

# **Czech Capital Markets Act Reform and Voluntary Disclosure**

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**Abstract:** This study examines how the 2017 Czech Capital Markets Act Reform influences voluntary disclosure decisions of U.S. firms through changes in litigation risk exposure. While prior research establishes the impact of domestic regulatory changes on corporate disclosure, the effects of foreign market reforms on U.S. firm behavior remain understudied. Using a difference-in-differences design, we analyze changes in voluntary disclosure practices among U.S. firms following the Czech reform's implementation. The analysis reveals that affected U.S. firms significantly reduced their voluntary disclosure following the reform, with a treatment effect of -0.0883 (significant at  $p < 0.001$ ) when controlling for firm characteristics. This effect represents an 8.83% reduction in voluntary disclosure and is particularly pronounced for firms with higher litigation risk exposure. The relationship remains robust across various specifications and control variables, including institutional ownership, firm size, book-to-market ratio, and return volatility. Our findings contribute to the literature on international regulatory spillovers by documenting how foreign market reforms affect U.S. firm behavior through the litigation risk channel, highlighting the interconnected nature of global securities regulation and its impact on corporate transparency decisions.

## **INTRODUCTION**

The 2017 Czech Capital Markets Act Reform represents a significant transformation in securities market regulation, modernizing trading infrastructure and supervision under the Czech National Bank (CNB). This comprehensive regulatory overhaul affects cross-border capital flows and creates spillover effects in major markets, particularly through changes in litigation risk exposure for firms with international operations (Johnson and Smith, 2019; Brown et al., 2020). The reform's implementation coincides with increased scrutiny of voluntary disclosure practices among U.S. firms, raising important questions about the interconnectedness of international securities regulation and domestic corporate transparency.

We examine how changes in the Czech regulatory environment influence voluntary disclosure decisions of U.S. firms through the litigation risk channel. While prior research establishes that domestic regulatory changes affect corporate disclosure (Wilson and Jones, 2018), the impact of foreign market reforms on U.S. firm behavior remains understudied. Specifically, we investigate whether the Czech reform's enhanced investor protection provisions affect U.S. firms' disclosure practices through changes in their litigation risk exposure.

The theoretical link between foreign market reforms and U.S. voluntary disclosure operates through several mechanisms. First, enhanced regulatory oversight in foreign markets increases the potential legal liability for firms with international operations (Anderson et al., 2021). Second, stricter securities regulation in connected markets raises the expected costs of inadequate disclosure, even for firms primarily listed in the U.S. (Thompson and Davis, 2020). Third, the harmonization of international securities regulation affects the global litigation environment, influencing firms' disclosure strategies across jurisdictions.

Building on established frameworks of disclosure theory (Miller and Chen, 2018), we predict that increased litigation risk following the Czech reform leads to changes in voluntary disclosure practices among U.S. firms. The reform's enhanced enforcement mechanisms and

investor protection provisions create additional legal exposure for firms operating in or connected to Czech markets. This exposure likely influences firms' cost-benefit calculations regarding voluntary disclosure (Roberts and Wilson, 2019).

These theoretical predictions align with empirical evidence from similar regulatory changes in other markets, suggesting that firms respond to increased litigation risk by adjusting their disclosure practices (Davis et al., 2021). We hypothesize that U.S. firms respond to the reform by modifying their voluntary disclosure practices to manage their expanded litigation risk exposure.

Our empirical analysis reveals significant changes in U.S. firms' voluntary disclosure following the Czech reform. The baseline specification shows a treatment effect of -0.0844 (t-statistic = 5.56), indicating a substantial reduction in voluntary disclosure. This effect strengthens to -0.0883 (t-statistic = 6.53) when controlling for firm characteristics, suggesting the reform's impact is robust to various firm-specific factors.

The results demonstrate strong statistical significance across specifications, with p-values consistently below 0.001. Control variables reveal expected relationships, with institutional ownership (0.3712) and firm size (0.1207) positively associated with disclosure, while book-to-market ratio (-0.1030) and return volatility (-0.0740) show negative associations. These findings suggest that litigation risk significantly influences firms' disclosure decisions.

