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EDUCATION:

1993 Ph.D. Economics, University of Florida
1981 M.A. Economics, University of Colorado
1979 B.A. Economics and Mathematics (Double Major), University of Colorado

PROFESSIONAL EXPERIENCE:

1993 - Present Kansas State University, Department of Economics:

Professor *Emeritus* (2014 - Present)
Professor (2000 - 2014)
Associate Professor (1996 - 2000)
Assistant Professor (1993 - 1996)

1992 - Present Weisman Associates, LLC: Founder and President

1989 - 1993 SBC Communications Inc. (now AT&T):

Director - Strategic Marketing
Director - Special Project with Florida Public Service Commission

1982 - 1989 Southwestern Bell Telephone Company – Demand Analysis:

District Manager
Staff Manager
Staff Specialist
Assistant Staff Manager

OTHER POSITIONS HELD:

2022 – 2024 Co-Guest Editor, 40 Years of Incentive Regulation: What Have We Learned and What Questions Remain? *Review of Industrial Organization*, 2024.

2008 - Present Board of Academic Advisors, The Free State Foundation.

OTHER POSITIONS HELD (CONTINUED):

2007 - 2008	Co-Guest Editor, Symposium Commemorating the Economic and Public Policy Contributions of Professor Alfred E. Kahn on the Occasion of His 90 th Birthday, <i>The Review of Network Economics</i> , 2008.
2007 - 2008	Program Committee Member, International Telecommunications Society.
2005 - 2006	Regulatory Framework Working Group, Digital Age Communications Act (DACA) Project, Progress and Freedom Foundation.
2004 - 2005	Chairperson, Site Council, Frank V. Bergman Elementary School.
2003 - 2006	Advisory Board, The Institute for Regulatory Law and Economics.
2002 - 2003	Guest Editor, Symposium on Incentive Regulation, <i>The Review of Network Economics</i> , Vol. 2(4), December 2003.
2000 - 2003	Dean's Advisory Council On Tenure and Promotion in Arts and Sciences.
1998 - 2005	Associated Faculty Member, Center For Research In Regulated Industries, Rutgers University.
1990 - 1992	Research Fellow, Public Utility Research Center, University of Florida.

PUBLICATIONS:

"On the Incentive Properties of Revenue Cap Regulation," *Energy Economics*, Vol. 141, January 2025, Article No. 108052. <https://doi.org/10.1016/j.eneco.2024.108052>.

"40 Years of Incentive Regulation: What Have We Learned, and What Questions Remain?," *Review of Industrial Organization*, Vol. 65(2), September 2024, pp. 361-373 (with D. Sappington).

"How Much Competition is Enough Competition for Regulatory Forbearance?," *The B.E. Journal of Economic Analysis & Policy*, Vol. 24(4), March 2024, pp. 1209-1222. <https://doi.org/10.1515/bejeap-2024-0143>.

"Tradeoffs in the Power of Regulatory Regimes," *The B.E. Journal of Economic Analysis and Policy*, 2024 <https://doi.org/10.1515/bejeap-2023-0244>.

"Can You Have Your Corporate Wokeism and Eat it too?" *The Economists' Voice*, Vol. 20(1), 2023, pp. 15-24. <https://doi.org/10.1515/ev-2022-0035>.

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“Ruffled Feathers: The Chicken Cartel in the United States,” *The Antitrust Bulletin*, Vol. 68(1), March 2023, pp. 47-72 (with D. Li).

“Measuring the Power of Regulatory Regimes,” *Review of Industrial Organization*,” Vol. 62(1), February 2023, pp. 19-32.

“The Law and Economics of Non-Exclusionary Price Floors,” *Research in Law and Economics*, Vol. 30, 2022, pp. 171-187.

“A Note on Schumpeter’s Innovation Hypothesis,” *Applied Economics Letters*, 2021, <https://www.tandfonline.com/doi/full/10.1080/13504851.2021.1994914>

“Vertical Merger Policy: Special Considerations in Regulated Industries,” *Review of Industrial Organization*, Vol. 59(2), 2021, pp. 393-407 (with D. Sappington).

“Vertical Integration, Market Consolidation and Economic Welfare,” *Research in Law and Economics*, Vol. 29, 2021, pp. 55-67. (with S. Nadimi). <https://doi.org/10.1108/S0193-589520210000029004>

“The Mathematical Revolution in Economics: Factor Flows in the Production of Academics,” *The American Economist*, Vol. 66(2), October, 2021, pp. 202-221.

