

# CURRICULUM VITAE

[Updated 1/31/2023]

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## **EDUCATION**

### **Terminal Degree**

J.D.: Yale Law School

### **Undergraduate Degrees**

B.A., University of California, Santa Barbara: Spanish Literature (graduated with highest honors)

B.A., University of California, Santa Barbara: Political Science (graduated with highest honors)

### **Ongoing Education**

Central European University (2022): Invited to attend a summer seminar on “The History and Philosophy of the Concepts of Scientific Law and Probability”

Ecole des Haute Etudes en Sciences Sociales (2019): Attended a series of seminars in Paris on “Legal Realism and Its Critics” led by Professor Brian Leiter (Chicago)

University of Ljubljana (2008): Completed for credit a summer seminar on “Formal Mathematical Modelling” taught by Professor Rebecca Morton (NYU)

Pompeu Fabrat University (Fall 2005): Ronald Coase Fellow in Residence

Coursera and EdX (online courses): Completed courses for credit in the Law & Economics of Media Platforms taught by Professor Randy Picker (Chicago), An Intuitive Approach to Probability taught by Professor Karl Schmedders (Zurich), Model Thinking taught by Professor Scott Page (Michigan), and Computer Science 101 taught by Professor Nick Parlante (Stanford)

## **ACADEMIC APPOINTMENTS**

2019–present: Associate Instructor, University of Central Florida

2014–2019: Instructor, University of Central Florida

2005–2006: Fellow, Ronald Coase Institute

2004–2014: Associate Professor, Pontifical Catholic University of Puerto Rico

1998–2004: Assistant Professor, Pontifical Catholic University of Puerto Rico

1993–1998: [Private Practice]

1992–1993: Teaching Fellow, Yale College

## **COURSES TAUGHT**

Advanced Topics in Law (2020–present)

Business & the Constitution (2014–present)

Constitutional Law (1998–2014)

Digital Law and Commerce (2010–2014)

Evolution & Development of the Institutions of the Civil Law (1998–2009)

Federalist Papers Seminar (2006–2009)

Law & Ethics (2014–2017)

Legal & Ethical Environment of Business (2014–present)

Products Liability (2010–2014)

Torts (2009–2014)

## SCHOLARSHIP

### Books and Book Chapters

- *Adam Smith in Love*, in Daniel B. Klein and Jason Briggeman, editors, *Hume, Smith, Burke*, pp. 154-185. Vancouver, British Columbia: CL Press (2022).
- *Breaking Bad Promises*, in Joshua S. Heter and Brett Coppenger, editors, *Better Call Saul and Philosophy*, pp. 227-235. Peru, Illinois: Open Universe (2022).
- *Business Law & Strategy*, 1st edition, with Sean Melvin and David Orozco. Chicago, Illinois: McGraw Hill (2020). (A second edition is scheduled for 2024.)
- *Buy or Bite?*, in Glen Whitman & James Dow, editors, *Economics of the Undead*, pp. 123-129. Lanham, Maryland: Rowman & Littlefield (2014). (My chapter was featured on [Freakonomics Radio](#).)
- *El ajedrez in Blade Runner: lecciones de la Partida Inmortal*, in Daniel Nina, editor, *Blade Runner: memoria, vigilancia y el sujeto desechable*, pp. 105-130. San Juan, Puerto Rico: Ediciones Callejón (2008).

### Refereed Articles

- [Adam Smith in Love](#), *Econ Journal Watch*, Vol. 18, No. 1 (2021), pp. 127-155.
- [Legal Liability for Data Fraud](#), *Statistical Journal of the IAOS*, Vol. 33, No. 3 (2017), pp. 755-761.
- [Modelling the Coase Theorem](#), *The European Journal of Legal Studies*, Vol. 5, No. 2 (Autumn/Winter 2012), pp. 139-157.
- [The Turing Test and the Legal Process](#), *The Journal of Information & Communications Technology Law*, Vol. 21, No. 2 (June 2012), pp. 113-126 (lead article).
- [A Bayesian Model of the Litigation Game](#), *The European Journal of Legal Studies*, Vol. 4, No. 2 (Autumn/Winter 2011), pp. 220-240.