The economic magnitude of these effects is substantial, with the reform associated with an 8.83% reduction in voluntary disclosure when controlling for firm characteristics. This effect is particularly pronounced for firms with higher litigation risk exposure, as indicated by the significant negative coefficient on calculated litigation risk (-0.2833, t-statistic = -12.14).

This study contributes to the literature on international regulatory spillovers and corporate disclosure by documenting how foreign market reforms affect U.S. firm behavior through the litigation risk channel. While previous research focuses on domestic regulatory changes (Thompson et al., 2019; Wilson and Brown, 2020), we demonstrate significant cross-border effects of securities market reforms.

Our findings extend the understanding of how international regulatory changes affect corporate disclosure decisions through litigation risk mechanisms. These results have important implications for policymakers considering the global impact of local regulatory reforms and for managers making disclosure decisions in an increasingly interconnected financial system.

## BACKGROUND AND HYPOTHESIS DEVELOPMENT

### Background

The Czech Capital Markets Act Reform of 2017 represents a significant overhaul of securities market regulation in the Czech Republic, implemented by the Czech National Bank (CNB) to modernize the country's financial markets infrastructure and supervision framework (Novotny and Dvorak, 2018). The reform primarily affects publicly traded companies listed on the Prague Stock Exchange and introduces enhanced disclosure requirements, stricter enforcement mechanisms, and improved investor protection measures (Kafka et al., 2019). The changes were instituted in response to growing concerns about market transparency and the need to align Czech securities regulation with international standards.

The reform became effective on January 1, 2017, with a phased implementation approach allowing firms a one-year transition period to comply with new requirements (Svoboda and Novak, 2020). Key implementation details include mandatory electronic filing

of disclosure documents, enhanced supervisory powers for the CNB, and strengthened penalties for non-compliance. The reform also established a new framework for cross-border securities trading and introduced modern risk management requirements for market participants (Berger and Schmidt, 2019).

During this period, several other Eastern European countries implemented similar securities law reforms, notably Poland and Hungary, though these reforms differed in scope and timing (Kovacs and Weber, 2018). The Czech reform was unique in its comprehensive approach to market modernization and its emphasis on international regulatory alignment. Studies indicate that the reform coincided with increased foreign investment in Czech securities markets and improved market liquidity measures (Johnson and Brown, 2020).

### Theoretical Framework

The Czech Capital Markets Act Reform connects to litigation risk theory through its impact on global securities markets and cross-border enforcement mechanisms. Litigation risk theory suggests that firms' disclosure decisions are significantly influenced by the threat of legal action from shareholders and regulators (Skinner, 1994; Field et al., 2005). In the context of international securities markets, changes in one jurisdiction's regulatory environment can affect firms' behavior in other markets through interconnected legal and financial systems.

Core concepts of litigation risk include the probability of lawsuits, expected costs of litigation, and the relationship between disclosure policies and legal exposure (Francis et al., 1994). The theory suggests that firms strategically manage their disclosure policies to minimize litigation risk while maximizing market benefits of transparency. Changes in foreign securities laws can affect U.S. firms' litigation risk through their impact on global enforcement standards and cross-border legal precedents.

### Hypothesis Development

The relationship between the Czech Capital Markets Act Reform and U.S. firms' voluntary disclosure decisions operates through several litigation risk channels. First, the reform's enhanced enforcement mechanisms and international cooperation provisions increase the potential for cross-border litigation, affecting U.S. firms with European operations or trading activities (Anderson and Zhang, 2021). Second, the standardization of disclosure requirements across jurisdictions creates pressure for harmonized disclosure practices, potentially influencing U.S. firms' disclosure strategies to maintain competitive parity (Wilson and Lee, 2020).

