



*"2024, Año de Felipe Carrillo Puerto, Benemérito del Proletariado,
Revolucionario y Defensor del Mayab"*

**INSTITUTO FEDERAL DE TELECOMUNICACIONES
OFICINA DEL COMISIONADO RAMIRO CAMACHO CASTILLO
IFT/100/PLENO/OC-RCC/004/2024**

Ciudad de México a 18 de abril de 2024

**LIC. DAVID GORRA FLOTA
SECRETARIO TÉCNICO DEL PLENO EN EL
INSTITUTO FEDERAL DE TELECOMUNICACIONES
P R E S E N T E.**

En cumplimiento a lo dispuesto por los artículos 23, fracción II de la Ley Federal de Telecomunicaciones y Radiodifusión, y 15, fracción I del Estatuto Orgánico del Instituto Federal de Telecomunicaciones, me permito enviar para conocimiento del Pleno de este Instituto Federal de Telecomunicaciones mi informe de participación en la Reunión Anual de Primavera del Colegio de Abogados de Estados Unidos de América (*ABA Spring Annual Meeting*), que se llevó a cabo del 10 al 12 de abril de 2024 en Washington D.C., Estados Unidos de América.

Se anexa el informe de actividades y la agenda correspondientes de dichas sesiones.

Sin otro particular, reciba un cordial saludo.

A T E N T A M E N T E

**RAMIRO CAMACHO CASTILLO
COMISIONADO**

FIRMADO POR: RAMIRO CAMACHO CASTILLO
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"2024, Año de Felipe Carrillo Puerto, Benemérito del Proletariado,
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OFICINA DEL COMISIONADO RAMIRO CAMACHO CASTILLO

Ciudad de México a 18 de abril de 2024

PLENO DEL INSTITUTO FEDERAL DE TELECOMUNICACIONES PRESENTE

Informe que presenta el Comisionado Ramiro Camacho Castillo respecto a su participación, en representación del Instituto Federal de Telecomunicaciones (IFT), en la Reunión Anual de Primavera del Colegio de Abogados de Estados Unidos de América (ABA Spring Annual Meeting), que se llevó a cabo del 10 al 12 de abril de 2024, en Washington D.C., Estados Unidos de América.

La Reunión Anual de Primavera del Colegio de Abogados es también conocida como la Semana Antimonopolio del Colegio de Abogados de los Estados Unidos de América (*American Bar Association, ABA*¹). Esta reunión anual es el mayor encuentro a nivel mundial de profesionales de competencia, protección del consumidor y privacidad de datos², ofreciendo a los participantes la oportunidad de compartir conocimientos de vanguardia, así como perspectivas nacionales e internacionales sobre competencia, protección al consumidor y regulación en materia de privacidad de datos.

Dicho de otro modo, la ABA es una organización que promueve programas y recursos para mejorar el trabajo de los abogados y jueces en su labor, así como la educación jurídica continua. En esta edición 72 de la Reunión Anual de Primavera, tuve la oportunidad de participar tanto en las sesiones de trabajo como en tres eventos de *networking* de alto nivel:

- La recepción para autoridades internacionales, el martes 09 de abril;
- El almuerzo de primavera de la ABA, el miércoles 10 de abril; y
- La cena de recepción, el jueves 11 de abril.

¹ ABA cuenta con casi 400 mil miembros y más de 3 mil 500 entidades, y es una de las organizaciones con mayor membresía voluntaria de profesionales en el mundo. Fue fundada el 21 de agosto de 1878, y por casi 150 años, ha jugado un papel esencial en el desarrollo de la profesión legal en los Estados Unidos. Uno de sus objetivos pilares es promover el Estado de Derecho alrededor del mundo.

² En la Semana Antimonopolio y de la Competencia de la ABA, más de 3 mil 300 asistentes de más de 65 países, incluyendo funcionarios encargados de hacer cumplir la ley, académicos, economistas, abogados corporativos internos, jueces, abogados privados y profesionales de negocios, se reúnen para compartir conocimientos de vanguardia de los segmentos de competencia, protección del consumidor y privacidad de datos.

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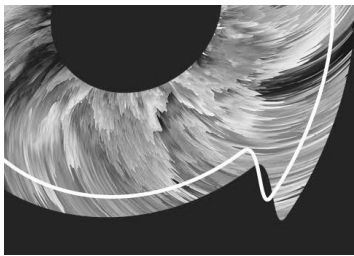
Durante estas sesiones y reuniones tuve la oportunidad de compartir la perspectiva y experiencia de México sobre el desarrollo de la competencia en el sector de las telecomunicaciones y la radiodifusión. Asimismo, pude fomentar el intercambio de información, establecer redes de alianzas potenciales y fortalecer la colaboración con los agentes reguladores, líderes de competencia y colegios de abogados de Estados Unidos y de todo el mundo.

En este sentido, se fomentó e incrementaron las relaciones globales del Instituto mediante nuestra participación en las sesiones de la reunión con otros representantes y autoridades de competencia internacionales y de México, así como con actores del sector privado y la academia. De igual manera, se promovió la labor y el liderazgo del IFT como autoridad en materia de competencia económica de los sectores de radiodifusión y telecomunicaciones, al compartir la perspectiva y la experiencia en el desarrollo del Derecho de la Competencia en México. Lo anterior, con el objetivo de promover la diversidad, pluralidad e innovación de los servicios de telecomunicaciones y radiodifusión.

En conclusión, la participación presencial de Instituto en eventos como la Reunión Anual de Primavera de la ABA permitió continuar con las redes de colaboración y cooperación internacionales que hemos establecido a lo largo de la última década, cuya práctica de intercambio bilateral con agentes reguladores de competencia de todo el mundo ha fortalecido nuestro marco teórico y práctico en la materia.

ATENTAMENTE

Ramiro Camacho Castillo
Comisionado



72nd Antitrust Law SPRING MEETING

April 10–12, 2024
Washington, DC



Agenda updates as of April 10

TUESDAY, APRIL 9

3:00–8:00 PM

REGISTRATION | CLE SIGN-IN
MEZZANINE

Registration will be one level above the lobby. Badges will be required to access the conference meeting space. Individuals on conference floors without 2024 Spring Meeting badges will be billed for Spring attendance.

3:00–4:30 PM

PATHWAYS TO LEADERSHIP (non-CLE)

M1: GEORGETOWN

Presented by the Diversity, Advanced and Membership Committees and Young Lawyers Task Force

Interested in becoming a leader in antitrust and consumer protection law? Seeking ways to enhance your career and grow professionally? Get tips and pointers from Section leaders as they share their pathways to success, including strategies for using Section membership to enhance and develop your career.

SESSION CHAIR/MODERATOR

Brian R. HENRY, Senior Vice President and General Counsel, North America & Global Customers, The Coca-Cola Company, Atlanta, GA

SPEAKERS

- Brian K. GRUBE, Jones Day, Cleveland, OH
- Jeremy A. GUNN, Bass Berry & Sims PLC, Nashville, TN
- Rosanna LIPSCOMB, Director, Google Inc., Mountain View, CA
- Lucia OJEDA CARDENAS, SAI Derecho & Economia, Mexico City

4:30–5:30 PM

YOUNG PROFESSIONALS' HAPPY HOUR

M1: GEORGETOWN

Have you been practicing for fewer than 10 years? Are you an economist or law student? Then pick up your Spring Meeting badge and join the Antitrust Law Section Officers as we kick off the start of the Spring Meeting. This is a great opportunity to meet other young professionals, and the Leadership of the Membership and the Young Lawyers Task Force.

5:30–6:30 PM

DIVERSITY HAPPY HOUR

LOBBY LEVEL (BEER LAB)

Please join the Section's Diversity, Advanced and Women, Connected Committees as we gather to celebrate diversity within the profession. Welcome by The Hon. Judge Yvonne Gonzalez Rogers.

5:30–7:00 PM

COCKTAILS FOR CONSUMER PROTECTION PARTY

MEZZANINE

Does your area of concentration include privacy law and/or consumer protection? Are you interested in learning more about this rising practice area? Even if you would just like to join us for a cocktail after you register, stop by and get to know more about this area of Section activity with our three CP committees. This is a great way to kick off your Spring Meeting festivities.

6:00–7:00 PM

RECEPTION FOR INTERNATIONAL ENFORCERS

International enforcement officials are invited to a pre-conference reception with the Antitrust Law Section Officers and Council to mingle and learn more about the Section. A ticket to attend will be included in the registration materials for all international enforcers registered for the Spring Meeting.

WEDNESDAY, APRIL 10

7:00AM–5:30 PM

REGISTRATION OPEN
MEZZANINE

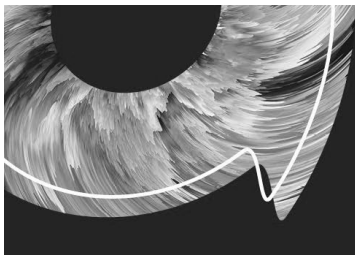
CLE SIGN-IN KIOSKS

M1 | M2 | M4: Archives

7:30AM 5:30 PM

BOOKSTORE & COFFEE SHOP OPEN

M4: ARCHIVES



72nd Antitrust Law
**SPRING
MEETING**

April 10–12, 2024
Washington, DC

ABA AMERICAN BAR ASSOCIATION
Antitrust Law Section

WEDNESDAY, APRIL 10

8:00–8:45 AM

COFFEE CONVERSATIONS

Start your day right! Calling law students and young professionals to meet us on the M4 level to grab a specialty coffee and engage with thought leaders in informal (non-CLE) dialogues career development from an In-House Perspective..

8:00–8:45 AM

CAREER CONVERSATIONS- Join us for conversations with Jesus Alvarado-Rivera (Anheuser-Busch InBev), Samantha Knox (Meta), and Elizabeth Kraus (Walmart).

M4: SUPREME COURT

8:00–8:45 AM

FRIENDS OF BILL W.

M3: CHINATOWN

8:15–10:15 AM

ANTITRUST ETHICS: OLD AND NEW ISSUES

M2: SALONS 12 & 13

Presented by the Compliance & Ethics, Mergers & Acquisitions, and Trial Practice Committees

Antitrust can be a minefield of ethical problems: When can you interview former employees of adversaries? Can you represent all company employees? How can you use covert operations to gather evidence? Is attorney-client privilege overused? Are there special conflict issues with mergers? Can you just copy from ChatGPT and plagiarize other briefs? We will answer these and other questions that often arise.