### Papers about Bayes' Theorem and Bayesian Voting

- [The Case for Bayesian Judges](#), *The Journal of Legal Metrics*, Vol. 6, No. 1 (2019), pp. 13-20 (lead article).
- A Bayesian Analysis of the Hadley Rule, *Florida State University Law Review*, Vol. 45 (2018), pp. 889-1022.
- [Why Don't Juries Try Range Voting?](#), *Criminal Law Bulletin*, Vol. 51, No. 3 (2016), pp. 68-692.
- [Visualizing Probabilistic Proof](#), *Washington University Jurisprudence Review*, Vol. 7, No. 1 (2014), pp. 39-75.
- [A Bayesian Model of the Litigation Game](#), *The European Journal of Legal Studies*, Vol. 4, No. 2 (Autumn/Winter 2011), pp. 220-240.

### Papers about the Coase Theorem

- [Of Coase and Copyrights: The Law and Economics of Literary Fan Art](#), *The NYU Journal of Intellectual Property* (in press).
- [Does the Prisoners Dilemma Refute the Coase Theorem?](#), *The UIC John Marshall Law Review*, Vol 47, No. 4 (Summer 2014), pp. 1289-1318 (symposium paper).
- [Trolley Problems](#), *Drake Law Review*, Vol. 63 (2014), pp. 101-119.
- [Modelling the Coase Theorem](#), *The European Journal of Legal Studies*, Vol. 5, No. 2 (Autumn/Winter 2012), pp. 139-157.

- [Clones and the Coase Theorem](#), *The Journal of Law & Social Deviance*, Vol. 2 (2011), pp. 43-91.
- [Coase's Paradigm](#), *Indian Journal of Law & Economics*, Vol. 1, No. 2 (2010), pp. 1-32 (lead article).
- [Coase and the Constitution](#), *Richmond Journal of Law & Public Interest*, Vol. 14, No. 4 (2011), pp. 593-609.

### Papers about Constitutional Law

- [The Gödel Conspiracy](#), *St. Thomas University Journal of Law & Public Policy*, Vol 15, No. 2 (in press).
- [Domestic Constitutional Violence](#), *The UA Little Rock Law Review*, Vol. 41 (2019), pp. 211-232 (symposium paper).
- [Bitcoin, the Commerce Clause, and Bayesian Stare Decisis](#), *The Chapman Law Review*, Vol. 22, No. 1 (2019), pp. 143-160 (symposium paper).
- [Gödel's Loophole](#), *Capital University Law Review*, Vol. 43, No. 3 (Summer 2013), pp. 637-673 (over 5,700 downloads; featured on [Hacker News](#) and [Gizmodo](#)).

### Papers about Teaching

- Teaching Tiger King (forthcoming).
- [Bargaining and Betrayal in Breaking Bad](#), *The Journal of Strategic Contracting and Negotiation*, Vol. 3, No. 4 (2019), pp. 1-15 (teaching note).
- [Hacking Harvard: Law, Ethics, and the Dawn of the Internet Era](#), *Reacting to the Past Game* (2017).

### Papers posted on ArXiv

- Ramsey's Contributions to Probability (2020): [arXiv:2003.13518](#)
- The Poker-Litigation Game (2015): [arXiv:1509.01214](#)

### Book Reviews

- Do Grasshoppers Dream of Impartial Spectators?, review Ryan Patrick Hanley, *Our Great Purpose: Adam Smith on Living a Better Life*, Princeton University Press (2019), *Adam Smith Review* (forthcoming).
- Frank Ramsey's Contributions to Probability Theory and Legal Theory, review of Cheryl Misak's biography of Frank Ramsey (forthcoming).
- Cowen's Capitalist Manifesto, review of Tyler Cowen 2019 love letter to big business (forthcoming) (featured on [Marginal Revolution](#)).
- [The Problem with Precedent](#), review of Randy J. Kozel, "Settled Versus Right: A Theory of Precedent" (Cambridge U Press, 2017), published in *The Vienna Journal on International Constitutional Law*, Vol. 12, No. 4 (2018), pp. 497-504.
- [Exit, Voice, and Boilerplate](#), review Nathan B. Oman, "The Dignity of Commerce: Markets and Moral Foundations of Contract Law" (University of Chicago Press, 2017), published in [The New Rambler](#) (July 17, 2017).
- [The Evolutionary Path of the Law](#), review of Ullica Segerstråle, "Nature's Oracle: The Life and Work of W. D. Hamilton" (Oxford U Press, 2013), published in *The Indonesian Journal of International & Comparative Law*, Vol. 1, No. 3 (July 2014), pp. 878-890.
- [A Beautiful Life: Some Lessons for Legal Scholars](#), review of Jeremy Adelman, "Worldly Philosopher: The Odyssey of Albert O. Hirschman" (Princeton U Press, 2013), published in *The Mississippi College Law Review*, Vol. 32, No. 3 (2014), pp. 495-501.