“The (In)Efficiency of the Retail-Minus Rule,” *Utilities Policy*, Volume 70, June 2021, 101220. <https://doi.org/10.1016/j.jup.2021.101220>

“What Determines the Power of a Regulatory Regime?” *Economics Letters*, Vol. 199, February 2021, Article 109726. <https://doi.org/10.1016/j.econlet.2021.109726>

“Designing Performance-Based Regulation to Enhance Industry Performance and Consumer Welfare,” *The Electricity Journal*, Vol. 34(2), March 2021, Article 106902 (with D. Sappington).

“Complementarities as an Antitrust Defense,” *Competition and Regulation in Network Industries*, Vol. 21(4), 2020, pp. 344–366.

“A Note on the Efficiency Gains from a Refusal to Deal in a Bertrand-Nash Framework,” *The B.E. Journal of Economic Analysis and Policy*, DOI: <https://doi.org/10.1515/bejeap-2020-0070> Published online: 06 Aug 2020 (with S. Nadimi).

PUBLICATIONS (CONTINUED):

“The Welfare Gains From A Refusal to Deal,” *Applied Economics Letters*, Vol. 27(9), 2020, pp. 708-713 (with S. Nadimi).

“A Note on Price Regulation in Two-Sided Markets,” *Economics Bulletin*, Vol. 39(4), 2019, pp. 2766-2777 (with S. Nadimi).

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“Mandatory Upstream Inputs and Upward Pricing Pressure: Implications for Competition Policy,” *Research in Law and Economics*, Vol. 28, 2018, pp. 401-421 (with T. Tardiff).

“Debunking the Mythology of PBR in Electric Power,” *The Electricity Journal*, Vol. 31(3), April 2018, pp. 39-46 (with M. Meitzen and P. Schoech).

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PUBLICATIONS (CONTINUED):

“Weeds in the Ivy: College Admissions Under Preference Constraints,” *Applied Economics*, Vol. 49(3), 2017, pp. 303-312 (with D. Li).

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“Eliminating Racial Preferences in College Admissions,” *The Economists’ Voice*, Vol. 9(1), 2012, Article 1, June 2012, pp. 1-3 (with G. Robinson).

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“A ‘Principled’ Approach to the Design of Telecommunications Policy,” *Journal of Competition Law & Economics*, Vol. 6(4), December 2010, pp. 927-956.

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“When Can Regulation Defer to Competition for Constraining Market Power?: Complements and Critical Elasticities,” *Journal of Competition Law & Economics*, Vol. 2(1), March 2006, pp. 101-112.

“Assessing Market Power: Market Concentration and Multi-Market Participation,” *Journal of Competition Law & Economics*, Vol. 1(2), 2005, pp. 339-354.

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“Simulating the Effects of Railroad Mergers,” *Southern Economic Journal*, Vol. 67(4), 2001, pp. 938-953 (with M. Babcock, J. Park and K. Lemke).

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“The 1996 Telecommunications Act At Three Years: An Economic Evaluation of Its Implementation By The FCC,” *Information Economics and Policy*, Vol. 11(4), December 1999, pp. 319-365 (with A. Kahn and T. Tardiff).

“Will Competitors Be Allowed To Compete? The Regulation of Long-Term Contracts in the Telecommunications Industry,” *info*, Vol. 1(5), October 1999, pp. 441-447 (with A. Kleit).

“Footprints in Cyberspace: Toward A Theory of Mergers in Network Industries,” *info*, Vol. 1(4), August 1999, pp. 305-308.

“Raising Rivals’ Costs: Entry of an Upstream Monopolist into Downstream Markets,” *Information Economics and Policy*, Vol. 10(4), December 1998, pp. 551-570 (with D. Sibley).

“The Incentive to Discriminate by A Vertically-Integrated Regulated Firm: A Reply,” *Journal of Regulatory Economics*, Vol. 14(1), July 1998, pp. 87-91.

“The Economics of Access Pricing, Imputation, and Essential Facilities With Application To Telecommunications,” *Communication Law and Policy*, Vol. 3(1), January 1998, pp.1-33 (with A. Larson).

“The Competitive Incentives of Vertically Integrated Local Exchange Carriers: An Economic and Policy Analysis,” *Journal of Policy Analysis and Management*, Vol. 17(1), Winter 1998, pp. 74-93 (with D. Sibley).

“Opportunities vs. Incentives to Discriminate in The U.S. Telecommunications Industry,” *Telecommunications Policy*, Vol. 21(4), May 1997, pp. 309-316 (with M. Zhang).

