g., privatization, drug policy, property rights, government takings, regulatory transfers, rule of law)

“A Note on Corruption of Public Officials: The Black Market for Property Rights,” Journal of Libertarian Studies, Vol. 5, No. 3, Summer 1981, pages 305-311.

“Regulation -- The Demand and Supply of Property Rights,” Appalachian Business Review (Special Issue on Regulation), Vol. 8, No. 3, 1981, pages 22-28.

“Why are Congressional Committees Dominated by ‘High Demand’ Legislators?” Southern Economic Journal, Vol. 48, No. 1, July 1981, pages 68-77.

“Land Use Regulation: A Supply and Demand Analysis of Changing Property Rights,” Journal of Libertarian Studies, Vol. 5, No. 4, Fall 1981, pages 435-451.

“High Demand Legislative Committees and Bureaucratic Output,” Public Finance Quarterly (now called Public Finance Review) Vol. 11, No. 3, July 1983, pages 259-281.

“Logrolling and High Demand Committee Review,” Public Choice, Vol. 41, No. 3, 1983, pages 427-434.

“The Economic Theory of Regulation as an Explanation of Policies Toward Bank Mergers and Holding Company Acquisitions,” Antitrust Bulletin, Vol. 28, No. 4, Winter 1983, pages 839-862.

“Rent Seeking from a Property Rights Perspective,” Southern Economic Journal, Vol. 51, No. 2, October 1984, pages 388-400.

“Rent Seeking as a Justification for Privatization,” Journal of Contemporary Studies, Vol. 7, No. 2, Spring 1984, pages 5-12.

“Guns for Protection and Other Private Sector Responses to the Fear of Violent Crime,” in Firearms and Violence: Issues of Regulation, Don Kates, Jr., ed. (Cambridge, MA: Ballinger, 1984), pages 329-356.

“Rent Seeking and Supply Management in Canada” (with Merle D. Faminow), Canadian Journal of Agricultural Economics, Vol. 32, No. 3, November 1984, pages 548-558.

“The Political Economy of Government Corruption: The Logic of Underground Government” (with John Baden), Journal of Legal Studies, Vol. 14, No. 2, June 1985, pages 391-410.

“Guns for Protection and Other Private Sector Responses to Government’s Failure to Control Increasing Violent Crime,” Journal of Libertarian Studies, Vol. 8, No. 1, Winter 1986, pages 75-109.

“Boom Towns in the West: Is Profit the Culprit?” Review of Regional Economics and Business, Vol. 11, No. 1, April 1986, pages 27-38.

“The Lost Victim and Other Failures of the Public Law Experiment,” Harvard Journal of Law and Public Policy, Vol. 9, No. 2, Spring 1986, pages 399-427.

“Regulatory Transfers in Canadian-American Agriculture: The Case of Supply Management” (with Merle D. Faminow), Cato Journal, Vol. 6, No. 1, Spring/Summer 1986, pages 271-294.

“The Incentives to Organize and Demand Regulation: Two Ends Against the Middle” (with Merle D. Faminow), Economic Inquiry, Vol. 24, No. 3, July 1986, pages 473-484.

“Interest Groups and the Antitrust Paradox” (with Melvin L. Greenhut and Randall Holcombe), Cato Journal, Vol. 6, No. 3, Winter 1987, pages 801-817.

Republished: Spatial Microeconomics: Theoretical Underpinnings and Applications (1995); see vita.

“The Market for Laws: An Economic Analysis of Legislation” (with Eric Engin), Southern Economic Journal, Vol. 54, No. 3, January 1988, pages 732-745.

“Rent Seekers Who Demand Government Production: Bureaucratic Output and the Price of Complements” (with Jean Mitchell), Public Choice, 1988, Vol. 56, No. 1, pages, 3-16.

“Location Choice and Urban Growth in a Rent-Seeking Society” (with Merle D. Faminow), Public Finance Quarterly (now called Public Finance Review), Vol. 16, No. 2, April 1988, pages 158-177.

“An Institutional Explanation for Corruption of Criminal Justice Officials,” Cato Journal, Vol. 8, No. 1, Spring/Summer 1988, pages 139-163.