SESSION CHAIR/MODERATOR

Layne E. KRUSE, Norton Rose Fulbright LLP, Houston, TX

SPEAKERS

- Dee BANSAL, Cooley LLP, Washington, DC
- Patricia A. CONNERS, Stearns Weaver Miller, Tallahassee, FL
- Dolores DORSAINVIL, Associate Judge, District Court of Maryland, District 5, Prince George's Court, Baltimore, MD
- Tracy Fisher, Ethics Officer, U.S. Department of Justice, Antitrust Division, Washington, DC

9:00–10:15 AM

CONCURRENT CLE SESSIONS

1

AGENCY UPDATE WITH THE U.S. DEPARTMENT OF JUSTICE, ANTITRUST DIVISION

M4: SALONS I–P

Presented by the Federal Civil Enforcement Committee

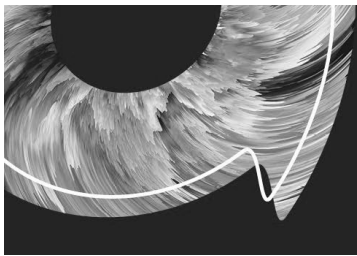
Hear from DOJ Deputy Assistant Attorneys General to learn the latest in civil enforcement, cartel cases, and policy initiatives.

SESSION CHAIR/MODERATOR

Steven J. CERNAK, Bona Law PC, Detroit, MI

SPEAKERS

- Susan ATHEY, Chief Economist, U.S. Department of Justice, Antitrust Division, Washington, DC
- Hetal J. DOSHI, Deputy Assistant Attorney General, U.S. Department of Justice, Antitrust Division, Washington, DC
- Andrew J. FORMAN, Deputy Assistant Attorney General, U.S. Department of Justice, Antitrust Division, Washington, DC
- Michael B. KADES, Deputy Assistant Attorney General, U.S. Department of Justice, Antitrust Division, Washington, DC
- Doha G. MEKKI, Principal Deputy Assistant Attorney, U.S. Department of Justice, Antitrust Division, Washington, DC



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ABA AMERICAN BAR ASSOCIATION
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2

DO NON-COMPETES CAUSE MORE HARM THAN GOOD?

M4: SALONS A-D

Presented by the Diversity, Advanced, Economics, and Women.Connected Committees

The FTC's proposed ban on non-compete clauses ignited a debate on their impact on the workforce and the legal implications of the FTC proposal. Who is harmed by non-competes and in what ways? And when do they legitimately protect employer investments and procompetitive outcomes?

SESSION CHAIR/MODERATOR

Svetlana S. GANS, Gibson Dunn & Crutcher LLP, Washington, DC

SPEAKERS

- Adam DI VINCENZO, Milbank LLP, Washington, DC
- Sean HEATHER, Senior Vice President International Regulatory Affairs, U.S. Chamber of Commerce, Washington, DC
- Rosa MORALES, Crowell & Moring LLP, New York, NY
- Evan P. STARR, University of Maryland, Robert H. Smith School of Business, College Park, MD

3

DON'T TRY THEM UNTIL YOU MOCK THEM

M2: SALONS 7 & 8

Presented by the Global Private Litigation and Trial Practice Committees

More antitrust cases are going the distance, and the stakes are high. Do you know how to distill your case to key themes and make it understandable and compelling to jurors? What can you test in jury research? When should you do a mock trial and how do you interpret the results? And what the heck is a "clopening" anyway? Hear what experience has taught us and see trial themes developed live.

SESSION CHAIR/MODERATOR

Scott A. MARTIN, Hausfeld LLP, New York, NY

SPEAKERS

- Sonia CHOPRA, President and Consultant, Chopra Koonan, Oakland, CA
- Rakesh KILARU, Wilkinson Stekloff LLP, Washington, DC
- Jill M. MANNING, Pearson Warshaw LLP, San Francisco, CA
- Jennifer MILICI, WilmerHale, Washington, DC

4

FROM FARM TO TABLE: DEALING WITH DISTRIBUTORS

M4: SALONS E-H

Presented by the Corporate Counseling Committee

With increased attention on exchanges of sensitive information, in addition to renewed debates on exclusivity agreements, companies that depend on distributorships are looking for guidance on how to steer clear of potential enforcement actions. When it comes to public procurement, concerns get even more complex. How can companies navigate these intricate issues and how should they regulate their relationship with distributors to effectively respond to all of these concerns?

SESSION CHAIR/MODERATOR

Eduardo FRADE, Mattos Filho, Brasilia

SPEAKERS

- Daniel P. CULLEY, Cleary Gottlieb Steen & Hamilton LLP, Washington, DC
- Angelique de BROUSSE, Senior Legal Counsel, Johnson & Johnson, Brussels
- Victor FERNANDES, Commissioner, Administrative Council for Economic Defense (CADE), Brasilia
- Strati SAKELLARIOU-WITT, White & Case LLP, Brussels

5

FUNDAMENTALS—CONSUMER PROTECTION

M3: SHAW | LEDROIT

Presented by the Consumer Protection Committee

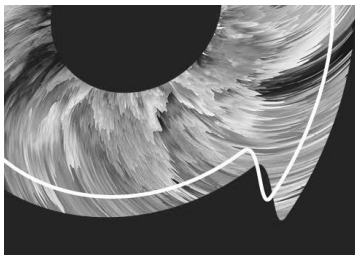
Representing a variety of perspectives, this session will provide an introduction to consumer protection law, including privacy, data security, and advertising and marketing law.

SESSION CHAIR/MODERATOR

Thomas F. ZYCH, Thompson Hine LLP, Cleveland, OH

SPEAKERS

- Katherine ARMSTRONG, Deputy Director, National Advertising Division, BBB National Programs, Washington, DC
- Kaelyne Yumul WIETELMAN, Venable LLP, Washington, DC
- Caiti ZEYTOONIAN, Morgan Lewis & Bockius LLP, Boston, MA
- Cobun ZWEIFEL-KEEGAN, Managing Director, International Association of Privacy Professionals, Washington, DC



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6

HOW DOES MERGER REVIEW REFORM IMPACT COMPLIANCE?

M2: SALONS 1-4

Presented by the Compliance & Ethics and Corporate Counseling Committees

Proposed changes to the HSR filing guidelines and the first major revision to the U.S. merger guidelines in 13 years have repercussions for companies even long before they are considering a possible transaction. And after closing, consider benefits from the DOJ's new M&A safe harbor policy. What do the changes mean more broadly for business leaders and their organizations? What are the implications for conduct counseling and in-house compliance programs?

SESSION CHAIR/MODERATOR

Sarah FLANAGAN, Associate General Counsel, Director of Antitrust Compliance and Americas Compliance, Intel Corporation, Portland, OR

SPEAKERS

- Andrew C. FINCH, Paul Weiss Rifkind Wharton & Garrison LLP, New York, NY
- Mika IKEDA, Senior Counsel, Competition Law, Johnson & Johnson, Washington, DC
- Suzanne MORRIS, Deputy Director, Civil Enforcement, US Department of Justice, Antitrust Division, Washington, DC
- Tiffany RIDER, Axinn Veltrop & Harkrider LLP, Washington, DC

7

ON TO OVERTIME? DEVELOPMENTS IN SPORTS ANTITRUST

M2: SALONS 9 & 10

Presented by the Trade, Sports & Professional Associations Committee

The past year saw extensive antitrust activity in the sports world. Even non-golf fans likely took note of the merger announced by the PGA Tour and LIV Golf (and subsequent dismissal of the heated antitrust litigation between them), which caused antitrust concern from the Hill and led to a DOJ investigation. Meanwhile, private litigants sought to leverage the Supreme Court's decision in *Alston* by challenging the Ivy League prohibition on sports scholarships and NCAA volunteer coach policies. We explore the key cases and discuss what may be next.

SESSION CHAIR/MODERATOR

Derek LUDWIN, Covington & Burling LLP, Washington, DC

SPEAKERS

- Jodi S. BALSAM, Brooklyn Law School, Brooklyn, NY
- James H. CONGDON, Trial Attorney, U.S. Department of Justice, Antitrust Division, Washington, DC
- Gabriel FELDMAN, Tulane Law School, New Orleans, LA
- Christopher WILSON, Baker Botts LLP, Washington, DC

8

THE PRICE IS RIGHT (OR IS IT?)

M4: CAPITOL | CONGRESS

Presented by the Advertising Disputes & Litigation, Consumer Protection, and Privacy & Information Security Committees

Regulators and plaintiffs continue targeting pricing and disclosure practices studied extensively by economists and marketers, including "junk fees," automatic renewals and negative option plans, and the use of "dark patterns." The panel will discuss U.S. and international laws governing these practices, enforcement and litigation trends and debates over economic methods used to analyze such practices.

SESSION CHAIR/MODERATOR

Ceren CANAL ARUOBA, Cornerstone Research, Washington, DC

SPEAKERS

- Stijn DE JONG, Stibbe, Amsterdam
- Alysha MANJI-KNIGHT, Davies Ward Phillips & Vineberg LLP, Toronto
- Donnelly L. MCDOWELL, Kelley Drye & Warren LLP, Washington, DC
- Malini MITHAL, Associate Director, Division of Financial Practices, Federal Trade Commission, Washington, DC

10:00-10:30 AM

DIVERSITY DIALOGUES (NON-CLE)

M1: GEORGEOWN

SPEAKERS

- The Hon. Judge Yvonne GONZALEZ ROGERS, U.S. District Judge, U.S. District Court for the Northern District of California, Oakland, CA
- Rahul RAO, Deputy Director, Bureau of Competition, Federal Trade Commission, Washington, DC

10:15-10:55 AM

FIRESIDE CHAT (NON-CLE)

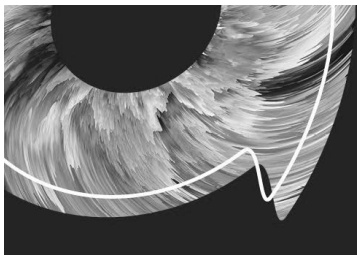
M4: TREASURY

INTERVIEWER

Theodore VOORHEES, Covington & Burling LLP, Washington, DC

SPEAKERS

- Jorge GRUNBERG, National Economic Prosecutor, Fiscalía Nacional Económica, Santiago
- Danielle KINEIPP DE SOUZA, Antitrust Coordinator, Administrative Council for Economic Defense (CADE), Brasilia



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Washington, DC

ABA AMERICAN BAR ASSOCIATION
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10:45 AM–NOON CONCURRENT SESSIONS

1

AI-POWERED MODELS AND ADVERTISING IN THE SPOTLIGHT

M4: CAPITOL | CONGRESS

Presented by the Advertising Disputes & Litigation, Consumer Protection, and Privacy & Information Security Committees

Firms are increasingly using generative AI tools to create more personalized and contextualized ad experiences to influence consumer behavior, which enforcers have warned could be a deceptive or unfair practice. What are the consequences of algorithmic bias in AI-driven models? Who is legally responsible? How should disruptive generative AI advancements be weighed against ethical considerations?

