

Acknowledgements

Since the appearance of my previous book, *Rethinking Contract Law and Contract Design*, I have been focusing my attention on the law of contract damages. This volume collects some of my recently published work along with five previously unpublished essays. I have taken the liberty to drastically prune the excessive footnoting beloved by law reviews. Half the chapters concern American law and half English. Given that few scholars and practitioners keep up with the law and scholarship in both countries, I thought it would be useful to put the papers together in one place. I have benefited from comments at workshops at Columbia School of Law, Washington & Lee School of Law, London School of Economics, and Tubingen University. I would like to thank the following for their thoughts and comments: Rick Brooks, Lord Lawrence Collins, Sir Ross Cranston, James Edelman, Johannes Flume, Maeve Glass, Duncan Hardock, Michael Hefter, Avery Katz, Adam Kramer, Jody Kraus, Mark Lawson, Ethan Leib, Yael Lifshitz, Jonathan Morgan, Ed Morrison, Ryan M. Philp, Sir Bernard Rix, Leonora Sagan, Bob Scott, Robert Stevens, Andrew (Dyson) Summers, John Taurman, Andrew Verstein, Glenn West, and Florencia Wurgler.

The earlier versions of the chapters are as follows: full citations are given in the references. Chapter 1 (2018a); Chapter 2 (2016a); Chapter 3 (2017a); Chapter 5 (2016c); Chapter 8 (2015b); Chapter 9 (2017b); Chapter 10 (2018b); Chapter 12 (2016b).

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Rethinking *Jacob & Youngs v. Kent*, 66 *Case, Western Reserve Law Review* 111 (2015b);

After *The Golden Victory*: Still Lost at Sea, 22 *J. of Int'l Maritime Law*, 111 (2016a);

The New Business Rule and Compensation for Lost Profits, 1 *Criterion J. on Innovation*, 341 (2016b);

From *British Westinghouse* to the *New Flamenco*: Misunderstanding Mitigation, 22 *J. of Int'l Maritime Law* 370 (2016c);

The Lost Volume Seller, R.I.P., 2 *Criterion J. on Innovation*, 205 (2017a);

Victoria Laundry's Dirty Linen, 2 *Criterion J. on Innovation*, 523 (2017b);

Reckoning Contract Damages: Valuation of the Contract as an Asset, 75
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17 (2018b).