

# AMERICAN ANTITRUST INSTITUTE

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## Private Antitrust Enforcement Conference

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### SPEAKER BIOS

#### **F. Paul Bland, Executive Director, Public Justice**

Paul Bland has been a senior attorney at Public Justice since 1997. As Executive Director, Bland manages and leads a staff of nearly 30 attorneys and other staff, guiding the organization's litigation docket and other advocacy. As staff and senior attorney, he was responsible for developing, handling, and helping Public Justice's cooperating attorneys litigate a diverse docket of public interest cases. Bland has argued and won more than 30 cases that led to reported decisions for consumers, employees or whistleblowers in six of the U.S. Courts of Appeals and the high courts of nine different states. Paul has presented at more than 100 continuing legal education or professional conferences in more than 25 states; has testified in both houses of Congress, several state legislatures and administrative agencies; has been quoted in more than 100 periodicals throughout the country and has appeared in several radio and TV stories.

Bland successfully argued several appeals where courts rejected claims that various federal laws preempted state laws that would benefit consumers. Paul is a 1986 cum laude graduate of Harvard Law School and a 1983 magna cum laude graduate of Georgetown University, where he received a B.A. in Government. Prior to coming to Public Justice, Paul was Chief Nominations Counsel to the U.S. Senate Judiciary Committee, and worked for nearly seven years with Kieron F. Quinn in Baltimore, Maryland, where he handled consumer and toxic tort class actions, prosecuted qui tam suits and defended libel suits

#### **Christopher M. Burke, Partner, Scott+Scott LLP**

Christopher M. Burke is a graduate of The Ohio State University (B.A. 1984), William & Mary (M.A. 1988), and the University of Wisconsin (M.A. 1989; J.D. 1993; Ph.D. 1996). Burke's principal practice is in complex antitrust litigation, particularly in the financial services industry. He has headed Scott+Scott's competition practice since 2008, and is a partner in the firm's San Diego and New York offices. His practice covers the U.S., the People's Republic of China, and the European Union.

Currently, Burke is lead counsel in *In Re: Foreign Exchange Benchmark Rates Antitrust Litigation*, 13-cv-7789 (S.D.N.Y.); *Dahl v. Bain Capital Partners*, 07-cv-12388 (D. Mass.) (\$590.5 million settlement pending); and *Alaska Electrical Pension Fund v. Bank of America Corporation*, No. 14-cv-7126 (JMF) (S.D.N.Y.). Burke serves on the Executive Committee in *In re Lithium Ion Batteries Antitrust Litig.*, No. 13-md-2420-YGR (DMR) (N.D. Cal.), and *In re: Aetna, Inc. Out of Network "UCR" Rates Litigation*, MDL No. 2020 (D.N.J.).

Burke has also served as an Assistant Attorney General at the Wisconsin Department of Justice and has lectured on law-related topics, including constitutional law, law and politics, and civil rights at the State University of New York at Buffalo and at the University of Wisconsin. Burke's book, *The Appearance of Equality: The Supreme Court and Racial Gerrymandering* (Greenwood, 1999), examines conflicts over voting rights and political representation within the competing rhetoric of communitarian and liberal strategies of justification. Burke is admitted to practice by the Supreme Courts of the States of California, New York, and Wisconsin, and numerous United States District Courts and Courts of Appeal.

**Eric L. Cramer, Managing Shareholder, Berger & Montague, P.C.**

Eric Cramer has a national practice in the field of complex litigation, primarily in the area of antitrust with a particular focus on class and mass actions. He has repeatedly been selected by *Chambers & Partners* as a top tier antitrust lawyer; highlighted by *The Legal 500* as one of the country's top lawyers in the field of complex antitrust litigation; and been deemed one of the "Best Lawyers in America."

In 2014, he was selected by *Philadelphia Magazine* as one of the top 100 lawyers in Philadelphia and, also in 2014, received an "Honorable Mention" for Outstanding Antitrust Litigation Achievement in Private Law from the American Antitrust Institute for his work in the *Marchbanks v. Comdata* matter. He has prosecuted multiple complex antitrust matters and is responsible for winning numerous significant settlements totaling well over \$2 billion.