SESSION CHAIR/MODERATOR

Anne Catherine FAYE, Analysis Group, Boston, MA

SPEAKERS

- Mark W. BRENNAN, Hogan Lovells LLP, Washington, DC
- Tiffany A. GEORGE, Assistant Director, Privacy & Identity Protection, Federal Trade Commission, Washington, DC
- Ben ROSSEN, Associate General Counsel, OpenAI, Washington, DC
- Nicol TURNER LEE, The Brookings Institution, Washington, DC

2

AIRLINE MERGERS: FLYING HIGH OR FLYING BLIND?

M2: SALONS 12 & 13

Presented by the Federal Civil Enforcement and Transportation & Energy Industries Committees

Airline deals have experienced some turbulence in the past year. The DOJ successfully blocked the Northeast Alliance, a joint venture between American Airlines and JetBlue, and challenged JetBlue's acquisition of Spirit. What are the implications for the airline industry and, more broadly, the transportation industry? What do these cases mean for merger enforcement and competitor collaborations?

SESSION CHAIR/MODERATOR

Grant A. BERMANN, Milbank LLP, Washington, DC

SPEAKERS

- Kathleen BRADISH, American Antitrust Institute, Vienna, VA
- Edward DUFFY, Senior Trial Counsel, U.S. Department of Justice, Antitrust Division, Washington, DC
- David I. GELFAND, Cleary Gottlieb Steen & Hamilton LLP, Washington, DC
- Eytayo ST. MATTHEW-DANIEL, Paul Weiss, New York, NY

3

ATTACKING AND DEFENDING HEALTHCARE MERGERS

M4: SALONS A–D

Presented by the Healthcare & Pharmaceuticals Committee

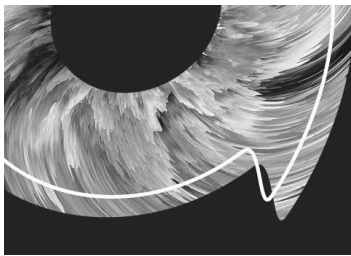
Amgen-Horizon, Illumina-Grail, and hospital mergers involving cross-market and labor issues show that the antitrust agencies are investigating and challenging healthcare transactions on a wide variety of theories. But transactions like Amazon-One Medical and CVS-Signify Health have successfully weathered agency scrutiny. This panel will examine concerns with and strategies for overcoming challenges to modern healthcare mergers.

SESSION CHAIR/MODERATOR

Leigh OLIVER, Clifford Chance LLP, Washington, DC

SPEAKERS

- Jordan ANDREW, Deputy Assistant Director, Mergers 1 Division, Federal Trade Commission, Washington, DC
- Alicia J. BATTS, Faegre Drinker Biddle & Reath LLP, Washington, DC
- Katrina ROUSE, Trial Attorney, U.S. Department of Justice, Antitrust Division, San Francisco, CA
- Daniel K. ZACH, Kirkland & Ellis LLP, New York, NY



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4

BIG DATA IN THE AGE OF AI

M4: SALONS E–H

Presented by the International Comments & Policy Committee and the Artificial Intelligence Task Force

When it comes to AI and Big Data, antitrust authorities are not willing to apply traditional safe harbors for sharing of competitively sensitive information. The rapidly expanding use of AI to analyze and share data raises new opportunities and risks. The EU's DG COMP and the UK's CMA are modernizing their guidance. Will the U.S., China and others respond?

SESSION CHAIR/MODERATOR

James R. MODRALL, Norton Rose Fulbright LLP, Brussels

SPEAKERS

- Maria COPPOLA, Director, Office of International Affairs, Federal Trade Commission, Washington, DC
- William HAYTER, Executive Director, Digital Markets Unit, Competition and Markets Authority, London
- Mark M. MACCARTHY, Communication, Culture & Technology Program in the Graduate School at Georgetown University, Washington, DC
- Arthur PENG, Linklaters LLP, Beijing

5

EFFECTIVE LITIGATION STRATEGIES IN MONOPOLIZATION CASES

M2: SALONS 7 & 8

Presented by the Civil Practice & Procedure, Global Private Litigation, and Trial Practice Committees

Amidst clarion calls of "break them up," we hear household-name defendants say "we did nothing wrong, our products are free and competition and innovation are fierce." How do parties build and prosecute effective and persuasive trial themes, and how do they make their narratives resonate? What notional facts are they looking for? What roles do facts and experts play? What is the role of testing?

SESSION CHAIR/MODERATOR

Ian SIMMONS, O'Melveny & Myers LLP, Washington, DC

SPEAKERS

- Steven F. BENZ, Kellogg Hansen Todd Figel & Frederick PLLC, Washington, DC
- Tara L. REINHART, Skadden Arps Slate Meagher & Flom LLP, Washington, DC
- Sharon K. ROBERTSON, Cohen Milstein Sellers & Toll PLLC, New York, NY
- Kalpana SRINIVASAN, Susman Godfrey LLP, Los Angeles, CA

6

FUNDAMENTALS—ANTITRUST

M3: SHAW | LEDROIT

Learn antitrust fundamentals from experienced panelists in government and private practice. This session is essential for young lawyers and anyone who wants to be clear on the core elements of U.S. laws and institutions, basic economic principles, and competition law outside the United States.

SESSION CHAIR/MODERATOR

Matthew D. KENT, Alston & Bird LLP, Atlanta, GA

SPEAKERS

- Wade LIPPARD, Staff Attorney, Federal Trade Commission, Washington, DC
- Micah MOON, Senior Corporate Counsel-Antitrust, Delta Airlines, Atlanta, GA
- Okeoghene ODUDU, University of Cambridge, Cambridge
- Estefania TORRES PAEZ, Assistant Attorney General, Office of the Attorney General for the District of Columbia, Washington, DC

7

GLOBAL PRIVATE LITIGATION IN THE DIGITAL ECONOMY

M2: SALONS 1–4

Presented by the Global Private Litigation and State Enforcement Committees

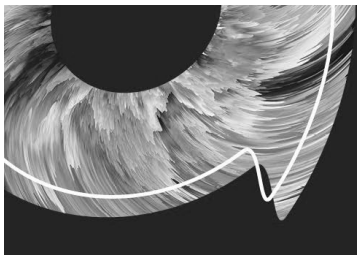
FAAMG, Alibaba, Tencent, Meituan, Netflix and other tech giants have been in the antitrust crosshairs. Beyond government enforcement and regulation, global private litigation against digital platforms has also been on the rise. What antitrust claims have been brought globally and what have the courts ruled? Practitioners and economists will discuss these recent decisions and their implications.

SESSION CHAIR/MODERATOR

Mark H. HAMER, Baker McKenzie LLP, Washington, DC

SPEAKERS

- Gary A. BORNSTEIN, Cravath Swaine & Moore LLP, New York, NY
- Maureen OHLHAUSEN, Wilson Sonsini Goodrich & Rosati, Washington, DC
- Miguel RATO, Quinn Emanuel Urquhart & Sullivan LLP, Brussels
- Vanessa Y. ZHANG, Compass Lexecon, New York, NY



72nd Antitrust Law **SPRING MEETING**

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Antitrust Law Section

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THE FIX IS IN?

M2: SALONS 9 & 10

Presented by the Podcast Programming Committee

Formal remedy agreements with the federal antitrust agencies are at a historic low. Do fewer remedy agreements hamper or help the agencies' enforcement mission? Importantly, how can parties navigate this perceived distaste for remedies by the agencies? What are the international implications?

SESSION CHAIR/MODERATOR

Bernard A. NIGRO JR., Fried Frank Harris Shriver & Jacobson LLP, Washington, DC

SPEAKERS

- Ryan J. DANKS, Director of Civil Enforcement, U.S. Department of Justice, Antitrust Division, Washington, DC
- Ashley HOWLETT, Hogan Lovells LLP, Washington, DC
- Diana L. MOSS, Progressive Policy Institute, Denver, CO
- Rahul RAO, Deputy Director, Bureau of Competition, Federal Trade Commission, Washington, DC

9

VIEWS FROM THE BENCH

M4: SALONS I–P

Presented by the Trial Practice Committee

Antitrust, consumer protection and privacy litigation involves dynamic facts and complex economic evidence. Join this panel of experienced judges to discuss how they approach and manage these types of cases.

