

# William H.J. Hubbard

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## Employment

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### **The University of Chicago Law School**

<i>Professor of Law</i>	2016–present
<i>Assistant Professor of Law and Ronald H. Coase Teaching Scholar</i>	2015–2016
<i>Assistant Professor of Law</i>	2011–2015

### **Harvard Law School**

<i>Visiting Assistant Professor of Law</i>	Fall Term 2015
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### **The University of Chicago Law School**

<i>Kauffman Legal Research Fellow</i>	2010–2011
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### **Mayer Brown LLP, Chicago, Illinois**

<i>Associate</i>	2001–2006
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### **U.S. Court of Appeals for the Fifth Circuit, Dallas, TX**

<i>Law Clerk to the Honorable Patrick E. Higginbotham</i>	2000–2001
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## Education

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**The University of Chicago**, Ph.D. in Economics, 2011

**The University of Chicago Law School**, J.D., *High Honors*, 2000

**University of Southern California**, B.A. and M.A. in Economics, *summa cum laude*, 1997

## Selected Academic Publications

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Ronen Avraham and William H.J. Hubbard, *Civil Procedure as the Regulation of Externalities: Toward a New Theory of Civil Litigation*, 89 UNIVERSITY OF CHICAGO LAW REVIEW 1 (2022).

Yun-chien Chang and William H.J. Hubbard, *New Empirical Tests for Classic Litigation Selection Models*, 23 AMERICAN LAW AND ECONOMICS REVIEW 348 (2021).

William H.J. Hubbard, *CIVIL PROCEDURE: AN INTEGRATED APPROACH* (Foundation Press 2021) (casebook).

William H.J. Hubbard, *Swanson v. Citibank and the 1L Canon*, 87 UNIVERSITY OF CHICAGO LAW REVIEW 2733 (2020).

Ronen Avraham and William H.J. Hubbard, *The Spectrum of Procedural Flexibility*, 87 UNIVERSITY OF CHICAGO LAW REVIEW 883 (2020).

William H.J. Hubbard, *A replication study worth replicating: A comment on Salmanowitz and Spamann*, 58 INT'L REV. L. & ECON. 1 (2019) (available online at <https://doi.org/10.1016/j.irle.2018.12.002>).

Aparna Chandra, William H.J. Hubbard, and Sital Kalantry, *The Supreme Court of India: An Empirical Overview of the Institution*, in *A QUALIFIED HOPE: THE INDIAN SUPREME COURT AND PROGRESSIVE SOCIAL CHANGE*, Gerald N. Rosenberg and Sudhir Krishnaswamy, eds. (Cambridge: Cambridge University Press 2019).

Yun-chien Chang and William H.J. Hubbard, *Speedy Adjudication in Hard Cases and Low Settlement Rates in Easy Cases: An Empirical Analysis of Taiwan Courts with Comparison to U.S. Federal Courts*, in *SELECTION AND DECISION IN JUDICIAL PROCESS AROUND THE WORLD: EMPIRICAL INQUIRES*, Yun-chien Chang, ed. (Cambridge: Cambridge University Press 2019).

William H.J. Hubbard and David A. Hyman, *What's in a Name? A Taxonomy of Replication*, 58 INT'L REV. L. & ECON. (forthcoming 2019).

Aparna Chandra, William Hubbard, and Sital Kalantry, *From Executive Appointment to the Collegium System: The Impact on Diversity in the Indian Supreme Court*, 51 VRÜ [VERFASSUNG UND RECHT IN ÜBERSEE] 273 (2018) (available online at <https://doi.org/10.5771/0506-7286-2018-3-273>)

Aparna Chandra, William H.J. Hubbard, and Sital Kalantry, *The Supreme Court of India: A People's Court?* 1 INDIAN LAW REVIEW 145 (2017)

William H.J. Hubbard, *Quantum Economics, Newtonian Economics, and Law*, 2017 MICHIGAN STATE LAW REVIEW 425.