He is a Senior Fellow and member Vice President of the Board of Directors of the American Antitrust Institute; was a past President of COSAL (Committee to Support the Antitrust Laws), a leading industry group; serves as a member of the Advisory Board of the Institute of Consumer Antitrust Studies of the Loyola University Chicago School of Law; and is member of the Board of Directors and Executive Committee of Public Justice, a leading trial lawyer organization and public interest law firm. Additionally, Cramer has written widely relating to class certification and antitrust law, including co-authoring *The Puzzle of Class Actions with Uninjured Members*, 82 G.W. L. Rev. 858, 859 (May 2014), which the First Circuit cited in *In re Nexium Antitrust Litigation*, 1:12-md-02409, and *Antitrust, Class Certification, and the Politics of Procedure*, 17 Geo. Mason L. Rev. 4 (2010), which was cited in *Nexium* and by the Third Circuit cited in *Behrend v. Comcast Corp.*, 655 F.3d 182, 200, n.10 (3d Cir. 2011), *rev'd*, 133 S. Ct. 1426 (2013). Cramer is a *summa cum laude* graduate of Princeton University (1989), where he was elected to Phi Beta Kappa. He graduated *cum laude* from Harvard Law School with a J.D. in 1993.

**Joshua P. Davis, Associate Dean for Academic Affairs, Professor, and Director of the Center for Law and Ethics University of San Francisco School of Law**

Joshua P. Davis is Associate Dean for Academic Affairs, Director of the Center for Law and Ethics, Professor, and Dean's Circle Scholar at the University of San Francisco School of Law. As Associate Dean for Academic Affairs, Davis oversees the law school's academic programs and is responsible for curricular and program developments and implementation. He focuses his scholarly research on complex litigation, ethics, and the interplay between the two. As director of the Center for Law and Ethics, he leads panels, organizes symposia, and undertakes research exploring these topics. He teaches Civil Procedure, Legal Ethics, Constitutional Theory, and Judicial Review.

Davis is active in law reform, serving from 2001 to 2004 as the reporter for the committee that drafted California Supreme Court Rules 964 to 967 on multi-jurisdictional practice and testifying

before United States Congress regarding the pleading standard in federal court. He also writes extensively about antitrust and free speech law. Davis graduated Order of the Coif from N.Y.U. School of Law, where he served as Senior Articles Editor for the N.Y.U. Law Review, and then clerked for Patrick Higginbotham of the Fifth Circuit Court of Appeals. He became a partner at Lief, Cabraser, Heimann & Bernstein LLP, specializing in the prosecution of antitrust class actions, before accepting his current academic position. He is a member of the American Antitrust Institute's Advisory Board.

**Bradley J. Demuth, Director, Nussbaum Law Group, P.C.**

Brad Demuth is a director at the Nussbaum Law Group. His practice focuses on antitrust and other complex commercial litigation and trial work. Demuth worked for several years as an associate at two of the largest and most well-regarded defense firms in the world and served as a law clerk to the United States Court of Appeals for the Second Circuit.

Demuth has extensive experience litigating a range of antitrust and other complex commercial matters, including in the pharmaceutical, high-tech, luxury goods, finance, commodities, industrial materials, and sports league contexts. His antitrust casework includes contributions in: *In re Aluminum Warehousing Antitrust Litigation* (S.D.N.Y.); *In re Zinc Antitrust Litigation* (S.D.N.Y.); *In re Actos Direct Purchaser Antitrust Litigation* (S.D.N.Y.); *Cesar Castillio, Inc. v. Pfizer, Inc.* (E.D. Va.) (re Celebrex); *In re Crude Oil Commodity Futures Litigation* (S.D.N.Y.); *In re Aggrenox Antitrust Litigation* (D. Conn.); *In re Lidoderm Antitrust Litigation* (N.D. Cal.); *Castro v. Sanofi Pasteur, Inc.* (D.N.J.) (re Menactra); *In re Nexium (Esomeprazole) Antitrust Litigation* (D. Mass.); *In re Flonase Antitrust Litigation* (E.D. Pa.); and *In re Payment Card Interchange Fee and Merchant Antitrust Litigation* (E.D.N.Y.).

**Matthew Duncan, Member, Fine, Kaplan and Black, R.P.C.**

Matthew Duncan is a member of Fine, Kaplan and Black, R.P.C. He received his undergraduate degree in civil engineering from Bucknell University, his law degree from the University of Pennsylvania Law School, and clerked for the Honorable Anthony J. Scirica of the United States Court of Appeals for the Third Circuit.

Duncan's practice focuses on antitrust and other complex litigation, as well as representing children pro bono in family court proceedings. He is an elected member of the American Law Institute. He practices in the areas of antitrust, class actions, complex litigation and appellate.

**Aaron S. Edlin, Professor of Economics and Law, University of California, Berkeley**

Aaron Edlin is a leading expert in economics and law, specializing in antitrust economics and law, and is the co-founder of the Berkeley Electronic Press. He has taught at Berkeley since 1993 and received tenure in 1997. He now holds the Richard Jennings Chair and professorships in both the economics department and law school. Professor Edlin served as Senior Economist at the Council of Economic Advisers in the Clinton White House covering industrial organization, regulation and antitrust. In 2004, he became co-author with P. Areeda & L. Kaplow of one of the leading casebooks on antitrust; he has also published many articles on industrial organization, competition policy, antitrust law, and a variety of other issues in economics, law and public policy. He received his Ph.D. and J.D. from Stanford, 1993; AB Summa Cum Laude from Princeton, 1988.

