
Price-Cap Regulation and the Incentive to Cooperate in Research

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Abstract

This paper considers the impact of price-cap regulation on R&D and the incentive of firms to form research joint ventures. Using a symmetric two-stage duopoly model of cost-reducing R&D with multiple forms of research cooperation, we find that R&D is greatest when firms fully cooperate in research and share all research knowledge. Price-cap regulation, however, appears to have a small but negative effect on R&D, leading to lower total welfare.

Introduction

During the 1990s the telecommunications industry, along with other traditionally regulated industries, replaced rate-of-return forms of regulation with price-cap and other incentive-based types of regulation.¹ Before the divestiture of AT&T in 1984, for example, all 50 states employed rate-of-return regulation to regulate intrastate telecommunication operations. Following the divestiture, however, several states began experimenting with alternative forms of incentive-based regulations (e.g. earnings sharing regulation, rate case moratoria, and price-cap regulation).² By 1996, price-cap regulation had emerged as the most common form of these new regulations. By the time of the new millennium, only twelve states retained the use of rate-of-return regulation, while thirty-five utilized price-cap regulation (see Ai and Sappington, 2002).

The rise of price-cap regulation can be attributed to its potential of providing stronger incentives for innovation than traditional rate-of-return regulation (see Vogelsang, 2002; Clemenz, 1991; Cabral and Riordan, 1989).³ Empirical support for this view has gained considerable ground in recent years. Studies by Ai and Sappington (2002), Prieger (2002; 2001), and Resende (2000) have all found price-caps to be associated with greater innovation and greater productive efficiency, while Uri (2001a) and Lehman and Weisman (2000) have found qualified support.

The potential of price-cap regulation to encourage greater innovation has special importance in industries such as telecommunications, where innovations play a critical role in the industry's growth. Uri (2001b), for example, finds that productivity in telecommunications increased nearly 5% per year in the 1990s, with much of this growth primarily due to the development of new production technolo-

gies. The practice of developing these innovations, however, has increasingly involved firms cooperating with other firms. Duysters and Hagedoorn (2000) find that joint research partnerships in telecommunications during the 1989 to 1996 period were up 317% over the 1980 to 1988 period.⁴ This emerging practice of regulated firms increasing R&D through R&D cooperation with other firms, however, remains largely ignored in the theoretical and empirical literatures.

The purpose of this paper is to explore the impact of price-cap regulation in an environment where firms may choose to cooperate in the development of research. Our analysis relies on a symmetric two-stage duopoly model to compare R&D and output levels both with and without price-cap regulation. In the initial stage, firms must choose to either compete in the production of R&D, form a research joint venture by cooperating in the production of R&D, or cooperate in the production of R&D and fully share all cost-reducing research information. Table 1 presents a summary description of these three research scenarios. In the second stage of our model, firms compete in the output market.⁵ The results are then compared based on the substitutability of the firm's products, the presence and efficacy of price-cap regulation and the degree to which new knowledge can spillover to rival firms. A spillover occurs, for example, when a firm's privately created knowledge becomes publicly available and the firm lacks any legal mechanism to enforce excludability.⁶

Table 1
Research Scenarios

Research Scenario	R&D Production	R&D Spillovers
Noncooperative Research (N)	Firms are noncooperative in the production of R&D.	Firms do not fully share cost reducing research information, although some information may become public ($0 \leq \sigma < 1$).
Cooperative Research (C)	Firms cooperate in the production of R&D.	Firms do not fully share cost reducing research information, although some information may become public ($0 \leq \sigma < 1$).
Cooperative Research and Full Information Sharing (CS)	Firms cooperate in the production of R&D.	Firms fully share all cost reducing research information ($\sigma = 1$).

