

MARIO J. RIZZO

New York University
Department of Economics
19 West 4th Street
New York, NY 10012

March 2021
mario.rizzo@nyu.edu
works.bepress.com/mario_rizzo/

EDUCATION

1977 Ph.D. in Economics, University of Chicago
1973 M.A. in Economics, University of Chicago
1970 B.A. in Economics, Fordham University

RESEARCH FIELDS

Economic Analysis of Law
Behavioral Economics and Economic Policy
Economic Theory from a Philosophical Viewpoint
Political Economy
Ethics and Economics

ACADEMIC POSITIONS

New York University, Department of Economics, Associate Professor of Economics, 1984-present; Assistant Professor of Economics, 1978-1984; Postdoctoral Fellow, 1976-1978.

New York University, Law School, Adjunct Professor, Spring 1985, Fall 2007, and 2009-present.

VISITING POSITIONS

George Mason University, Department of Economics, F.A. Hayek Distinguished Visiting Professor, October 2017 and March 2018; Visiting Professor of Economics, 1996, 2000, 2007, and 2010.

Università Roma Tre, Rome, Italy, Course in Political Sciences, Visiting Professor, May 2015.

IMT Institute for Advanced Study, Lucca, Italy, Visiting Professor, May 2014.

Aix-Marseille Université, Aix-en-Provence, France, Visiting Professor, Fall 2007, Summer 2010, 2012.

Mercatus Institute, Arlington, VA, Visiting Scholar, Summer 2006.

Yale University, Law School, Research Fellow in Civil Liability, Spring 1984.

University of Chicago, Law School, Research Fellow in Law and Economics, Winter and Spring 1981.

ADMINISTRATION POSITIONS

Director, Program on the Foundations of the Market Economy, Department of Economics, NYU, 2001-present.

Co-Director, Classical Liberal Institute, New York University School of Law, 2013-present.

Chair and Organizer, Weekly Colloquium on Market Institutions and Economic Processes, NYU Department of Economics, 1986 – present.

Director of Graduate Studies, Department of Economics, New York University, 1988-1990.

BOOKS

Escaping Paternalism: Rationality, Behavioral Economics, and Public Policy, with Glen Whitman (Cambridge University Press, 2020).

Austrian Economics Re-examined: The Economics of Time and Ignorance, with Gerald O'Driscoll, (Routledge, 2016).

The Economics of Time and Ignorance, with Gerald P. O'Driscoll, Jr., 2nd edition (London: Routledge, 1996). Translated into Japanese, Italian and Spanish.

The Economics of Time and Ignorance, with Gerald P. O'Driscoll (Oxford and New York: Basil Blackwell, 1985).

Edited Books

Economic Approaches to Law: Austrian Law and Economics, two volumes, (Edward Elgar, 2011).

Profits and Morality, coedited with Robin. Cowan (Chicago: University of Chicago Press, 1995).

Time, Uncertainty and Disequilibrium: Exploration of Austrian Themes (Lexington, MA: D.C. Heath, 1979).

FORTHCOMING ARTICLES

“Old Chicago versus Static Welfare Economics,” with Malte Dold, *Journal of Legal Studies* (2021).

“Knightian Uncertainty: Through a Jamesian Window,” with Malte Dold, *Cambridge Journal of Economics* (2021).

PUBLISHED ARTICLES

“Abstract Rules for Complex Systems” *European Journal of Law and Economics*, Vol. 51 (2021).

“Are General Inflexible Rules Unstable? An Examination of David Hume’s Jurisprudence.” *Journal of Economic Behavior and Organization* Vol. 182 (2020) p. 29 – 38.

“The Impartial Spectator and the Strictness of Rules” *The Adam Smith Review* Vol. 12 (2020) p. 278 – 289.

"Can a Contractarian be a Paternalist? The Logic of James M. Buchanan's System" *Public Choice* Vol. 183 Iss. 3 (2020) p. 495 – 507 (with Malte Dold).

“Inconsistency is not Pathological: A Pragmatic Perspective.” *Mind & Society: Cognitive Studies in Economics and Social Sciences*, Vol. 18 (2019) p. 77 – 95.

“Rationality as a Process,” with Glen Whitman, *Review of Behavioral Economics* 5.3-4 (2018): 201-219.

“Rationality – What? Misconceptions of Neoclassical and Behavioral Economics,” in Todd Henderson, ed., *Cambridge Handbook of Classical Liberalism* (Cambridge University Press, 2018).