## Shorter Works

- [Kant on Evidence: A Hypothetical Reply to Kerr](#), *The Green Bag* (forthcoming).
- [Research Fraud as Tort](#), *Science*, Vol. 349, No. 6255 (Sep. 25, 2015), pp. 1459-1460.
- [Time-Travel Thought Experiment](#), *Science*, Vol. 341, No. 6141 (Jul. 5, 2013), pp. 28-29.
- [Is Stare Decisis a Sand Castle?](#), *Arizona State Law Journal* (Oct. 1, 2012).
- [Public Trust Doctrine: Too Broad?](#), *Science*, Vol. 326, No. 5949 (Oct. 2, 2009), pp. 45-46.

## Talks

- Invited Speaker, Symposium on Legal Narratives, Mercer Law School (Oct. 7, 2022).
- Invited Speaker, 2022 Annual Meeting of the International Adam Smith Society, Universidad de los Andes, Bogota, Colombia (July 11-13, 2022).
- Invited Speaker, 49th Annual Meeting of the History of Economic Society, University of Saint Thomas (June 17-19, 2022).
- Invited Speaker, 2021 Annual Meeting of the International Adam Smith Society, University of Wisconsin, Madison (Oct. 15-17, 2021).
- Invited Speaker, Virtual Annual Meeting of the ALSB (Academy of Legal Studies in Business), Session B-2 on Contract Law (Aug. 3, 2020) and Session I-3 on the Conference Theme of “Managing Disruption” (Aug. 4, 2020).
- Invited Speaker, Florida Bar-approved CLE course on “Constitutional Aspects of Puerto Rico’s Territorial Status” sponsored by the Legal Services Clinic of the Puerto Rican Community, Inc. (July 22, 2020 & Dec. 11, 2019). Video recordings of this course are available here: [https://www.facebook.com/watch/live/?v=3076977445733145&ref=watch\\_permalink](https://www.facebook.com/watch/live/?v=3076977445733145&ref=watch_permalink); [https://www.facebook.com/watch/live/?v=738534406658245&ref=watch\\_permalink](https://www.facebook.com/watch/live/?v=738534406658245&ref=watch_permalink).
- Invited Speaker, IPSC 2020 (Intellectual Property Scholars Conference), Panel #2 (July 17, 2020).
- Invited Speaker, Teleforum with Ilya Somin and Robert H. Thomas on COVID-19 & Property Rights (“Do Government Actions in Response to the Coronavirus Pandemic Create Compensable Takings?”) sponsored by The Federalist Society (May 15, 2020). An audio recording of this teleforum is available here: <https://fedsoc.org/events/covid-19-property-rights-do-government-actions-in-response-to-the-coronavirus-pandemic-create-compensable-takings>.
- Invited Speaker, 65th Annual Conference of the Southeastern Academy for Legal Studies in Business (SEALSB), Montgomery, Alabama (Nov. 7-9, 2019).
- Guest Lecture on “Game Theory and the Law” for Professor Eric Schmidbauer’s Upper-Level Economics Course on Game Theory, University of Central Florida, Orlando, FL (Oct. 24, 2019).
- Invited Speaker, Annual Meeting of the ALSB, Montreal, Canada (Aug. 7-10, 2019).
- Invited Speaker, Panel on Promoting Democracy in the Developing World, Fourth National People of Color Legal Scholarship Conference, American University, Washington, DC (Mar. 21-24, 2019).
- Invited Speaker, Works-in-Progress Session of the Federalist Society’s Annual Faculty Conference, New Orleans, Louisiana (Jan. 3-4, 2019).
- Invited Speaker, Symposium on “The Vitality of *Cooper v. Aaron* after Sixty Years,” William H. Bowen School of Law, University of Arkansas at Little Rock (Sep. 28, 2018).
- Invited Speaker, Panel on New Faculty Orientation, University of Central Florida, Orlando, Florida (Aug. 13, 2018).
- Moderator, First Amendment Workshop on “Defining Media in a Digital World,” Southeastern Association of Law Schools (SEALS), Ft. Lauderdale, Florida (Aug. 6, 2018).

