

March 2015

Office: 14516 Edgewater Lane NE
Seattle, WA 98155
Phone (206) 313-2930
(206) 462-5555
Email k.b.leffler@gmail.com

Education: University of Alaska Anchorage
California State University Northridge
B.A. 1972 Economics
University of California Los Angeles
M.A. 1974 Economics
Ph.D. 1977 Economics

Academic Appointment: Emeritus Associate Professor of Economics
University of Washington

PAPERS, PUBLICATIONS, REPORTS AND PRESENTATIONS:

"Competitive Injury and Damages Under Robinson Patman: Morton Salt and Statistical Analysis," with Ted Tados, forthcoming, Antitrust Bulletin 2015.

"Bringing Market Discipline to Pharmaceutical Product Reformulations" with Steve Shadowen and Joe Lukens, The International Review of Intellectual Property and Competition Law, 2011.

"The Role of Transactions in the Choice of Sales Units: Per Pound or By the Unit in Produce Pricing," with Randy Rucker, working paper 2011. Presented at Conference Honoring Yoram Barzel, University of Washington; Montana State University Economics Seminar; North Carolina State University Economics Seminar; University of Montana Economics Seminar.

"Anticompetitive Pharmaceutical Product Changes: A Roadmap for Empirical Analysis," with Steve Shadowen, Rutgers Law Review, 2010.

"The Choice among Sales Procedures: Auction v. Negotiated Sales of Private Timber," with Randy Rucker, MSU Working Paper, <http://faculty.washington.edu/kleffler/Auction%20v20Negotiation.doc>,. 2009.

“Washington State 2007-2008 Gas Price Study Final Report,” Office of the Attorney General, [http://www.atg.wa.gov/uploadedFiles/Another/Safeguarding_Consumers/Antitrust/Unfair Trade Practices/Gas Prices/41708gasstudy.pdf](http://www.atg.wa.gov/uploadedFiles/Another/Safeguarding_Consumers/Antitrust/Unfair_Trade_Practices/Gas_Prices/41708gasstudy.pdf), April 2008

“2007 Gas Price Study: Phase I Fact Finding,” Office of the Attorney General, [http://www.atg.wa.gov/uploadedFiles/Another/Safeguarding_Consumers/Antitrust/Unfair Trade Practices/Gas Prices/2007%20Gas%20Price%20Study%20-%20phase%20I.pdf](http://www.atg.wa.gov/uploadedFiles/Another/Safeguarding_Consumers/Antitrust/Unfair_Trade_Practices/Gas_Prices/2007%20Gas%20Price%20Study%20-%20phase%20I.pdf), October 2007

“Analysis of the Spring-Summer 2005 Gasoline Price Spike,” (with Peter Ashton and the staff of the Florida AG), State of Florida, Office of the Attorney General, June 2005.

“Efficiency Trade-Offs in Patent Litigation Settlements: Analysis Gone Astray?” The Use of Invalid Patents to Create Collusive Profits,” (with Cris Leffler), USF Law Journal, presented at USF School of Law Conference on Antitrust Law and Patent Rights, November 2004,

“Patent Litigation Settlements: Payments by the Patent Holder Are Anticompetitive and Should Be *Per Se* Illegal,” (with Cris Leffler), Research in Law and Economics, 2004.

“The Probabilistic Nature of Patent Rights,” (with Cris Leffler), Antitrust, Summer 2003.

“Want to Pay a Competitor to Exit the Market? Settle a Patent Infringement Case.” (with Cris Leffler), ABA Economics Committee Newsletter, 2002.

“The Economics of Presale Measurement: An Analysis of Presale Measurement in Competitive Timber Auctions,” (with R. Rucker and I. Munn), Journal of Law, Economics and Organization, Spring 2000, presented to the Western Economic Association, June 1998.

“Size Matters: The Economics of Produce Pricing,” (with Randy Rucker), June 2000, presented to the Western Economics Association, June 2000; presented at Conference in Honor of Yoram Barzel December 2001.

“Preliminary Report to the Attorney General Regarding California Gasoline Prices,” Report to the California Attorney General, (with Barry Pulliam), November, 1999.

“Vertical Restraints After State Oil v. Khan,” Washington State Bar Antitrust Newsletter, 1998

“Analysis of Gasoline Pricing in Arizona,” Report to the Arizona Attorney General’s Office, 1998.

“The Competitive Impacts of ATM Surcharges,” presented to the Washington State House and Senate Committees on Financial Institutions, 1997.

"Exclusive Dealing as a Facilitating Practice in Coordinated Oligopolistic Pricing," presented to the National Association of State Attorney Generals and the Antitrust Section of the Washington State Bar Association, 1996.

"Competition in Gasoline Markets," presented to the Washington State Senate Law and Justice Committee, 1994.

"The Use of Economics in Antitrust Proceedings", 1993, presented to the Antitrust Division of the Washington State Bar.

Information and Pharmaceutical Advertising", 1993, presented at the University of California Los Angeles.

"The Price Effects of Entry When Information Is Costly," 1992, presented at the University of Arizona.

