

GOLD, A. S. / P. B. MILLER, EDS.: PHILOSOPHICAL FOUNDATIONS OF FIDUCIARY LAW

Introduction, Andrew S. Gold and Paul B. Miller

Part I. Fiduciary Relationships

1: The Role of Status in the Law of Obligations: Lessons for Fiduciary Duties, The Hon. Justice James Edelman

2: Ascribing and Limiting Fiduciary Obligations: Understanding the Operation of Consent, Joshua Getzler

3: The Fiduciary Relationship, Paul B. Miller

4: Managing our Money: The Law of Financial Fiduciaries as a Private Law Institution, Hanoch Dagan and Sharon Hannes

Part II. Fiduciary Duties

5: Fiduciary Loyalty as Kantian Virtue, Irit Samet

6: Can We Be Obligated to Be Selfless?, Lionel D. Smith

7: Is Loyalty a Virtue, and Even If It Is, Does it Really Help Explain Fiduciary Liability?, J.E. Penner

8: The Loyalties of Fiduciary Law, Andrew S. Gold

Part III. Economic Theory: Constructive and Critical Perspectives

9: An Economic Theory of Fiduciary Law, Robert H. Sitkoff

10: Sharing Ex Ante and Ex Post: The Non-Contractual Basis of Fiduciary Relations, Daniel Markovits

11: Knowledge in Fiduciary Relations, Richard R.W. Brooks

12: How to Water Down Fiduciary Duties, Tamar Frankel

13: Why Fiduciary Law is Equitable, Henry Smith

Part IV. Fiduciary Principles in Context: Private Law

- 14: Virtue and Utility: Fiduciary Law in Civil Law and Common Law Jurisdictions, Michele Graziadei
- 15: Constituency Directors and Corporate Fiduciary Duties, Martin Gelter and Geneviève Helleringer
- 16: The Fiduciary Character of Agency and the Interpretation of Instructions, Deborah A. DeMott
- 17: On Trust and Transubstantiation: Mitigating the Excesses of Ownership, Avihay Dorfman

Part V. Fiduciary Principles in Context: Public Law

- 18: Fiduciary Authority and the Service Conception, Evan Fox-Decent
- 19: Mapping Public Fiduciary Relationships, Ethan J. Leib, David L. Ponet, and Michael Serota
- 20: A Sacred Trust of Civilization: Fiduciary Foundations of International Law, Evan J. Criddle