William H.J. Hubbard, *The Effects of Twombly and Iqbal*, 14 JOURNAL OF EMPIRICAL LEGAL STUDIES 474 (2017) (lead article).

William H.J. Hubbard, *Sinking Costs to Force or Deter Settlement*, 32 J. L. ECON. & ORG. 545

(2016).

William H.J. Hubbard, *A Fresh Look at Plausibility Pleading*, 83 U. CHI. L. REV. 693 (2016).

William H.J. Hubbard, *Yong-Shik Lee: "Call for a New Analytical Model for Law and Development": A Comment*, 8 L. & DEV. REV. 271 (2016).

M. Todd Henderson and William H.J. Hubbard, *Judicial Noncompliance with Mandatory Procedural Rules under the PSLRA*, 44 J. LEGAL STUD. 587 (2015).

William H.J. Hubbard, *The Discovery Sombrero, and Other Metaphors for Litigation*, 64 CATHOLIC UNIV. L. REV. 867 (2015).

William H.J. Hubbard, *An Empirical Study of the Effect of Shady Grove v. Allstate on Forum-Shopping in the New York Courts*, 10 J. L., ECON., AND POLICY 151 (2013).

William H.J. Hubbard, *Testing for Change in Procedural Standards, with Application to Bell Atlantic v. Twombly*, 42 J. LEGAL STUD. 35 (2013).

William H.J. Hubbard, *Optimal Class Size, Dukes, and the Funny Thing about Shady Grove*, 62 DEPAUL L. REV. 693 (2013).

William H.J. Hubbard, *Another Look at the Eurobarometer Surveys*, 50 COMMON MARKET L. REV. 187 (2013).

William H.J. Hubbard, *The Phantom Gender Difference in the College Wage Premium*, 46 J. HUMAN RESOURCES 568 (2011).

Gary S. Becker, William H.J. Hubbard, and Kevin M. Murphy, *Explaining the Worldwide Boom in Higher Education of Women*, 4 J. HUMAN CAPITAL 203 (2010).

Gary S. Becker, William H.J. Hubbard, and Kevin M. Murphy, *The Market for College Graduates and the Worldwide Boom in Higher Education of Women*, 100 AMER. ECON. REV.: PAPERS AND PROCEEDINGS 229 (2010).

### Selected Working Papers

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William H.J. Hubbard, *Courts and Arbitration through the Lens of Supply and Demand*

William H.J. Hubbard, *Costly Signaling, Pleading, and Settlement*

William H.J. Hubbard, *Stalling, Conflict, and Settlement*

## Selected Professional Activities

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Editor, JOURNAL OF LEGAL STUDIES.

Editorial Board, LAW AND DEVELOPMENT REVIEW (July 2018–present)

Board Member, SOCIETY FOR EMPIRICAL LEGAL STUDIES (2016–present); AMERICAN LAW AND ECONOMICS ASSOCIATION (2017–2020, 2021–2022)

Co-organizer, EARL B. DICKERSON CENTENNIAL CONFERENCE, University of Chicago Law School (Oct. 30, 2020; April 16, 2021)

Co-organizer, INTERNATIONAL JUNIOR SCHOLARS FORUM, ETH Zurich/Tsinghua University Law School/University of Chicago Law School (Dec. 1-3, 2020; Oct. 26-28, 2021)

Area Organizer, AMERICAN LAW AND ECONOMICS ASSOCIATION CONFERENCE 2015, 2017, 2018, 2022

Member, AMERICAN ECONOMIC ASSN.; AMERICAN LAW AND ECONOMICS ASSN.; SOCIETY FOR EMPIRICAL LEGAL STUDIES; AMERICAN BAR ASSN.; ILLINOIS BAR; CREDO (CATHOLIC RESEARCH ECONOMICS DISCUSSION ORGANIZATION).

