

---

# Contents

---

	Acknowledgments	ix
	<b>Introduction</b>	1
	Daniel P. Kessler	
1.	<b>Regulation (Agencies) versus Litigation (Courts): An Analytical Framework</b>	11
	Richard A. Posner	
2.	<b>Efficient Regulation</b>	27
	Andrei Shleifer	
3.	<b>The Trouble with Cases</b>	45
	Frederick Schauer and Richard Zeckhauser	
4.	<b>Tobacco Regulation through Litigation: The Master Settlement Agreement</b>	71
	W. Kip Viscusi and Joni Hersch	
5.	<b>Gun Control after <i>Heller</i>: Litigating against Regulation</b>	103
	Philip J. Cook, Jens Ludwig, and Adam Samaha	
6.	<b>The Effects of Product Liability Exemption in the Presence of the FDA</b>	137
	Tomas J. Philipson, Eric Sun, and Dana Goldman	
7.	<b>The Impact of Employment Protection on Workers Disabled by Workplace Injuries</b>	165
	Adam H. Gailey and Seth A. Seabury	

8.	<b>Opting Out of Workers' Compensation in Texas: A Survey of Large, Multistate Nonsubscribers</b>	197
	Alison Morantz	
9.	<b>M&amp;A Break Fees: U.S. Litigation versus UK Regulation</b>	239
	John C. Coates IV	
10.	<b>Exploring Ex Ante Regulatory Mechanisms for Detecting Prescription Drug Misuse</b>	285
	Stephen T. Parente	
11.	<b>Natural Disaster Management: Earthquake Risk and Hospitals' Provision of Essential Services in California</b>	301
	Tom Chang and Mireille Jacobson	
	Contributors	321
	Author Index	323
	Subject Index	329