

ACADEMIC PUBLICATIONS

Articles

1. **David Gilo Yossi Moshe and Yossi Spiegel**, "[Partial Cross Ownership and Tacit Collusion](#)," 37 RAND Journal of Economics 81-99 (2006).
2. **David Gilo and Yaron Yehezkel**, "Vertical Collusion," RAND Journal of Economics (2019).
3. **Nadav Levi, Yossi Spiegel and David Gilo**, "Partial Vertical Integration, Ownership Structure and Foreclosure", American Economic Journal: Microeconomics (2017).
4. **David Gilo Ehud Guttel and Erez Yuval**, "Negligence, Strict Liability and Collective Action", 42 Journal of Legal Studies (2013).
5. **David Gilo**, "[The Anticompetitive Effect of Passive Investment](#)," *Michigan Law Review*, vol. 99, p. 1-47 (2000).
6. **David Gilo and Ariel Porat**, "[The Hidden Roles of Boilerplate and Standard-Form Contracts: Strategic Imposition of Transaction Costs, Segmentation of Consumers, and Anticompetitive Effects](#)," *Michigan Law Review*, vol. 104, 983-1032 (2006).
7. **David Gilo and Ehud Guttel**, "[Negligence and Insufficient Activity: The Missing Paradigm in Torts](#)," *Michigan Law Review* (2009).
8. **David Gilo and Yossi Spiegel**, "[The Antitrust Prohibition of Excessive Pricing](#)," International Journal of Industrial Organization, forthcoming (2018).
9. **Ariel Ezrachi and David Gilo**, "[EU Competition Law and the Regulation of Passive Investments Among Competitors](#)" Oxford Journal of Legal Studies, vol. 26, p. 327–349 (2006)
10. **David Gilo**, "[A Market-Based Approach to Telecom Interconnection](#)," *Southern California Law Review*, vol. 77 (2003), 1-75.
11. **David Gilo and Ariel Porat**, "[Viewing Unconscionability through a Market Lens](#)", *William and Mary Law Review* (2010).
12. **David Gilo**, "[Retail Competition Percolating through to Suppliers, and Using Vertical Integration, Vertical Restraints and Tying to Stop It](#)," *Yale Journal on Regulation*, vol. 20, p. 25, 57-81 (2003).
13. **Ariel Ezrachi and David Gilo**, "[Excessive Pricing, Entry, Assessment, and Investment: Lessons From The Mittal Litigation](#)" *Antitrust Law Journal*, Vol 76, p. 873 (2010).
14. **David Gilo and Felice Simonelli**, "[The Price-Increasing Effects of Domestic Code-Sharing Agreements for Non-Stop Airline Routes](#)," *Journal of Competition Law and Economics*.
15. **Assaf Eilat, David Gilo and Guy Sagi**, "[Loyalty Discounts, Exclusive Dealing and Bundling: Rule of Reason, Quasi Per Se, Price-Cost Test or Something in between?](#)," *Journal of Antitrust Enforcement* (2015).
16. **David Gilo and Yossi Spiegel**, "[Network Interconnection with Competitive Transit](#)," *Information Economics and Policy*, vol. 16 (2004) 439-458.

17. **David Gilo**, "[The Problem of Bank Rescues: A Comment on Miwa and Ramseyer](#)", *Theoretical Inquiries in Law*, vol. 6, p. 65-70 (2004).
18. **David Gilo and Yossi Spiegel** "[The Credit Card Industry in Israel](#)," *Review of Network Economics*, Vol.4, Issue 4 – December 2005.
19. **Ariel Ezrachi and David Gilo**, "[Are Excessive Prices Really Self-Correcting?](#)", *Journal of Competition Law and Economics* (2008).
20. **David Gilo and Yossi Spiegel**, "Partial Vertical Integration in Telecommunications Markets in Israel, *Quarterly of Economics*, 2010 ([in Hebrew](#)).
21. **David Gilo and Alon Klement**, "Procedure and Substance in Excessive Pricing Class Actions: A Combined Approach for Realizing Optimal Deterrence", forthcoming, *Iunei Mishpat* Vol. 45 (2021) ([in Hebrew](#)).
22. **David Gilo**, "[The \(Lack of\) Economic Analysis by Courts in Israeli Antitrust Cases Concerning Restraints of Trade](#)," *Israel Law Review*, vol. 39(3) p. 98-122 (2006).
23. **David Gilo**, "Tnuva vs. the Head of the Antitrust Authority: Dynamic Analysis in Mergers", *Hamishpat Law Review* vol. 8 (1998). ([in Hebrew](#))
24. **David Gilo**, "Toward a New Legal Policy Toward Covenants not to Compete," *Tel Aviv University Law Review*, vol. 23, p. 63 (2000). ([in Hebrew](#))
25. **David Gilo**, "Is it Sensible to Break Down the Dam of Illegal Restraints and Block the Flood with Ad Hoc Fences?" *Tel Aviv University Law Review*, vol. 27 (2003). ([in Hebrew](#))
26. **David Gilo**, "When Contracts Harm Competition in The Promisee's Market," *Tel Aviv University Law Review*, vol. 28 (2004). ([in Hebrew](#))
27. **David Gilo**, "Trade Secrets, Competitiveness and Asymmetric Information," *Din Udvarim Law Review*, vol. 2, 675 (2006). ([in Hebrew](#))
28. **David Gilo**, "Passive Investments among Competitors in Israel", *Mishpatim Law Review* (2006). ([in Hebrew](#)).
29. **David Gilo**, "The Importance of the Proposed Amendment Number 9 of the Antitrust Act, its Declarative Nature, And A Proposal to Remove The Burden of Economic Analysis from Civil Courts," *Tel Aviv University Law Review*, vol. 29 (2006). ([in Hebrew](#))
30. **David Gilo**, "The Complexity of the Anticompetitive Effects of Exclusivity in Shopping Malls," *Mechkarei Mishpat Law Review*, vol. 23(1) (2006). ([in Hebrew](#)).
31. **David Gilo**, "Changes in The Treatment of Vertical Restraints," *Hamishpat* (2007) ([in Hebrew](#))
32. **David Gilo**, "Mergers According to The Antitrust Law-A Critical Assessment," *Law and Business* (2008) ([in Hebrew](#))

