

Tom Campbell

EDUCATION

Ph.D., economics, highest fellowship awarded in the Department, University of Chicago, 1980.

J.D., Harvard, Magna Cum Laude, 1976. Member, Board of Editors, *Harvard Law Review*.

B.A., M.A., simultaneously, economics, University of Chicago, 1973, highest honors.

EXPERIENCE

Professor of Economics, George Argyros School of Business and Economics, Chapman University, 2011 – present (subject: microeconomics)

Professor of Law, Dale E. Fowler School of Law, Chapman University, 2011 – present (subjects: antitrust and legislation)

Dean and Donald P. Kennedy Chair in Law Chapman University, 2011-2016

Presidential Distinguished Visiting Scholar, and Visiting Professor of Law and Economics, Chapman University, 2009-2011

Economic consultant, Gibson Dunn & Crutcher, 2008 - 2011

Consulting economist, Berkeley Research Group, 2010 – current. (Trial expert in *US v. Oracle Corp.*, 331 F. Supp. 1098, 1154 (N.D. Cal., 2004).

Bank of America Dean and Professor of Business, Haas School of Business, UC Berkeley (2002-2004; 2005-2008)

Professor of Business, Haas School of Business, 2002-2011

Director, California Department of Finance, 2004-2005.

Chief financial officer for the executive branch of California state government, Member of the Cabinet, directing an agency of over 700 employees, engaged in the preparation and passage of the annual budget of the State of California, 90 billion dollars in general

fund, testifying before the Legislature, and advising the Governor on all fiscal matters in state government. Confirmed unanimously by the State Senate.

United States Congressman, California, 1989-1993; 1995-2001

Committees:

Judiciary (antitrust, intellectual property, courts subcommittees)
Banking and Financial Institutions Committee
Joint Economic Committee
Small Business Committee
Science and Technology Committee
International Relations Committee (subcommittees on Africa, Economic Institutions)

Author of Peace Corps Reauthorization Act, signed into law, 2000.

Author of Food Bank Relief Act, signed into law, 1999.

Author of provision that allowed loan forgiveness to law students who become public defenders.

Author of House of Representatives Rule requiring dynamic economic modeling for scoring expenditure and tax bills

Author of HR 1304. Granted limited antitrust immunity to medical professionals in their bargaining with HMO's and other insurers. (Passed the House only)

Author of floor amendment creating small business exemption from expanded antitrust liability in dealer terminations.
(Passed the House only)

Member, 'Meltzer Commission,' National Commission to Study the International Financial Institutions, 1999 - 2000

Deputy Floor Manager for McCain-Feingold (Shays-Meehan) (campaign finance reform)

California State Senator, 1993-1995

Committees:

Judiciary
Criminal Justice
Education
Budget (Subcommittee on Education)
Revenue and Taxation (Vice-Chairman)
Housing (Chairman)

California Journal ratings:

Best overall State Senator

Most ethical State Senator

Best problem-solver in State Senate

Professor of Law, Stanford University, 1987-2002

Courses taught include: transnational litigation, advanced antitrust, basic antitrust, regulated industries, microeconomics, international business transactions, public international law, public policy and the law, separation of powers, European Union law.

While on the faculty of Stanford Law School, I also served in these positions:

Faculty, Federal Judicial Center, course on statistical inference for federal judges, 1985 session, University of Wisconsin.

Principal, LECG (economics consulting group), 1993-1995; 2001-2003,

Consulting economist, National Economic Research Associates, 1983-1988.

Associate Professor of Law, Stanford University, 1983-1987

Director, Bureau of Competition, Federal Trade Commission, 1981-1983:

Directed 600 employees, including 180 attorneys in eight different litigating divisions. The bureau is the antitrust law enforcement arm of the FTC, handling 2/3 of all merger filings, testimony before Congress, coordination with the Department of Justice Antitrust Division, and 50 state Attorneys General. Major cases included Mobil-Marathon attempted merger; LTV-Grumman attempted merger; cereal case (shared monopoly litigation); facilitating practices litigation ('the Ethyl case'); and all antitrust compliance litigation in federal courts.

Executive Assistant to the Deputy Attorney General, U.S. Department of Justice, 1981:

Advised the Deputy Attorney General regarding litigation and other matters pending in the Civil Division, Antitrust Division, Lands Division, and Tax Division.

White House Fellow, Office of the Chief of Staff, the White House, 1980-1981.

Private practice of law, Chicago, Winston & Strawn, 1978-1980, litigation practice.

Law Clerk to Justice Byron White, U.S. Supreme Court, 1977-1978.

Law Clerk to Judge George E. MacKinnon, U.S. Court of Appeals for the District of Columbia Circuit, 1976-1977.

VOLUNTEER TEACHING

University of Asmara, Asmara, Eritrea, December 2001 – January 2002
(international law, international financial institutions)

University of Asmara, Asmara, Eritrea, July 2002 (law and economics, regulated industry economics)

Ashesi University, Accra, Ghana, July 2003 (international law)

Kigali Institute of Science and Technology, Kigali, Rwanda, July 2004
(international financial institutions)

School of Finance and Banking, Kigali, Rwanda, July 2006
(industrial organization economics, competition policy)

Ashesi University, Accra, Ghana, November 2007 (industrial organization economics)

Ashesi University, Berekuso, Ghana, January-February 2011 (business strategy)

Ashesi University, Berekuso, Ghana, January 2018 (industrial organization economics)

MAJOR WRITINGS

Book:

Separation of Powers in Practice, Stanford University Press, 2004. (Law text on constitutional law issues in public policy.)