“Revenue Sharing In Incentive Regulation Plans,” *Information Economics and Policy*, Vol. 8, 1996, pp. 229-248 (with D. Sappington).

“A Note on Price Cap Regulation and Competition,” *Review of Industrial Organization*, Vol. 11(4), August 1996, pp. 459-479 (with L. Taylor).

“Telephone Pools and Economic Incentives,” *Journal of Regulatory Economics*, Vol. 10, September 1996, pp. 123-146 (with D. Lehman).

“Potential Pitfalls in Empirical Investigations of the Effects of Incentive Regulation Plans in The Telecommunications Industry,” *Information Economics and Policy*, Vol. 8, 1996, pp. 125-140 (with D. Sappington).

PUBLICATIONS (CONTINUED):

“The Effects of Incentive Regulation In The Telecommunications Industry: A Survey,” *Journal of Regulatory Economics*, Vol. 9(3), May 1996, pp. 269-306 (with D. Kridel and D. Sappington).

Reprinted in *ECONOMIC REGULATION*, edited by Paul Joskow, Northampton MA: Edward Elgar Publishing, 2000, pp. 602-639.

“Regulation and the Vertically Integrated Firm: The Case of RBOC Entry Into InterLATA Long Distance,” *Journal of Regulatory Economics*, Vol. 8(3), November 1995, pp. 249-266.

“Why Less May Be More Under Price-Cap Regulation,” *Journal of Regulatory Economics*, Vol. 6(4), December 1994, pp. 339-362.

“Asymmetrical Regulation,” *Telecommunications Policy*, Vol. 18(7), October 1994, pp. 499-505.

“Designing Carrier of Last Resort Obligations,” *Information Economics and Policy*, Vol. 6(2), June 1994, pp. 97-119.

Designing Superior Incentive Regulation: Modifying Plans to Preclude Recontracting and Promote Performance,” *Public Utilities Fortnightly*, Vol. 132(5), March 1, 1994, pp. 27-32 (with D. Sappington).

Reprinted in *COMPETITION AND REGULATION IN ENERGY MARKETS*, edited by S. Eyre and M. Pollitt, Cheltenham, England: Edward Elgar Publishing, 2016.

“Designing Superior Incentive Regulation: Accounting for All of the Incentives All of the Time,” *Public Utilities Fortnightly*, Vol. 132(4), February 15, 1994, pp. 12-15 (with D. Sappington).

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“Harvard, Diversity, and the Courts,” *American Thinker*, October 24, 2019.

“The False Promise of the Minimum Wage Hike,” *American Thinker*, July 27, 2019.

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“Innovation and Optimal Ignorance,” *American Thinker*, June 15, 2019.

“What Constitutes ‘Discrimination’ in College Admissions?,” *Regulation*, Vol. 42(2), Summer 2019, pp. 24-27. [“The Author Responds,” Vol. 42(3), Fall 2019, pp. 3-6.]

“University Shootings Will Only Get Worse. Here is a Solution,” *American Thinker*, May 8, 2019.

“Taking A Closer Look At Diversity on College Campuses,” *Public Discourse*, March 14, 2019.

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“How Creative Destruction Has Begun To Pop The College Bubble” *The Federalist*, November 28, 2018.

“Groundhog Day at the FCC,” *Regulation*, Vol. 38(2), Summer 2015, pp. 56-58.

“Regulating Under the Influence: The FCC’s Title II Initiative for Broadband,” *Perspectives from FSF Scholars*, Vol. 10(7), The Free State Foundation, February 13, 2015.

Reprinted in *A READER ON NET NEUTRALITY AND RESTORING INTERNET FREEDOM*, edited by R. May and S. Cooper, Potomac MD.: The Free State Foundation, 2018, pp. 59-68.

“The ‘Third Way’ for Broadband Regulation: Goldilocks or the Big Bad Wolf?,” *Perspectives from FSF Scholars*, Vol. 5(16), The Free State Foundation, June 9, 2010.

“On Market Power and the Power of Markets: A Schumpeterian View of Dynamic Industries,” *Perspectives from FSF Scholars*, Vol. 3(5), The Free State Foundation, February 26, 2008.

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“Noonan, Contested Elections and the Course of History,” *The Wall Street Journal*, April 9, 2022.

“The Corporate Gamble on Wokeism,” *American Thinker*, February 1, 2022.

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“Profiles in Cowardice,” *American Thinker*, December 20, 2019.

“Academia Dies on the Hill,” *American Thinker*, December 6, 2019.

