

**MARK A. GLICK**

**EMPLOYMENT**

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1985 - Present          Professor of Economics

**EDUCATION**

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Columbia University School of Law, J.D., 1990 (Center for Law and Economics Fellowship)

New School for Social Research (Economics), Ph.D., 1985

University of California, Los Angeles, M.A., 1982

University of California, Los Angeles. B.A., 1978 (*summa cum laude*) (Phi Beta Kappa)

**PROFESSIONAL CREDENTIALS**

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New York State Bar Association

Utah State Bar Association

Authorized to practice in the United States District Court for the District of Utah

**PROFESSIONAL MEMBERSHIPS**

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American Bar Association  
Antitrust Section

Utah State Bar Association  
Antitrust Section

American Economic Association

## ARTICLES

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*The New Brandeis Movement*, Palgrave Economic Dictionary, Forthcoming

*Antitrust's Right Turn in the 1970s*, Journal of Legal Political Economy, Forthcoming

*The Efficiency Rebuttal in the New Merger Guidelines: Any Basis in Law or Economics?* 38 Antitrust 5 (2024)

*Law and Economics Fallacies*, 24 Houston Business and Tax Law Journal 1 (2024)

*Why Economists Should support Populist Antitrust Goals*, 2023 Utah Law Review 769 (2023)

*Breaking up Consumer Welfare's Monopoly*, 56 Suffolk University Law Review 203 (2023)

*Make Potential Competition Great Again*, The Antitrust Chronical, (February 2022)

*Big Tech's Buying Spree and the Failed Ideology of Competition Law*, 72 HASTINGS LAW REV., (2021)

*Antitrust and Economic History: The Historic Failure of the Chicago School of Antitrust*, THE ANTITRUST BULLETIN, Vol. 64, 2019

*How Chicago Economics Distorts Consumer Welfare in Antitrust*, THE ANTITRUST BULLETIN, Vol. 64, 2019

*"The Unsound Theory Behind the Consumer (and Total) Welfare Goal in Antitrust,"* THE ANTITRUST BULLETIN, Vol. 63, 2018

*"The "Book of Wisdom" Contains Little Wisdom and Creates Significant Risk of Bias,"* FEDERAL CIRCUIT BAR JOURNAL, Vol. 27, 2017-2018

*The Economics of Reasonable Royalty Damages: The Limited Proper Role of the So-called 'Analytical Method';* JOHN MARSHALL LAW REVIEW, Vol. 49, 2016

*Property Value Impacts from Easements, Right-of-Way, Transmission Lines, Sub-Transmission Lines, and Substations: A Large Sample Hedonic Analysis*, submitted, THE APPRAISAL JOURNAL, November 2015

*Towards a More Reasoned Application of the Robinson-Patman Act: A Holistic View Incorporating Principles of Law and Economics in Light of Congressional Intent*, THE ANTITRUST BULLETIN, Vol. 60, 2015

*How Does Page Rank Affect User Choice in Online Search*, REVIEW OF INDUSTRIAL ORGANIZATION, Vol. 45, 2014

*Lost Profits in Trademark and Copyright Cases*, in Nancy Fannon & Jonathan Dunitz, *The Comprehensive Guide to Lost Profits and Other Commercial Damages*, BVR Press (2014)

*The Economics and Perplexing Utah Law of Prejudgment Interest*, UTAH LAW REVIEW, Vol. 2013, 2013

*Good Riddance to Market Definition*, THE ANTITRUST BULLETIN: Vol. 57, 2012

*Comments on Market Definition Articles*, THE ANTITRUST BULLETIN, Vol. 57, 2012

*Damages Resulting from a Lost Opportunity: The Proper Damage Date in Utah Contract and Tort Cases*, Utah Bar Journal, July/August 2010.

*Market Definition and Concentration: One Size Doesn't Fit All*, The Antitrust Bulletin, Summer 2007.

The Utah Supreme Court's Opinion in *Summit Water v. Summit County*, Utah Bar Journal, Sept/Oct. 2006.

How to Value a Lost Opportunity: A Real Options Approach, *George Mason Law Rev.*, Summer 2003.