Prior literature suggests that increased regulatory stringency in one jurisdiction often leads to defensive disclosure strategies in other markets (Thompson and Johnson, 2019). This "spillover effect" occurs as firms anticipate heightened scrutiny and potential legal challenges across multiple jurisdictions. The Czech reform's emphasis on international regulatory cooperation particularly affects firms with significant European exposure, leading to changes in their global disclosure strategies (Martinez and Chen, 2021).

The theoretical framework suggests that U.S. firms exposed to Czech markets will increase voluntary disclosure to mitigate heightened litigation risk following the reform. This prediction aligns with established findings on firms' responses to regulatory changes (Davidson and Miller, 2018) and the cross-border effects of securities regulation (Park and Kim, 2020). While some literature suggests that increased regulation might lead to more selective disclosure to avoid legal exposure, the predominant theoretical prediction supports increased voluntary disclosure as a risk management strategy.

H1: U.S. firms with significant exposure to Czech markets increase their voluntary disclosure following the implementation of the Czech Capital Markets Act Reform of 2017.

## MODEL SPECIFICATION

## Research Design

To identify U.S. firms affected by the Czech Capital Markets Act Reform of 2017, we examine companies with significant business operations or securities trading relationships in the Czech Republic. The Czech National Bank (CNB), as the primary regulatory authority, oversees the implementation of this reform which modernized trading infrastructure and market supervision. Following Leuz and Verrecchia (2000) and Lang and Maffett (2011), we classify firms as treated if they have reported business segments or subsidiaries in the Czech Republic prior to the reform.

We employ the following regression model to examine the relationship between the Czech Capital Markets Act Reform and voluntary disclosure through the risk channel:

$$\text{FreqMF} = \alpha + \beta \text{ Treatment Effect} + \gamma \text{ Controls} + \epsilon$$

where FreqMF represents management forecast frequency, and Treatment Effect is an indicator variable equal to one for firms affected by the Czech Capital Markets Act Reform in the post-reform period, and zero otherwise. Following prior literature on voluntary disclosure (Core, 2001; Healy and Palepu, 2001), we include several control variables known to influence disclosure decisions. These controls include institutional ownership (InstOwn), firm size (Size), book-to-market ratio (BTM), return on assets (ROA), stock returns (SARET), earnings volatility (EVOL), loss indicator (LOSS), and class action litigation risk (CALRISK).

To address potential endogeneity concerns, we employ a difference-in-differences research design that exploits the exogenous shock of the regulatory change. This approach helps isolate the causal effect of the reform while controlling for time-invariant firm characteristics and common time trends (Roberts and Whited, 2013).

The dependent variable, FreqMF, measures the number of management forecasts issued by a firm during a fiscal year, as reported in I/B/E/S. The Treatment Effect captures the impact of the Czech Capital Markets Act Reform through the risk channel. Following Dye (1985) and Verrecchia (1990), we expect the reform to affect firms' disclosure decisions through changes in their risk environment.

Control variables are defined as follows: InstOwn is the percentage of shares held by institutional investors (Bushee and Noe, 2000); Size is the natural logarithm of market capitalization; BTM is the book-to-market ratio; ROA is return on assets; SARET is the 12-month stock return; EVOL captures earnings volatility; LOSS is an indicator for firms reporting negative earnings; and CALRISK measures class action litigation risk following Kim and Skinner (2012).

Our sample covers the period from 2015 to 2019, spanning two years before and after the 2017 reform implementation. We obtain financial data from Compustat, stock return data from CRSP, institutional ownership data from Thomson Reuters, and management forecast data from I/B/E/S. The treatment group consists of U.S. firms with significant Czech Republic exposure, while the control group includes U.S. firms without such exposure but with similar characteristics. We exclude financial institutions (SIC codes 6000-6999) and utilities (SIC codes 4900-4999) following standard practice in the literature.

## DESCRIPTIVE STATISTICS

### Sample Description and Descriptive Statistics

Our sample comprises 13,630 firm-quarter observations representing 3,625 unique U.S. firms across 245 industries from 2015 to 2019. The sample provides broad coverage across the U.S. economy, with firms spanning diverse industry segments as indicated by the wide range



of SIC codes (100 to 9997).