**Candice J. Enders, Shareholder, Berger & Montague, P.C.**

Candice J. Enders is a shareholder in the antitrust practice group at Berger & Montague. She concentrates her practice in complex antitrust litigation. Her significant involvements include *In re Domestic Drywall Antitrust Litig.* (E.D. Pa.) (\$45 million in partial settlements obtained; summary judgment currently pending); *In re Microcrystalline Cellulose Antitrust Litigation* (E.D. Pa.) (\$50 million settlement achieved shortly before trial); and *In re Methyl Methacrylate (MMA) Antitrust Litigation* (E.D. Pa.) (\$15.1 million settlement).

Enders received her law degree from University of Pennsylvania Law School in 2003. She graduated from University of Delaware with a B.A. in Political Science in 2000. .

**Howard M. Erichson, Professor of Law, Fordham University School of Law**

Howard Erichson is one of the nation's leading experts on the procedure and ethics of complex litigation. Professor Erichson teaches Civil Procedure, Complex Litigation, and Professional Responsibility. He has published widely on such topics as class actions, mass tort litigation, aggregate settlements, and coordination among lawyers. He is the past chair of the Civil Procedure Section of the Association of American Law Schools and was an Advisor to the American Law Institute's Principles of the Law of Aggregate Litigation. He is the author of the book *Inside Civil Procedure* and co-author of *Complex Litigation*. His articles have appeared in the *Cornell Law Review*, *Michigan Law Review*, *University of Pennsylvania Law Review*, and many other leading publications. Professor Erichson graduated from Harvard University and from New York University School of Law, where he was editor-in-chief of the *Law Review*. After law school, he clerked for the New Jersey Supreme Court and for the U.S. Court of Appeals for the Second Circuit, and he practiced as a litigator with Cleary Gottlieb Steen and Hamilton in New York City. In 1995, he joined the faculty of Seton Hall Law School, where he was elected Professor of the Year and was named the John J. Gibbons Professor of Law. He has been a Visiting Professor at Columbia Law School and a Visiting Scholar at NYU Law School. He joined the Fordham Law School faculty as Professor of Law in 2008, and was elected Teacher of the Year in 2012.

**Joe Goldberg, Senior Shareholder, Freedman Boyd Hollander Goldberg Urias & Ward P.A.**

Joe Goldberg has been a senior shareholder in Freedman Boyd Hollander Goldberg Urias & Ward P.A. since 1991. After teaching in law schools for nearly twenty years, he has now been in active private practice for more than twenty years. His practice is largely confined to antitrust, class actions and complex commercial litigation. He has tried a number of cases to multimillion-dollar verdicts and judgments and has recovered for his clients, by judgment or settlement, over two billion dollars.

Goldberg has taken leadership positions in a number of national class actions, including Commercial Explosives Price-Fixing Litigation, Polypropylene Carpet Antitrust Litigation, Nasdaq Marketmakers Antitrust Litigation, Specialty Steel Antitrust Litigation, Bulk Vitamins Antitrust Litigation, Visa/Mastercard Interchange Fee Antitrust Litigation, among others. He is recognized nationwide for his work with economic and statistical experts.

Goldberg was on the full-time faculties of the University of North Dakota and the University of New Mexico Law Schools, from 1969 through 1987. He was also the General Counsel for the University of New Mexico. He was a law clerk for Hon. M. Joseph Blumenfeld of the United States

District Court for the District of Connecticut. He also served as the Secretary of the New Mexico Human Services Department and Secretary of the New Mexico Health & Environment Department. Joe serves on the Board of Advisors for the American Antitrust Institute, on the Board of Overseers for the Searle Civil Justice Institute at George Mason University and on the United States Advisory Board for the Loyola University Institute for Consumer Antitrust Studies.

**Sathya S. Gosselin, Partner, Hausfeld LLP**

Sathya Gosselin advises a diverse array of clients, from athletes to Fortune 500 companies, helping each navigate complex litigation and achieve dispute resolution. Gosselin takes a hands-on approach to litigation, working with a small team to secure favorable results at the trial and appellate levels. Most recently, he served as trial counsel in the landmark *O'Bannon v. NCAA* litigation, in which he examined and cross-examined witnesses at trial, deposed key NCAA executives, briefed complex constitutional issues advanced by the NCAA and television networks, and helped negotiate a \$40 million settlement with Electronic Arts, Inc., to be distributed among current and former college athletes. At the conclusion of a three-week bench trial, the Court determined that the NCAA had violated the antitrust laws and issued a permanent injunction as requested by the plaintiffs. As a principal member of the *O'Bannon* case team, Gosselin is frequently asked to speak on a host of sports-related issues.

