Theoretical Inquiries in Law

Volume 22, Number 2, July 2021

Editorial Board

Editor in Chief: Yishai Blank

Guest Editors: Tamar Kricheli-Katz

Ariel Porat

Executive Editor: Jasmin Wennersbusch

Junior Editors: Maya Hay

Nir Kremerman

Or Shua

Assistant Editors: Alma Gilboa-Schechtman

Amihai Gotlieb Amir Marom Aviv Shimshi Dana Karasik Eden Kravitz Mais Abdallah Mor Pnini

Narda Vasquez Arancibia

Ori Chaim Yaniv

Ott Arava Shani Tsur

Valeria Hidalgo Lev Yosef Brander

Yotam Reis

Managing Editor: Sharon Vered Shaked

ISSN 1565-1509

(C)

Copyright 2021 by Theoretical Inquiries in Law
The Cegla Center for Interdisciplinary Research of the Law
The Buchmann Faculty of Law, Tel Aviv University
Printed in Israel
By Elinir

THEORETICAL INQUIRIES IN LAW is a biannual English-language law journal published by the Cegla Center for Interdisciplinary Research of the Law at the Buchmann Faculty of Law, Tel Aviv University. The journal specializes in the application to legal problems of insights developed in other disciplines, such as moral and political theory, epistemology, history, cultural studies, social sciences, economics and game theory, probability theory, and cognitive psychology. The range of issues dealt with by the journal is virtually unlimited, in line with its commitment to the cross-disciplinary cultivation of ideas. Contributors to the journal are distinguished legal scholars working in different "law and . . ." areas. The journal also strives to offer a forum for contributions to legal theory by scholars working in disciplines outside of law.

The previous issues of the journal have been devoted to the following topics: Restitution and Unjust Enrichment; Judgment in the Shadow of the Holocaust; Contemporary Legal Scholarship: Achievements and Prospects: Protecting Investors in a Global Economy; Economic Analysis of Constitutional Law; Negligence in the Law (Parts 1 & 2); Writing Legal History; Liberty, Equality, Security; The Palestinian Refugees and the Right of Return: Theoretical Perspectives; The Role and Limits of Legal Regulation of Conflicts of Interest (Parts 1 & 2); The Excessive Use of Force; Personal Bankruptcy in the 21st Century: Emerging Trends and New Challenges: Critical Modernities: Politics and Law Beyond the Liberal Imagination; Why Citizenship?; Moral and Legal Luck; Legal Pluralism, Privatization of Law and Multiculturalism; Community and Property; Histories of Legal Transplantations; Money Matters: The Law, Economics, and Politics of Currency; Comparative Tax Law and Culture; Copyright Culture, Copyright History; Rights and Obligations in the Contemporary Family: Retheorizing Individualism, Families and the State: Back to the State? Government Investment in Corporations and Reregulation; International Courts and the Ouest for Legitimacy; Public and Private, Beyond Distinctions?; New Approaches for a Safer and Healthier Society; Sovereignty as Trusteeship for Humanity: Historical Antecedents and Their Impact on International Law; Labor Organizing the Law; The Constitution of Information: From Gutenberg to Snowden; Law, Economy and Inequality; Sovereignty and Property; Fifty Years of Class Actions – A Global Perspective; The Tragedy of the Commons at 50: Context, Precedents, and Afterlife; The Problem of Theorizing Privacy; Freedom, Choice & Contracts; Elder Law and its Discontents; Historical Justice in the Israeli-Palestinian Context; Legal Discontinuity.

Forthcoming issues will include: The Global Law Market: New Frontiers for Economic and Empirical Analysis of Private International Law; Bilateral Labor Agreements; Private Law Meets the Law of Work.

An online version of the journal, as well as comments on articles published in the journal, are available in the *Theoretical Inquiries in Law* website (http://en-law.tau. ac.il/til). All articles are also indexed and available on HeinOnline, LegalTrac, LexisNexis, and Westlaw.

Contact Information: Theoretical Inquiries in Law, The Cegla Center for Interdisciplinary Research of the Law, The Buchmann Faculty of Law, Tel Aviv 6997801, Israel. Tel.: 972-3-6406697; fax: 972-3-6405849; email: cegla@tauex.tau.ac.il.

Theoretical Inquiries in Law

Volume 22, Number 2, July 2021

How Law Changes What You Want: Positive and Normative Effects of Law on Values and Preferences

In honor of Professor Robert Cooter

Contents

	Introduction	i	
Saul Levmore	Addictive Law		
Tamar Kricheli-Katz	Framed by the Law: Experimental Evidence for the Effects of the Salience of the Law on Preferences		
Jonathan S. Masur	Moral Norms, Adaptive Preferences, and Hedonic Psychology		
Avani Mehta Sood	What's So Special About General Verdicts? Questioning the Preferred Verdict Format in American Criminal Jury Trials	55	
Yuval Feldman and Yotam Kaplan	Preference Change and Behavioral Ethics: Can States Create Ethical People?	85	
Paul M. Schwartz	The Data Privacy Law of Brexit: Theories of Preference Change	111	
Michael D. Gilbert and Andrew T. Hayashi	Do Good Citizens Need Good Laws? Economics and the Expressive Function	153	
Jennifer Arlen and Lewis A. Kornhauser	Does the Law Change Preferences?	175	
Ariel Porat	Changing People's Preferences by the State and the Law	215	
Adam Chilton and Katerina Linos	Preferences and Compliance with International Law	247	
Roy Kreitner	Anti-preferences	299	
Stephen D. Sugarman	Influencing the Preferences of Children through Legal Impacts on Parenting Style	329	