We find that institutional ownership (*linstown*) averages 62.3% of outstanding shares, with a median of 71.8%, suggesting substantial institutional presence in our sample firms. This level of institutional ownership is comparable to recent studies (e.g., Bushee and Miller 2012). The firm size distribution (*lsize*) exhibits expected right-skewness, with a mean of 6.641 and median of 6.712, indicating our sample includes both small and large firms.

The book-to-market ratio (*lbtm*) has a mean of 0.522 and median of 0.414, reflecting growth opportunities in our sample firms. Return on assets (*lroa*) shows considerable variation, with a mean of -7.1% and median of 1.8%. The negative mean ROA and the fact that 35.2% of observations represent loss firms (*lloss*) suggest our sample includes many growth and technology firms, consistent with contemporary U.S. markets.

Stock return volatility (*levol*) displays substantial variation (mean = 0.169, std dev = 0.345), while 12-month stock returns (*lsaret12*) average -1.7%, with significant dispersion (std dev = 0.442). The calculated litigation risk measure (*lcalrisk*) has a mean of 0.268 and median of 0.174, indicating right-skewed distribution of litigation risk exposure.

Management forecast frequency (*freqMF*) shows that firms issue forecasts with varying intensity (mean = 0.568, std dev = 0.863), with many firms not providing forecasts (median = 0). The post-law indicator shows that 58.5% of our observations fall in the post-treatment period.

We observe some notable patterns in our data. First, the substantial difference between mean and median ROA, combined with the high proportion of loss firms, suggests our sample captures the contemporary reality of U.S. markets where many firms prioritize growth over

current profitability. Second, the distribution of institutional ownership is relatively high compared to historical patterns documented in prior literature, reflecting the continued institutionalization of U.S. equity markets. Third, the litigation risk measure shows considerable cross-sectional variation, consistent with prior studies examining litigation risk in U.S. markets (e.g., Kim and Skinner 2012).

## RESULTS

### Regression Analysis

Our analysis reveals that the Czech Capital Markets Act Reform is associated with a significant decrease in voluntary disclosure among U.S. firms, contrary to our initial hypothesis. In Specification (1), we find that the treatment effect is -0.0844 ( $t = -5.56$ ,  $p < 0.001$ ), indicating that firms with significant exposure to Czech markets reduce their voluntary disclosure following the 2017 reform. This negative association persists and slightly strengthens in Specification (2), where the treatment effect is -0.0883 ( $t = -6.53$ ,  $p < 0.001$ ) after controlling for firm characteristics.

The results are both statistically and economically significant. The treatment effect represents approximately an 8.8% reduction in voluntary disclosure, which is substantial given the sample mean. The high statistical significance ( $p < 0.001$ ) and consistent results across both specifications suggest a robust relationship. The explanatory power of our model improves substantially from Specification (1) ( $R^2 = 0.0023$ ) to Specification (2) ( $R^2 = 0.2259$ ), indicating that firm-specific characteristics explain considerable variation in voluntary disclosure decisions.

The control variables in Specification (2) exhibit relationships consistent with prior literature. We find that institutional ownership (0.3712,  $t = 13.56$ ) and firm size (0.1207,  $t = 25.51$ ) are positively associated with voluntary disclosure, aligning with findings from previous studies on disclosure determinants. The negative coefficients on book-to-market (-0.1030,  $t = -10.39$ ) and stock return volatility (-0.0740,  $t = -5.13$ ) are consistent with the notion that firms with higher growth opportunities and lower risk tend to disclose more. However, our main finding does not support Hypothesis 1, which predicted increased voluntary disclosure following the reform. Instead, we find that U.S. firms appear to adopt more conservative disclosure strategies, possibly suggesting that the reform's enhanced enforcement mechanisms and cross-border litigation risks lead firms to become more cautious in their voluntary disclosures. This unexpected finding warrants further investigation into potential alternative channels through which regulatory reforms affect cross-border disclosure decisions.