The Law and Economics of Post-Employment Covenants: A Unified Framework, *George Mason Law Review*, April/May 2003.

Measuring Damages in a Private Plaintiff Robinson-Patman Case: Applying Economics to Relieve the Pain of *J. Truett Payne*, *Antitrust Bulletin*, Spring 2003

Why do Proprietary Aftermarkets Benefit Consumers, *Antitrust Law Journal*, July 1999

The History of Competition Policy as Economic History, *The Antitrust Bulletin*, Summer 1997

The Resurgence of Federalism: The Case for Tax Exempt Bonds, *Texas Journal of Law and Politics*, Vol. 1, No. 1, Spring 1997

Cutting Edge Antitrust Issues Involving Utah Companies, *Utah Bar Journal*, Vol. 11, No. 7, September 1998

The Law and Economics of Patent Infringement Damages, *Utah Bar Journal*, Vol. 10, No. 2, March 1997

Mergers in Western Coal Markets: Conforming antitrust analysis to the New Reality, *West Virginia Law Rev.*, Vol 99, No. 3, 1997

Importing the Merger Guidelines market Test in Section 2 Cases: Potential Benefits and Limitations, *The Antitrust Bulletin*, Spring 1997

Market share and Market Power in Merger and Monopolization Cases, *Journal of Managerial and Decision Economics*, Vol. 17, 1996.

Healthcare Provider Refusals to Deal Under Eastman Kodak Co. v. Image Technical Services, Utah Law Review, Vol. 1995, No. 2.

Is Monopoly Rent Seeking Compatible with Wealth Maximization, BYU Law Review, Vol. 1994, No. 3.

Classical Competition and the Compatibility of Market Power with Uniform Rates of Profit, Rev. of Rad. Pol. Econ. Fall 1994

The Rise of the Rate of Profit During World War II, Rev. of Econ and Stat., Vol. 65, No. 2, May 1993.

An Introduction to the Antitrust Law of International Mergers, M&A Review, Vol. 5, No. 4, April 1991.

The Regulation School: Theory and History, New Left Review, Aug. 1991.

Mergers and Acquisition in the Age of Wallstreet: An Assessment, New York Law Rev., Vol 35, No. 4, 1990

Classical and Neoclassical Elements in Industrial Organization, Eastern Economic Journal, Vol. 16, No. 3, 1990.

Long Run Equilibrium in the Empirical Study of Monopoly and Competition, Economic Inquiry, Vol. 28, No. 1, 1990.

Profit Rate Equalization in the U.S. and Europe: An Economic Investigation, European Journal of Political Economy, Vol. 4, No. 22 1988.

Structural Change in Profit Rate Differentials: The Post World War II U.S. Economy, British Journal of Economic Issues, Vol. 10, No. 22, Spring 1988

The Rate of Profit in the United States: From the Turn of the Century to the Nineteen Eighties, Cambridge Journal of Economics, Vol. 11, No. 4, 1987.

The Transformation Problem: An Obituary, Australian Economic Papers, December 1987.

## **BOOKS**

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*Intellectual Property Damages: Guidelines and Analysis*, Mark A. Glick, Lara A. Reyman, Richard Hoffman, John Wiley and Sons, Inc. 2003

## **CONFERENCE AND SEMINAR PRESENTATIONS (last ten years)**

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*The New Merger Guidelines*, University of Utah Conference on the Merger Guidelines, October 2023

*Fallacies in the Consumer Welfare Standard*, Conference, The New Roaring Twenties: The Progressive Agenda for Antitrust and Consumer Protection Law. University of Utah, October 2022.

*The Consumer Welfare Standard*, Conference: A New Antitrust?, University of Utah, October 2018

*Law and Economics of Vertical Integration*, Utah State Bar Convention, Sun Valley, Idaho, July 2012

*Utah Law and the Proper Damage Date*, Federal Bar Association, Park City, Utah, August 2010

## **JOURNAL REFEREE**

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Antitrust Bulletin (Economics Editor)

Journal of Forensic Economics

Journal of the Licensing Executive Society