Our findings indicate that the intersection between regulatory policies and research cooperation matters. R&D is greatest when firms cooperate in the produc-

tion of research, fully share all research information, and are unregulated. Production output, however, is greatest when firms cooperate in the production of research, fully share all research information, but are subject to price-cap regulation. With respect to the three research scenarios, research production cooperation coupled with full research information sharing (CS) consistently dominates noncooperative research production (N) and cooperative research production (C). When R&D information has a low rate of spillover to other firms, noncooperative research production dominates cooperative research production. When the information spillover rate is high, however, cooperative research production dominates noncooperative research production.

The following section presents the initial postulations and the subgame-perfect Nash equilibrium outcomes. The final section presents an analysis of the results and suggestions for further research. All proofs are included in the Appendix.

The Model

Consider an industry of two firms with the linear inverse demand:

$$P = a - q_i - \beta q_j, \quad \beta \in (0,1) \quad (1)$$

where P is market price, q_i is output from the i^{th} firm, q_j is output from the j^{th} firm, and β is a substitutability parameter. If $\beta = 1$, then q_i and q_j are perfectly substitutable. If $\beta = 0$, then q_i and q_j are perfectly unsubstitutable (i.e. each firm is a monopoly).

Assume that per unit production cost may be lowered through cost reducing R&D,

$$c_i = c - x_i - \sigma x_j, \quad \sigma \in (0,1) \quad (2)$$

where x_i is cost reducing R&D from the i^{th} firm and x_j is cost reducing R&D from the j^{th} firm. We assume that $c > x_i + \sigma x_j$, since costs cannot be negative. The parameter σ represents exogenous R&D spillovers. If both firms agree to fully share all cost-reducing research information, then the spillover is internalized, and $\sigma = 1$.

In the absence of a research information sharing agreement, some research knowledge may still spillover given the public good nature of knowledge, hence $0 \leq \sigma < 1$. Knowledge spillovers may also arise by deliberate disclosures or involuntary leaking, for example. The case of $\sigma = 0$ would imply that all cost-reducing research information remains private to the firm.

Following from d'Aspremont and Jacquemin (1988), De Bondt, Slaets, and Cassiman (1992), and Poyago-Theotoky (1995), it is assumed that the total cost of firm i 's own R&D reflects the existence of decreasing returns to scale:

$$\gamma \frac{x_i^2}{2}, \quad (3)$$

where γ is the price of R&D.

Price-cap regulation (PC) involves the imposition of a binding price ceiling that is periodically adjusted downwards by a preannounced productivity factor. In the literature on PC regulation, it is common to assume that the regulated price is initially set equal to the firm's per unit production costs, thus enabling the firm to make normal profits (see Heyes and Liston-Heyes, 1998; Clemenz, 1991; Carbral and Riordan, 1989). This price-cap is then periodically adjusted downwards by some factor X (often referred to as the *RPI - X* factor, where *RPI* is the retail price index). This adjustment lowers the price-cap to account for changes in projected industry-wide technological improvement.⁷ Firms can make greater than normal profits if they produce cost-reducing innovations in excess of X . If firms produce innovations amounting to less than X , however, they may request a rate hearing. The result of this rate hearing will be that the regulator adjusts the price-cap so that the firm is again making normal profits.⁸

It is assumed that the firm never chooses a price below the PC (hence, the PC is binding). The regulator initially sets the price-cap equal to the firm's per unit production costs. This cap is subsequently adjusted downwards by X :

$$\bar{P} = c - X. \quad (4)$$

The objective of the regulator is to anticipate future cost-reducing innovations by the firm, meaning $\bar{P} = c - x_i - \sigma x_j$. The firm will be able to gain financially if actual cost reductions ($x_i + \sigma x_j$) are greater than the adjustment factor (X). If $X > x_i + \sigma x_j$, however, the firm requests a rate hearing and forces the regulator to set $X = x_i + \sigma x_j$.