Gosselin's practice spans financial services, competition, and sports and entertainment matters, always with a focus on delivering outstanding client service. His work in these arenas has earned him the recognition of his peers. Law360 recently named Gosselin one of five "Rising Stars" under the age of 40 leading the class-action field, noting his "adept skill set," "penchant for high-stakes litigation," and "close attention to detail."

Gosselin has an active pro bono practice and lives in Washington, DC, with his wife Andrea. He is an avid cyclist and enjoys fly fishing.

**Hiba Hafiz, Associate, Cohen Milstein Sellers & Toll PLLC**

Hiba Hafiz joined Cohen Milstein as an Associate in 2013 and is a member of the Antitrust Practice Group. Hafiz represents individuals, businesses and unions in federal civil actions with a focus on multi-district class actions and antitrust litigation. Since joining the firm, she has represented plaintiffs in antitrust litigation in a number of industries from health care and pharmaceuticals to the publishing industry. She has also represented plaintiffs with claims under the Takings Clause of the U.S. Constitution.

Prior to joining the firm, Hafiz was a David W. Leebron Human Rights Fellow at International Rights Advocates, where she worked to develop Alien Tort Statute and trafficking claims on behalf of undocumented farmworkers trafficked into the United States to work on farms across the country. She also served as a law clerk for the Honorable José L. Linares of the United States District Court for the District of New Jersey and for the Honorable Juan R. Torruella of the United States Court of Appeals for the First Circuit.

Hafiz received her J.D. from Columbia Law School in June 2010 (Harlan Fiske Stone Scholar, Parker School Recognition in International Law). She graduated from Wellesley College in 1999 with a B.A. in Philosophy (magna cum laude). She received a Ph.D. in Comparative Literature at

Yale University in June 2007. Hafiz is admitted to practice in New York only and is currently practicing under the supervision of Daniel A. Small, a member of the D.C. Bar.

**Dean M. Harvey, Partner, Lief Cabraser Heimann & Bernstein, LLP**

Dean M. Harvey represents individuals and companies in antitrust, intellectual property, and business tort litigation. Harvey's cases seek to remedy and prevent wrongful conduct by dominant firms. These lawsuits concern a wide variety of industries and markets, including high-technology labor, pharmaceuticals, microprocessors, food packaging, automobiles, payment systems, air transportation, electric power, municipal construction, and long-haul trucking. Remedies include reimbursing purchasers who have overpaid for price-fixed products; preventing monopolists from stifling innovation and eliminating competition; and obtaining damages for businesses, inventors, and copyright owners.

Harvey is on the frontlines of one of the most significant antitrust cases in the nation today - a class action against Google, Apple, Intel and other tech giants for allegedly conspiring to suppress the mobility and compensation of their technical employees. In the landmark case, the Court has approved \$435 million in settlements (by far the largest recovery ever achieved by employees asserting antitrust claims). Harvey represents consumers in the firm's ongoing litigation against generic drug makers for blocking access to affordable, generic versions of the brand prescription drug Cipro. He also represents individuals and businesses regarding antitrust, tort, and intellectual property claims.

Prior to joining Lief Cabraser, Harvey represented both plaintiffs and defendants in antitrust class actions and other complex commercial cases. He also worked for the Antitrust Division of the United States Department of Justice, and served as law clerk for the Honorable James V. Selna of the United States District Court for the Central District of California.

**Kimberly Justice, Partner, Kessler Topaz Meltzer & Check, LLP**

Kimberly A. Justice, a partner of the Kessler Topaz Meltzer & Check, LLP, is a respected litigator and seasoned trial lawyer who focuses her practice on securities fraud and antitrust litigation. Justice has extensive experience in all aspects of complex litigation from investigating and developing an initial case theory, to formulating, managing and implementing litigation strategy, to conducting discovery, to trial.

Since joining Kessler, Topaz, Meltzer & Check, Justice has secured sizeable recoveries on behalf of investors in several high-profile securities fraud cases. Justice also led the trial team that obtained a jury verdict in favor of investors in the Longtop securities class action litigation, among just a handful of securities cases to be tried to jury verdict. Kimberly is currently serving as lead or co-lead counsel in several nationwide securities fraud and antitrust class actions.