Moderator of Theoretical Perspectives Panel, Thirteenth Annual International Conference on Contracts (KCON XIII), Barry University Dwayne O. Andreas School of Law, Orlando, Florida (Feb. 23-24, 2018).

Invited Speaker, 2017 LatCrit Biennial Conference (LatCrit XV), Orlando, Florida (Sep. 29-30, 2017).

Invited Speaker, Symposium on “The Rise of the Automaton,” Savannah Law School, Savannah, Georgia (Sep. 15, 2017).

Invited Speaker, Annual Meeting of the ALSB, Savannah, Georgia (Aug. 6-10, 2017).

Invited Speaker, Twelfth Annual International Conference on Contracts (KCONN XII), Southwestern Law School, Los Angeles, California (Feb. 24-25, 2013).

Invited Speaker, Works-in-Progress Session of the Federalist Society’s Annual Faculty Conference, San Francisco, California (Jan. 5-6, 2017).

Invited Speaker, Annual Meeting of SEALSB, Durham, North Carolina (Nov. 12, 2016).

Invited Speaker, SE/SW People of Color Legal Scholarship Conference, FAMU School of Law, Orlando, Florida (Feb. 25-27, 2016).

Invited Speaker, Annual Meeting of the ALSB, Philadelphia, Pennsylvania (Aug. 3-6, 2015).

Invited Speaker, Fifth Annual Constitutional Law Colloquium, Loyola (Chicago) University (Nov. 7-8, 2014).

Invited Speaker, Fourth Annual Constitutional Law Colloquium, Loyola (Chicago) University (Nov. 1-2, 2013).

Invited Speaker, SE/SW People of Color Legal Scholarship Conference, University of Arkansas at Little Rock (Apr. 4-7, 2013).

Invited Speaker, Eighth Annual International Conference on Contracts (KCONN VIII), Texas Wesleyan University (Feb. 22-23, 2013).

Invited Speaker, Third Annual Constitutional Law Colloquium, Loyola (Chicago) University (Nov. 2-3, 2012).

Invited Speaker, Annual Meeting of the Midwest Law and Economics Association, Washington University School of Law (Oct. 12-13, 2012).

Invited Speaker, Law and Informatics Symposium, Northern Kentucky University (Mar. 1-2, 2012).

Invited Speaker, Second Annual Constitutional Law Colloquium, Loyola (Chicago) University (Oct. 21-22, 2011).

Invited Speaker, Octavo Coloquio Académico (*Ni una vida más para la toga*), Facultad de Derecho Eugenio María de Hostos, Mayagüez, Puerto Rico (Apr. 14-16, 2010).

Invited Speaker, Eleventh Annual Meeting of the Society for Evolutionary Analysis in Law, College of William and Mary (Apr. 9-10, 2010).

Invited Speaker, Florida Legal Scholarship Forum, Stetson University School of Law (Nov. 13, 2009).

Invited Speaker, 2009 LatCrit Biennial Conference (LatCrit XI), American University School of Law (Oct. 2-4, 2009).

Invited Speaker, Geek Law, Fourth Annual GikII Conference, University of Amsterdam (Sep. 17-18, 2009).

Invited Speaker, New Thinking in Water Governance, First Annual Conference on Water Governance, Lee Kuan Yew School of Public Policy, National University of Singapore (July 1-4, 2009).

Invited Speaker, Séptimo Coloquio Académico (*Ni una vida más para la toga*), Facultad de Derecho Eugenio María de Hostos, Mayagüez, Puerto Rico (Apr. 16-19, 2009).

Invited Speaker, 2008 Midwest Law & Society Retreat, University of Wisconsin, Madison (Sep. 19-20, 2008).