“Corruption in Law Enforcement: One Consequence of “The Tragedy of the Commons” Arising with Public Allocation Processes,” International Review of Law and Economics, Vol. 8, June 1988, pages 73-84.

“Differences Between U.S. and Canadian Agricultural Policy: An Examination of Poultry Markets” (with Merle D. Faminow), Florida Policy Review, Vol. 3, No. 2, Winter 1988, pages 17-26.

“Legal Evolution in Primitive Societies,” Journal of Institutional and Theoretical Economics, Vol. 144, No. 5, December 1988, pages 772-788.

Republished: Anarchy and the Law (2007); see vita.

“The Spontaneous Evolution of Commercial Law,” Southern Economic Journal, Vol. 55, No. 3, January 1989, pages 644-661.

Award: “Georgescu-Roegen Prize in Economics” for best Southern Economic Journal article, 1988-1989.

Republished: Reputation: Studies in the Voluntary Enforcement of Good Behavior (1997); see vita.

Republished: The Legacy of Friedrich von Hayek (1999); see vita.

Translated and Republished: Part of a Monograph (2002) listed below published in Czech.

Republished: The Legacy of Ludwig von Mises (2006); see vita.

Republished: The Evolution of Efficient Common Law (2007); see vita.

Republished: Economics of Commercial Arbitration and Dispute Resolution (forthcoming), see vita.

“Enforcement of Private Property Rights in Primitive Societies: Law Without Government,” Journal of Libertarian Studies, Vol. 9, No. 1, Winter 1989, pages 1-26.

“Further Thoughts on Rent Seeking, Bureaucratic Output, and the Price of Complements,” Public Choice, Vol. 63, No. 3, December 1989, pages 279-281.

“Customary Law With Private Means of Resolving Disputes and Dispensing Justice: A Description of a Modern System of Law and Order Without State Coercion,” Journal of Libertarian Studies, Vol. 9, No. 2, Fall 1990, pages 25-42.

Translated and Republished: translated into Chinese by Shang Hai-tao, Shandong University, for publication as a monograph, 2006.

“Interstate Tax Competition, Incentives to Collude, and Federal Influences,” Cato Journal, Vol. 10, No. 1, Spring/Summer 1990, pages 75-90

The Enterprise of Law: Justice Without the State, San Francisco: Pacific Research Institute for Public Policy, 1990, 397 plus viii pages.

Award: 1991 Honorable-Mention Runner-up (among 5 finalists), Free Press Association “H. L. Mencken National Book Award.”

“Law and Order Without State Coercion,” in Regulation, Regulators and the Market, Cento Veljanovski, ed. (London: Institute of Economic Affairs, 1991), pages 159-179.

“Increasing Judicial Responsibility Can Reduce Prison Overcrowding” (with Laurin A Wollan Jr.), in America’s Prisons: Opposing Viewpoints, Stacey L. Tipp, ed. (San Diego: Greenhaven, 1991), pages 139-144.

“Customary Indian Law: Two Case Studies,” in Property Rights, Constitutions, and Indian Economies, Terry Anderson, ed. (Lanham, MD: Rowman and Littlefield, 1992), pages 27-39.

“Market Failure Versus Government Failure in the Production of Adjudication,” in Privatizing the United States Justice System: Police, Adjudication, and Corrections Services from the Private Sector, Gary Bowman, Simon Hakim, and Paul Seidenstat, eds. (Jefferson, NC: McFarland & Co., 1992), pages 203-225.

“An Evolutionary Contractarian View of Primitive Law: The Institutions and Incentives Arising Under Customary American Indian Law,” Review of Austrian Economics, Vol. 5, No. 1, 1991, pages 65-89.

“Recidivism Among Drug Offenders in Florida,” (with David W. Rasmussen, Iljoong Kim, and Thomas Zuehlke), Journal of STAR (Service Through Applied Research) Research, Vol. 2, 1991, pages 61-80.

“Reciprocal Exchange as the Basis for Recognition of Law: Examples from American History,” Journal of Libertarian Studies, Vol. 10, No. 1, Fall 1991, pages 53-82.