SESSION CHAIR/MODERATOR

Sheila R. ADAMS JAMES, Davis Polk & Wardwell LLP, New York, NY

SPEAKERS

- The Hon. Denise COTE, U.S. District Judge, U.S. District Court for the Southern District of New York, New York, NY
- The Hon. Daniel D. CRABTREE, U.S. District Judge, U.S. District Court for the District of Kansas, Kansas City, KS
- The Hon. Philip S. GUTIERREZ, U.S. Chief District Judge, U.S. District Court for the Central District of California, Los Angeles, CA
- The Hon. Susan ILLSTON, U.S. District Judge, U.S. District Court for the Northern District of California, San Francisco, CA
- The Hon. Amy ST. EVE, U.S. Circuit Judge, U.S. Court of Appeals for the Seventh Circuit, Chicago, IL
- The Hon. Lindsey VAALA, U.S. Magistrate Judge, U.S. District Court for the Eastern District of Virginia, Alexandria, VA

11:00–11:45 AM

FIRESIDE CHAT (NON-CLE)

M4: TREASURY

INTERVIEWER

Gary P. ZANFAGNA, Westfield, NJ

SPEAKERS

- Matthew BOSWELL, Commissioner of Competition, Competition Bureau Canada, Ottawa
- Samuel CHAN, Chairman, Competition Commission, Hong Kong

NOON–1:30 PM

SPRING MEETING LUNCHEON: WOMEN AT THE TOP

M2: MARQUIS BALLROOM

Ticketed Event – Non-CLE

GREETINGS

ALPHA M. BRADY, Executive Director, American Bar Association, Chicago, IL

MODERATOR

Zarema A. JARAMILLO, Lowenstein Sandler LLP, Washington, DC

SPEAKERS

- Camila Cabral Pires ALVES, Commissioner, Administrative Council for Economic Defense (CADE), Brasilia
- Ellen CREIGHTON, Assistant Deputy Commissioner, International Affairs Directorate, Competition Bureau Canada, Gatineau
- Cani FERNANDEZ, President, Spanish Competition Authority (CNMC), Madrid

1:25–1:55 PM

FIRESIDE CHAT (NON-CLE)

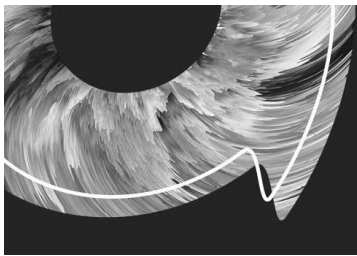
M4: TREASURY

INTERVIEWER

Christopher HOCKETT, Hockett ADR Services, San Francisco, CA

SPEAKERS

- Frederic JENNY, Chairman, Organization for Economic Co-operation and Development, Paris



72nd Antitrust Law SPRING MEETING

April 10–12, 2024
Washington, DC

ABA AMERICAN BAR ASSOCIATION
Antitrust Law Section

1:45–3:15 PM

CONCURRENT SESSIONS

1

ANTITRUST AND ENVIRONMENTAL JUSTICE: FRIENDS OR FOES?

M4: SALONS E–H

Presented by the Diversity, Advanced, Trial Practice, and Women.Connected Committees

The serious threat of climate change is pushing firms to consider a range of initiatives, which could adversely affect competition but promote sustainability and environmental justice. Federal and state regulators have raised antitrust concerns with those competitor collaborations. Can antitrust laws be deployed to promote environmental justice for overburdened communities?

SESSION CHAIR/MODERATOR

Puja PATEL, Allen & Overy LLP, New York NY

SPEAKERS

- Robin MORRIS COLLIN, Senior Advisor, US Environmental Protection Agency (EPA) Washington, DC
- Morgan HARPER, Director of Policy & Advocacy, American Economic Liberties Project, Columbus, OH
- Synda MARK, Deputy Assistant Director, Office of Policy & Coordination, Federal Trade Commission, Washington, DC
- David J. SHAW, Morrison & Foerster LLP, Washington, DC

2

FUNDAMENTALS—ECONOMICS

M3: SHAW | LEDROIT

Presented by the Economics Committee

Back-to-basics without being basic. With the best and brightest economic faculty as our guide, this session will make the fundamentals of antitrust economics accessible, practical, and—most of all—fun!

SESSION CHAIR/MODERATOR

Craig D. MINERVA, Axinn Veltrop & Harkrider LLP, Washington, DC

SPEAKERS

- Fei DENG, Charles River Associates, Oakland, CA
- Kate FOREMAN, NERA Economic Consulting, San Francisco, CA
- James LANGENFELD, Managing Director, Berkeley Research Group LLC, Washington, DC
- Robert MANESS, Coherent Economics, College Station, TX

3

LITIGATING AI & GAI: CHALLENGES FOR ATTORNEYS AND JUDGES

M2: SALONS 1–4

Presented by the Federal Civil Enforcement Committee and Judicial Advisory Board

Artificial intelligence and Generative artificial intelligence (GAI) are now the subjects of government investigations and civil actions. GAI is expected to raise issues involving the scope of discovery, confidentiality, and admissibility, and may be the subject of expert opinions and evidentiary challenges. This presentation will address these issues as attorneys, experts, and judges grapple with GAI.

SESSION CHAIR/MODERATOR

The Hon. Richard BOULWARE, U.S. District Judge, U.S. District Court for the District of Nevada, Las Vegas, NV

SPEAKERS

- Kyle BAHR, Founder, Sea Change Legal Ops, LLC, Pittsburgh, PA
- The Hon. J. Michelle CHILDS, U.S. Circuit Judge, U.S. Circuit Court of Appeals for the DC Circuit, Washington, DC
- Ilana KATTAN, Hogan Lovells (US) LLP, Washington, DC

4

MAKING YOUR PITCH TO THE GOVERNMENT

M4: SALONS M–P

Presented by the Cartel & Criminal Practice, Federal Civil Enforcement, and State Enforcement Committees

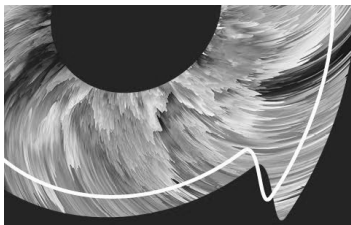
This panel will consider the most effective methods, strategies, and arguments for making corporate and individual resolution pitches to the government in civil and criminal matters, areas to navigate, and traps to avoid.

SESSION CHAIR/MODERATOR

Eric LIPMAN, Director, Litigation & Global Competition, Uber Technologies Inc, New York, NY

SPEAKERS

- D. Jarrett ARP, Davis Polk & Wardwell LLP, Washington, DC
- Sean FARRELL, Chief, New York Office, U.S. Department of Justice, Antitrust Division, New York, NY
- Adam C. HEMLOCK, Weil Gotshal & Manges LLP, New York, NY
- Elinor R. HOFFMANN, Chief, Antitrust Bureau, Office of the New York State Attorney General, New York, NY



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5 NAVIGATING GLOBAL CLASS CERTIFICATION STANDARDS

M2: SALONS 7 & 8

Presented by the Global Private Litigation Committee

Join our examination of the evolution and state of antitrust class actions around the world. We will address important recent cases in key jurisdictions, the Representative Actions Directive in the EU, and the use of abuse of dominance theories to support class certification.

SESSION CHAIR/MODERATOR

John D. GRAUBERT, Covington & Burling LLP, Washington, DC

SPEAKERS

- Davit D. AKMAN, Cassels Brock & Blackwell LLP, Toronto
- Kim DIETZEL, Herbert Smith Freehills LLP, London
- Eric GRANNON, White & Case LLP, Washington, DC
- Anna MORFEY, Ashurst LLP, London

6 NIL AFTER ALSTON: WILD WEST?

M2: SALONS 12 & 13

Presented by the Exemptions & Immunities and Trade, Sports & Professional Associations Committees

Alston and O'Bannon helped open up a market for college athletes' names, images, and likenesses that did not exist 10 years ago. This panel will explore how college athletes, universities, and conferences are navigating the antitrust implications of group licensing, transfers, and recruiting in the NIL era.

SESSION CHAIR/MODERATOR

Stephen M. MEDLOCK, Vinson & Elkins LLP, Washington, DC

SPEAKERS

- Ronald B. GAITHER, Jr, Baker & Hostetler LLP, Atlanta, GA
- Megan E. GERKING, Morrison Foerster, Washington, DC
- Anil GOLLAHALLI, Chief Legal Officer and General Counsel, Big Ten Conference Inc., Chicago, IL
- Sathya S. GOSSELIN, Hausfeld LLP, Washington, DC

7 PRIVACY MODELS IN A SURVEILLANCE ERA

M4: CAPITOL | CONGRESS

Presented by the Consumer Protection and Privacy & Information Security Committees

It has been 25 years since the FTC brought its first online privacy case, 5 years since GDPR was enacted, and one year since many state privacy laws came into effect. Join us as we compare and contrast privacy regulation models of the past and future, from notice and choice to harm-based frameworks, to accountability frameworks, to a "duty of loyalty."

SESSION CHAIR/MODERATOR

Maneesha MITHAL, Wilson Sonsini Goodrich & Rosati, Washington, DC

SPEAKERS

- J. Howard BEALES III, George Washington University Law School, Washington, DC
- Manmeet DHINDSA, Attorney, Federal Trade Commission, Washington, DC
- Joe JONES, Director, Research & Insights, International Association of Privacy Professionals, Washington, DC
- Daniel J. SOLOVE, President & CEO, TeachPrivacy, Washington, DC

8 THE AGE OF UNPREDICTABILITY IN MERGER REVIEW?

M2: SALONS 9 & 10

Presented by the Antitrust Law Journal and Antitrust Magazine Committees

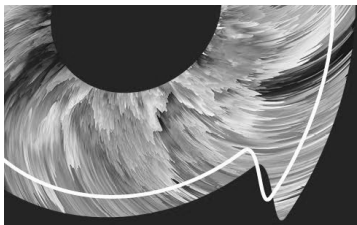
International merger control and FDI review is becoming increasingly unpredictable due to several factors, including expansive approaches to jurisdiction, tougher approaches on the law and economics, and changing guidelines and enforcement priorities. The panel will discuss what this means for merging parties and debate whether the uncertainty is good for competition and consumers.

SESSION CHAIR/MODERATOR

Anna LYLE-SMYTHE, Slaughter and May, Brussels

SPEAKERS

- Eleni GOULIOU, Director of International, Competition and Markets Authority, London
- Guillaume LORIOT, Deputy Director-General Mergers, European Commission, DG Competition, Brussels
- Meghan RISSMILLER, Freshfields Bruckhaus Deringer LLP, Washington, DC
- Jürgen SCHINDLER, Davis Polk & Wardwell LLP, Brussels



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9

THE MACHINERY OF MAKING MODERN MUSIC

M4: SALONS I-L

Presented by the Intellectual Property and Media & Technology Committees

The aging regulatory framework that covers the licensing of music has adapted to the rapid shift to streaming. But has it struck the appropriate balance between potential market power on the part of labels and publishers on the one hand and streaming platforms on the other? Panelists will explore the state of competition and regulation in music streaming, with attendees weighing in via polls.

SESSION CHAIR/MODERATOR

Eric R. EMCH, Bates White Economic Consulting, Washington, DC

SPEAKERS

- Brittany AMADI, WilmerHale, Washington, DC
- Jacob B. EBIN, Mayer Brown LLP, New York, NY
- Benjamin K. SEMEL, Pryor Cashman LLP, New York, NY
- Christian von KOCKRITZ, Gleiss Lutz Hootz Hirsch, Brussels

10

THE NEW, NEW, WAVE: COMPETITION POLICY INTERRUPTED?