Referee for HARVARD UNIVERSITY PRESS; JOURNAL OF LAW AND ECONOMICS; JOURNAL OF LEGAL STUDIES; JOURNAL OF POLITICAL ECONOMY; JOURNAL OF LAW, ECONOMICS, AND ORGANIZATION; INTERNATIONAL JOURNAL OF THE ECONOMICS OF BUSINESS; INDUSTRIAL RELATIONS; INTERNATIONAL REVIEW OF LAW AND ECONOMICS; JOURNAL OF INSTITUTIONAL ECONOMICS; STANFORD JOURNAL OF COMPLEX LITIGATION; JOURNAL OF LEGAL ANALYSIS; SUPREME COURT ECONOMIC REVIEW; ANNUAL REVIEW OF LAW AND SOCIAL SCIENCE; LAW AND SOCIAL INQUIRY; NORTHWESTERN UNIVERSITY LAW REVIEW.

Diversity Committee Co-Chair, University of Chicago Law School, 2016–2019

## Selected Teaching

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Civil Procedure: Autumn 2020, Autumn 2021

Civil Procedure I: Autumn 2012, 2013, 2014, 2016, 2019

Civil Procedure II: Spring 2012, 2013, 2016, 2017, 2018, 2019, 2020

Civil Procedure (Harvard Law School): Fall 2015

Advanced Civil Procedure: Winter 2012, Winter 2013, Spring 2014, Fall 2014, Spring 2017, Fall 2018, Winter 2021

Canonical Ideas in American Legal Thought (with Nicholas Stephanopoulos): 2016–2017, 2017–2018

Critical Race Studies: Spring 2021, Spring 2022

Critical Legal Studies versus Law and Economics (seminar): Spring 2018, Spring 2019, Spring 2020

Workshop on Law and Economics: 2011–2012, 2012–2013, 2013–2014, 2014–2015, 2016–2017, 2017–2018, 2018–2019, 2019–2020

Reading Group: The Supreme Court, the Lower Courts, and Society (Harvard Law School): Fall 2015

Greenberg Seminar: Law and Disaster (with Omri Ben-Shahar): Winter–Spring 2013, Winter–Spring 2014

### Selected Presentations

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“Opportunities for Innovation in Court Procedures.” 8th Annual International Conference on Law and Economics: Law and Economics in the Post-Pandemic Era, China University of Political Science and Law (held online, June 10, 2022).

“Courts and Arbitration through the Lens of Supply and Demand.” 25th Annual Meeting of the Latin American and Iberian Law and Economics Association (ALACDE), Pontificia Universidad Católica of Ecuador (held online, October 21, 2021).

“The Supreme Court of India: Controversy and Reform.” American Bar Foundation Speaker Series, Northwestern University Law School (Mar. 11, 2020).

“Toward a New Theory of Civil Procedure.” Law and Economics Colloquium, Northwestern University Law School (Feb. 6, 2020).

“New Directions in the Empirical Study of Courts.” China University of Political Science and Law (June 2, 2018).

“Procedural Flexibility in Three Dimensions.” With Ronen Avraham. Notre Dame Law School Faculty Colloquium (February 1, 2018).

“War is *Not* in the Error Term: Costly Litigation and Conflict under Complete Information.” Workshop and Lecture Series in Law & Economics, ETH Zürich (March 13, 2018).

“The Supreme Court of India: An Empirical Overview.” First Conference on Empirical Legal Studies – Asia, Academia Sinica, Taiwan (June 15, 2017).

“Testing Litigation Selection Hypotheses with Taiwanese Court Data.” With Yun-chien Chang. Symposium: Do Courts Rule Efficiently? Empirical Inquiries, 4th Empirical Studies of Judicial Systems Int’l Conference, Academia Sinica, Taiwan (June 13, 2017).

“Quantum Economics, Newtonian Economics, and Law.” University of Texas Law School Law & Economics Seminar (March 6, 2017).