“The Relationship Between Illicit Drug Enforcement Policy and Property Crimes” (with David W. Rasmussen), Contemporary Policy Issues (now called Contemporary Economic Issues), Vol. 9, No. 4, October 1991, pages 106-115.

“Is Property Crime Caused by Drug Use or Drug Enforcement Policy?” (with Iljoong Kim, David W. Rasmussen, and Thomas W. Zuehlke), Applied Economics, Vol. 24, No. 7, July 1992, pages 679-692.

“Customary Law as a Social Contract: International Commercial Law,” Constitutional Political Economy, Vol. 2, No. 1, Winter 1992, pages 1-27.

“The Development of Criminal Law and Its Enforcement: Public Interest or Political Transfers,” Journal des Economistes et des Etudes Humaines, Vol. 3, No. 1, March 1992, pages 79-108.

“The Evolution of Values and Institutions in a Free Society: The Under-Pinnings of a Market Economy,” International Journal on the Unity of Sciences, Vol. 5, No. 4, Winter 1992, pages 411-442.

Republished: Values and the Social Order (1995), see vita.

“Spatial Competition in Illicit Drug Markets: The Consequences of Increased Drug Enforcement” (with David W. Rasmussen and David L. Sollars), Review of Regional Studies, Vol. 23, No. 3, Winter 1993, pages 219-236.

“The Impetus for Recognizing Private Property and Adopting Ethical Behavior in a Market Economy: Natural Law, Government Law, or Evolving Self-Interest,” Review of Austrian Economics, Vol. 6, No. 2, 1993, pages 43-80.

Award: “Ludwig von Mises Prize,” Ludwig von Mises Institute, 1992.

“An Economic Analysis of Recidivism Among Drug Offenders” (with Iljoong Kim, David W. Rasmussen, and Thomas W. Zuehlke), Southern Economic Journal, Vol. 60, No. 1, July 1993, pages 169-183.

“Drug Enforcement and Deterrence of Property Crime Among Local Jurisdictions” (with David Sollars and David W. Rasmussen), Public Finance Quarterly (now called Public Finance Review), Vol. 22, No. 1, January 1994, pages 22-45.

“Are Public Goods Really Common Pools: Considerations of the Evolution of Policing and Highways in England,” Economic Inquiry, Vol. 32, No. 2, April 1994, pages 249-271.

Republished: Anarchy and the Law (2007); see vita.

“Emerging From the Hobbesian Jungle: Might Takes and Makes Rights,” Constitutional Political Economy, Vol. 5, No. 2, Spring/Summer 1994, pages 129-158.

Translated and republished: Libertas (1995) listed below.

Republished: The Economics of Property Rights (2001); see vita.

“Third Thoughts on Contracting Out,” Journal of Libertarian Studies, Vol. 11, No. 1, Fall 1994, pages 44-78.

The Economic Anatomy of a Drug War: Criminal Justice in the Commons (with David W. Rasmussen), Lanham, MD: Rowman and Littlefield, 1994, 265 plus viii pages.

“Legal Philosophy,” in The Edward Elgar Companion of Austrian Economics, Peter J. Boettke, ed. (London: Edward Elgar, 1994), pages 270-275.

“Rights, Entitlements, and Individual Responsibility in the Welfare State,” in Can the Present Problems of Mature Welfare States Such as Sweden be Solved?, Nils Karlson, ed. (Stockholm: City University Press, 1995), pages 88-98.

“Competition Among Legal Institutions: Implications for the Evolution of Law,” in Competition Among Institutions, Luden Gerken, ed. (London: Macmillan, 1995), pages 153-175.

“Las Instituciones y Los Derechos de Propiedad al Emerger de la Jungla Hobbessiana: La Fuerza Quita los Derechos y los Crea,” Libertas, Vol. 12, No. 22, May 1995, pages 35-75.

Translated from Previous Publication: Editor of Libertas requested permission to translate and publish from Constitutional Political Economy (1994) listed above.

“Police Bureaucrats, Their Incentives, and the War on Drugs” (with David W. Rasmussen and David L. Sollars), Public Choice, Vol. 83, No. 1-2, April 1995, pages 21-45.