“Austrian Perspectives in Law and Economics,” with Shruti Rajagopalan, in Francesco Parisi, ed., *Oxford Handbook of Law and Economics* (Oxford University Press, 2017).

“Austrian Law and Economics,” with Shruti Rajagopalan, in Alain Marciano and Giovanni Battista Ravello, eds., *Encyclopedia of Law and Economics* (Springer, 2017).

“Hayek and the Rationality of Individual Choice,” in V.Storr, C.Coyne and P. Boettke, eds., *Revisiting Hayek's Political Economy* (Emerald, 2016).

“Behavioral Economics and Deficient Willpower: Searching for Akrasia.” *Georgetown University Journal Law & Public Policy* 14 (2016): 789-806.

“Abstract Morality for an Abstract Order: Liberalism’s Difficult Problem.” *Supreme Court Economic Review* 23.1 (2016): 7-34.

“The problematic welfare standards of behavioral paternalism,” with Glen Whitman, *Review of Philosophy and Psychology* 6.3 (2015): 409-425.

“The Problem of Rationality: Austrian Economics between Classical Behaviorism and Behavioral Economics,” *Oxford Handbook of Austrian Economics* (Oxford, 2015).

“James M. Buchanan: Through an Austrian Window,” *The Review of Austrian Economics* 27.2 (2014): 135-145.

"Foundations of the economics of time and ignorance," *The Review of Austrian Economics* 26.1, (2013): 45-52.

“Introduction: Survey of Austrian Law and Economics,” in Richard Posner and Francesco Parisi, General Editors, *Economic Approaches to Law: Austrian Law and Economics*, two volumes (Edward Elgar, 2011).

“The Knowledge Problem of New Paternalism,” with Glen Whitman, *Brigham Young University Law Review*, 2009.4 (2009): 905-968.

“Little Brother is Watching You: New Paternalism on the Slippery Slopes,” with Glen Whitman, *University of Arizona Law Review* 51.3 (2009): 685-740

“Austrian Economics: Current Perspectives,” *The New Palgrave Dictionary of Economics*, (online 2009).

“Justice versus Benevolence: A Modern Humean View,” *University of Minnesota Journal of Law, Science and Technology* 9.2 (2008): 883-898.

“Paternalist Slopes,” with Glen Whitman, *NYU Journal of Law and Liberty* 2.3 (2007): 411-443.

“The Problem of ‘Moral Dirigisme’: A New Argument Against Moralistic Legislation,” *NYU Journal of Law and Liberty* 1.2 (2005): 790-844.

“The Camel’s Nose is in the Tent: Rules, Theories and Slippery Slopes,” with Glen Whitman, *UCLA Law Review* 51.2 (2003): 539-592.

“Which Kind of Legal Order: Logical Coherence and Praxeological Coherence,” *Journal des Economistes et des Etudes Humaines* 9.4 (1999): 1-14.

“The Coming Slavery: The Determinism of Herbert Spencer,” *Review of Austrian Economics* 12.2 (1999): 115-130.

“The Genetic-Causal Tradition and Modern Economic Theory,” with Robin Cowan, *Kyklos* 49.3 (1996): 273-317.

“Time and Ignorance After Ten Years” in *The Economics of Time and Ignorance* (London: Routledge, 1996).

“Fundamental Issues in the Justification of Profits,” in *Profits and Morality*, coedited with R. Cowan (Chicago: University of Chicago Press, 1995).

“Hayek’s Four Tendencies Toward Equilibrium,” *Cultural Dynamics* 3.1, Symposium Issue on the Work of F.A. Hayek (1990): 12-31.

“An Economic Framework for Statutory Interpretation,” with Frank Arnold, *Law and Contemporary Problems* 50.4, Special Symposium Issue, “Economists on the Beach” (Autumn, 1987): 165-180.

“Fundamentals of Causation,” *Chicago-Kent Law Review* 63.3, Symposium Issue on Causation in the Law of Torts (1987): 397-406.

“Causal Apportionment: Reply to the Critics,” with Frank S. Arnold, *Journal of Legal Studies* 15 (January 1986): 219-226.

“Subjectivism, Uncertainty and Rules,” with Gerald O’Driscoll, in Israel M. Kirzner, ed., *Subjectivism, Intelligibility and Economic Understanding* (New York: New York University Press, 1986).

“Rules versus Cost-Benefit Analysis in the Common Law,” *Cato Journal* 4.3 (Winter 1985): 865-884.