**Jeffrey Kessler, Partner, Winston & Strawn LLP**

Jeffrey L. Kessler is a partner in the firm's New York office who serves as Winston & Strawn's co chairman, is the chair of the global Antitrust/Competition Practice, and co-chairs the Sports Law Practice. Kessler is also one of the most prominent lawyers in the country regularly engaged in high-profile sports litigation. He has litigated some of the most famous sports-antitrust cases in history,

including *McNeil v. the NFL*, the landmark antitrust jury trial which led to the establishment of free agency in the National Football League (NFL), and *Brady v. NFL*, which led to the end of the 2011 NFL lockout. Some of Kessler's clients in the sports law area have included the NFL Players Association (NFLPA), the National Basketball Players Association, the Arena Football League (AFL) Players Association, the National Hockey League Players Association, the Major League Baseball Players Association, the National Invitation Tournament (NIT), CAA Sports, Wasserman Media Group, SCP Worldwide, the NFL Coaches Association, Players, Inc., the Women's Tennis Benefit Association, Excel Sports, and Adidas.

Kessler has also represented various classes of NBA, NFL, AFL, and MLS players, the North American Soccer League, the United States Football League, and the Cities of San Diego and Oakland, as well as Alameda County, in various sports law disputes. Kessler negotiated the current free agency/salary cap systems in the NFL and NBA, and successfully represented Latrell Sprewell in his controversial suspension arbitration. He also represented *pro bono* Oscar Pistorius, the double amputee athlete, in his successful arbitration to obtain the right to compete against able-bodied athletes around the world.

#### **Brent Landau, Administrative Partner, Hausfeld LLP**

Brent Landau is Hausfeld's Administrative Partner and an accomplished antitrust lawyer who represents plaintiffs in complex cases. Named by *Law360* in 2013 as a "Rising Star," Landau has been recognized by *The Legal 500* as "one of the brightest competition attorneys in the bar" and "very professional and personable." He is also a Lecturer in Law at the University of Pennsylvania Law School, where he teaches Professional Responsibility.

Landau represents the plaintiff class in *In re Air Cargo Shipping Services Antitrust Litigation*, which has recovered over \$1 billion in settlements to date for airline price-fixing. Landau has been a principal settlement negotiator and presented both the opening and closing arguments at a multi-day evidentiary hearing on the plaintiffs' motion for class certification, which the court granted in July 2015. Landau then successfully argued against the defendants' motions for summary judgment, and the Court has set trial for March 2016.

Landau was a member of the trial team that secured a \$162 million judgment in *In re Vitamin C Antitrust Litigation*, and was appointed co-lead counsel in *Jabo's Pharmacy, Inc. v. King Pharmaceuticals, Inc.*, where he successfully argued the plaintiffs' motion for class certification; the case subsequently settled for approximately 85 percent of estimated damages.

Landau graduated *cum laude* from Harvard Law School, where he was a Supervising Editor of the Harvard Journal on Legislation. Following law school, he clerked for the Honorable Bruce W. Kauffman of the United States District Court for the Eastern District of Pennsylvania.

#### **Roberta D. Liebenberg, Senior Partner, Fine, Kaplan and Black, R.P.C.**

Roberta D. Liebenberg is a partner at Fine, Kaplan and Black in Philadelphia, focusing her practice on class actions, antitrust and complex commercial litigation, and white collar criminal defense. She served as one of trial counsel for the class in *In re Urethanes [Polyether Polyols] Antitrust Litigation*, which resulted in a judgment against Dow Chemical Co. for \$1.06 billion after a 4 week jury trial, which was affirmed by the Tenth Circuit. She also successfully defended a high-level shipping company

executive accused of criminal violations of the Sherman Act in a landmark case where the District Court dismissed the indictment (*United States v. Stolt-Nielsen, S. A.*).

Liebenberg is a leader in the ABA's Antitrust Section, now serving as Vice Chair of its Cartel and Criminal Practice Committee. Previously, as Vice Chair of the Antitrust Section's Trial Practice Committee, she co-chaired the Committee revising the Model Jury Instructions in Civil Antitrust Cases. She also served as Chair of the ABA Standing Committee on the Federal Judiciary; Chair of the ABA Litigation Section's Class Actions and Derivative Suits Committee; and Chair of the Philadelphia Bar Association's Antitrust Committee. She has been named "Antitrust Lawyer of the Year" in Philadelphia by Best Lawyers in America, and the Chambers USA Guide has listed her among its highest-ranked plaintiffs' antitrust lawyers nationwide. Law360 profiled Liebenberg in 2014 as one of the "Titans of the Plaintiffs' Bar." In 2015, the National Law Journal named Liebenberg as one of the country's 75 most "Outstanding Women Lawyers."