From (1), the inverse demand is $P = a - q_i - \beta q_j$. Hence, the per unit regulatory objective is:

$$(a - q_i - \beta q_j) - c + x_i + \sigma x_j = 0. \quad (5)$$

The problem for the PC regulated firm is then to maximize profits subject to the regulatory constraint:

$$L = (a - q_i - \beta q_j - c + x + \alpha x_j) q_i - \gamma \frac{x_i^2}{2} - \lambda(a - q_i - \beta q_j - c + x_i + \alpha x_j), \tag{6}$$

where $0 \leq \lambda \leq 1$, and λ reflects the efficacy of regulation. This is the second stage payoff function for the i^{th} firm. As λ approaches one, regulation converges to the regulator’s objective (5). As λ falls towards zero, regulation diverges from the regulator’s objective (X falls increasingly further below the actual amount of cost-reducing innovation, $x_i + \alpha x_j$).⁹

Proposition 1: *If $\sigma > \frac{\beta}{2}$, then $x_i^{CS} > x_i^C > x_i^N$, $q_i^{CS} > q_i^N$, and $W_i^{CS} > W_i^C > W_i^N$. If $\sigma < \frac{\beta}{2}$, however, $x_i^{CS} > x_i^N > x_i^C$, $q_i^{CS} > q_i^N > q_i^C$, and $W_i^{CS} > W_i^N > W_i^C$. (Proof provided in the Appendix.)*

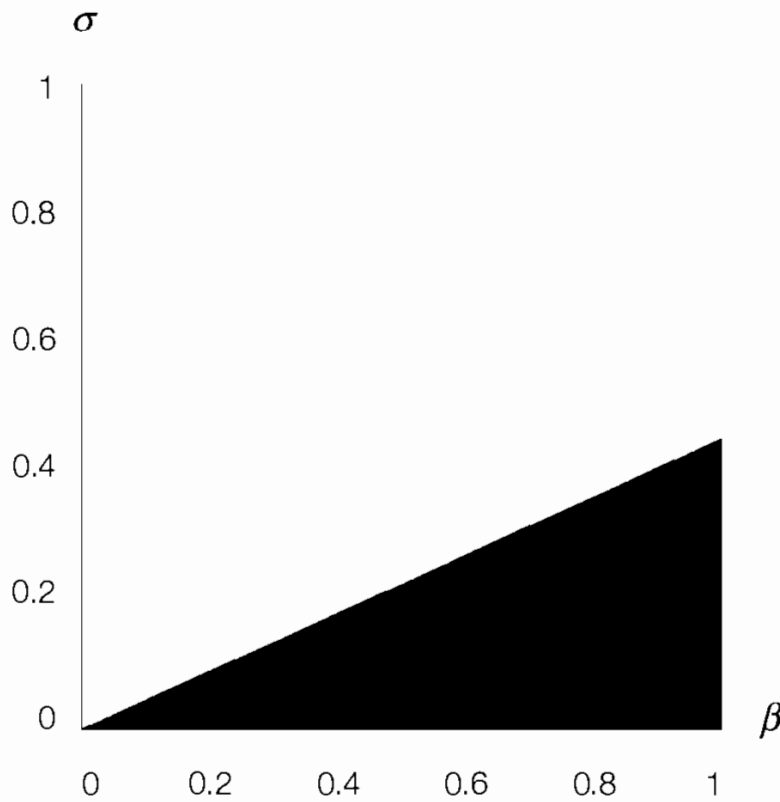
Proposition 1 tells us that R&D is greatest under research cooperation coupled with full sharing of all cost reducing R&D information (x_i^{CS}). When spillovers of research information are greater than 0.5 and product substitutability is sufficiently low, noncooperative research production (x_i^N) is inferior to cooperative research production, *ceteris paribus*. This relationship is plotted in Figure 1. The shaded area represents values of σ and β that result in x_i^N being greater than x_i^C .

This relationship between x_i^N and x_i^C occurs because noncooperative research suffers from an appropriability problem; when research information becomes public at a high rate, and rival products are relatively unsubstitutable (the non-shaded area of Figure 1), the firm finds it profit maximizing to reduce their own production of R&D and free ride off the research efforts of the rival firm. In this case, the firm can overcome this appropriability problem by agreeing to cooperate in the production of R&D (hence, $x_i^C > x_i^N$).