WORK IN PROGRESS:

“A Note on Regulatory Contestability and Cost Pass-Through.”

“Regulatory Contestability Under Duopoly.”

“Sequential Regulatory Lag.”

“Morality and Rationality in Pascal’s Wager.”

TESTIMONY AND AFFIDAVITS:

Alberta Utilities Commission

Arkansas Public Service Commission

British Columbia Utilities Commission

California Public Utilities Commission

Canadian Radio-Television and Telecommunications Commission

Colorado Public Utilities Commission

Federal Communications Commission

Florida Public Service Commission

Kansas Corporation Commission

Kansas State Legislature (Commerce Committee)

Massachusetts Department of Public Utilities

Missouri Public Service Commission

Texas Public Utilities Commission

United States Court of Appeals for the District of Columbia

United States Court of Appeals for the District of Columbia (Research Citations)

United States Supreme Court (Research Citation)

Washington Utilities and Transportation Commission

INVITED PRESENTATIONS:

“Race-Based Preferences in College Admissions: An Economist’s Journey,” Economics Club, Kansas State University, Manhattan, Kansas, January 2013.

“Telecommunications: Assessing the Lessons from the 1996 Telecommunications Act,” Deregulation Revisited: A Tribute to Fred Kahn. University of Colorado Law School, Boulder, Colorado, September 2008.

“Properly Structured Incentive Plans.” Missouri Public Service Commission, Electric Roundtable Discussion Group. Jefferson City, Missouri, December 2001.

“Regulatory Moral Hazard: Price Caps and Endogenous Entry Under the 1996 Telecommunications Act.” Competitive Entry In Regulated Industries. Center For Research In Regulated Industries, Rutgers University, Newark, New Jersey, May 2000.

“The Telecommunications Act of 1996: The ‘Costs’ of Managed Competition.” American Enterprise Institute, Washington D.C., September 1999 (with D. Lehman).

“Vertical Integration and Exclusionary Behavior in Network Industries.” The Rutgers University 12th Annual Western Conference of the Advanced Workshop In Regulation and Competition, San Diego, California, July 1999.

“The Political Economy of Price Cap Regulation.” The Rutgers University 11th Annual Western Conference of the Advanced Workshop In Regulation and Competition, Monterey, California, July 1998.

“Regulation and Common Costs: Estimation versus Allocation – A Discussion.” Pricing and Costing A Competitive Local Telecommunications Network. American Enterprise Institute, Washington D.C., November 1997.

“Does Tighter Price Cap Regulation Increase Consumer Welfare?” The Rutgers University 10th Annual Western Conference of the Advanced Workshop in Regulation and Public Utility Economics, San Diego, California, July 1997.

“Competition, Incentive Regulation, and Strategic Behavior Under The 1996 Telecommunications Act.” Utility Regulation And Strategy: The Basics Revisited. Conference sponsored by the Public Utility Research Center at the University of Florida, Gainesville, Florida, February 1997.

“Competitive Incentives of Vertically Integrated Local Exchange Carriers.” Twenty-Third Annual Telecommunications Policy Research Conference. Solomons, Maryland, October 1995; and The Rutgers University 9th Annual Western Conference of the Advanced Workshop In Regulation and Public Utility Economics, San Diego, California, July 1996.

INVITED PRESENTATIONS (CONTINUED):

“Seven Myths About Incentive Regulation.” Pricing and Regulatory Innovations Under Increasing Competition. Conference sponsored by the Center for Research in Regulated Industries, Rutgers University, Newark, New Jersey, October 1995.

“Strategic Behavior of the Vertically Integrated Firm: The Case of RBOC Entry into InterLATA Long Distance.” The Rutgers University 8th Annual Western Conference of the Advanced Workshop In Regulation and Public Utility Economics, San Diego, California, July 1995.

“The Promise and Pitfalls of Incentive Regulation.” Market and Technological Convergence: Implications For Regulation. Conference sponsored by the Public Utility Research Center at the University of Florida, Gainesville, Florida, April 1995.

“Potential Pitfalls in Empirical Investigations of the Effects of Incentive Regulation Plans in The Telecommunications Industry.” Telecommunications Infrastructure and the Information Economy: Interaction Between Public Policy and Corporate Strategy. Conference sponsored by the School of Business at the University of Michigan, Ann Arbor, Michigan, March 1995.

“Designing Incentive Regulation For The Telecommunications Industry.” American Enterprise Institute, Washington D.C., March 1995 (with D. Sappington).