M4: SALONS A-D

Presented by Federal Civil Enforcement and Mergers & Acquisitions Committees

FTC efforts to transform antitrust policy echo similar attempts in the 70's and early 80's to pursue "competition policy in its broadest sense." These advances saw wide backlash and 40 years of enforcement policy that the current administration has described as a "failed experiment." As to merger enforcement, will current leadership finish what FTC Chair Pertschuk started, or will history repeat itself?

SESSION CHAIR/MODERATOR

Carla A.R. HINE, Weil Gotshal & Manges LLP, Washington, DC

SPEAKERS

- Alicia BURNS-WRIGHT, Competition Policy Counsel, TikTok, Washington, DC
- Laura PHILLIPS SAWYER, University of Georgia School of Law, Athens, GA
- D. Daniel SOKOL, USC Gould School of Law, Los Angeles, CA
- Evan TURNAGE, Chief Counsel, Office of U.S. Senate Majority Leader Charles E. Schumer, Washington, DC

2:00-2:45 PM

FIRESIDE CHAT (NON-CLE)

M4: TREASURY

INTERVIEWER

Christopher HOCKETT, Hockett ADR Services, San Francisco, CA

SPEAKERS

- Peter CRONE, Commissioner, Australian Competition and Consumer Commission (ACCC), Sydney
- Andrew RISELEY, General Counsel, General Manager, Legal Services, Commerce Commission, Wellington

3:00-3:45PM

FIRESIDE CHAT (NON-CLE)

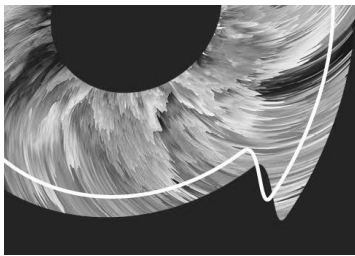
M4: TREASURY

INTERVIEWER

Ilene Knable GOTTS, Wachtell Lipton, Rosen & Katz, New York, NY

SPEAKER

- Una BUTLER, Member, Competition and Consumer Protection Commission, Dublin



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3:30–5:00 PM

CONCURRENT SESSIONS

1

ASIA-PACIFIC ENFORCERS: POST-PANDEMIC UPDATE

M2: SALONS 1–4

Presented by the International and International Comments & Policy Committees

Despite pandemic lockdowns, competition enforcement in Asia-Pacific never missed a beat. Dive into the dynamic world of Asia-Pacific competition enforcement. Come listen to leading agency enforcers to stay ahead with the latest enforcement developments and priorities in the region.

SESSION CHAIR/MODERATOR

Brent C. SNYDER, Wilson Sonsini Goodrich & Rosati, San Francisco, CA

SPEAKERS

- Reiko AOKI, Commissioner, Japan Fair Trade Commission, Tokyo
- Samuel CHAN, Chairman, Hong Kong Competition Commission, Hong Kong
- Christian Loren B. DE LOS SANTOS, Director for Enforcement, Philippine Competition Commission, Philippines
- Lefu XU, Director General, AML Enforcement Bureau (II), State Administration for Market Regulation, Beijing

2

DRUG WARS: PHARMA ECOSYSTEM FEELS AGENCY HEAT

M4: SALONS A–D

Presented by the Antitrust Law Journal, Federal Civil Enforcement, and Healthcare & Pharmaceuticals Committees

From the FTC's investigation into PBMs, to the DOJ's generic drug criminal investigation, to the FTC's challenge of the Amgen-Horizon deal, U.S. antitrust agencies have the pharma ecosystem in their crosshairs...and antitrust enforcers in Europe are bringing challenges for excessive pricing, etc. While antitrust scrutiny of the pharma world isn't new, the expanded scope of risk is noteworthy. We will discuss how we got here, where we're going, and how to stay on the right side.

SESSION CHAIR/MODERATOR

Michael A. CARRIER, Rutgers University School of Law, Camden, NJ

SPEAKERS

- Adam M. ACOSTA, White & Case LLP, Washington, DC
- William J. BLECHMAN, Kenny Nachwalter PA, Miami, FL
- Andrew BLUMBERG, Chief Counsel, Antitrust, McKesson Corporation, Dallas, TX
- Catherine SANCHEZ, Attorney Advisor to Commissioner Alvaro Bedoya, Federal Trade Commission, Washington, DC

3

FAILURE TO COMMUNICATE? IMPROVING EXPERT TESTIMONY

M2: SALONS 7 & 8

Presented by the Economics and Trial Practice Committees

In response to a call by esteemed judges to revisit the current approach to presenting expert testimony in the courtroom and to regulators, this roundtable will explore what strategies can be applied to enhance the clarity and persuasiveness of expert testimony and presentations.

SESSION CHAIR/MODERATOR

Kristof ZETENYI, Analysis Group, Los Angeles, CA

SPEAKERS

- Swathi BOJEDLA, Hausfeld LLP, Washington, DC
- Leah BRANNON, Cleary Gottlieb Steen & Hamilton LLP, Washington, DC
- Aditi MEHTA, Economist, U.S. Department of Justice, Antitrust Division, Washington, DC
- Cynthia RICHMAN, Gibson Dunn & Crutcher LLP, Washington, DC

4

FUNDAMENTALS – ANTITRUST AND IP

M3: SHAW | LEDROIT

Presented by the Intellectual Property Committee

Providing an introduction to key concepts in the intersection of IP and antitrust, this program will examine IP and market power, tying, refusal to license, exclusive licensing, grantbacks, package licensing, field of use restrictions, and pharmaceutical issues such as reverse payments.

SESSION CHAIR/SPEAKER

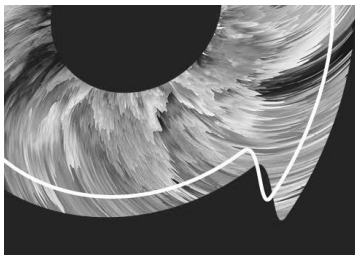
Andrew J. TUCK, Alston & Bird LLP, Atlanta, GA

MODERATOR

Meiran YIN, Latham & Watkins LLP, San Francisco, CA

SPEAKERS

- David EMANUELSON, Arnold & Porter Kaye Scholer LLP, Washington, DC
- Kirti GUPTA, Cornerstone Research, San Diego, CA
- Su SUN, Secretariat Advisors, Washington, DC



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5

GLOBAL BIG TECH ENFORCEMENT AND IMPACT

M2: SALONS 12 & 13

Presented by the State Enforcement and Unilateral Conduct Committees

With multiple big tech cases in active litigation and investigations around the globe, how have the tech companies fared against more "aggressive" government theories of harm? How have these challenges fared in court and before other decision-makers? Hear about the status of these cases and their policy considerations.

SESSION CHAIR

Alysha PANNU, Osler Hoskin & Harcourt LLP, Toronto

MODERATOR

Beatriz MARQUES, Assistant Attorney General, Antitrust Bureau, Office of the New York State Attorney General, New York, NY

SPEAKERS

- Nicholas BANASEVIC, Gibson Dunn & Crutcher LLP, Brussels
- Cristina CAFFARRA, CEPR - Centre for Economic Policy Research, London
- Daniel S. GUARNERA, Section Chief, Civil Conduct Task Force, U.S. Department of Justice, Antitrust Division, Washington, DC
- Ricardo WOOLERY, Attorney Advisor, Federal Trade Commission, Washington, DC

6

MASS ARBITRATION MEETS ANTITRUST — AND MORE

M4: SALONS E-H

Presented by the Global Private Litigation Committee

Antitrust arbitrations are being reshaped in the U.S., Europe and Canada, and exciting new approaches such as "mass" arbitrations initiated by hundreds of thousands of claimants asserting Sherman Act violations. Be cautious the next time a client wishes to enforce its mandatory arbitration/no class action provisions. Come learn more!

SESSION CHAIR/MODERATOR

Valarie C. WILLIAMS, Alston & Bird LLP, San Francisco, CA

SPEAKERS

- Charles G. MOORE, White & Case LLP, Washington, DC
- John ROBERTI, Cohen & Gresser LLP, Washington, DC
- Allison B. SMITH, Wilson Sonsini Goodrich & Rosati, Washington, DC
- Vaughn R. WALKER, Walker Nakamura ADR LLP, San Francisco, CA

7

PROTECTING KIDS, PRIVACY, AND FREE SPEECH

M4: CAPITOL | CONGRESS

Presented by the Legislation Committee

Consensus is mounting that online platforms pose risks to kids' well-being. Federal and state legislators have proposed laws to attempt to curb these harms, but there are concerns that they also endanger the privacy and speech rights of all users. Is there a way to bridge this divide? Join us to discuss these legislative efforts, first amendment issues, and ways forward.

SESSION CHAIR/MODERATOR

Katherine WHITE, Kelley Drye & Warren LLP, Washington, DC

SPEAKERS

- Ari COHN, Free Speech Counsel, TechFreedom, Washington, DC
- Kate RUANE, Center for Democracy & Technology, Washington, DC
- David SONNENREICH, Director of the Antitrust Section, Office of the Utah Attorney General, Salt Lake City, UT

8

THE PE EFFECT: ANTITRUST SCRUTINY ABOUNDS

M2: SALONS 9 & 10

Presented by the Insurance and Financial Services Committee

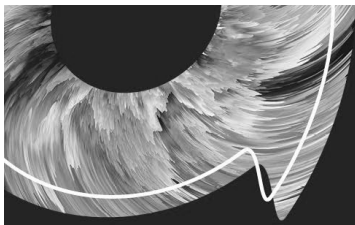
Previously seen as "financial" (i.e., unproblematic) buyers, private equity firms face increased skepticism by antitrust enforcers and the public. Besides "roll-ups" and interlocks, PE's leverage of debt and impact on labor, service, quality, innovation are all being questioned. Is the scrutiny deserved, or a tempest in a teapot? Will the proposed Merger Guidelines and HSR changes curb P&E M&A?