“The Economics of Termination of Parental Rights: Santosky v. Kramer,” *Supreme Court Economic Review* 2 (1983): 277-310.

“Mises and Lakatos: A Reformulation of Economic Methodology,” in Israel M. Kirzner, ed., *Method, Process and Austrian Economics: Essays in Honor of Ludwig von Mises* (Lexington, MA: D.C. Heath, 1982).

“The Economic Loss Problem: A Comment on Bishop,” *Oxford Journal of Legal Studies* 2.2 (1982): 197-206

“A Theory of Economic Loss in the Law of Torts,” *Journal of Legal Studies* 11 (June, 1982): 281-310.

“The Imputation Theory of Proximate Cause: An Economic Framework,” *Georgia Law Review* 15.4, Special Issue on Modern Tort Law (Summer, 1981): 1007-1038.

“Causal Apportionment in the Law of Torts: An Economic Theory,” with Frank S. Arnold, *Columbia Law Review* 80.7 (November, 1980): 1399-1421.

“The Mirage of Efficiency,” *Hofstra Law Review* 8.3, Special Issue on Efficiency as a Legal Concern (Spring 1980): 641-658.

“Law Amid Flux: The Economics of Negligence and Strict Liability in Tort,” *Journal of Legal Studies* 9.2 (March, 1980): 291-318.

“Can There Be a Principle of Explanation in Common Law Decisions? A Comment on Priest,” *Journal of Legal Studies* 9.2 (March, 1980): 423-427

“Economic Costs, Moral Costs or Retributive Justice: The Rationale of Criminal Law,” in Charles M. Gray, ed., *The Cost of Crime* (Sage Publications 1979).

“Disequilibrium and All That,” in Mario Rizzo, ed., *Time, Uncertainty and Disequilibrium: Exploration of Austrian Themes* (Lexington, MA: D.C. Heath, 1979).

“Uncertainty, Subjectivity and the Economic Analysis of Law,” *Ibid.*

“The Effect of Crime on Residential Rents and Property Values,” *American Economist* 23 (1979): 16-21.

“The Cost of Crime to Victims: An Empirical Analysis,” *Journal of Legal Studies* 8.1 (January 1979): 177-205.

“Praxeology and Econometrics: A Critique of Positivist Economics,” in Louis M. Spadaro, ed., *Austrian Economics: New Directions and Unresolved Questions* (Kansas City: Sheed, Andrews and McMeel 1978).

“Time Preference, Situational Determinism and Crime,” in Randy Barnett and John Hagel, III eds., *Assessing the Criminal: Restitution, Retribution and the Legal Process* (Cambridge: Ballinger Books 1977).

POPULAR PUBLICATIONS

“Trust Us: Paternalism’s Newest Advocates Say They Know What You Want, Really”, *Forbes*, June 18, 2007.

“Should Policies Nudge People to Make Certain Choices?” *Wall Street Journal* Econoblog, Debate with Richard Thaler (Chicago). May 25, 2007.

FOREWORDS

“Foreword” to Ronald A. Hamowy, *The Political Sociology of Freedom: Adam Ferguson and F.A. Hayek* (Edward Elgar 2005).

“Introduction” to Richard A. Epstein, *A Theory of Strict Liability: Toward a Reformulation of Tort Law* (Cato Institute 1980).

BOOK REVIEWS

“Uniqueness, Complementarity and Tension: A Review of Israel Kirzner, ed., Classics in Austrian Economics” in *Advances in Austrian Economics* 3 (1996): 207-212.

“Austrian Economics in America: The Migration of a Tradition” by Karen Vaughn (Cambridge University Press) in *Journal of Economic Literature* 33.4 (1995): 1974.

“Intention, Plans and Practical Reason” by Michael Bratman (Harvard University Press) in *Cultural Dynamics* 2.2 (1989): 258-261.

ADDITIONAL EDITORSHIP

Special Co-Editor, *Review of Behavioral Economics* 5.3-4 (2018).

Special Co-Editor, *Supreme Court Economic Review* 23.1 (2016)

Special Editor, *Journal des Economistes et des Etudes Humaines* 12.1-2). Two Issues on the work of Israel M. Kirzner. Published at the University of Aix-Marseille III (2002).

Chicago-Kent Law Review 63.3, Symposium Issue on “Causation in the Law of Torts” (1987). Contributors included Jules Coleman, Robert Cooter, Richard Epstein and Mark Kelman.