Production output and total welfare (the “first-best” standard) follow similarly. If $\sigma > 0.5\beta$, then $q_i^{CS} > q_i^C > q_i^N$ and $W_i^{CS} > W_i^C > W_i^N$. If $\sigma < 0.5\beta$, however, $q_i^{CS} > q_i^N > q_i^C$ and $W_i^{CS} > W_i^N > W_i^C$. That is, cooperative research production coupled with full information sharing dominates the noncooperative and cooperative research production. The noncooperative research scenario outperforms the cooperative research scenario, so long as information spillovers are less than 0.5 and

product substitutability is sufficiently high. Otherwise, the appropriability problem causes noncooperative research production to underperform cooperative research production.

Figure 1
The Appropriability Problem



Note: In the shaded area, $x_i^N > x_i^C$; in the non-shaded area $x_i^N < x_i^C$.

Proposition 2: *R&D and total welfare from each of the three research scenarios are decreasing functions of the PC regulatory parameter, λ . Production output, however, is an increasing function of the PC regulatory parameter. (Proof provided in the Appendix.)*

As the regulatory parameter approaches unity, R&D falls, *ceteris paribus*. Whenever $\lambda < 1$, this implies that the regulator is not able to fully enforce its regulatory objective (5). This would occur when the price-cap is not lowered by the full amount of the firm’s cost-reducing R&D ($x_i + \sigma x_i$), thus enabling the firm to earn greater than normal profits. When the enforcement of PC regulation improves (as $\lambda \rightarrow 1$), the firm receives less of the benefits from cost-reducing innovation. As a result, R&D decreases.

Production output under PC regulation, by contrast, is an increasing function of the regulatory parameter in each of the three research scenarios. As $\lambda \rightarrow 1$, the

profit maximizing firm is induced to increase production output. This effect has important welfare implications. Better enforcement of PC regulation forces the firm to transfer the benefits from cost-reducing innovations to consumers in the form of increased output (recall that if $\lambda = 1$, then $X = x_i + \alpha x_j$). Consumer surplus, therefore, is increasing in λ .

What is good for consumers is not, in the case of PC regulation, good for producers. Total profit for the firm under each of the three research scenarios decreases as $\lambda \rightarrow 1$. Lax regulation means the firm can gain greater profits because actual cost-reducing innovations ($x_i + \alpha x_j$) are greater than the regulatory productivity-adjustment factor (X). The impact of regulation on total profit within each of the three research scenarios, however, is greater than the impact on consumer surplus. Hence, as λ approaches unity, total welfare decreases.