SESSION CHAIR/MODERATOR

John M. SNYDER, Alston & Bird LLP, Washington, DC

SPEAKERS

- Norman ARMSTRONG, JR, Kirkland & Ellis LLP, Washington, DC
- Rebekah GOSHORN JURATA, General Counsel, American Investment Council, Washington, DC
- Richard MOSIER, Special Counsel for Private Equity, U.S. Department of Justice, Antitrust Division, Washington, DC
- Leslie C. OVERTON, Axinn Veltrop & Harkrider LLP, Washington, DC



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9

TRIALS & TRIBULATIONS: RECENT CRIMINAL ANTITRUST TRIALS

M4: SALONS M–P

Presented by the Cartel & Criminal Practice and Trial Practice Committees and International Cartel Task Force

Over the last few years, there have been several criminal antitrust trials resulting in a variety of outcomes: convictions, hung juries, and acquittals. What are the common features and themes across criminal antitrust trials—in recent years and looking further back? What defense strategies and tactics have been effective, and what lessons can counsel learn?

SESSION CHAIR/MODERATOR

Niall E. LYNCH, Latham & Watkins LLP, San Francisco, CA

SPEAKERS

- Sara CLINGAN, Assistant Chief, U.S. Department of Justice, Antitrust Division, Washington, DC
- Kevin B. HART, Jones Day, Washington, DC
- Anna T. PLETCHER, O'Melveny & Myers LLP, San Francisco, CA
- Marc A. WEINSTEIN, Hughes Hubbard & Reed LLP, New York, NY

10

WEB3, BLOCKCHAIN, AND EXCLUSIONARY CONDUCT

M4: SALONS I–L

Presented by the Distribution & Franchising and Media & Technology Committees

In the Web2 world, developers can distribute their apps to iOS devices only through Apple's App Store. They are also required to use Apple's in-app payment processor (IAP), while Apple collects a 30% commission. Companies in Web3 now use in-app purchases to distribute NFTs and sell related services. Are Web3 companies immune to these potential competition issues or is history repeating itself?

SESSION CHAIR/MODERATOR(S)

Kristen HARRIS, Bona Law PC, San Diego, CA

SPEAKERS

- Robin COOK, Coinbase, Washington, DC
- Ankur KAPOOR, Constantine Cannon LLP, New York, NY
- Amalia R. MILLER, University of Virginia, Charlottesville, VA
- Brian WANG, Deputy Attorney General IV, Antitrust Section, California Department of Justice, San Francisco, CA

4:00–4:45PM

FIRESIDE CHAT (NON-CLE)

M4: TREASURY

INTERVIEWER

William C. MACLEOD, Kelley Drye & Warren LLP, Washington, DC

SPEAKERS

- Benoit COEURE, President, French Competition Authority, Paris
- Natalie HARSDORF-BORSH, Director General for Competition, Austrian Federal Competition Authority, Vienna
- Saverio VALENTINO, Board Member, Italian Antitrust Authority, Rome

5:00–6:00 PM

WELCOME RECEPTION

MEZZANINE

Cocktails. Conversations. Colleagues. Committees. Connections. Mix and mingle with your fellow Spring Meeting attendees while learning more about the Antitrust Law Section Committees. Your Spring Meeting badge is your ticket to attend.

6:00–7:00 PM

PLAINTIFFS' RECEPTION

Registered attorneys from the plaintiffs' bar are invited to join their peers and the Global Private Litigation Committee for an opportunity to network and discuss issues of common interest. A ticket to attend will be included in the registration materials for plaintiffs' counsel.

THURSDAY, APRIL 11

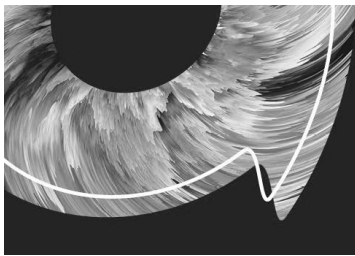
7:00AM–5:30 PM

REGISTRATION OPEN

MEZZANINE

CLE SIGN-IN KIOSKS

M1 | M2 | M4: Archives



72nd Antitrust Law
SPRING
MEETING

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Washington, DC

ABA AMERICAN BAR ASSOCIATION
Antitrust Law Section

7:30AM–5:30 PM

BOOKSTORE & COFFEE SHOP OPEN

M4: ARCHIVES

8:00–8:30 AM

COFFEE CONVERSATIONS

CAREER CONVERSATIONS: We encourage law students and young professionals to join us for informal conversations with Gwendolyn Lindsay Cooley (NAAG), Andrew Heimert (FTC), Scott Martin (Hausfeld LLP), Rebecca Valentine (DOJ)

M4: SUPREME COURT

FRIENDS OF BILL W.

M3: CHINATOWN

8:30–10:00 AM

CONCURRENT CLE SESSIONS

1

AI, ANTITRUST, AND MEDIA DEVELOPMENTS

M4: SALONS M–P

Presented by the Artificial Intelligence Task Force, Media & Technology and Privacy & Information Security Committees

The data an AI model trains on, how it acquires such data, and the outputs it generates present novel legal issues. The conflict surrounding writers, authors, and actors on the use of AI in media potentially will alter traditional concepts of human creation and use rights in that medium. How will we navigate antitrust, labor relations, contractual, IP, ethical, and privacy concerns?

SESSION CHAIR/MODERATOR

Trisha GRANT, Counsel, Federal Trade Commission, Washington, DC

SPEAKERS

- Ken CRUTCHFIELD, Wolters Kluwer NV, Alexandria, VA
- Sophie J. GOOSSENS, Reed Smith LLP, London
- Mattan MERIDOR, Agmon and Tulchinsky, Tel Aviv
- Andrea SAAD, Legal Director and Data Protection Officer, Grupo Globo, Rio de Janeiro

2

BRIEFING WITH THE STATE ENFORCERS

M4: CAPITOL | CONGRESS

Presented by State Enforcement Committee

Join leading state enforcers to learn more about their recent cases and upcoming initiatives.

SESSION CHAIR/MODERATOR

Beau W. BUFFIER, Wilson Sonsini Goodrich & Rosati, New York, NY

SPEAKERS

- Paula BLIZZARD, Senior Assistant Attorney General for Antitrust, California Department of Justice, San Francisco, CA
- Amy HANSON, Assistant Attorney General, Washington State Office of the Attorney General, Olympia, WA
- Schonnette JONES WALKER, Chief, Antitrust Division, Office of the Maryland Attorney General, Baltimore, MD
- Marie W.L. MARTIN, Assistant Attorney General, Utah Office of the Attorney General, Salt Lake City, UT

3

HOT BUTTON ISSUES IN CLASS ACTION LITIGATION

M4: SALONS I–L

Presented by the Civil Practice & Procedure Committee

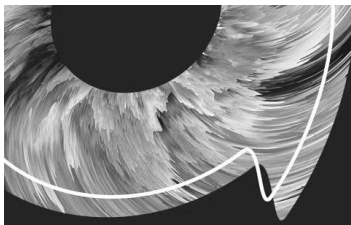
What are the most important issues currently driving class action litigation? This panel will examine nationwide jurisdiction, standing, expert witness testimony, the use of cy-pres, service awards, and more.

SESSION CHAIR/MODERATOR

The Hon. Jon S. TIGAR, U.S. District Judge, U.S. District Court for the Northern District of California, Oakland CA

SPEAKERS

- Alexandra LAHAV, Cornell Law School, Ithaca, NY
- Bonnie LAU, Morrison & Foerster LLP, San Francisco, CA
- Belinda S. LEE, Latham & Watkins LLP, San Francisco, CA
- Kellie C. LERNER, Robins Kaplan LLP, New York, NY



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4 MEET THE ENFORCERS: THE EC'S DMA TEAM

M4: SALONS A-H

Presented by the International Committee

The Digital Market Act is a landmark piece of EU regulation, imposing various rules on platforms acting as "gatekeepers" in the digital sector. With designated gatekeepers required to be DMA-compliant by March 2024, come listen as senior officials charged with enforcing the DMA discuss what's happened so far and what lies ahead.

SESSION CHAIR/MODERATOR

Vittorio COTTAFAVI, Attorney, U.S. Department of Justice, Antitrust Division, Washington, DC

QUESTIONER

Liliane GAM, Linklaters LLP, Brussels

SPEAKERS

- Alberto BACCHIEGA, Director, Digital Platforms, European Commission, DG Competition, Brussels
- Fernando CASTILLO DE LA TORRE, Principal Legal Advisor, Legal Service, Competition & Mergers, European Commission, Brussels
- Filomena CHIRICO, Head of Unit, Digital Markets, European Commission, DG Connect, Brussels
- Thomas KRAMLER, Head of Unit, Digital Platforms, European Commission, DG Competition, Brussels

5 MIND YOUR EXCHANGES — TALK ISN'T ALWAYS CHEAP

M3: SHAW | LEDROIT

Presented by the Cartel & Criminal Practice, Joint Conduct, and Pricing Conduct Committees

The DOJ and FTC withdrew guidelines that provided safe harbors to some types of information sharing and collaborative conduct, citing advances in technology and greater reliance on algorithms and AI. How should firms navigate this new environment? If AI can achieve collusive outcomes, do we need new tools to distinguish between procompetitive information sharing and anticompetitive conduct?

SESSION CHAIR/MODERATOR

Ishita RAJANI, Analysis Group, Boston, MA

SPEAKERS

- Rosa ABRANTES-METZ, Berkeley Research Group, New York, NY
- Jesus ALVARADO-RIVERA, Global Legal Director, Anheuser-Busch InBev Global, Washington, DC
- Markus BRAZILL, Counsel to the Assistant Attorney General, U.S. Department of Justice, Antitrust Division, Washington, DC
- Beatriz MEJIA, Cooley LLP, San Francisco, CA

6 NEW FRONTIERS IN MARKET DEFINITION

M2: Salons 12 & 13

Presented by the Economics Committee

Views on market definition, as well as the legal and economic tools for defining markets, continue to evolve. How much does market definition still matter, and does the answer vary by type of case? Is SSNIP still king, does the *Brown Shoe* still fit, or is it time for new tools to handle the complexities of market definition in such areas as platform markets, zero-price markets, and labor markets?