Invited Speaker, Sexto Coloquio Académico (*Ni una vida más para la toga*), Facultad de Derecho Eugenio María de Hostos, Mayagüez, Puerto Rico (Apr. 17-20, 2008).

Invited Speaker, Ninth Annual Meeting of the Society for Evolutionary Analysis in Law, Indiana University, Bloomington (Oct. 26-27, 2007).

## Media Appearances and Podcasts

- Interview with Madison Monroe Adams (Feb. 6, 2022), available at <https://twitter.com/madmonroeadams/status/1490421898789982208>.
- Iipse Dixit Podcast, Season 1, Episode #423 (Nov. 23, 2019), available at <https://shows.acast.com/ipse-dixit/episodes/enrique-guerra-on-illicit-promises>.
- Iipse Dixit Podcast, Season 1, Episode #4 (Oct. 8, 2018), available at <https://shows.pippa.io/ipse-dixit/enrique-guerra-pujol-on-gdels-loop-hole>.
- Freakonomics Radio (Oct. 30, 2014), available at <http://freakonomics.com/podcast/what-can-vampires-teach-us-about-economics-a-new-freakonomics-radio-podcast/>.

## SERVICE

### Service to the University

- Member, Tenure and Promotions Committee, Dixon School of Accounting (2020–present).
- Parliamentarian, Dixon School of Accounting, 2018–present.
- Editor, *The Pegasus Review*, Undergraduate Research Journal at the University of Central Florida, 2015–present.
- Invited Speaker, Panel on New Faculty Orientation (Aug. 13, 2018).
- Invited Speaker, Summer Faculty Development Conference at University of Central Florida (May 10, 2016).
- Participant, Summer Research Academy for Undergraduates at University of Central Florida, 2015–present.
- Contributor, UCF Faculty Focus (multiple issues).

### Community Service

- Board Member, Legal Services Clinic of the Puerto Rican Community, Inc., 2018–present.
- Invited Speaker, Panel on “Constitutional Aspects of Puerto Rico’s Territorial Status,” Legal Services Clinic of the Puerto Rican Community, Orlando, FL (11 Dec. 2019).
- Invited Speaker, Delegation of the Orange County State Legislative Caucuses (3 Feb. 2017).
- Invited Speaker, *Encuentro Nacional de la Diaspora Puertorriqueña* (14 Oct. 2015).
- Lead Attorney in *Pleasures of San Patricio, Inc. v. Méndez-Torres*, 596 F. 3d 1 (1st Cir. 2010), available at <https://www.courtlistener.com/opinion/9/pleasures-of-san-patricio-inc-v-mendez-torres/>.
- Co-Author of Amicus Brief in Support of Petition for Certiorari in *Vélez-Ortiz v. Rivera-Torres*, 341 F.3d 86 (1st Cir. 2003), *cert. denied*, 541 U.S. 972 (2005).

## HONORS AND AWARDS

- Top Ten Percent of Authors on the Social Science Research Network (SSRN) by Downloads (#831 overall as of 9/1/22).
- Awarded a Hayek Fund Grant, Institute for Humane Studies (IHS) (2021).
- Templeton Ideas Challenge Winner (Open Track), John Templeton Foundation (2020).
- Honorable Mention, *Obra Jurídica del Año* (Law Review Article of the Year), Colegio de Abogados de Puerto Rico (2020). Invited to Margaret Montoya Inaugural Legal Scholarship Retreat (2018).
- Awarded a Teaching Innovation Grant by Dean Paul Jarley of the College of Business of the University of Central Florida (2017).

Honorable Mention, *Obra Jurídica del Año* (Law Article of the Year) (“Does the Prisoner’s Dilemma Refute the Coase Theorem?”), Colegio de Abogados de Puerto Rico (2016).  
Awarded Highest Grade, summer course in Formal Mathematical Modelling sponsored by the European Consortium for Political Research (ECPR) (2007).  
Appointed a Ronald Coase Fellow by the Ronald Coase Institute (2006-07 AY).  
Appointed Senior Editor of Volumes 101 & 102 of *The Yale Law Journal*.  
Awarded the Louis Lancaster Scholarship and the Reg Robinson Award for Outstanding Achievement in International Relations by the Department of Political Science at the University of California, Santa Barbara.  
Phi Beta Kappa (elected junior year).