Conclusion

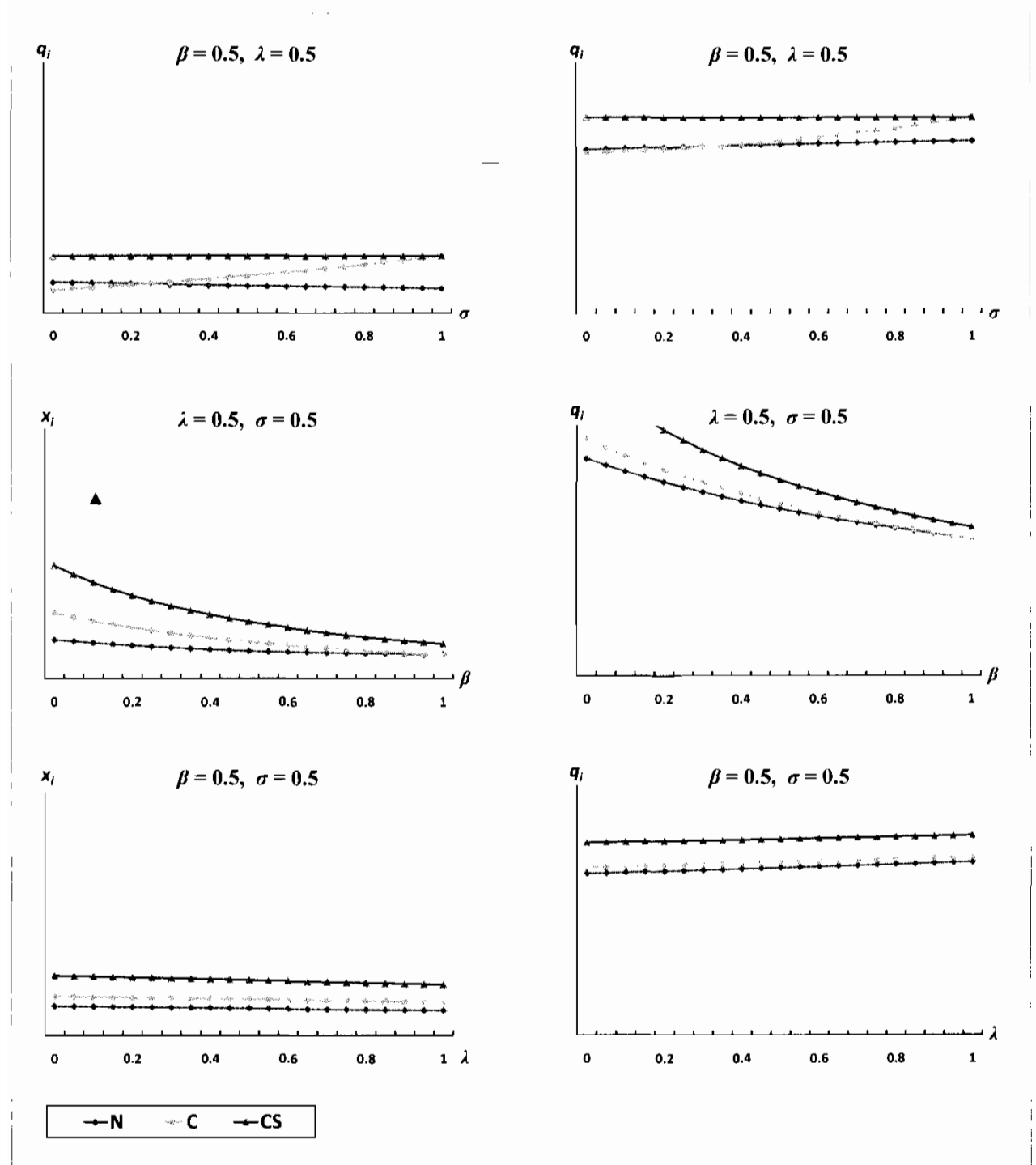
This article has considered the impact of price-cap regulation on the incentive to cooperate in R&D. Our findings are based on a symmetric two-stage duopoly framework in which the firms choose to either compete in the production of R&D, cooperate in R&D production, or cooperate in R&D production and share all research information. The findings have relevance to industries such as telecommunications, where price-cap regulation occurs alongside the increasing use of inter-firm research partnerships.

Figure 2 presents a graphical summary of the R&D and production output rankings.¹⁰ The first column of the graphs plots R&D (x_i) on the vertical axes, while the second column plots production output (q_i). Each row presents variations of a different parameter (σ , β , and λ , respectively), while keeping the remaining two parameters constant at 0.5. Notice that x_i and q_i are always greatest when firms cooperate in the production of research and fully share research information (CS). Noncooperative research production (N) performs better than cooperative research production (C) in terms of R&D and output only when research spillovers are less than 0.5 and product substitutability is sufficiently high (i.e. when $\sigma < 0.5\beta$). Otherwise, noncooperative research production suffers from an appropriability problem and is inferior to cooperative research production.

With respect to price-cap regulation, R&D is greatest when the firm is unregulated ($\lambda = 0$), though the impact of regulation appears relatively small. This outcome is replicated in each of the three research scenarios. Production output, by contrast, increases as the efficacy of regulation increases ($\lambda \rightarrow 1$). This outcome is

again replicated in each of the three research scenarios. Consequently, price-cap regulation presents important tradeoffs between R&D and production output. Using a first-best total welfare standard, our analysis suggests that the gains from effective enforcement of price-cap regulation do not offset the R&D losses, at least in the comparative static setting.

