



# *Daubert* Challenges of Antitrust Experts: An Empirical Analysis

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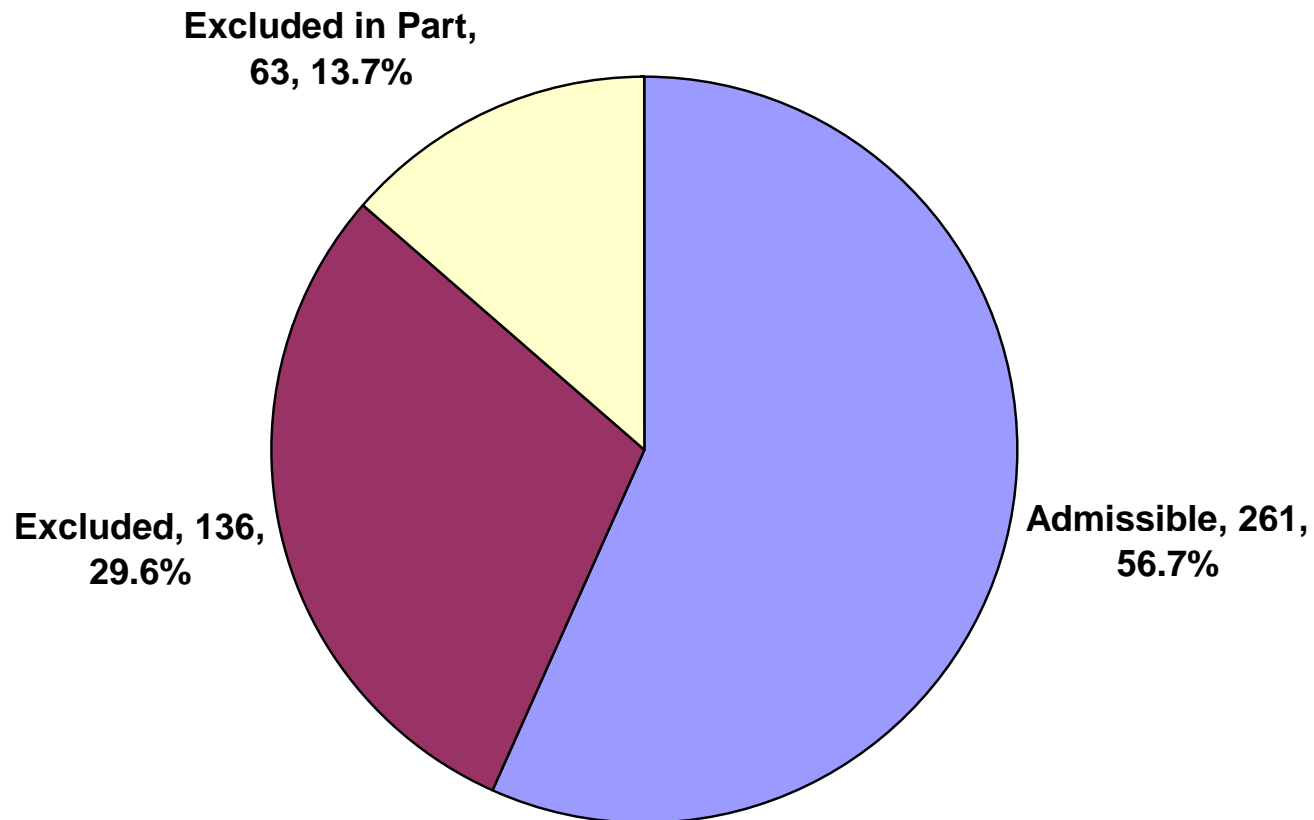


The Future of Private Antitrust Enforcement

AAI, Washington D.C.