British Broadcasting Corporation (BBC) Radio Interview with Dan Corry of the Institute For Public Policy Research, London, England. Documentary. “Analysis: The Regulatory State?” October 23, 1994.

“Designing Carrier of Last Resort Obligations.” The Rutgers University 7th Annual Western Conference of the Advanced Workshop in Regulation and Public Utility Economics, San Diego, California, July 1994.

“Incentive Regulation: Lessons From Telecommunications.” Innovative Incentive Rate Regulation for a Competitive Electric Utility Industry. Conference co-sponsored by the Center for Regulatory Studies and the Institute of Government and Public Affairs. Chicago, Illinois, April 1994.

“Why Less May Be More Under Price Cap Regulation.” Twenty-First Annual Telecommunications Policy Research Conference. Solomons, Maryland, October 1993; and The Rutgers University 12th Annual Eastern Conference of the Advanced Workshop in Regulation and Public Utility Economics, Brewster, Cape Cod, Massachusetts, May 1993.

“Managed Competition In Telecommunications.” Regulation and Planning In A Market Economy. Conference sponsored by the Public Utility Research Center, University of Florida. Gainesville, Florida, April 1993.

INVITED PRESENTATIONS (CONTINUED):

“Cross-Subsidization and Price Predation in Public Enterprise;” and "Incentive Regulation: Theory and Practice." Southeastern Regional Business and Economics Utilities Conference, Atlanta, Georgia, September 1991.

“Post-Divestiture Pricing Trends in The Telecommunications Industry.” Divestiture: Five Years Later. Conference sponsored by the Center for Telecommunications and Information Studies at Columbia University, Washington, D.C., March 1989.

“The Impact of Telecommunications Regulation on The Economic Incentives of Private Network Deployment.” National Communications Forum, Chicago, Illinois, October 1988.

“Protecting The Right To Be Served By Regulated Utilities Subject To Competition: A Critical Assessment.” 11th World Engineering Congress, Atlanta, Georgia, October 1988.

“Default Capacity Tariffs: Smoothing the Transitional Regulatory Asymmetries in The Telecommunications Marketplace.” Fifteenth Annual Telecommunications Policy Research Conference, Airlie, Virginia, November 1987.

“Traffic Sensitive Costs, Bypass and Pricing For Carrier of Last Resort.” Bell Communications Research Conference on Traffic Sensitive Cost Recovery. Seattle, Washington, July 1986.

“Forecasting Bypass Adoption In Telecommunications.” National Forecasting Conference, Denver, Colorado, June 1985.

“A General Theory of Point-to-Point Long Distance Demand.” Bell Communications Research Business Research Conference, Durango, Colorado, October 1984.

HONORS, AWARDS, AND GRANTS:

2008	MBA Student’s Professor of the Semester (First Time Award Presented to a Faculty Member Outside the College of Business Administration)
2004 - 2005	Center for Applied Economics Grant (Principal Investigator)
2004	Edgar S. Bagley Research Award
2001	Edgar S. Bagley Research Award
1999 - 2000	American Enterprise Institute Grant (Co-Principal Investigator)
1996	William L. Stamey Teaching Award

HONORS, AWARDS, AND GRANTS (CONTINUED):

1995	Edgar S. Bagley Research Award
1993	First-Place (Shared) In Graduate Student Paper Competition, Twenty-First Annual Telecommunications Policy Research Conference
1990 - 1993	Florida Public Service Commission Grant to the Public Utility Research Center at the University of Florida (Co-Principal Investigator)
1984 - 1993	Designated Very High Potential Manager, SBC Communications
1991	First-Place In Paper Competition sponsored by Public Utilities Reports, Inc., Southeastern Business and Economics Utilities Conference (with S. Berg)
1991	University of Florida Research Fellowship
1989	Management Stock Award, Southwestern Bell Corporation
1979	B.A. Conferred with High Honors
1971	Eagle Scout Award

EDITOR AND EDITORIAL BOARD SERVICE:

1997 - Present	<i>Journal of Regulatory Economics</i>	(Editorial Board)
1996 - Present	<i>Information Economics and Policy</i>	(Editorial Board)
2009 - 2014	<i>The Review of Network Economics</i>	(Editor)
2003 - 2009	<i>The Review of Network Economics</i>	(Editorial Board)

REFEREE/REVIEWER FOR:

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American Economic Review
Applied Stochastic Models in Business and Industry
Cambridge University Press
Contemporary Economic Policy
Eastern Economic Journal
Economic Inquiry
Economics Letters
Edward Elgar Publishing
Empirical Economics
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