

# DALE B. THOMPSON

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## Current Position

UNIVERSITY OF ST. THOMAS, Opus College of Business, Dept. of Ethics & Business Law, St. Paul, MN  
*Faculty Director of the Undergraduate Business Program* (2015-Present) and *Professor* (effective September 2018); *Associate Professor* (2012-2018); *Assistant Professor*, 2006-2012.

Instructing courses in Business Law. Winner of the 2015 MALSB Master Teacher Award. Conducting research on federalism, health care, and the regulation of financial markets.

Member of the Educating for the Future Task Force. Member of the Core Curriculum Committee. University Senator. Member of the Academic Program Review Committee. Former Chair of the Opus College of Business Curriculum Committee. Former Co-chair of University Task Force on Intellectual Property Rights.

## Education

STANFORD UNIVERSITY, Department of Economics, Stanford, California.

Doctor of Philosophy, 1998. Master of Arts, 1993.

Advisors: Timothy F. Bresnahan, A. Mitchell Polinsky, Roger Noll, Barton Thompson, Jr.

STANFORD LAW SCHOOL, Stanford, California.

Juris Doctor, 1998. Brown and Bain Scholar in Law & High Technology.

WILLIAMS COLLEGE, Williamstown, Massachusetts.

Bachelor of Arts, Economics (Concentration in Asian Studies), *magna cum laude*, 1989.

## Publications

- *Balancing the Benefits and Costs of Health Data Collected by Employer-Sponsored Wellness Programs*. Forthcoming 14 J. L. ECON. POL'Y. (2018).
- Co-authored with Joshua E. Perry, *LAW AND ETHICS IN THE BUSINESS OF HEALTH CARE*. West Academic Publishing, ISBN 978-1-63460-484-0 (2017).
- *Teaching the Business Law & Ethics of Arbitration after Concepcion*. 34 J. of LEGAL STUD. EDUC. 63 (2017).
- *Beyond Dodd-Frank: Pinning Down the Octozilla of Too-Big-to-Fail with Multiple Market Instruments*. 35 BANKING & FINANCIAL SERVICES POL'Y REP. No.6, 1 (2016).
- *The Dodd-Frank Act and Too-Big-to-Fail: What's Missing? A Survey of the Current Literature*. 10 UNIV. ST. THOMAS J. L. & PUB. POL'Y 52 (2015).
- "Unmistakably Clear" Coercion: Finding a Balance between Judicial Review of the Spending Power and Optimal Federalism. 50 SAN DIEGO L. REV. 589 (2013).
- Co-authored with Susan J. Marsnik, "Using Contract Negotiation Exercises to Develop Higher Order Thinking and Strategic Business Skills." 30 J. of LEGAL STUD. EDUC. 201 (2013). Winner of the 2013 Hoeber Memorial Award for "Excellence in Research."
- *Immigration Policy through the Lens of Optimal Federalism*. 2 WILLIAM & MARY POL'Y REV. 236 (2011).
- *The Next Stage of Health Care Reform: Controlling Costs by Paying Health Plans Based on Health Outcomes*. 44 AKRON L. REV. 727 (2011).

- *Why we Need a Superfund for Hedge Funds*. 79 MISS. L. J. 995 (2010). Winner of the “Distinguished Paper” award at the 2009 Academy of Legal Studies in Business Conference (2009).
- *Optimal Federalism across Institutions: Theory and Applications from Environmental Policies and Health Care*. 40 LOY. U. CHI. L.J. 437 (2009).
- *Of Rainbows and Rivers: Lessons for Telecommunications Spectrum Policy from Transitions in Property Rights and Commons in Water Law*. 54 BUFFALO L. REV. 157 (2006). Also available in LAW OF WATER: GLOBAL PERSPECTIVES (A. Usha ed., 2008).
- Book Review of ON THE BRINK: THE GREAT LAKES IN THE 21<sup>ST</sup> CENTURY, by Dave Dempsey. 46 NAT. RESOURCES J. 547 (2006).
- *Valuing the Environment: Courts’ Struggles with Natural Resource Damages*. 32 ENVTL. L. 57 (2002).
- Book Review of GLOBAL EMISSIONS TRADING: KEY ISSUES FOR INDUSTRIALIZED COUNTRIES, edited by Suzi Kerr. 41 NAT. RESOURCES J. 755 (2001).
- *Political Obstacles to the Implementation of Emissions Markets: Lessons from RECLAIM*. 40 NAT. RESOURCES J. 645 (2000).
- *Beyond Benefit-Cost Analysis: Institutional Transaction Costs and the Regulation of Water Quality*. 39 NAT. RESOURCES J. 517 (1999).

## Other Academic Positions

SAINT CLOUD STATE UNIVERSITY, Department of Economics, Saint Cloud, Minnesota.

*Assistant Professor* (fixed term), 2005-2006.

Instructed courses in Macroeconomics, Environmental Economics, and Microeconomics.

Conducted research on policy for the Great Lakes.

WILLIAM MITCHELL COLLEGE OF LAW, Saint Paul, Minnesota.

*Visiting Professor of Law*, 2004-2005.

Instructed courses in Business Organizations and Property.

Conducted research on telecommunications policy, and environmental policy.

ROGER WILLIAMS UNIVERSITY SCHOOL OF LAW, Bristol, Rhode Island.

*Visiting Assistant Professor of Law*, 2002-2004.