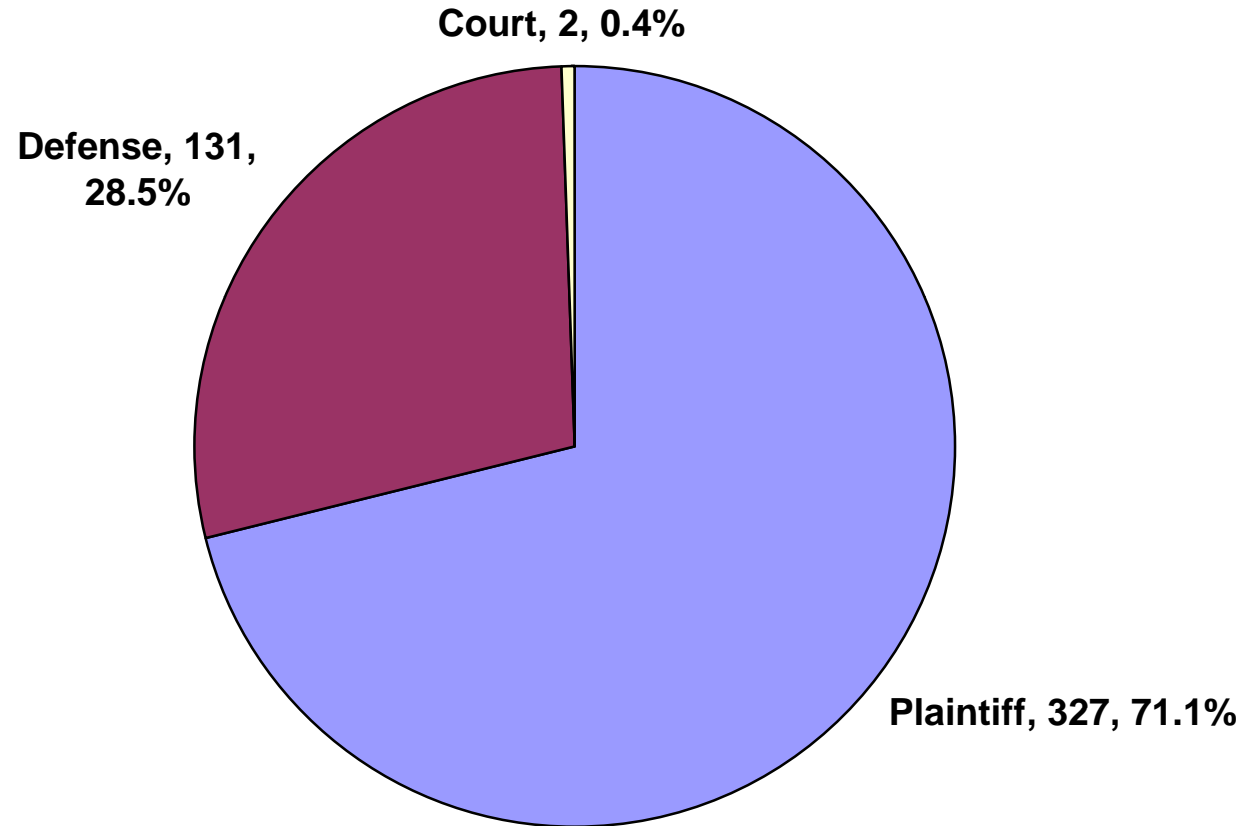
Dec 11, 2008

## Summary of *Daubert* Challenges to Economists