SESSION CHAIR/MODERATOR

Sergei ZASLAVSKY, O'Melveny & Myers LLP, Washington, DC

SPEAKERS

- Emily BLACKBURN, Attorney, Federal Trade Commission, Washington, DC
- Tasneem CHIPTY, Chipty Economics, Boston, MA
- Megan GRANGER, Weil Gotshal & Manges LLP, Washington, DC
- Justin P. RAPHAEL, Munger Tolles & Olsen LLP, San Francisco, CA

7 RESTOCKING THE LENIENCY TOOL SHED

M2: SALONS 7-10

Presented by the International Cartel Task Force

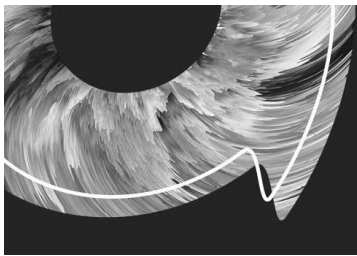
Enforcers discuss the recalibration of leniency programs, and incentives such as ACPERA and financial incentives for whistle blowers, and how the use of dawn raids, criminal actions, damages actions, and other sticks may impact the carrots. The audience will interact with the panelists to explore the main challenges facing leniency programs in various jurisdictions and possible solutions.

SESSION CHAIR/MODERATOR

Jeffrey D. MARTINO, Baker McKenzie LLP, New York, NY

SPEAKERS

- Emma BURNHAM, Acting Director of Criminal Enforcement, U.S. Department of Justice, Antitrust Division, Washington, DC
- Alexandre CORDEIRO MACEDO, President, Administrative Council for Economic Defense (CADE), Brasilia
- Huy DO, Fasken Martineau DuMoulin LLP, Toronto
- Maria JASPERS, Director, Cartel Directorate, European Commission, DG Competition, Brussels



72nd Antitrust Law
**SPRING
MEETING**

April 10-12, 2024
Washington, DC

ABA AMERICAN BAR ASSOCIATION
Antitrust Law Section

10:15–NOON

CHAIR'S SHOWCASE — HOPE OR HORROR: THE BIG AI DEBATE

M2: SALONS 1–6

AI has the potential to transform our lives. It promises to supercharge innovation, but also threatens to stunt competition and perpetuate bias and misinformation. Can our existing antitrust and consumer protection framework tackle the challenge? Or do we need to augment the framework for an algorithmic economy? Join our panel of experts as we debate the consequences of our choices ahead.

SESSION CHAIR/MODERATOR

Fiona A. SCHAEFFER, Milbank LLP, New York, NY

CO-MODERATOR:

Dany H. ASSAF, Torys LLP, Toronto

DEBATE JUDGE:

The Hon. Richard BOULWARE, U.S. District Judge, U.S. District Court for the District of Nevada, Las Vegas, NV

SPEAKERS

- Ritu AGARWAL, Johns Hopkins Carey Business School, Baltimore, MD
- Sarah CARDELL, Chief Executive, Competition and Markets Authority, London
- Avi GOLDFARB, Rotman School of Management, University of Toronto, Toronto
- Chris LEWIS, President & CEO, Public Knowledge, Washington, DC
- Timothy WU, Columbia Law School, New York, NY

12:15–1:15 PM

LUNCHEON RECEPTION FOR CORPORATE IN-HOUSE COUNSEL

The Section Officers and Spring Meeting Co-chairs invite registered Spring Meeting corporate in-house counsel to a luncheon reception. This is an opportunity to make connections and discuss issues of common interest with peers at other companies. A ticket to attend will be included in the registration materials for in-house counsel attending the Spring Meeting. Details will be emailed closer to the Spring Meeting.

1:00–3:00 PM

THIRD-PARTY SUBPOENA RECIPIENTS: ENEMIES OR FRIENDS? (ETHICS)

M3: SHAW | LEDROIT

Presented by the Compliance & Ethics and Joint Conduct Committees

Consider this hypothetical: a litigant subpoena a third party; the adversary, via back channels, discourages the third party from cooperating. Is this ethical? What would make it so? We will poll the audience for reactions to this and similar scenarios, before putting the question to ethics experts and practitioners on the panel.

SESSION CHAIR/MODERATOR

David B. ROCHELSON, Garwin Gerstein & Fisher LLP, New York, NY

SPEAKERS

- Danielle R. FOLEY, Venable LLP, Washington, DC
- Susan MUSSER, Chief Trial Counsel, Federal Trade Commission, Washington, DC
- Paula PERA, Assistant Attorney General, Antitrust Division, Washington State Office of the Attorney General, Olympia, WA
- Tiffany WILLIAMS BREWER, Howard University School of Law, Washington, DC

1:30–3:00 PM

CONCURRENT SESSIONS

1

A "WHOLE-OF-GOVERNMENT" APPROACH — RECENT DEVELOPMENTS

M2: SALONS 12 & 13

Presented by the Federal Civil Enforcement Committee

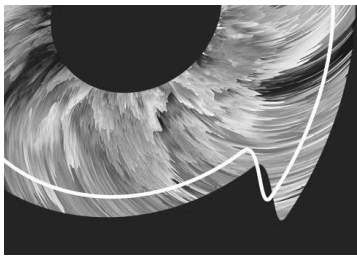
The Biden Administration declared that "a whole-of-government approach is necessary to address overconcentration, monopolization, and unfair competition." Nearly three years in, how are federal agencies fulfilling their roles with regulations and antitrust enforcement? Have they succeeded? What are the implications for DOJ/FTC and businesses? What's next in the agencies' agenda?

SESSION CHAIR/MODERATOR

Justin P. HEDGE, Arnold & Porter Kaye Scholer LLP, Washington, DC

SPEAKERS

- Mac CONFORTI, Assistant Chief, Competition Policy & Advocacy Section, U.S. Department of Justice, Antitrust Division, Washington, DC
- Deborah A. GARZA, Rule Garza Howley LLP, Washington, DC
- Gregg GELZINIS, Advisor to the Director, Consumer Financial Protection Bureau, Washington, DC
- Katherine MCINNIS, Chief Democratic Counsel, Subcommittee on the Administrative State, Regulatory Reform, and Antitrust, U.S. House of Representatives, Washington, DC



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2

A NEW FRONTIER IN M&A?

M2: SALONS 7–10

Presented by the Mergers & Acquisitions Committee

Enforcers in the U.S. and elsewhere have proposed new merger guidelines and forms intended to modernize the agencies' approach to merger enforcement. What does this mean for M&A in the future?

SESSION CHAIR/MODERATOR

Ronan P. HARTY, Davis Polk & Wardwell LLP, New York, NY

SPEAKERS

- Hiram ANDREWS, Head Legal Antitrust, Novartis, Basel
- Jacqueline DOWNES, Allens, Sydney
- Jamillia P. FERRIS, Freshfields Bruckhaus Deringer LLP, Washington, DC
- Rohan PAI, Deputy Assistant Director, Mergers IV, Federal Trade Commission, Washington, DC

3

AI AT ALL COSTS? THE IN-HOUSE PERSPECTIVE

M4: SALONS M–P

Presented by the Artificial Intelligence and In-House Task Forces

In-house counsel face unparalleled demand from their businesses to adopt generative AI. But what needs to be done before in-house counsel can ethically sign off on its use not causing antitrust or consumer protection violations? Gain insights on how to build an AI program responsive to fast-moving law, policy, and industry trends while being an ethical gatekeeper (and keeping your law license).

SESSION CHAIR/MODERATOR

Paula C. MARTUCCI, Fayetteville, AR

SPEAKERS

- Adam BIEGEL, Alston & Bird, Washington, DC
- Gabrielle KOHLMIEER, Market General Counsel, Verizon, Washington, DC
- Anant RAUT, National Institute of Standards and Technology (NIST) Generative AI Public Working Group, Washington, DC
- Mary SMITH, President, American Bar Association, Chicago, IL

4

COMBATING POWER MOVES WHILE CLIMBING THE LADDER

M4: SALONS A–H

Presented by the Diversity, Advanced, Mergers & Acquisitions, and Women.Connected Committees

You know the law — what about the rest? Our expert panel discusses how to manage or advance in a legal practice, whether in-house, private practice, or the government, and shares practical strategies for successfully navigating unprofessional conduct in a variety of contexts such as negotiations, meet-and-confers, and internal politics. You will leave empowered to take on even the biggest bully.

SESSION CHAIR/SPEAKER

Stacy FRAZIER, Deputy General Counsel, UnitedHealth Group, Washington, DC

MODERATOR

The Hon. Judge Yvonne GONZALEZ ROGERS, U.S. District Judge, U.S. District Court for the Northern District of California, Oakland, CA

SPEAKERS

- D. Bruce HOFFMAN, Cleary Gottlieb Steen & Hamilton LLP, Washington, DC
- Anne Y. LEE, Covington & Burling LLP, Washington, DC
- Sharis A. POZEN, Clifford Chance LLP, Washington, DC

5

CONSUMER PROTECTION YEAR IN REVIEW

M4: CAPITOL | CONGRESS

Presented by the Consumer Protection and Legislation Committees

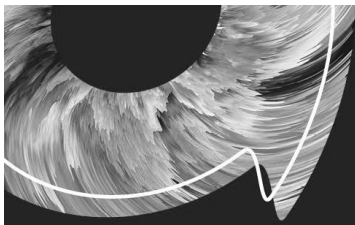
The year 2023 was a busy one for regulators and self-regulators, grappling with key issues like dark patterns, claim substantiation, endorsements, health claims, consumer reviews, artificial intelligence, privacy and more. Hear from the people in the trenches regarding current enforcement priorities and initiatives.

SESSION CHAIR/MODERATOR

Paul L. SINGER, Kelley Drye & Warren LLP, Washington, DC

SPEAKERS

- Joanna BOLTON, Managing Legal Director, Dell Technologies, Washington, DC
- Gregory FORTSCH, Assistant General Counsel, Nestle Health Science, New York, NY
- Raqiyah PIPPINS, Arnold & Porter Kaye Scholer LLP, Washington, DC
- Brian L. SCHWALB, Attorney General, Office of the Attorney General for the District of Columbia, Washington, DC



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6

ONCE A MERGER, NOW A MONOPOLY?

M2: SALONS 1–2

Presented by the Media & Technology, Mergers & Acquisitions, and Unilateral Conduct Committees

U.S. agencies retain jurisdiction to challenge a transaction post-consummation, potentially pursuing monopolization claims rather than Clayton Act § 7 claims, and other jurisdictions are considering enacting similar provisions. What legal obstacles do enforcers face where the merger was previously reviewed, or where issues may be precluded because of ongoing monitoring? Do the revised U.S. Merger Guidelines and other guidance provide more latitude?

