

Philosophical Foundations of Fiduciary Law • July 19-20, 2013

CONFERENCE SCHEDULE

Friday, July 19

9:00 – 9:40 Coffee/Continental Breakfast

9:40 – 9:45 Dean's Introduction

9:45 - 10:45 **Panel I – Fiduciary Relationships in General (1)**

Tamar Frankel, 'How to Water-Down Fiduciary Duties'

Joshua Getzler, 'Ascribing and Limiting Fiduciary Obligations'

Chair: Andrew Gold

10:45 - 11:00 Break

11:00 - 12:00 **Panel II – Fiduciary Relationships in General (2)**

Paul Miller, 'The Fiduciary Relationship'

Hon. James Edelman, 'The Role of Status in Contract and Fiduciary Law'

Chair: Wendy Epstein

12:00 – 1:00 Lunch

1:00 – 2:30 **Panel III – Fiduciary Duties: Philosophical Perspectives (1)**

Andrew Gold, 'The Loyalties of Fiduciary Law'

Irit Samet, 'On Fiduciary Duties and Kantian Virtue'

Lionel Smith, 'How can we be Obligated to be Selfless?'

Chair: Deborah Tuerkheimer

2:30 – 3:00 Break

3:00 – 4:30 **Panel IV – Fiduciary Duties: Philosophical Perspectives (2)**

Avihay Dorfman, 'On trust and transubstantiation: mitigating the excesses of ownership'

James Penner, 'Is Loyalty a Virtue, and even if it is, Does It Really Help Explain Fiduciary Liability?'

Henry Smith, 'Why Fiduciary Law is Equitable'

Chair: Gregory Mark

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Saturday, July 20

9:00 – 9:30 Coffee/Continental Breakfast

9:30 – 11:00 **Panel V – Fiduciary Duties: Economic Perspectives**

Richard Brooks, ‘Does Fiduciary Law Answer “the Principal-Agent Problem”?’

Robert Sitkoff, ‘An Economic Theory of Fiduciary Law’

Daniel Markovits, ‘Sharing Ex Ante and Ex Post’

Chair: Mark Moller

11:00 – 11:15 Break

11:15 – 12:15 **Panel VI – Fiduciary Law in Context: Private Law**

Hanoch Dagan & Sharon Hannes, ‘Managing our Money: The Law of Financial Fiduciaries as a Private Law Institution’

Deborah DeMott, ‘Interpretation of Instructions and the Fiduciary Character of Common Law Agency’

Chair: Cary Martin

12:15 – 1:15 Lunch

1:15 – 2:15 **Panel VII – Fiduciary Law in Context: Public Law**

Evan Criddle, ‘A Sacred Trust of Civilization: Fiduciary Foundations of International Law’

Ethan Leib, David Ponet & Michael Serota, ‘Who’s Your Fiduciary? Mapping Fiduciary-Beneficiary Relationships in the Public Political Sphere’

Chair: Zoe Robinson

2:15-2:45 Break

2:45- 3:45 **Panel VIII – Fiduciary Law in Context: Comparative Law**

Martin Gelter & Genevieve Helleringer, ‘Unveiling the Hidden Diversity in Corporate Fiduciary Duties’

Michele Graziadei, ‘Fiduciary Law in Civil Law and Common Law Jurisdictions: Then and Now’

Chair: Max Helveston