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ARTICLES:

Aggregation on Defendants' Terms: Bristol-Myers Squibb and the Federalization of Mass- Tort Litigation

59 B.C. L. Rev. (forthcoming 2018) (with Andrew D. Bradt),
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3082527

The Information-Forcing Role of the Judge in Multidistrict Litigation

105 Calif. L. Rev. 1259 (2017) (forthcoming 2017) (with Andrew D. Bradt),
<http://ssrn.com/abstract=2828461>

Closure Provisions in MDL Settlements

85 FORDHAM LAW REVIEW 2175 (2017) (invited symposium contribution),
<https://ssrn.com/abstract=2943077>

Fiduciary Voters?

66 DUKE LAW JOURNAL 331 (2016),
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2868889

When Peace Is Not the Goal of a Class Action Settlement

50 GEORGIA LAW REVIEW 475 (2016), <http://ssrn.com/abstract=2585259>
• Selected for the 16th Annual Yale/Stanford/Harvard Junior Faculty Forum (June 2015)

Settlement, ADR, and Class Action Superiority

5 JOURNAL OF TORT LAW 91 (2014) (peer edited), <http://ssrn.com/abstract=2384106>

The BP Oil Spill Settlement and the Paradox of Public Litigation

74 LOUISIANA LAW REVIEW 397 (2014) (with Samuel Issacharoff, invited contribution),
<http://ssrn.com/abstract=2278378>

Governing the Anticommons in Aggregate Litigation

66 VANDERBILT LAW REVIEW 1183 (2013), <http://ssrn.com/abstract=2122877>

Politicians as Fiduciaries

126 HARVARD LAW REVIEW 671 (2013), <http://ssrn.com/abstract=2019159>

Note, *Questioning the Efficiency of Summary Judgment*

81 N.Y.U. LAW REVIEW 875 (2006), <http://ssrn.com/abstract=2020429>

BOOK CHAPTERS:

Two Problems of Fiduciary Governance

FIDUCIARY GOVERNMENT (Evan J. Criddle, Evan Fox-Decent, Andrew S. Gold, Sung Hui Kim & Paul B. Miller eds., Cambridge University Press, forthcoming 2017)

Fiduciary Principles and the State

OXFORD HANDBOOK OF FIDUCIARY LAW (Evan J. Criddle, Paul B. Miller & Robert H. Sitkoff eds., Oxford University Press, forthcoming 2018)

Institutional Competence in Fiduciary Government

RESEARCH HANDBOOK ON FIDUCIARY LAW (Andrew S. Gold & D. Gordon Smith eds.,
Edward Elgar Publishing, forthcoming 2017),

https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2811302

SHORTER WORKS:

*Introduction to the Twenty-First Annual Frankel Lecture: Samuel Issacharoff's Outsourcing
Politics*

54 HOUSTON LAW REVIEW 839 (2017)

The Current State of the Consumer Class Action

11 N.Y.U. JOURNAL OF LAW & BUSINESS 647 (2015) (published remarks)

Conversation, Representation, and Allocation: Justice Breyer's Active Liberty

81 N.Y.U. LAW REVIEW 1505 (2006) (with Michael A. Livermore, book review),

<http://ssrn.com/abstract=2020450>