“An Exploration of the Impact of Modern Arbitration Statutes on the Development of Arbitration in the United States,” Journal of Law, Economics, & Organization, Vol. 11, No. 2, October 1995, pages 479-501.

Republished: Economics of Commercial Arbitration and Dispute Resolution (forthcoming); see vita.

“Understanding Bureaucratic Behavior: Implications from the Public Choice Literature,” Journal of Public Finance and Public Choice, Vol. 8, No. 2-3, December 1995, pages 89-117.

“Reply to Tullock,” in Values and the Social Order, Vol. I, Gerard Radnitzky and Hardy Bouillon, eds. (Aldershot, England: Avebury, 1995), pages 131-133.

“Restitution in Theory and in Practice,” Journal of Libertarian Studies (Special commemorative issue in memory of Murray Rothbard), Vol. 12, No. 1, Spring 1996, pages 75-98.

“Las Instituciones y la Evolucion Espontanea de la Moralidad,” Libertas, Vol. 13, No. 24, May 1996, pages 3-48.

Republished in English: Values and the Social Order (1997) listed below.

“Uncertainty, the Race for Property Rights, and Rent Dissipation due to Judicial Changes in Product Liability Tort Law,” Cultural Dynamics, Vol. 8, No. 3, November 1996, pages 333-351.

“Are There Tradeoffs Between Costs and Quality in the Privatization of Criminal Justice,” Journal of Security Administration, Vol. 19, No. 2, December 1996, pages 19-51.

“Predatory Public Finance and the Origins of the War on Drugs: 1984-1989” (with David W. Rasmussen), The Independent Review: A Journal of Political Economy, Vol. 1, No. 2, Fall 1996, pages 163-189.

“Comment on De Alessi,” in Values and the Social Order: Voluntary Versus Coercive Order, Vol. III, Gerard Radnitzky, ed. (Aldershot, England: Avebury, 1997), pages 305-311.

“Privatization of Legal and Administrative Services,” in Merits and Limits of Markets, Herbert Giersch, ed. (Berlin, Germany: Springer-Verlag, 1998), pages 111-139.

“Arbitration in the Shadow of the Law,” in The New Palgrave Dictionary of Economics and the Law, Vol. I, Peter Newman, ed. (London: Macmillan Reference Limited; New York: Stockton Press, 1998), pages 93-98.

“How to Secede in Business Without Really Leaving: Evidence of the Substitution of Arbitration for Litigation,” in Secession, State, and Liberty, David Gordon, ed. (New Brunswick, NJ: Transaction, 1998), pages 243-286.

“Evolution of Commercial Law,” in The New Palgrave Dictionary of Economics and the Law, Vol. II, Peter Newman, ed. (London: Macmillan Reference Limited; New York: Stockton Press, 1998), page 89-92.

“Law Merchant,” in The New Palgrave Dictionary of Economics and the Law, Vol. II, Peter Newman, ed. (London: Macmillan Reference Limited; New York: Stockton Press, 1998), pages 500-508.

“Crime Control Through Private Enterprise,” The Independent Review: A Journal of Political Economy, Vol. 2, No. 3, Winter 1998, pages 341-371.

“Economic Freedom and the Evolution of Law,” Cato Journal, Vol. 18, No. 2, Fall 1998, pages 209-232.

“The Economics of Substance Abuse in Context: Can Economics be Part of an Integrated Theory of Drug Use?” (with David W. Rasmussen and H. Naci Mocan), Journal of Drug Issues, Vol. 25, No. 3, September 1998, pages 575-592.

“The Context of Drug Policy: An Economic Interpretation” (with David W. Rasmussen), Journal of Drug Issues, Vol. 25, No. 3, September 1998, pages 681-700.

“Market Alternatives for Crime Control: Entrepreneurial Responses to Government Failure,” Journal of Private Enterprise, Vol. 13, No. 2, Spring 1998, pages 1-19.

Award: “The Journal of Private Enterprise Best Paper Award, 1999” for the 1998 volume of the Journal.

To Serve and Protect: Privatization and Community in Criminal Justice, New York: New York University Press, 1998, 372 + xxvii pages; forward by Marvin E. Wolfgang, Director, Center for Studies in Criminology, University of Pennsylvania.