Instructed courses in Business Organizations, Property, Torts, Water Law, and Law & Economics.

Conducted research on water rights and environmental policy.

VIRGINIA TECH, Depts. of Economics and Agricultural & Applied Economics, Blacksburg, Virginia.

*Visiting and Adjunct Assistant Professor*, 1995-1996, and 1998-2002.

Instructed courses in Law & Economics, Environmental Economics, Economics of Information Technologies, and Microeconomics. Conducted research on environmental law and policy.

WASHINGTON UNIVERSITY, Olin School of Business, Saint Louis, Missouri.

*Visiting Assistant Professor*, 1997-1998.

Instructed courses in Managerial Economics. Conducted research on environmental law and policy.

UNIVERSITY OF VIRGINIA, Department of Economics, Charlottesville, Virginia.  
*Visiting Lecturer, 1997.*

Instructed courses in Law & Economics. Conducted research on environmental law and policy.

## Other Experience

WATER RESOURCES BOARD OF RHODE ISLAND, Providence, Rhode Island.

*Primary Lead of the Water Rights and Regulatory Authorities Subcommittee, for the Water Allocation Program, 2002-2004.*

Led diverse committee developing recommendations on water rights and regulatory structure.

SUTHERLAND, ASBILL, & BRENNAN, Atlanta, Georgia.

*Summer Associate, 2000.*

Conducted legal research. Drafted legal documents, including articles of incorporation and bylaws.

DEPARTMENT OF PLANNING & BUDGET, Commonwealth of Virginia, Richmond, Virginia.

*Economic Analyst, 1999.*

Conducted economic analysis of proposed regulations for the Commonwealth of Virginia.

DEPARTMENT OF ECONOMICS, Stanford University, Stanford, California.

*Teaching Assistant, 1993-1995.*

Assistant for Policy Analysis, Money & Banking, and Advanced Econometrics (Ph.D. level) courses.

## International Experience

LONDON BUSINESS SEMESTER, UK

*Faculty Co-Director, Fall 2018*

IAE - UNIVERSITÉ DE CAEN, France

*Instructor in International Business Law, 2015.*

ICN BUSINESS SCHOOL, Nancy, France

*Visiting Scholar, 2012.*

OXFORD UNIVERSITY, UK

*Undergraduate Junior Year, 1987-1988*

## Conference and Seminar Presentations (selected)

- Developing a Benefit-Cost Framework for Data Policy. Selected presenter, George Mason University Scalia Law School. Arlington, VA (2017).
- Academy of Legal Studies in Business Annual Conference. Savannah, GA (2017).
- Midwest Academy of Legal Studies in Business Conference. Chicago, IL (2010-2018). Winner of the MALSBS Master Teacher Award (2015).
- Academy of Legal Studies in Business Annual Conference. San Juan, PR (2016).
- Academy of Legal Studies in Business Annual Conference. Seattle, WA (2014).
- Academy of Legal Studies in Business Annual Conference. Kansas City, MO (2012).
- Academy of Legal Studies in Business Annual Conference. New Orleans, LA (2011).
- Pacific Southwest Academy of Legal Studies in Business Conference. Palm Springs, CA (2007, 2009, 2011).

- Academy of Legal Studies in Business Annual Conference. Richmond, VA (2010).
- Academy of Legal Studies in Business Annual Conference. Denver, CO (2009).
- Midwestern Law & Economics Association Annual Meeting. Chicago, IL. (2008).
- Western Academy of Legal Studies in Business Conference. Monterey, CA (2008)
- Midwestern Law & Economics Association Annual Meeting. Minneapolis, MN. (2007).
- Midwestern Law & Economics Association Annual Meeting. Chicago, IL. (2005).
- Canadian Law & Economics Association Annual Meeting. Toronto, Canada. (2002 and 2004).
- University at Buffalo Law School (State University of New York). Buffalo, NY. (2003).
- Association for Public Policy Analysis & Management Annual Research Conferences. Washington, D.C. (1997, 2001), and New York City (1998).
- Public Choice Society Annual Meeting. Charleston, SC. (2000).
- University of Virginia School of Law. Charlottesville, VA. (1999).
- American Agricultural Economics Association Annual Meeting. Toronto, Canada. (1997).
- American Law & Economics Association Annual Meeting. Berkeley, CA. (1995).

**Referee for:** *American Business Law Journal; Journal of Benefit-Cost Analysis; Midwest Law Journal; Journal of Law, Business & Ethics; Rand Journal of Economics; and Journal of Political Economy*

**Bar Memberships:** Minnesota (admitted 2005) and California (admitted 2004)

### Activities

Macalester Plymouth United Church (St. Paul, MN), Elder and Chair of Youth Education & Fellowship subcommittee. (2006-2012; 2015-2016); Treasurer (2017 – Present).

Officer of the Midwest Academy of Legal Studies in Business. (2011-2015).

Member of the Governing Council of the Environmental & Natural Resources Law Section of the Minnesota State Bar. (2006-2008).

Baseball Coach for Midway Baseball (St. Paul, MN) (2016-2017).

Soccer and Baseball Coach for Highland Groveland Recreation Association (St. Paul, MN) (2005-2016).

### References

Michael J. Garrison	Assoc. Dean, Opus Coll. of Business, St. Thomas	(651) 962-5187
Eric Janus	Former Dean, Mitchell Hamline School of Law	(651) 290-6345