### **Ellen Meriwether, Partner, Cafferty Clobes Meriwether & Sprengel LLP**

Ellen Meriwether has been a litigation partner with Cafferty Clobes Meriwether & Sprengel LLP since its inception in 1992 and is resident in its Philadelphia, Pennsylvania Office. Meriwether has represented clients in all the firm's major industry areas, including pharmaceuticals, airlines, insurance and financial services, technology and manufacturing. Her recent practice has emphasized antitrust and consumer fraud and protection, and she is currently representing plaintiffs in a number of pending MDL matters including: *In re NCAA Student Athlete Name and Likeness Litigation* (N.D. Cal.) and *In re CertainTeed Fiber Cement Siding Litig.* (E.D.Pa. Meriwether has had an active role in some of the firm's most recent successful actions including: *Nichols v. SmithKlineBeecham Corp.* (E.D. Pa.) (consumer and third party payor settlement of \$65 million); *In re Relafen Antitrust Litigation* (D. Mass.) (consumer and third party settlement of \$75 million); and *In re Insurance Brokerage Antitrust Litig.* (D.N.J.) (cumulative settlements in an amount in excess of \$270 million).

Meriwether was the 2012 Chair of the Federal Courts Committee of the Philadelphia Bar Association, and has chaired several of its subcommittees in past years. She is a member of the Advisory Board of the American Antitrust Institute and the Editorial Board of ANTITRUST, a publication by the section of Antitrust Law of the American Bar Association.

Meriwether received her law degree magna cum laude in 1985 from George Washington University, where she was a member of the George Washington Law Review and was elected to the Order of the Coif. Her undergraduate degree was conferred with highest honors by LaSalle University in 1981.

### **Diana Moss, President, American Antitrust Institute**

Diana Moss became the President of the American Antitrust Institute in January 2015. An economist, Dr. Moss has developed and expanded the AAI's advocacy channels and strategies, and strengthened communications with enforcers, Congress, other advocacy groups, and the media. Her work spans both antitrust and regulation, with industry expertise in electricity, petroleum, agriculture, airlines, telecommunications, and healthcare.

Before joining AAI, Dr. Moss was a senior staff economist at the Federal Energy Regulatory Commission where she coordinated competition analysis for electricity mergers. From 1989 to 1994,

she consulted in private practice in the areas of regulation and antitrust at the National Economic Research Associates and Putnam Hayes and Bartlett. Dr. Moss has spoken widely on various topics on antitrust and regulation, testified before Congress, appeared before state and federal regulatory commissions, and made numerous radio and television appearances. She has published articles in a number of economic and legal academic journals, including: *American Economic Review*, *Journal of Industrial Organization*, the *Energy Law Journal*, and the *Antitrust Bulletin*. She is editor of *Network Access, Regulation and Antitrust* (2005).

Dr. Moss is Adjunct Faculty in the Department of Economics at the University of Colorado at Boulder. She holds a M.A. degree from the University of Denver and a Ph.D. from the Colorado School of Mines.

**Linda Nussbaum, Senior Partner, Nussbaum Law Group, P.C.**

Linda Nussbaum is the founding director of the Nussbaum Law Group, PC. She is nationally recognized for her representation of class and individual plaintiffs in antitrust, RICO, CEA, and pharmaceutical litigation. She has served as sole or co-lead counsel in many significant class actions which have resulted in substantial recoveries, many in the realm of hundreds of millions of dollars. She has represented large corporate clients including, among others, Hewlett-Packard Company, Kaiser Foundation Health Plan, Inc. and affiliates, Meijer, Inc., Bed Bath & Beyond Inc., Burlington Coat Factory Warehouse Corporation, Progressive Casualty Insurance Company, Avis Budget Group, Inc. and Wegmans Food Markets, Inc.

Nussbaum was selected “Litigator of the Week” by the *AmLaw Litigation Daily* on April 2, 2010 for her lead counsel role in *Kaiser Foundation Health Plan, Inc. and Kaiser Foundation Hospitals v. Pfizer*, where, after a six week trial, a jury returned a verdict for her clients under RICO.

Nussbaum’s successful prosecution of complex litigation has been recognized and commended by judges in matters in which she has served as lead counsel. Nussbaum is presently serving as lead class counsel in: *Castro v. Sanofi Pasteur Inc.* (D.N.J.); *In re Aluminum Warehousing Antitrust Litigation* (S.D.N.Y.); *In re Zinc Antitrust Litigation* (S.D.N.Y.); and *In re Actos Direct Purchaser Antitrust Litigation* (S.D.N.Y.). Nussbaum is also representing large corporate clients’ in individual actions in *In re American Express Anti-Steering Rules Antitrust Litigation* (No. II) (E.D.N.Y.) and *In re Capacitors Antitrust Litigation* (N.D. Cal.). Nussbaum is a member of the American Antitrust Institute’s Advisory Board.