Edited Series: “Political Economy of the Austrian School” series, Mario Rizzo, General Editor.

Award: The Atlas Economic Research Foundation's 2000 Sir Antony Fisher International Memorial Award recognizing “the institute that publishes a book ... in 1998 or 1999 that, in the opinion of the judges, made the greatest contribution to public understanding of the free economy” (book written for the Independent Institute).

“To Arbitrate or to Litigate: That is the Question,” European Journal of Law and Economics, Vol. 8, No. 2, September 1999, pages 91-151.

“Polycentric Law Versus Monopolized Law: Implications from International Trade for the Potential Success of Emerging Markets,” Journal of Private Enterprise, Vol. 15, No. 1, Fall 1999, pages 36-66.

“An Economic Theory of the Evolution of Governance and the Emergence of the State,” Review of Austrian Economics, Vol. 12, No. 2, November 1999, pages 131-160.

“Jurisdictional Choice in International Trade: Implications for Lex Cybernetoria,” Journal des Economistes et des Etudes Humaines, Vol. 10, No. 1, March 2000, pages 3-31.

“Private Sources of Trust and Recourse: Prerequisites for the Successful Emergence of Markets in Cyberspace,” Journal of Private Enterprise, Vol. 16, No. 1, Fall 2000, pages 23-46.

“Reducing the Harms of Drug Policy: An Economic Perspective” (with David W. Rasmussen), Substance Abuse and Misuse, Vol. 34, No. 1, 1999, pages 49-67.

“Entrepreneurial Police and Drug Enforcement Policy” (with Brent D. Mast and David W. Rasmussen), Public Choice, Vol. 104, No. 3/4, September 2000, pages 285-308.

Justicie Sin Estado (Madrid: Unión Editorial, 2000).

Spanish translation of The Enterprise of Law: Justice Without the State, translated into Spanish by José Ignacio del Catillo and Jesús Gomez.

“Rent Seeking on the Legal Frontier,” in Cutting Green Tape, Richard Stroup and Roger Meiners, eds. (New Brunswick, NJ: Transaction, 2000), pages 129-150.

“Arbitration,” in the Encyclopedia of Law and Economics, Vol. 5, Boudewijn Bouckaert and Gerrit De Geest, eds. (Cheltenham, UK: Edward Elgar, 2000), pages 159-193.

“Interjurisdictional Competition Through Alternative Dispute Resolution,” a Commentary in What Price Civil Justice?, by Brian Main and Sir Alan Peacock (London: Institute of Economic Affairs, Hobart Paper 139, 2000), pages 69-96.

“Law and Economics,” in The Elgar Companion to Public Choice, William F. Shughart II and Laura Razzolini, eds. (London: Edward Elgar, 2001), pages 547-589.

“The Impact of Drug Enforcement on Crime: An Investigation of the Opportunity Cost of Police Resources” (with David W. Rasmussen and Sebastian Laburn), Journal of Drug Issues, 2001, Vol. 31, No. 4, pages 989-1006.

“Privately Produced General Deterrence” (with Brent D. Mast), Journal of Law and Economics, Vol. 44, No. 2, Pt. 2, October 2001, pages 725-746.

“Knowledge, Trust, and Recourse: Imperfect Substitutes as Sources of Assurance in Emerging Economies,” Economic Affairs, March 2001, Vol. 21, No. 1, pages 12-17.

“Regulatory Disequilibrium and Inefficiency: The Case of Interstate Trucking,” Review of Austrian Economics, symposium issue on “Austrian and Public Choice Approaches to Political Economy,” Vol. 15, No. 2-3, Summer/Fall 2002, pages 229-255.

“Law Without Government: The Merchant Courts of Medieval Europe and Their Modern Counterparts,” in The Voluntary City: Choice, Community, and Civil Society, David T. Beito, Peter Gordon, and Alexander Tabarrok eds. (Ann Arbor, MI: University of Michigan Press, 2002), pages 127-150.

“Generalizing the Law Merchant Story,” in The Spontaneous Evolution of Commercial Law (Praha, Czech Republic: Society for Legal and Economic Education, 2002).

