



AMERICAN ANTITRUST INSTITUTE

PRIVATE ANTITRUST ENFORCEMENT CONFERENCE

SUPPORTING MATERIALS

YOUNG LAWYERS BREAKFAST

- Robert Lande, *Private Enforcement of Antitrust Law in the United States: A Handbook, Introductory Chapter*, Edward Elgar (2012).
- Stephanie A. Scharf & Roberta D. Liebenberg, *First Chairs at Trial - More Women Need Seats at the Table: A Research Report on the Participation of Women Lawyers as Lead Counsel and Trial Counsel in Litigation*, American Bar Association (2015).
- Kennedy, A Cultural Pluralist Case for Affirmative Action in Legal Academia, 1990 Duke L.J. 705.
- Kevin Woodson, *Race and Rapport: Homophily and Racial Disadvantage in Large Law Firms*, 83 *Fordham L. Rev.* 2557 (2015).

SIX YEARS AFTER *FTC v. ACTAVIS*: HOW COURTS HAVE IMPLEMENTED THE LANDMARK DECISION AND WHAT LIES AHEAD FOR GENERIC DELAY CASES

- Michael L. Fialkoff, *Pay-For-Delay Settlements in the Wake of Actavis*, 20 MICHIGAN TELECOMM. & TECH. L. REV. 523 (2014).
- Allison A. Schmitt, *Competition Ahead? The Legal Landscape for Reverse Payment Settlements After Federal Trade Commission v. Actavis, Inc.*, 29 BERKELEY TECH. L.J. 493 (2014).
- Audra J. Passinault, *A Prescription for the Future: Reverse-Payment Settlements in the Wake of FTC v. Actavis Pharmaceuticals*, 29 NOTRE DAME J.L. ETHICS & PUB. POL'Y 549 (2015).

SETTLING AN ANTITRUST CLASS ACTION—BEST PRACTICES, ETHICAL ISSUES, AND THE AMENDED RULE 23(E)

- Albert H. Choi & Kathryn E Spier, *Class Actions and Private Antitrust Litigation*, Virginia Law and Economics Research Paper No. 2019-01 (February 4, 2019).
- Christopher R. Leslie, *A Market-Based Approach to Coupon Settlements in Antitrust and Consumer Class Action Litigation*, 49 UCLA L. Rev. 991 (2001-2002).
- Eric Alan Isaacson, *A Real-World Perspective on Withdrawal of Objections to Class-Action Settlements and Attorneys' Fee Awards: Reflections on the Proposed Revisions to Federal Rule of Civil Procedure 23(e)(5)*, 10 ELON L. REV. 35 (2018).
- Francis E. McGovern, *The Negotiation Class: A Cooperative Approach to Class Actions Involving Large Stakeholders*, Duke Law School Public Law & Legal Theory Series No. 2019-41 (June 13, 2019).
- Andre Regard, *The Five Changes to Rule 23 Every Class Action Attorney Needs to Know*, American Bar Association (2019).

TAKING AND DEFENDING DEPOSITIONS OF ECONOMISTS IN PRIVATE ANTITRUST CASES: WHAT ARE THE GOALS AND HOW BEST TO ACCOMPLISH THEM?

- Rebecca Haw, *Adversarial Economics in Antitrust Litigation: Losing Academic Consensus in the Battle of the Experts*, 106 NORTHWESTERN U. L. REV. 1261(2012).
- John E. Lopatka & William H. Page, *Economic Authority and the Limits of Expertise in Antitrust Cases*, 90 Cornell L. Rev. 617 (2005).
- *Tips for Working with Economics Experts in Antitrust Cases*, Law360 (2017).
- Andrew E. Abere & Michelle A. Cleary, *Be an Expert in Working with Economic Experts*, ABA Antitrust Law (2014).
- David Scheffman & Mary Coleman, *FTC Perspectives on the Use of Econometric Analyses in Antitrust Cases*, FTC.

CAN PRIVATE LITIGATION ADDRESS DIGITAL DOMINANCE?

- Steve Williams & Jiamie Chen, *'Apple v. Pepper' Will Enhance Private Antitrust Enforcement by Confirming Bright-Line Rule of 'Illinois Brick'*, LAW.COM (2019).
- Harry First & Spencer Weber Waller, *Internet Markets and Algorithmic Competition: The Rest of the Story*, Law & Economics Research Paper Series Working Paper No. 18-26 (June 2018).
- Herbert Hovenkamp, *Apple v. Pepper: Rationalizing Antitrust's Indirect Purchaser Rule*, U of Penn, Inst for Law & Econ Research Paper No. 19-27 (2019).
- Susanne Johnson et al., *Future of Antitrust Class Actions Foreshadowed in Apple Inc. v. Pepper*, FAEGRE BAKER DANIELS (May 24, 2019).