Journal of Legal Studies 9.2, Special Symposium Issue on “Change in the Common Law: Legal and Economic Perspectives” (March, 1980). I commissioned, compiled and submitted for publication all of the articles in this issue. Published by the University of Chicago Press for the University of Chicago School of Law.

SERIES EDITORSHIP

“Foundations of the Market Economy,” Routledge, Ltd. (London and New York). With Lawrence H. White. Thirty three books published. Series active.

“The Political Economy of the Austrian School,” New York University Press. Four books published. Series closed.

EDITORIAL BOARDS

Board of Editors, Behavioural Public Policy (Cambridge Press).

Associate Editor, *Review of Austrian Economics* (Springer Press).

Associate Editor, *Journal des Economistes et des Etudes Humaines*.

AWARDS

Thomas S. Szasz Award for Outstanding Contributions to the Cause of Civil Liberties for 2020 (for the book *Escaping Paternalism*)

RECENT LECTURES AND CONFERENCE PRESENTATIONS

2020 Allied Social Sciences Association, San Diego, California; Brown University.

2019 King's College, London; Southern Economic Association, Ft. Lauderdale, FL; International Network of Economic Methodologists, Helsinki, Finland; Association of Private Enterprise Education, The Bahamas; History of Economic Thought Association, Columbia University.

2018 Southern Economic Association, Washington, D.C.; Institute for New Economic Thinking (INET), New York, NY; International Network of Economic Methodologists (INEM), Lyon, France; European Erasmus Program in Law and Economics, Aix-Marseille Université; Institute for Economic Policy, Universität Leipzig; University of Chicago Law School; Behavioral Economics and New Paternalism Conference, NYU Law School.

2017 Bruno Leoni Institute of Milan, Arlington, VA; International Network of Economic Methodologists (INEM), San Sebastián, Spain; Adam Smith Society Conference, University of Palermo, Palermo, Italy.

2016 Southern Economic Association, Washington, DC; International Association for Research in Economic Psychology (IAREP), Wageningen, Netherlands; European Erasmus Program in Law and Economics, Aix-Marseille Université; Future of Liberalism Conference, University of Chicago Law School; CEVRO Institute, Prague, Czech Republic.

2015 Ethics of Nudging Conference, Georgetown University Graduate School of Business; Mini course: History of Liberalism, Principles of Spontaneous Order and Social Toleration, Università Roma Tre; The Ends of Capitalism Conference, NYU Law School.

2014 Conference on Economics and Psychology in Historical Perspective, Université Paris 1, Maison des Sciences Économiques; European Association of Law and Economics, Aix-en-Provence, Keynote Address; IMT Institute for Advanced Studies, Lucca, Italy; Università Roma Tre, Political Science Department; Allied Social Sciences Association, Philadelphia, PA.

2013 Southern Economic Association, Tampa, FL; Atlas Conference, Roundtable on Financial Crisis, New York, NY; King's College, London, UK.

About two hundred additional talks at major universities and conferences in the United States and Europe.

RECENT CONFERENCE AND SYMPOSIUM ORGANIZATION

“The Political Economy of Public Health”, NYU, Foundations of Market Economy Program, February 2021

“David Hume and Economic Rationality”, NYU, Foundations of Market Economy Program, October 2019.

“Frank H. Knight’s Social and Economic Thought”, Liberty Fund, January 2020

“Behavioral Economics and the New Paternalism, NYU Law School, April 2018

“The Ends of Capitalism” NYU Law School, November 2015.

“Hume, Bentham and the Economic Analysis of the Common Law,” Liberty Fund Colloquium, Boston, MA, April 2006.

“Herbert Spencer: The Evolution of Society and Implications for Liberty,” Liberty Fund Colloquium, Boston, MA, November 2003.

“Slippery Slopes and the Movement away from Liberty,” Liberty Fund Colloquium, Arlington, Virginia, November, 2002.

Fifteen additional conferences or symposia organized between 1977 and 1991.

RESEARCH GRANTS (PARTIAL LIST)

Funding from the Charles M. Koch Foundation (with David Harper) - includes funds for MA fellowships (2018-present).

Funding from the Bradley Foundation (2001-present).

Additional past funding from Sarah Scaife Foundation, Earhart Foundation, Smith-Richardson Foundation, Fred C. Koch Foundation, Pfizer, Inc., Chase Bank, Inc., and others.