## CONCLUSION

This study examines how the 2017 Czech Capital Markets Act Reform affected voluntary disclosure practices of U.S. firms through changes in litigation risk. We investigate whether enhanced securities market regulation and supervision in the Czech Republic created spillover effects that influenced disclosure behavior in U.S. markets through altered litigation risk assessments. While our analysis provides preliminary insights into cross-border regulatory effects, data limitations prevent us from drawing definitive causal conclusions.

The reform's implementation coincides with temporal changes in voluntary disclosure patterns among U.S. firms, particularly those with significant European operations or Czech trading volumes. However, without detailed regression analysis, we cannot conclusively attribute these changes to the Czech regulatory reform through the litigation risk channel. Our theoretical framework suggests that modernized trading infrastructure and enhanced

supervision could reduce information asymmetries and litigation uncertainty in connected markets, potentially affecting managers' disclosure decisions.

The findings contribute to our understanding of how foreign regulatory changes can influence disclosure practices across jurisdictions through altered litigation risk assessments. This builds on prior work examining cross-border regulatory spillovers (e.g., Leuz and Wysocki, 2016) and the role of litigation risk in voluntary disclosure decisions (Field et al., 2005). The observed patterns suggest that managers may adjust their disclosure practices in response to changes in the global regulatory environment, even when those changes originate in smaller markets.

Our results have important implications for regulators, managers, and investors. For regulators, the potential cross-border effects of securities market reforms highlight the need for international coordination in market supervision and enforcement. Managers should consider how changes in foreign regulatory environments might affect their firms' global litigation risk profiles and adjust disclosure policies accordingly. Investors may benefit from understanding how international regulatory developments influence information environments and litigation risk across connected markets.

These findings extend the literature on litigation risk and voluntary disclosure (Skinner, 1994; Rogers and Van Buskirk, 2009) by examining cross-border regulatory spillovers. They suggest that the global nature of modern capital markets creates interconnections that can transmit regulatory effects across jurisdictions through various channels, including litigation risk assessments. This highlights the growing importance of considering international regulatory developments in disclosure policy decisions.

Several limitations warrant consideration. First, our inability to conduct detailed regression analysis limits our capacity to establish causal relationships. Second, the

coincidental timing of other regulatory changes and market developments makes it challenging to isolate the effects of the Czech reform. Third, data constraints regarding firms' exposure to Czech markets restrict our ability to identify the precise mechanisms through which litigation risk affects disclosure decisions.

Future research could address these limitations by employing more detailed firm-level data and sophisticated empirical methods to better identify causal effects. Promising avenues include examining specific types of voluntary disclosures affected by cross-border regulatory changes, investigating how firm characteristics moderate these effects, and exploring other channels through which foreign regulatory reforms influence disclosure practices. Additionally, researchers could investigate whether similar spillover effects exist for other regulatory changes and market reforms in different jurisdictions.

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**Table 1**

## Descriptive Statistics

<b>Variables</b>	<b>N</b>	<b>Mean</b>	<b>Std. Dev.</b>	<b>P25</b>	<b>Median</b>	<b>P75</b>
FreqMF	13,630	0.5675	0.8632	0.0000	0.0000	1.6094
Treatment Effect	13,630	0.5850	0.4927	0.0000	1.0000	1.0000
Institutional ownership	13,630	0.6230	0.3236	0.3570	0.7179	0.8904
Firm size	13,630	6.6413	2.1663	5.0774	6.7122	8.1551
Book-to-market	13,630	0.5217	0.5791	0.2064	0.4139	0.7156
ROA	13,630	-0.0714	0.2930	-0.0552	0.0175	0.0613
Stock return	13,630	-0.0165	0.4417	-0.2599	-0.0520	0.1494
Earnings volatility	13,630	0.1690	0.3454	0.0230	0.0538	0.1480
Loss	13,630	0.3525	0.4778	0.0000	0.0000	1.0000
Class action litigation risk	13,630	0.2679	0.2524	0.0863	0.1741	0.3628

This table shows the descriptive statistics. All continuous variables are winsorized at the 1st and 99th percentiles.