**Richard C. Pepperman II, Partner, Sullivan & Cromwell LLP**

Rick Pepperman is Managing Partner of Sullivan & Cromwell’s Litigation Group and has been a partner of the Firm since January 1999.

He clerked for Chief Justice William H. Rehnquist of the U.S. Supreme Court (1992-93) and Judge Edward R. Becker of the U.S. Court of Appeals for the Third Circuit (1990-91).

Pepperman has worked on a variety of antitrust, securities, intellectual property, and investigative matters, representing clients in many fields, including the insurance, communications, financial services, manufacturing, oil and gas, and technology industries. He is well known for representing Microsoft in antitrust litigation between 1993 and 2004, including the Department of Justice’s landmark antitrust action against Microsoft.

**Daniel A. Rascher, Ph.D., Partner, OSKR, LLC; Professor, University of San Francisco**

Dan Rascher received his Ph.D. in Economics from the University of California at Berkeley. He is Director of Academic Programs and Professor in the Sport Management Program at the University of San Francisco (USF), where he also teaches courses in sports economics and finance and sports business research methods. He was also a Visiting Professor at Northwestern University and also at IE Business School in Madrid. Prior to joining USF, Dr. Rascher was an Assistant Professor at the University of Massachusetts, Amherst. He has authored numerous research articles and is co-author of a sport finance textbook. He has been named Research Fellow of the North American Society for Sport Management.

As Founder and President of SportsEconomics, LLC, and Partner at OSKR, LLC, he has conducted analyses on economic, financial, and marketing issues for his clients involved in the NBA, NFL, MLB, NHL, NASCAR, MLS, PGA, NCAA, professional boxing, minor league baseball, NHRA, AHL, Formula One racing, Champ Car racing, American Le Mans racing, Premier League Football, professional cycling, Indian Premier League (cricket), media, ticketing, IHRSA, as well as sports commissions, local and state governments, convention and visitors bureaus, tourism businesses, entrepreneurs, and B2B enterprises.

He has testified as an expert witness in federal and state courts, in arbitration proceedings, and provided public testimony numerous times to state and local governments.

**Joseph R. Saveri, Joseph Saveri Law Firm, Inc.**

Joseph R. Saveri specializes in antitrust law and complex civil and class action litigation in state, federal and international arenas. With more than 25 years' civil litigation experience, Saveri has handled cases involving numerous industries including banking and financial services, insurance, energy, pharmaceuticals, agricultural products, computer hardware, computer software, travel and transportation, paper products, cosmetics, and consumer electronics. Representing individuals, consumers, small business owners, public officials, and heads of corporations negatively affected by monopolistic business practices, Saveri has established himself as one of the country's top litigators in the antitrust field.

Saveri has a long track record in the fields of antitrust law and complex litigation. In 1987, he started his career doing general litigation work at the San Francisco law firm of McCutchen, Doyle, Brown & Enersen. In 1992, Saveri joined the plaintiffs' firm Lieff, Cabraser, Heimann & Bernstein, where he founded and developed the firm's Antitrust and intellectual property practice, which he established and chaired. He also served as the firm's Managing Partner and Chair of the firm's Antitrust and Intellectual Property practice group.

Saveri is a frequent author of articles on antitrust and complex litigation issues, and a frequent lecturer on a variety of matters, including antitrust and discovery. From 2010 through 2013, Saveri has served as a Lawyer's Representative for the United States District Court for the Northern District of California. He also has served and serves on a number of court committees charged with developing rules and programs regarding complex litigation, ediscovery and a variety of other matters. Saveri is a member of the American Antitrust Institute's Advisory Board.

### **Hal Singer, Principal, Economists Incorporated**

Hal J. Singer is a Principal at Economists Incorporated. He is also a Senior Fellow at Progressive Policy Institute and an Adjunct Professor at Georgetown University's McDonough School of Business. He is the co-author of the e-book *The Need for Speed* (Brookings Press 2013), and the book *Broadband in Europe* (Springer Press 2005). His articles have appeared in dozens of legal and economic journals.

Dr. Singer has testified before Congress on the interplay between antitrust and sector-specific regulation. His scholarship and testimony has been widely cited by courts and regulatory agencies. Administrative Law Judge Richard Sippel and the Federal Communications Commission (FCC) favorably cited his testimony in *Tennis Channel v. Comcast*. In several antitrust cases concerning class certification, the district court's order favorably cited Dr. Singer's testimony. In agency reports and orders, his writings have been cited by the FCC, the Federal Trade Commission, and the Department of Justice.

Although his consulting experience spans several industries, Dr. Singer has particular expertise in the media industry. He recently advised the Canadian Competition Bureau on a large vertical merger in the cable television industry. He has served as consultant or testifying expert for several media companies, including Apple, AT&T, Google, Mid-Atlantic Sports Network, NFL Network, and Tennis Channel.