Series: Society for Legal and Economic Education (SLEE) “Law and Economics Collection.”

Translation and published in Czech.

“Do We Want the Production of Prison Services to be More “Efficient”?” in Changing the Guard: Private Prisons and the Control of Crime, Alexander Tabarrok ed., (Oakland, CA: Independent Institute, 2003), pages 163-216.

“Rational Drug Policy Under Federalism” (with David W. Rasmussen), Florida State University Law Review, Vol. 30, No. 4, Summer 2003, pages 679-734.

Discussed and summarized: “Drug Dilemma: A Federalist Solution” by syndicated columnist, Neal R. Peirce of the Washington Post Writers Group, released September 28, 2003, for over 200 newspapers.

“Opportunities Forgone: the Unmeasurable Costs of Regulation,” Journal of Private Enterprise, Spring 2004, Vol. 19, No. 2, pages 1-25.

Republished: The Political Economy of Entrepreneurship (forthcoming) listed below.

- “Globalization through Human Action or Human Design,” Ama-gi: The Journal of the Hayek Society of the London School of Economics, Spring 2004, Vol. 6, No. 1, pages 2-4.
- “Emerging From the Hobbesian Jungle,” in the Encyclopedia of Public Choice, Vol. II, Charles K. Rowley and Fritz Schneider, eds. (Boston: Kluwer Academic Publishers, 2004), pages 213-216.
- “The Evolution of Law,” in the Encyclopedia of Public Choice, Vol. II, Charles K. Rowley and Fritz Schneider, eds. (Boston: Kluwer Academic Publishers, 2004), pages 237-240.
- “Endogenous Morality,” in the Encyclopedia of Public Choice, Vol. II, Charles K. Rowley and Fritz Schneider, eds. (Boston: Kluwer Academic Publishers, 2004), pages 216-219.
- “Corruption” (with Fred McChesney), in Companion to the Economics of Property Rights, Enrico Colombatto, ed. (London: Edward Elgar, 2004), pages 328-352.
- “Economics of Drug Liberalization” (with Simon Bowmaker and Mark Thornton), in Economics Uncut: A Complete Guide to Life, Death and Misadventure, Simon Bowmaker, ed. (London: Edward Elgar, 2005), pages 68-98.
- “Regulation, More Regulation, Partial Deregulation, and Reregulation: The Dynamics of a Rent-Seeking Society,” Advances in Austrian Economics, Vol. 8, 2005, pages 107-146.
- “The Spontaneous Evolution of Cyber Law: Norms, Property Rights, Contracting, Dispute Resolution, and Enforcement without State Involvement,” Journal of Law, Economics and Policy, Vol. 1, No. 2, Winter 2005, pages 269-348.
- “The Mythology of Holdout as Justification for Eminent Domain and Public Provision of Roads,” The Independent Review: A Journal of Political Economy, Vol. 10, No.2, Fall 2005, pages 165-194.
- “Contractual Nullification of Economically-Detrimental State-Made Laws,” Review of Austrian Economics, 2006, Vol. 19, pages 149-187.
- Self Determination: The Other Path for Native Americans, an edited volume (co-edited with Terry Anderson and Tom Flannagan), Stanford University Press, 2006, 332 plus xv pages.
- “Do Holdout Problems Justify Compulsory Right-of-Way Purchase and Public Provision of Roads?” in Street Smart: Competition, Entrepreneurship and the Future of Roads, Gabriel Roth, ed. (New Brunswick, NJ: Transaction, 2006), pp. 43-78.
- Award:** The Atlas Economic Research Foundation's 2008 Sir Antony Fisher International Memorial Award recognizing “the institute that publishes a book ... in 2006 or 2007 that, in the opinion of the judges, made the greatest contribution to public understanding of the free economy” was awarded to the Independent Institute for its sponsorship of this book.
- “The Rise and Fall of Private Roads in England,” in Street Smart: Competition, Entrepreneurship and the Future of Roads, Gabriel Roth, ed. (New Brunswick, NJ: Transaction, 2006), pages 245-276.
- Award:** 2008 Sir Antony Fisher International Memorial Award (see number 38 above)
- “Property Rights and the Buffalo Economy of the Great Plain,” in Self Determination: The Other Path for Native Americans, Terry Anderson, Bruce Benson, and Thomas Flannagan, eds. (Stanford University Press, 2006), pages 29-67.
- “Beliefs as Institution-Specific Rationalized Self-Interest,” in Ordered Anarchy: Jasay and his Surroundings, Hardy Bouillon and Hartmut Kliemt, eds. (Aldershot, UK: Ashgate, 2007), 103-145.
- “Generalizing the Law Merchant Story,” Liberal Düşünce (Liberal Thought) special issue on the “Concept of a Free Society,” Vol. 12, No. 45-46, May 2007, pages 197-211.
- “Private Policing and Private Roads: A Coasian Approach to Drunk Driving Policy,” Economic Affairs, December 2007, 30-38.
- “The Market for Force,” The Independent Review: A Journal of Political Economy, Winter 2007, Vol. 11, No. 3, pages 451-458.
- “The Evolution of Eminent Domain: Market Failure or an Effort to Limit Government Power and Government Failure?” The Independent Review: A Journal of Political Economy, Winter 2008, Vol. 12, No. 3, pages 423-432.
- “Escalating the War on Drugs: Causes and Consequences,” Stanford Law and Policy Review, forthcoming.
- “Law Enforcement and Criminal Justice,” in Exploring American History: From Colonial Times to 1877, Tom Lansford and Thomas E. Woods, Jr., eds. (Tarrytown, NY: Marshall Cavendish), forthcoming.
- “Crime: Restitution and Retribution,” in The Encyclopedia of Libertarianism, Ronald Hamoway, ed. (Thousand Oaks, CA: Sage Publishing), forthcoming 2008.