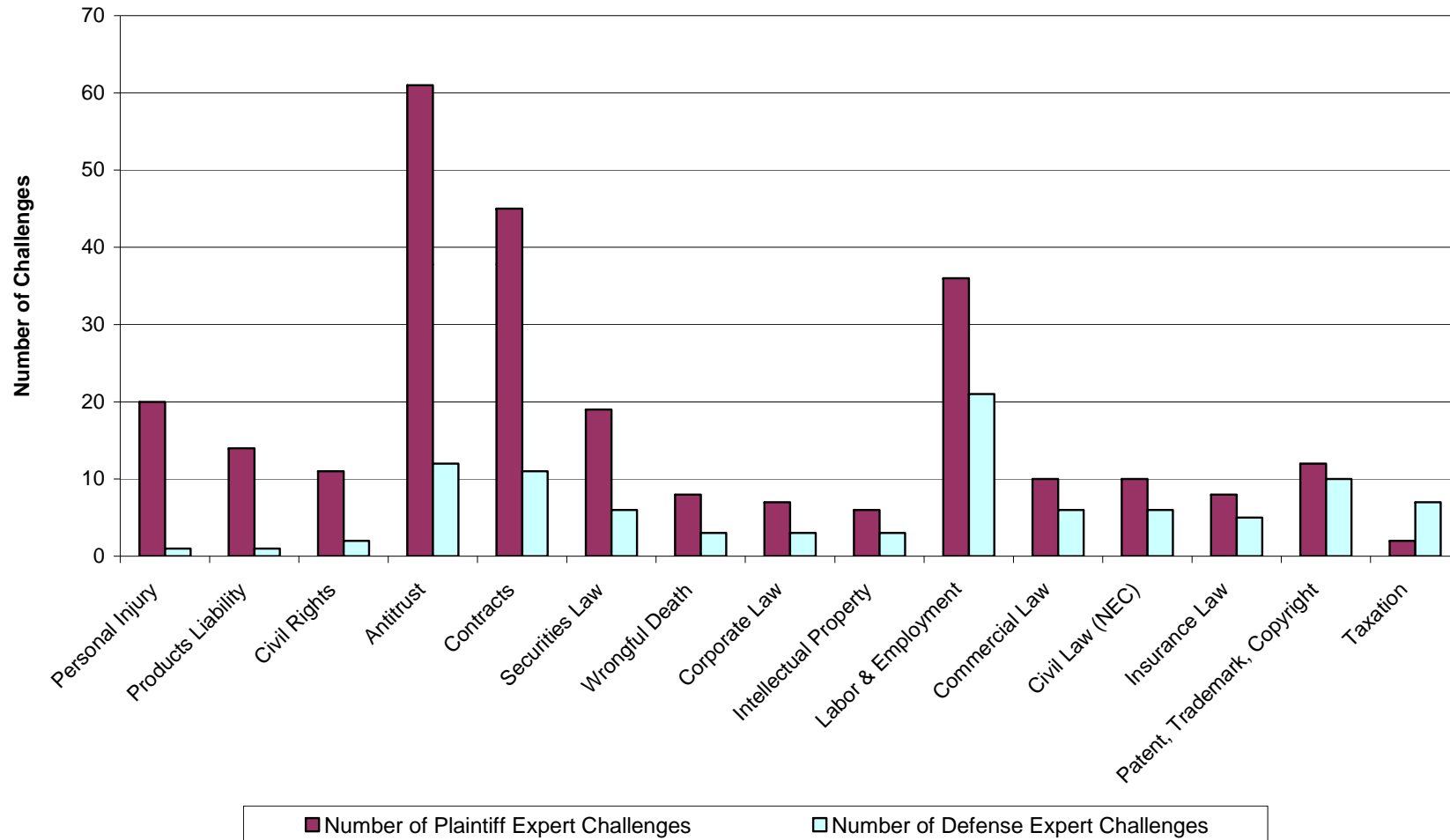
Source: Daubert Tracker Data, 2000- partial year 2008