33. **David Gilo**, “Are Price Recommendations An Antitrust Violation, and Why?,” *Iunei Mishpat*, (2010) ([in Hebrew](#))
34. **Ariel Ezrachi and David Gilo**, “The Power of the Private Label-an Antitrust Perspective”, *Taagidim* (2010) ([in Hebrew](#))
35. **David Gilo**, “Excessive Pricing as Abuse of Monopoly Power” (in Hebrew), *Mishpatim Law Review*, Vol. 45 (2015)
36. **David Gilo**, “The Food Law” ([In Hebrew](#)), *Mechkarei Mishpat* (2015).
37. **David Gilo**, “The Prohibition of Excessive Pricing by Dominant firms: Naor v. Tnuva in light of Gafniel v. The Central Bottling Company”, ([in Hebrew](#))

b. Chapters in Books:

38. **David Gilo and Ariel Porat** “[The Unconventional Uses of Transaction Costs](#)”, *Boilerplate: Foundations of Market Contracts*, (Omri Ben Shahr-ed.) Cambridge University Press (2007).
39. **David Gilo** “[Passive Investment](#)”: *Issues in Competition Law and Policy* (American Bar Association, Wayne Dale Collins Ed. 2006).
40. **David Gilo** “[The Deterrent Factor of Damages that Affect Pricing](#),” in *Comparative Remedies for Breach of Contract*, 235-247 (Nili Cohen and Ewan McKendrick, ed., Hart, Oxford, 2005).
41. **David Gilo** "[Private labels, dual distribution and vertical restraints – An analysis of the competitive effects](#)," *Private Labels, Brands and Competition Policy, The Changing Landscape of Retail Competition* (Ariel Ezrachi & Ulf Bernitz eds, 2008).
42. **Ariel Ezrachi and David Gilo** “[The Darker Side of the Moon–The Assessment of Excessive Pricing and Proposal for a Post-entry Price-cut Benchmark](#)” *Studies of the Oxford Institute of European and Comparative Law* (Hart publishing) (2010).
43. **David Gilo**, “A Coherent Approach to the Antitrust Prohibition of Excessive Pricing by Dominant Firms”, Forthcoming in “Excessive Pricing and Competition Law Enforcement” (Frederic Jenny and Yannis Katsoulacos, eds. Springer 2018).
44. **David Gilo**, “Excessive Pricing by Dominant Firms, Private Litigation, and the Existence of Alternative Products”, Forthcoming in *Frédéric Jenny Liber Amicorum, Concurrences*, 2018.
45. **David Gilo and Yossi Spiegel** “Vertical Restraints” in *Economics and Legal Analysis of Antitrust Law* (M. Gal and M. Perlman eds) (2008) ([in Hebrew](#)).

46. **David Gilo** “Intervention against Oppressive Terms in Standard Form Contracts in a Competitive Market, and the Virtue of a Monetary Sanction against Oppression” in The Friedmann Book (N. Cohen and O. Grosskopf eds) (2007) ([in Hebrew](#)).
47. **David Gilo** “Economic Analysis of Antitrust” in “Economic Analysis of Law” (U. Procaccia) (2013) ([in Hebrew](#)).
48. **David Gilo**, “Minimum Resale Price Maintenance after Supersol” (in Hebrew), forthcoming in The Rubinstein Book, 2018.

Book

Ariel Ezrachi and David Gilo

“A Comparative Analysis of Israeli and EU Competition Law” (Nevo, 2019)