Figure 2
R&D and Production Output Comparisons



It remains an open question, however, how robust these findings would be in a more dynamic setting, or what insights empirical testing may provide. Given the ongoing coexistence of price-cap regulation in industries with firms engaging in cooperative research agreements, it is hoped that our findings will prove suggestive for future research.

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Appendix

Proof of Proposition 1: The Nash-Cournot symmetric equilibrium for the second stage is:

$$q_i = \frac{(a - c - \lambda)(\beta - 2) + x_i(\beta\sigma - 2) + x_j(\beta - 2\sigma)}{\beta^2 - 4} \quad (\text{A1})$$

If q_i were negative, the firm would not produce. It is therefore assumed that q_i is positive. This in turn requires that $a - c - \lambda > 0$. The first stage payoff function for the i^{th} firm is found by substituting (A6), into the second stage profit function (9):

$$\Pi_i = \left[\frac{[a - c - \lambda(\beta + 1)](\beta - 2) + x_i(\beta\sigma - 2) + x_j(\beta - 2\sigma)}{(\beta^2 - 4)^2} \right] \{-\lambda(\beta^2 - 4) + [(a - c + \lambda)(\beta - 2) + x_i(\beta\sigma - 2) + x_j(\beta - 2\sigma)]\} - \gamma \frac{x_i^2}{2}. \quad (\text{A2})$$

Under noncooperative research production, the symmetric profit maximizing level of R&D (x_i^N) is found by differentiating (A1) with respect to x_i :

$$x_i^N = \frac{2(a - c - \lambda - \lambda\beta)(2 - \beta\sigma)}{\gamma(2 - \beta)(2 + \beta)^2 - 2(1 + \sigma)(2 - \beta\sigma)}. \quad (\text{A3})$$

Substituting x_i^N into (A1) yields the profit maximizing level of production output for the game:

$$q_i^N = \frac{\gamma(4 - \beta^2)(a - c + \lambda) - 2\lambda(1 + \sigma)(2 - \beta\sigma)}{\gamma(2 - \beta)(2 + \beta)^2 - 2(1 + \sigma)(2 - \beta\sigma)}. \quad (\text{A4})$$

Substituting x_i^N and q_i^N into second stage profits (6), reveals firm i 's total profits for the game:

$$\Pi_i^N = \frac{\gamma(-a + c + \lambda + \lambda\beta)^2[\gamma(4 - \beta^2)^2 - 2(2 - \beta\sigma)^2]}{[\gamma(2 - \beta)(2 + \beta)^2 - 2(1 + \sigma)(2 - \beta\sigma)]^2}. \quad (\text{A5})$$

With linear inverse demand (1), consumer surplus is $q_i^N(1 + \beta)$. Total welfare is the sum of consumer surplus plus profit:

$$W_i^N = \frac{\gamma(-a + c + \lambda + \beta\lambda)^2[\gamma(\beta^2 - 4)^2 - 2(\beta\sigma - 2)^2]}{[\gamma(\beta - 2)(2 + \beta)^2 - 2(1 + \sigma)(\beta\sigma - 2)]^2} + \frac{(1 + \beta)[\gamma(\beta^2 - 4)(a - c + \lambda) + 2\lambda(2 - 2\sigma + \beta\sigma - \beta\sigma^2)]^2}{[\gamma(\beta - 2)(2 + \beta)^2 - 2(1 + \sigma)(\beta\sigma - 2)]^2}. \quad (\text{A6})$$

When firms cooperate in the production of R&D, the profit maximizing symmetric level of R&D (x_i^C) is found by adding both profit functions (A2) together and differentiating with respect to R&D:

$$x_i^C = \frac{2(a - c - \lambda - \lambda\beta)(1 + \sigma)}{\gamma(2 + \beta)^2 - 2(1 + \sigma)^2}. \quad (\text{A7})$$