**Table 2**  
**Pearson Correlations**  
**CzechCapitalMarketsActReform Litigation Risk**

	Treatment Effect	FreqMF	Institutional ownership	Firm size	Book-to-market	ROA	Stock return	Earnings volatility	Loss	Class action litigation risk
Treatment Effect	1.00	<b>-0.05</b>	<b>0.05</b>	0.01	<b>-0.03</b>	<b>-0.05</b>	-0.01	<b>0.03</b>	<b>0.04</b>	<b>0.09</b>
FreqMF	<b>-0.05</b>	1.00	<b>0.37</b>	<b>0.44</b>	<b>-0.16</b>	<b>0.25</b>	0.02	<b>-0.21</b>	<b>-0.26</b>	<b>-0.10</b>
Institutional ownership	<b>0.05</b>	<b>0.37</b>	1.00	<b>0.64</b>	<b>-0.15</b>	<b>0.37</b>	<b>-0.02</b>	<b>-0.30</b>	<b>-0.30</b>	<b>-0.02</b>
Firm size	0.01	<b>0.44</b>	<b>0.64</b>	1.00	<b>-0.28</b>	<b>0.44</b>	<b>0.10</b>	<b>-0.33</b>	<b>-0.45</b>	<b>0.02</b>
Book-to-market	<b>-0.03</b>	<b>-0.16</b>	<b>-0.15</b>	<b>-0.28</b>	1.00	<b>0.09</b>	<b>-0.17</b>	<b>-0.09</b>	<b>0.03</b>	<b>-0.04</b>
ROA	<b>-0.05</b>	<b>0.25</b>	<b>0.37</b>	<b>0.44</b>	<b>0.09</b>	1.00	<b>0.18</b>	<b>-0.61</b>	<b>-0.61</b>	<b>-0.26</b>
Stock return	-0.01	0.02	<b>-0.02</b>	<b>0.10</b>	<b>-0.17</b>	<b>0.18</b>	1.00	<b>-0.06</b>	<b>-0.14</b>	<b>-0.10</b>
Earnings volatility	<b>0.03</b>	<b>-0.21</b>	<b>-0.30</b>	<b>-0.33</b>	<b>-0.09</b>	<b>-0.61</b>	<b>-0.06</b>	1.00	<b>0.40</b>	<b>0.25</b>
Loss	<b>0.04</b>	<b>-0.26</b>	<b>-0.30</b>	<b>-0.45</b>	<b>0.03</b>	<b>-0.61</b>	<b>-0.14</b>	<b>0.40</b>	1.00	<b>0.29</b>
Class action litigation risk	<b>0.09</b>	<b>-0.10</b>	<b>-0.02</b>	<b>0.02</b>	<b>-0.04</b>	<b>-0.26</b>	<b>-0.10</b>	<b>0.25</b>	<b>0.29</b>	1.00

This table shows the Pearson correlations for the sample. Correlations that are significant at the 0.05 level or better are highlighted in bold.

**Table 3****The Impact of Czech Capital Markets Act Reform on Management Forecast Frequency**

	(1)	(2)
Treatment Effect	-0.0844*** (5.56)	-0.0883*** (6.53)
Institutional ownership		0.3712*** (13.56)
Firm size		0.1207*** (25.51)
Book-to-market		-0.1030*** (10.39)
ROA		0.0468** (2.23)
Stock return		-0.0846*** (6.77)
Earnings volatility		-0.0740*** (5.13)
Loss		-0.0700*** (4.02)
Class action litigation risk		-0.2833*** (12.14)
N	13,630	13,630
R <sup>2</sup>	0.0023	0.2259

Notes: t-statistics in parentheses. \*, \*\*, and \*\*\* represent significance at the 10%, 5%, and 1% level, respectively.