"Private actions and Proof of Damages in Secondary Line Cases - The Texaco v. Hasbrouck Case," (with R. Whaley), Antitrust Law Journal volume 59, 1991.

"Transactions Costs and Economic Organization: A Study of Timber Harvesting Contracts," (with R. Rucker), Journal of Political Economy, October 1991, presented at Clemson University, the University of Chicago and Simon Fraser University, reprinted in various collections.

"Prescription Drug Prices and Generic Entry: Bias in Measured Inflation," presented to the Conference on Pharmaceutical Economics, 1991.

"Regulating Gasoline Margins by Sector," testimony before the Washington State Senate Law and Justice Committee, 1991.

"Did the Federal Trade Commission's Advertising Substantiation Program Promote More Credible Advertising?" (with R Sauer), American Economic Review, March 1990.

"The Impact of the Iraqi Invasion on Gasoline Prices," presented on The Compton Report, 1990.

"Franchising Contracts and the Protection of Information," 1989, presented to the Marketing Department, University of Washington.

"Multigood Pricing and Tie-In Sales," 1989, presented at North Carolina State University.

"The Impact of the Exxon Valdez Spill on Gasoline Prices," 1989, Report for the Attorney Generals of Washington, Oregon and Idaho.

"Revenue from Public Natural Resource Sales: A Study of Timber Harvest Incentives", (with R. Rucker), Review of Economics and Statistics, May 1988.

"Quality Assurance in Retail Markets through Resale Price Maintenance," 1988, presented at the Department of Justice.

"Resale Price Maintenance and Retail Shelf Space Competition," 1987, presented at Washington University, St Louis.

"An Analysis of the Theory of Entry Deterrence," 1987, presented to the Antitrust Section of the Washington State Bar.

"An Analysis of Gasoline Prices at Company Owned and Independently Owned Branded Stations," 1987, Report for the Washington State Legislature.

"Geographic Market Share: An Economist's Perspective of A Legal Quagmire," 1986, presented at the American Bar Association Meetings, San Francisco.

"Towards a Reasonable Rule of Reason," Journal of Law and Economics, May 1985, presented at the Hoover Institute, Stanford University.

"The Effects of the Advertising Substantiation Program on Advertising Agencies," (with R Sauer), in Regulation and Consumer Protection, presented to the Federal Trade Commission 1985.

"Analysis of the Alaska Pulp Company Antitrust Case," 1985, presented to the National Association of Attorney Generals.

"Arizona v. Maricopa County Medical Society: Maximum Price Agreements in Markets with Insured Buyers," Supreme Court Economic Review, 1983.

"Economic and Legal Analysis of Medical Ethics: The Case of Restrictions on Interprofessional Association," Law and Human Behavior, September 1983.

"Ambiguous Changes in Product Quality," American Economic Review, December 1982, presented at the American Economic Association, the University of Chicago, and Ohio State University.

"The Prohibition of Billboard Advertising: An Economic Analysis of Metromedia," Supreme Court Economic Review, 1982.

"Review of Regulating the Professions," editors Blair and Rubin, Journal of Political Economy, January 1982.

"The Role of Market Forces in Assuring Contractual Performance," (with B. Klein), *Journal of Political Economy*, January 1982, presented at the University of Rochester, the University of Chicago and the University of California at Los Angeles, reprinted in various collections.

"Student Discount Rates, Consumption Loans and Subsidies to Professional Training, (with C. Lindsay), *Journal of Human Resources*, Summer 1981.

"Persuasion or Information? The Economics of Prescription Drug Advertising," *The Journal of Law and Economics*, April 1981, presented to the Western Economics Association.

"A Simple Model of Competitive Industry Equilibrium in New Product Research and Development," *Economic Inquiry*, January 1981.

"The Ignored Issue in Economic Analysis of Minimum Wages," in *The Economics of Legal Minimum Wages*, 1981, presented to the American Enterprise Institute.

"Markets for Medical Care and Medical Education: An Integrated Long Run Structural Approach," (with C. Lindsay), *Journal of Human Resources*, Winter 1981, presented to the Southern Economics Association.

"Why Does Advertising Increase Demand?" presented to the American Advertising Association, 1980.

"The Economics of Product Positioning", *Journal of Business*, August 1980, presented to Conference of Economics in Marketing, University of Rochester.

"Markets, Quality Uncertainty, and Professional Licensure," in *Occupational Licensure and Regulation*, 1980, presented to the American Enterprise Institute.

"The Competitive Effects of Advertising," *Advertising Age*, November 1980.

"Signaling: Efficiency and Equilibrium," (with J. Long and T. Russell), *Economic Letters*, Summer 1979.

"How Do Human Capital Investors Form Earnings Expectations?" (with C. Lindsay), *Southern Economic Journal*, October 1979.

"Do Physicians Create Demand?", *Patient Care*, May 1979.

"Doctors' Fees and Health Care Costs," guest editorial, *The Wall Street Journal*, February 2, 1979.

"Minimum Wages, Welfare and Wealth Transfers to the Poor," *Journal of Law and Economics*, October 1978.

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.