Substituting x_i^C into (A1) yields the profit maximizing level of production output for the game:

$$q_i^C = \frac{\gamma(2 + \beta)(a - c + \lambda) - 2\lambda(1 + \sigma)^2}{\gamma(2 + \beta)^2 - 2(1 + \sigma)^2}. \quad (\text{A8})$$

Substituting x_i^C and q_i^C into second stage profits (6), reveal firm i 's total profits:

$$\Pi_i^C = \frac{\gamma(-a + c + \lambda + \lambda\beta)^2}{\gamma(2 + \beta)^2 - 2(1 + \sigma)^2}. \quad (\text{A9})$$

With linear inverse demand (1), consumer surplus is $q_i^C(1 + \beta)$. Total welfare is the sum of consumer surplus plus profit:

$$W_i^C = [\gamma(2 + \beta)^2 - 2(1 + \sigma)^2]^2 \{ \gamma[\gamma(2 + \beta)^2 - 2(1 + \sigma)^2] (-a + c_i + \lambda + \lambda\beta)^2 + (1 + \beta)[2\lambda(1 + \sigma)^2 - \gamma(2 + \beta)(a - c + \lambda)]^2 \}. \quad (A10)$$

When firms cooperate in the production of R&D *and* fully share all cost-reducing research information, $\sigma = 1$. Consequently,

$$x_i^{CS} = \frac{4(a - c - \lambda - \lambda\beta)}{\gamma(2 + \beta)^2 - 8}, \quad q_i^{CS} = \frac{\gamma(2 + \beta)(a - c + \lambda) - 8\lambda}{\gamma(2 + \beta)^2 - 8},$$

$$\Pi_i^{CS} = \frac{\gamma(-a + c + \lambda + \lambda\beta)^2}{\gamma(2 + \beta)^2 - 8},$$

and

$$W_i^{CS} = \frac{\gamma[\gamma(2 + \beta)^2 - 8] (-a + c + \lambda + \lambda\beta)^2 + (1 + \beta)[\gamma(2 + \beta)(a - c + \lambda) - 8\lambda]^2}{[\gamma(2 + \beta)^2 - 8]^2}.$$

(A11)

The second order conditions for each of the three research scenarios (N, C, and CS) are as follows:

$$\gamma > \frac{2(1 + \sigma)(2 - \beta\sigma)}{(2 - \beta)(2 + \beta)^2}, \quad \gamma > \frac{2(1 + \sigma)^2}{(2 + \beta)^2}, \quad \text{and} \quad \gamma > \frac{8}{(2 + \beta)^2}, \quad (A12)$$

respectively. Note that each ensures that the dominator is always positive.

Consequently, x_i^{CS} is greater than x_i^C for all σ and β because

$$\frac{4(a - c - \lambda - \lambda\beta)}{\gamma(2 + \beta)^2 - 8} > \frac{2(a - c - \lambda - \lambda\beta)(1 + \sigma)}{\gamma(2 + \beta)^2 - 2(1 + \sigma)^2}. \quad (A13)$$

Likewise, x_i^C is greater than x_i^N for all σ and β because

$$\frac{4(a - c - \lambda - \lambda\beta)}{\gamma(2 + \beta)^2 - 8} > \frac{2(a - c - \lambda - \lambda\beta)(2 - \beta\sigma)}{\gamma(2 - \beta)(2 + \beta)^2 - 2(1 + \sigma)(2 - \beta\sigma)}, \quad (\text{A14})$$

and x_i^C is greater than x_i^N only if $\sigma > 0.5\beta$. For small research spillover rates, $\sigma < 0.5\beta$, x_i^C is less than x_i^N . Production output, total profit, and total welfare follow similarly. *Q.E.D.*