## Summary of *Daubert* Challenges by Party Retaining Expert



Source: Daubert Tracker Data, 2000- partial year 2008

## Economist *Daubert* Challenges by Areas of Law



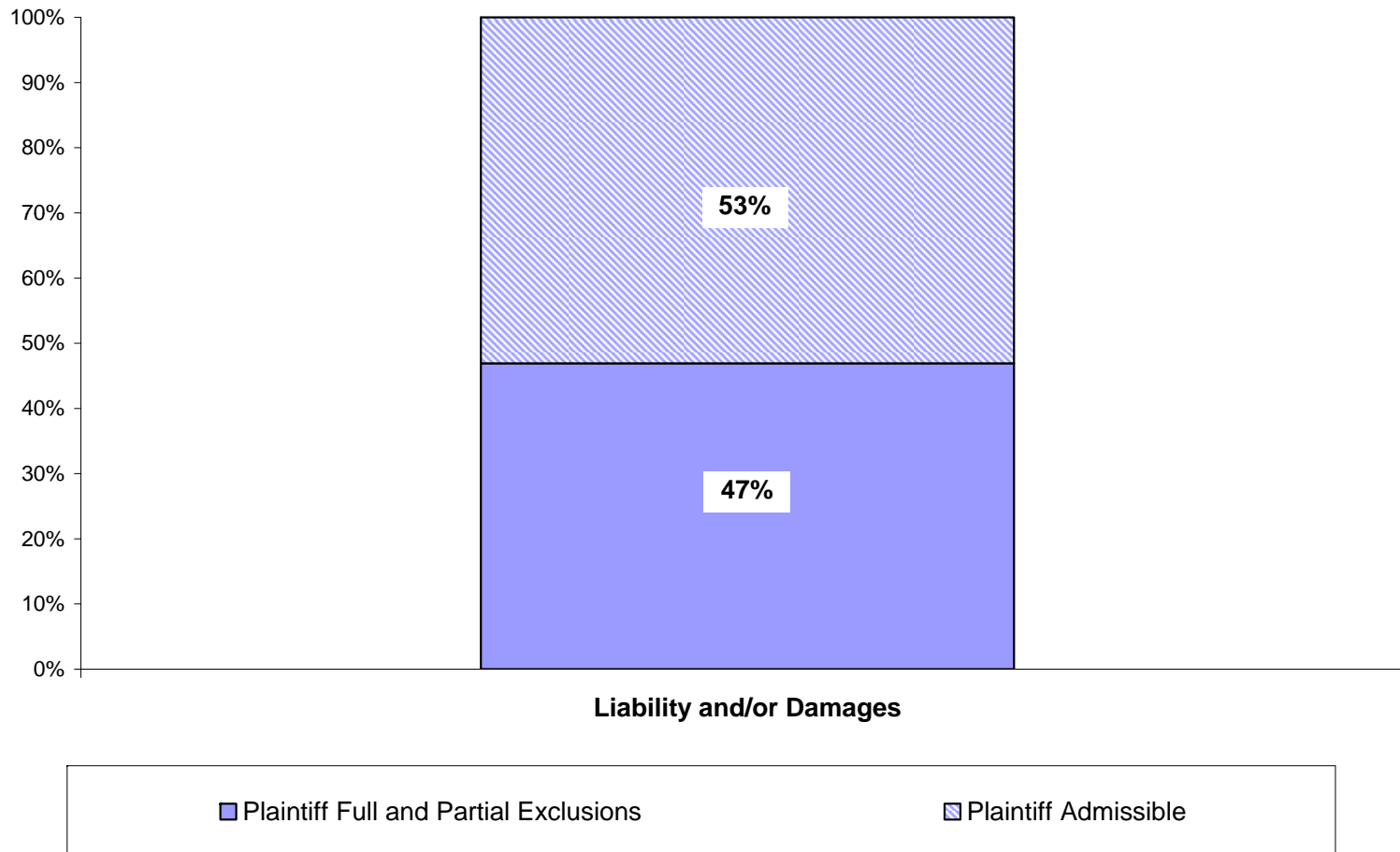
Source: Daubert Tracker Data, 2000- partial year 2008, contains only areas of law with 10 or more challenges

## Antitrust Exclusion Rates by Testimony Type



Source: Daubert Tracker Data, 2000- partial year 2008

## Plaintiff Expert Antitrust Liability and/or Damages *Daubert* Exclusion Rates



Source: Daubert Tracker Data, 2000- partial year 2008