Dr. Singer earned M.A. and Ph.D. degrees in economics from the Johns Hopkins University and a B.S. magna cum laude in economics from Tulane University.

### **Daniel Small, Partner, Cohen Milstein Sellers & Toll PLLC**

Dan Small has been a partner at Cohen Milstein Sellers & Toll PLLC for more than 19 years and has chaired or co-chaired the firm's antitrust practice group from 2008 through 2014. Small has represented plaintiff classes, often as lead counsel, in numerous antitrust cases and has recovered hundreds of millions of dollars. He has tried cases to verdict before juries and has argued cases in several appellate courts including the United States Supreme Court.

Among the cases on which Small has worked are: *In re Intel Corp. Microprocessor Antitrust Litig.* (D. Del.); *Meijer, Inc. v. 3M* (E.D. Pa.); *In re Buspirone Antitrust Litig.* (S.D.N.Y.); and *Pease v. Jasper Wyman & Son, et al.*, (Super. Ct., Knox Cty., Maine). Small also represented Hy-Ko Products Co. in a competitor action against the dominant sellers, respectively, of key blanks and automatic key duplication machines. He also is defending the Service Employees International Union in an antitrust conspiracy action brought by Prime Healthcare Services, Inc.

Small is a 1981 graduate of Colgate University, receiving a B.A. (cum laude) in History. He graduated from American University's Washington College of Law in 1986, and joined Cohen Milstein after serving as a law clerk to the Honorable Roger Vinson, United States District Court for the Northern District of Florida (1986-1988). Small is admitted to practice in Maryland and the District of Columbia. Small is a member of the American Antitrust Institute's Advisory Board.

**Renae Steiner, Partner, Heins Mills & Olson, P.L.C.**

Renae Steiner is a partner at Heins Mills & Olson, P.L.C. Steiner has a national practice in the field of complex litigation, primarily in the areas of antitrust actions (both direct purchaser and indirect purchaser cases), as well as in consumer fraud and securities actions. Over the course of her career, Steiner has worked on novel issues of antitrust law, including some of the first post-*Illinois Brick* class actions, some of the first post-*Actavis* class actions, in establishing antitrust standing under Florida's consumer protection statutes, in establishing the co-conspirator theory of state court jurisdiction in Florida, and on issues related to CAFA (Class Action Fairness Act) and standing arguments for indirect purchasers of price-fixed goods. She has worked cooperatively with many state Attorneys General in their related litigation against antitrust defendants.

Recently, Steiner has actively participated in the representation of former and current college athletes in the landmark *In re NCAA Student-Athlete Name & Likeness Licensing Litigation*, No. 4:09-cv-1967 (N.D. Cal.). In the case, Steiner led the discovery team, deposed key witnesses and was one of the trial counsels in the 3 week trial conducted in June 2014. At trial, Steiner presented the testimony of the plaintiffs' key survey expert and cross-examined two of the NCAA's witnesses. The O'Bannon case is widely heralded as the biggest sports law case in the last 30 years.

Steiner has lectured on antitrust and sports law topics at conferences sponsored by the American Antitrust Institute, the Minnesota Section of the American Bar Association, at Women Antitrust Plaintiffs Attorneys' conferences, at Northwestern University's Sports Law Symposium and at the ABA's Class Action Institute.

**Margaret M. Zwisler, Partner, Latham & Watkins**

Peggy Zwisler is a partner in the Litigation Department of Latham & Watkins' Washington, D.C. office. She is the immediate past Global Co-chair of Latham's nationally recognized Antitrust & Competition Practice and was named Litigator of the Year for 2015 by Global Competition Review.

Zwisler is an antitrust litigator with more than 35 years of experience and has successfully represented antitrust defendants in numerous trials and achieved significant victories for them through both procedural and substantive dispositive motions. She is nationally recognized as one of the leading class action defense lawyers in the country.

Recently, Law360 named Zwisler to its list of the 15 top female trial attorneys in the country. The Legal 500 US has consistently listed Zwisler as one of the ten leading antitrust litigation lawyers in the United States, calling her "a very skilled practitioner" and noting that she is "lauded by clients for her skills in the courtroom." She has been named a leading attorney in Chambers USA, Euromoney Benchmark Litigation and Global Competition Review's "Who's Who of International Competition Lawyers" as well as on its list of "Leading Women in Antitrust." Zwisler was named one of the leading lawyers in the United States and one of the country's leading trial lawyers by Lawdragon Magazine, and the Legal Times named her as one of the leading business litigators in the Washington, D.C. area. In 2001, 2002, 2012, and 2014, Zwisler was named a "Client Service All-Star," in BTI Consulting Group's annual survey of US corporate leaders.