Proposition 2: In each of the three research scenarios, R&D output under PC regulation is decreasing in λ . This follows because

$$x_i^N = \frac{2(a - c - \lambda - \lambda\beta)(2 - \beta\sigma)}{\gamma(2 - \beta)(2 + \beta)^2 - 2(1 + \sigma)(2 - \beta\sigma)}, \quad x_i^C = \frac{2(a - c - \lambda - \lambda\beta)(1 + \sigma)}{\gamma(2 + \beta)^2 - 2(1 + \sigma)^2},$$

and

$$x_i^{CS} = \frac{4(a - c - \lambda - \lambda\beta)}{\gamma(2 + \beta)^2 - 8}. \quad (\text{A15})$$

Production output, however, is increasing in λ . Recall that the second order conditions (defined in Proof of Proposition 1) place a minimum level on γ . In the noncooperative case (q_i^N), this follows because

$$\frac{2(1 + \sigma)(2 - \beta\sigma)}{4 + \beta^2} > \frac{2(1 + \sigma)(2 - \beta\sigma)}{(2 - \beta)(2 + \beta)^2} \quad (\text{A16})$$

for all relevant values of β and σ . In the case of q_i^C ,

$$\frac{2(1 + \sigma)^2}{2 + \beta} > \frac{2(1 + \sigma)^2}{(2 + \beta)^2} \quad (\text{A17})$$

and in the case of q_i^{CS} ,

$$\frac{8}{2 + \beta} > \frac{8}{(2 + \beta)^2} \quad (\text{A18})$$

The profit maximizing firm will produce a positive amount of R&D under PC regulation so long as $a - c - \lambda - \beta\lambda > 0$. *Q.E.D.*

End Notes

1. In general, under price-cap regulation the firm will be free to raise its price at the rate of inflation minus an amount set to expected productivity (for an introduction, see Viscusi, 2005).
2. See Ai and Sappington (2002) for a general overview of these changes.
3. In its performance review of AT&T, the FCC justified its change to price-cap regulation because rate-of-return regulation offered “little incentive to innovate new and innovative services” (FCC 1992, 5322).
4. Duysters and Hagedoorn also report joint formations of separate research corporations are up 87% between the two periods, while large company investments in small innovative companies (what they term “minority investments”) are up 89%. Their findings are from the MERIT-CATI database on inter-firm partnerships, which is maintained by the University of Maastricht (see also, Hagedoorn and Kranenburg, 2003).
5. The possibility of production cooperation is set aside because anti-trust enforcement of production cooperation is a dissimilar policy instrument from price-cap regulation. Moreover, through government policies such as the National Cooperative Research Act (NCRA), R&D cooperation is actively encouraged by offering antitrust protection to firms who cooperate in the production of R&D (see Scott, 1989). The same is not true for production cooperation.
6. For a general discussion of knowledge spillovers, see chapter 14 in Martin, 2001.
7. Bernstein and Sappington (1999) provide an analysis of how this adjustment factor should be set under varying market conditions. Note also that our model drops the *RPI* aspect of the *X* factor. This is done merely for simplicity, though it has the benefit of avoiding the occurrence of a rising price-cap, which would occur when *RPI* becomes greater than *X*.
8. In its regulation of AT&T, the FCC set this adjustment factor (*X*) at 3% per year. The FCC argued that AT&T had historically achieved 2.5% productivity growth under rate-of-return regulation, and 0.5% was added as a Consumer Productivity Dividend (CPD) (FCC 1992, 5323). Similarly, in its regulation of British Telecom, the British government initially set *X* at 3% (Beesley and Littlechild 1989).

9. Laffont and Tirole (2002) argue that imperfections in the administration of price-cap regulation are common. Reasons for this include the practice by regulators of using price averages in the monitoring of price-caps, the unsystematic treatment of new services and phasing out of existing services, the lack of an intertemporal price-cap adjustment, and lack of incentives for service quality (see section 2.3 in chapter 2).

10. Figure 2 is based on the numeric assumption that $a - c = 10$, and $\gamma = 5$.

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