Articles and book chapters:

- “Introduction to Constraining the Executive,” 21 *Chapman L. Rev.* 1 (2018).
- “Executive Action and NonAction,” 95 *N.C. L. Rev.* 553 (2017).
- "Severability of Statutes," 62 *Hastings Law Journal* 1495 (2011).
- "Bilateral Monopoly: Further Comment," 75 *Antitrust Law Journal* 647 (2008).
- “Bilateral Monopoly in Mergers,” 74 *Antitrust Law Journal* 521 (2007).
- “Term Limits and Party Loyalty” (April 18, 2007).
Institute of Governmental Studies, UC Berkeley
Paper WP2007-6. <http://repositories.cdlib.org/igs/WP2007-6>,
co authored with Cameron Doolittle.
- “A New Test for Predation: Targeting,” 52 *UCLA Law Review* 365 (2004),
co-authored with Nirit Sandman.
- “The Link Between Liability Reforms and Productivity: Some Empirical Evidence/Comments,” **Brookings Papers on Economic Activity** (1998) (with Kessler, Shepherd, and Klevorick); similar versions in 'The Impact of the Legal System on Innovation,' with Landau, in **Chemicals and Long-Term Economic Growth** (1998), Landau, Rosenberg, eds., and “Liability Reforms and Economic Performance,” with Kessler and Shepherd, in **The Mosaic of Economic Growth** (1996), Landau, Taylor, Wright, eds.
- “Antitrust and International Competitiveness in the 1990's,” 58 *Antitrust Law Journal* 591 (1989).
- “Predation and Competition in Antitrust: The Case of Nonfungible Goods,” 87 *Columbia L. Rev.* 1625 (1987).
- “Federal Rule of Civil Procedure 68: a comment,” Stanford Law School,
Law and Economics Working Paper No. 31 (1987).
- “Economic Concepts and Antitrust Analysis: A Critical Reexamination,”
56 *Antitrust Law Journal* 53 (1987).
- “Supreme Court Developments,” 55 *Antitrust Law Journal* 449(1986).
- “Labor Law and Economics,” 38 *Stanford Law Review* 991(1986).
- “The Antitrust Record of the First Reagan Administration,” 64 *Texas L. Rev.* 353 (1985).
- “Regression Analysis in Title VII Cases: Minimum Standards, Comparable Worth, and Other Issues Where Law and Statistics Meet,” 36 *Stanford Law Review* 1299 (1984)
- “Antitrust and International Competitiveness in Law,” 53 *Antitrust Law Journal* 429 (1984).
- “The Efficiency of the Failing Company Defense,” 63 *Texas Law Review* 251 (1984).
- “Has Economics Rationalized Antitrust?” 52 *Antitrust Law Journal* 607 (1984).
- “The Competition Mission: Guiding Principles and Future Directions,”
51 *Antitrust Law Journal* 541 (1982).
- “The New Merger Guidelines: a Federal Trade Commission Perspective,”
51 *Antitrust Law Journal* 295 (1982).
- “Beyond the Prima Facie Case in Employment Discrimination Law: Statistical Proof and Rebuttal,” 89 *Harvard L. Review* 387 (1975).

TESTIMONY BEFORE CONGRESSIONAL COMMITTEES

As a Member of Congress, 47 occasions

Subjects include:

States Choice of Voting Systems, Federal Courts of Appeals, Quality Health Care Coalition Act, Confirmation on Federal Appointments, Patent Reform, High Definition Television, Secret Evidence Repeal, US Security in Post-Cold War Era, Securities Litigation Uniform Standards, Congress, the Court and the Constitution, Amendment to the US Constitution on Religious Freedom, Free Trade Area of the Americas, Civil Rights Act of 1997, Punitive Damages in Financial Injury Cases, Product Liability Reform, Quebec Sovereignty and Impact on US, Employment Non-Discrimination Act, Affirmative Action, Preferences, and the Equal Employment Opportunity Act of 1995, Federal Budget Process Reform, Energy and Water Appropriations, Authorizing Agencies to Sell Debts Owed to the US, Factors Affecting US International Competitiveness, Freedom of Choice Act of 1989, Interior Appropriations, Transportation Appropriations, Civil Rights Act of 1990, US Trade Relationships with the Soviet Union and Eastern Europe, Immigration, Benefits Based on US Military Service, Outer Continental Shelf, California Desert Protection Act, Production Joint Ventures Antitrust Legislation, Transportation of Hazardous Materials, Semiautomatic Assault Weapons Act of 1989, Agriculture Appropriations, State Department's Policy Regarding Blind Applicants to the Foreign Service.

Other than as a Member of Congress, 13 occasions.

Subjects include:

Merger Law Reform and Policy, Municipal Antitrust Immunity, Oil Industry Mergers, Federal Trade Commission Reauthorization, Shipping Act of 1983, Impact of Federal Antitrust Enforcement Policies on Small Business, Retail Dealers' Agreement Act, Maritime Antitrust, Supreme Court confirmation hearings

CORPORATE BOARDS

Director, VISA, Inc., credit and debit card company, founding member 2007-2010
Director, FormFactor, Inc., manufactures electronic testing equipment,
2002-2004; 2005-2010

Director, SPS, financial services company, 1993-1995

NON-PROFIT BOARDS

Kaiser Family Foundation (non-profit health policy organization), 2006-2010
Public Member, Trustees of the American Institute of
Certified Public Accountants, 2001-2005
Public Member, Professional Ethics Executive Committee, AICPA, 2012 - present
Public Member, Trustees of the American Academy of Ophthalmologists,
2001-2005
Member, Board of Directors, DEMOS, 2001-2006
Member, Public Advisory Board, Haas Center for Public Service, Stanford
University, 1995-2007
Chairman, World Affairs Council of Northern California, 2003-2005

PERSONAL

DOB: August 14, 1952
Married: Susanne Campbell, August 25, 1978