“Law Merchant,” in The Encyclopedia of Libertarianism, Ronald Hamoway, ed. (Thousand Oaks, CA: Sage Publishing), forthcoming 2008.

“Illicit Drugs” in The Encyclopedia of Libertarianism, Ronald Hamoway, ed. (Thousand Oaks, CA: Sage Publishing), forthcoming 2008.

ACADEMIC PUBLICATIONS WITH PRO-MARKET, ANTI-GOVERNMENT IMPLICATIONS (e.g., examinations of government failure; theoretical or empirical studies concluding that regulation, taxes, or centralization are not justified by the arguments or evidence provided by their supporters)

“Spatial Microeconomics: Implications for the Use of Concentration Ratios to Represent Market Power,” Review of Regional Studies, Vol. 9, No. 3, Winter 1979, pages 1-15.

“The Impact of Entry at a Distance on Market Demand,” Review of Regional Studies, Vol. 10, No. 2, Fall 1980, pages 62-68.

“An Examination of U.S. v. Philadelphia National Bank in the Context of Spatial Microeconomics,” Industrial Organization Review (now called Review of Industrial Organization), Vol. 8, 1980, pages 27-65.

“Spatial Competition: Implications for Market Area Delineation in Antimerger Cases,” Antitrust Bulletin, Vol. 25, No. 4, Winter 1980, pages 729-749.

Republished: The Journal of Reprints for Antitrust Law and Economics (1984) listed below.

Republished: The Economics of Location (1995) listed below.

“Spatial Microeconomics: Implications for the Relationship Between Concentration of Ownership and Bank Performance,” in Proceedings of a Conference on Bank Structure and Competition, edited and published by the Federal Reserve Bank of Chicago, May 1980, pages 60-85.

“The Optimal Size and Number of Market Areas,” Southern Economic Journal, Vol. 47, No. 4, April 1981, pages 1080-1085.

“The Optimal Size and Number of Market Areas: Reply,” Southern Economic Journal, Vol. 49, No. 1, July 1982, pages 267-271.

“Spatial Competition: Implications for Market Area Delineation in Antimerger Cases,” The Journal of Reprints for Antitrust Law and Economics issue on “Relevant Markets in Antitrust,” Vol. 14, No. 2, 1984, 893-916.

Previously Published: Editors requested permission to reprint from the Antitrust Bulletin (1980) listed below.

“Spatial Competition with Free Entry, Chamberlinian Tangencies, and Social Efficiency,” Journal of Urban Economics, Vol. 15, May 1984, pages 270-286.