“The Unintended Consequences of Case-by-Case Rescue: An Empirical Study of Indian Supreme Court Cases from 2010 to 2014.” Columbia Law School Colloquium on Courts and Legal Process and Legal Theory Seminar (February 27, 2017).

“A Different Kind of Supreme Court? Empirical Study of the Supreme Court of India.” Chicago’s Best Ideas, University of Chicago Law School (January 17, 2017).

“The Fourfold Credibility Problem in Law and War.” Faculty Workshop, Cornell Law School (August 24, 2016).

“Costly Signaling, Pleading, and Settlement.” 2016 Workshop on Law and Economics at the Stony Brook Center for Game Theory (July 14, 2016).

“Access to Justice, Error Correction, and Unintended Consequences: An Empirical Study of the Modern Indian Supreme Court.” Work-in-Progress Lunch, University of Chicago Law School (June 2, 2016).

“The Empirical Effects of *Twombly* and *Iqbal*.” Faculty Workshop, University of Virginia Law School (March 4, 2016).

“Roundtable on Empirical Study of the Supreme Court of India: A Consultation with Experts.” With Aparna Chandra and Sital Kalantry. University of Chicago Center in Delhi (January 16, 2016).

“Examining the Empirical Effects of *Twombly* and *Iqbal*.” Courts and Litigation Panel I, Conference on Empirical Legal Studies, Washington University Law School (October 30,

2015).

“The Empirical Effects of *Twombly* and *Iqbal*.” Faculty Workshop, Harvard Law School (October 29, 2015).

“The Discovery Sombbrero and Other Metaphors for Litigation.” Law and Economics Seminar, Harvard Law School (September 29, 2015).

“The Supreme Court of India: An Institutional Overview.” Conference: The Supreme Court of India and Progressive Social Change, Columbia University Law School (September 25, 2015).

“The Fourfold Credibility Problem in Law and War.” Law and Economics Workshop, Hebrew University Faculty of Law (May 27, 2015).

“Newtonian Law and Economics, Quantum Law and Economics, and the Search for a Theory of Relativity.” 2015 Coase Lecture, University of Chicago Law School (April 14, 2015).

“Measuring the Empirical Effects of *Twombly* and *Iqbal*.” Law and Economics Workshop, University of Michigan Law School (April 2, 2015).

“Measuring the Empirical Effects of *Twombly* and *Iqbal*.” Law and Economics Workshop, Boston University Law School (March 24, 2015).

“A General Model of Nuisance Suits.” Law & Economics Workshop, University of Toronto Faculty of Law (February 24, 2015).

“Theory and Data on Plausibility Pleading.” Chicago Junior Faculty Workshop, Chicago-Kent College of Law (January 30, 2015).

“Nuisance Litigation.” Law & Economics Workshop, Tel Aviv University Faculty of Law (May 19, 2014).

“Nuisance Litigation.” Law & Economics Workshop, Berkeley Law School (April 14, 2014).

“The Paradoxes, Real and Imagined, of *Twombly* and *Iqbal*.” Law, Behavior, and Social Science Colloquium. University of Illinois Law School (April 22, 2013).

“Two Models of Pleading.” Northwestern University Law and Economics Colloquium (November 29, 2012).

“Another Look at the Eurobarometer Contract Law Survey Data.” *European Contract Law: A Law-and-Economics Perspective*. University of Chicago Law School and the Institute for Law and Economics (April 27, 2012).

“Too Big Not to Fail?” The 22nd Annual DePaul Law Review Symposium: *Class Action Rollback? Wal-Mart v. Dukes and the Future of Class Action Litigation*. DePaul University College of Law (February 24, 2012).

“Testimony for the Hearing on the Costs and Burdens of Civil Discovery.” United States House of Representatives, Committee on the Judiciary, Subcommittee on the Constitution (December 13, 2011).

“The Problem of Measuring Legal Change, with Application to *Bell Atlantic v. Twombly*.” Center on Law, Economics, and Organization Workshop, USC Gould School of Law (October 17, 2011).