“Spatial Price Theory and an Efficient Congestion Toll Established by the Free Market,” Economic Inquiry, Vol. 22, No. 2, April 1984, pages 244-252.

“Free Market Congestion Tolls: A Correction,” Economic Inquiry, Vol. 24, No. 2, April 1985, pages 361-362.

“Do Taxes Matter? The Impact of State and Local Taxes on Economic Development,” Economic Development Commentary, Vol. 10, No. 4, Winter 1986, pages 13-17.

“The Lagged Impact of State and Local Taxes on Economic Activity and Political Behavior” (with Ronald N. Johnson), Economic Inquiry, Vol. 24, No. 3, July 1986, pages 389-402.

“Spatial Competition with Free Entry, Chamberlinian Tangencies and Social Efficiency: A Reexamination” (with Thomas F. Cosimano), Journal of Urban Economics, Vol. 26, No. 1, July 1989, pages 84-89.

American Antitrust Law in Theory and in Practice (with Melvin L. Greenhut), Aldershot, England: Avebury, 1989, 265 plus xiii pages.

“Geographic Price Interdependence and the Extent of Economic Markets” (with Merle D. Faminow), Economic Geography, Vol. 66, No. 1, January 1990, pages 47-66.

“Integration of Spatial Markets” (with Merle D. Faminow), American Journal of Agricultural Economics, Vol. 70, No. 1, February 1990, pages 49-62.

“Increasing Product Variety and Rising Prices,” Review of Industrial Organization, Vol. 5, No. 1, Spring 1990, pages 31-51

“Spatial Price Theory and Market Delineation” (with Milton H. Marquis, and Douglas G. Sauer), in Does Economic Space Matter?, Hiroshi Ohta and Jacques-Francois Thisse, eds. (New York: St. Martin; and London: Macmillan, 1993), pages 316-334.

“The Impact of Provincial Marketing Boards on Price Relations and Pricing Dynamics in the North American Slaughter Hog Market” (with Merle D. Faminow, Milton Marquis, and Douglas Sauer), Applied Economics, Vol. 26, No. 7, July 1994, pages 677-688.

“Estimating Deterrence Effects: A Public Choice Prospective on the Economics of Crime Literature” (with Iljoong Kim and David W. Rasmussen), Southern Economic Journal, Vol. 61, No. 1, July 1994, pages 161-168.

“Intra-National Effects of a Countervailing Duty on the U.S./Canadian Hog Market” (with Merle D. Faminow, Milton H. Marquis, and Douglas G. Sauer), Review of Agricultural Economics, Vol. 16, No. 2, May 1994, pages 187-201.

“Understanding Bureaucratic Behavior: Implications for Korea,” in The Role of the Three Branches of Government for the Rule of Law and the Free Economy in Korea, Iljoong Kim, ed. (Seoul: Korea Economic Research Institute, 1995), pages 61-110.

Translated and republished in Korean, as listed below.

“General Discussion,” in The Role of the Three Branches of Government for the Rule of Law and the Free Economy in Korea, Iljoong Kim, ed. (Seoul: Korea Economic Research Institute, 1995), pages 151-152, 264-267, 284.

Translated and republished in Korean, as listed below.

“Delineating Spatial Markets Using Multivariate Time Series” (with Merle D. Faminow, Milton H. Marquis, and Douglas G. Sauer), Review of Regional Studies, Vol. 25, No. 3, Winter 1995, pages 247-269.

“Deterrence and Public Policy: Tradeoffs in the Allocation of Police Resources” (with Iljoong Kim and David W. Rasmussen), International Review of Law and Economics, Vol. 18, No. 1, March 1998, pages 77-100.

“Beer Taxation and Alcohol-Related Traffic Fatalities” (with Brent D. Mast and David W. Rasmussen), Southern Economic Journal, Vol. 66, No. 2, October 1999, pages 214-249.

“Fiscal Competition in a Federal System,” in Federalist Government in Principle and Practice, Donald P. Raftery and Richard E. Wagner, eds. (Boston: Kluwer Academic Press, 2000), pages 55-95.

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