SESSION CHAIR/MODERATOR

January KIM, Counsel to the Director of Civil Enforcement, U.S. Department of Justice, Antitrust Division, Washington, DC

SPEAKERS

- Krisha CERILLI, Deputy Assistant Director of the Technology Enforcement Division, Federal Trade Commission, Washington, DC
- Karima EL SAMMAA, Global Head of Competition Law & General Counsel France, ArcelorMittal, St. Denis
- Daniel FRANCIS, NYU School of Law, New York, NY
- Thomas G. FUNKE, Osborne Clarke, Cologne

7

RISKY BUSINESS: INDIVIDUAL INVOLVEMENT IN CARTELS

M2: SALONS 3–4

Presented by the International Cartel Task Force

Amid a renewed focus on international cartels, this panel will use a mock scenario to demonstrate and discuss the growing need for—and tactics of—representing individuals in international cartel investigations, including jurisdictional differences and the DOJ's focus on individual accountability, along with changes to the leniency program and evolving case law on employees' Fifth Amendment rights.

SESSION CHAIR/MODERATOR

James W. ATTRIDGE, Axinn Veltrop & Harkrider LLP, Washington, DC

SPEAKERS

- Eve GILES, Allen & Overy LLP, London
- Kaoru HATTORI, Nagashima Ohno & Tsunematsu, Tokyo
- Kathryn HELLINGS, Hogan Lovells (US) LLP, Washington, DC
- Jillian ROGOWSKI, Counsel to the Assistant Attorney General, U.S. Department of Justice, Antitrust Division, Washington, DC

1:30–5:00 PM

MOCK TRIAL

M4: SALONS I–L

Presented by the Trial Practice Committee

Artificial intelligence and algorithms are the subject of several ongoing antitrust lawsuits. Come watch two distinguished trial teams and economists tackle some of the challenging facts and legal issues presented by recent cases and see how a jury responds to them and the economics on which they often turn.

SESSION CHAIR

William M. KATZ, Holland & Knight LLP, Dallas, TX

PRESIDING JUDGE

The Hon. Jacqueline SCOTT CORLEY, U.S. District Judge, U.S. District Court for the Northern District of California, San Francisco, CA

SPEAKERS

- Fatima BRIZUELA, Scott+Scott Attorneys at Law LLP, San Diego, CA
- Johanna HILLARD, President, Juryscope, Minneapolis, MN
- Christopher V. LAU, Cornerstone Research, San Francisco, CA
- Ryan SHORES, Cleary Gottlieb Steen & Hamilton LLP, Washington, DC
- Marguerite M. SULLIVAN, Latham & Watkins LLP, Washington, DC
- Isabel TECU, Charles River Associates, Washington, DC
- Priyanka TIMBLO, Holwell Shuster & Goldberg LLP, New York, NY

d

2:00–2:45 PM

FIRESIDE CHAT (NON-CLE)

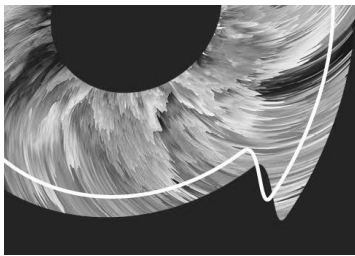
M4: TREASURY

INTERVIEWER

Jonathan GLEKLEN, Arnold & Porter Kaye Scholer LLP, Washington, DC

SPEAKER

- Andy CHEN, Vice Chairperson, Taiwan Fair Trade Commission (TFTC), Taipei



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3:00–3:45 PM

FIRESIDE CHAT (NON-CLE)

M4: TREASURY

INTERVIEWER

Allen VAN FLEET, G. Allan Van Fleet PC, Houston, TX

SPEAKER

- Teniade Folaseke MEDUPIN, Head of Procurement, Federal Competition and Consumer Protection Commission, Abuja

3:00–3:30 PM

DIVERSITY DIALOGUES (NON-CLE)

M1: GEORGEOWN

SPEAKERS

- The Hon. Richard BOULWARE, U.S. District Judge, U.S. District Court for the District of Nevada, Las Vegas, NV
- Doha G. MEKKI, Principal Deputy Assistant Attorney, U.S. Department of Justice, Antitrust Division, Washington, DC

3:30–5:00 PM

CONCURRENT SESSIONS

1

ARTIFICIAL INTELLIGENCE AS A TARGET AND TOOL

M4: SALONS M—P

Presented by the Artificial Intelligence Task Force

What is AI? How will it be used as an enforcement tool (i.e., finding patterns of conduct)? What is the potential scope of conduct and liability (fake online reviews, deception/misrepresentation, competitive coordination)? This panel will examine these issues and potential litigation and legislative solutions.

SESSION CHAIR/MODERATOR

Deon WOODS BELL, Senior Advisor, Global Policy, Bill and Melinda Gates Foundation, Washington, DC

SPEAKERS

- Michael ATLESON, Attorney, Federal Trade Commission, Washington, DC
- Nuno Cunha RODRIGUES, President, Autoridade da Concorrença (AdC), Lisbon
- Haidee SCHWARTZ, Associate General Counsel, Competition, OpenAI, Washington, DC
- Ori SCHWARTZ, Head of Competition Division, OECD, Paris

2

BENCHMARKING IN AGRICULTURE, LABOR MARKETS, AND BEYOND

M3: SHAW | LEDROIT

Presented by the Agriculture & Food and Pricing Conduct Committees

Do peer benchmarking services facilitate collusion or promote competition? A discussion of potential benefits, pitfalls, and other considerations of this industry practice in light of recent U.S. and EU enforcement and policy perspectives.

SESSION CHAIR/MODERATOR

Arindam KAR, Polsinelli, St. Louis, MO

SPEAKERS

- Charlotte COLIN-DUBUISSON, Freshfields Bruckhaus Deringer LLP, Paris
- Eli GLASSER, Chief Compliance Officer, Vice President and Associate General Counsel, Tyson Foods, Springdale, AR
- Kathleen KIERNAN, Trial Attorney, U.S. Department of Justice, Antitrust Division, Washington, DC
- Samuel J. RANDALL, Kenny Nachwalter PA, Miami, FL

3

GREEN HEARTS/RED FLAGS: ESG MEETS COMPETITION

M2: SALONS 7–10

Presented by the International Committee

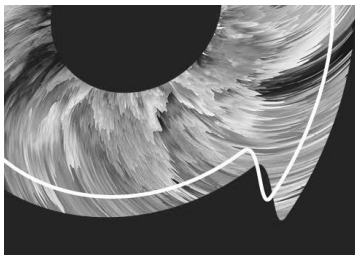
Climate change is a global threat requiring a joint response. Yet collective action by private actors soon meets the limits of competition law, further complicated by divergent global approaches. Explore recent developments, key differences, and practical considerations for counseling clients trying to do the right thing with a panel of practitioners and enforcers spanning Asia, the EU, and U.S.

SESSION CHAIR/MODERATOR

Hana HEINEKEN, ClientEarth, Washington, DC

SPEAKERS

- Frances DETHMERS, Davis Polk & Wardwell LLP, Brussels
- Adam GITLIN, Chief, Antitrust and Nonprofit Enforcement Section, Office of the Attorney General for the District of Columbia, Washington, DC
- Felicity MCMAHON, Allens, Sydney
- Nana WILBERFORCE, WilmerHale, Los Angeles, CA



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4

HOT TOPICS

M4: SALONS A-H

Antitrust, consumer protection, and privacy are grabbing more public attention than ever before. Join this discussion of the hottest issues of this past year and a look into the crystal ball for what may be yet to come.

SESSION CHAIR/MODERATOR

Douglas M. TWEEN, Linklaters LLP, New York, NY

SPEAKERS

- Krystal DENLEY BOWEN, Chief Privacy Officer, Block Inc., San Francisco, CA
- Olivier GUERSENT, Director-General of the Directorate General for Competition, European Commission, Brussels
- Ravneet KAUR, Chairperson, Competition Commission of India, New Delhi
- Andreas MUNDT, President, Bundeskartellamt (German Federal Cartel Office), Bonn
- James H. MUTCHNIK, Kirkland & Ellis LLP, Chicago, IL

5

POACHING NO-POACH AGREEMENTS: GLOBAL APPROACHES

M2: SALONS 1-2

Presented by the Cartel & Criminal Practice and International Committees

The United States has sparked attention by bringing criminal enforcement actions against prosecuting no-poach and wage-fixing agreements in criminal cases. Some jurisdictions, such as Canada and China, have also begun tackling this conduct, while others, such as Australia, continue to contemplate what enforcement may look like. This panel will explore enforcement approaches and outcomes and provide insight into what the future holds for labor markets cartel matters.

SESSION CHAIR/MODERATOR

Ashley LATHAM, Linklaters LLP, New York, NY

SPEAKERS

- Ninette DODOO, Freshfields Bruckhaus Deringer LLP, Beijing
- Nikiforos IATROU, McCarthy Tetrault LLP, Toronto
- Susan JONES, Talbot Sayer, Brisbane
- Elizabeth PREWITT, Latham & Watkins LLP, New York, NY

6

ROBINSON-PATMAN: STAYIN' ALIVE OR DEAD AS DISCO?

M2: SALONS 3-4

Presented by the Civil Practice & Procedure, Distribution & Franchising, and Pricing Conduct Committees

For the first time in decades, there is momentum for government enforcement of the Robinson-Patman Act, a Depression-era antitrust law that prohibits certain price discrimination on goods. Should the RPA once again become a focus of mainstream antitrust policy? Who stands to benefit? Has the evolution of competition since the Depression impacted the economic assumptions implicit in the RPA?

SESSION CHAIR/MODERATOR

Rebecca KIRK FAIR, Analysis Group, Boston, MA

SPEAKERS

- The Hon. Alvaro BEDOYA, Commissioner, Federal Trade Commission, Washington, DC
- Katherine M. BROCKMEYER, Jones Day, Washington, DC
- Jamie CROOKS, Co-Founder, Fairmark Partners LLP, Washington, DC
- Sanford M. PASTROFF, Senior Counsel, Global Antitrust & Strategic Litigation, Whirlpool Corporation, Benton Harbor, MI

7

"STATE" OF UNFAIR COMPETITION CLAIMS

M2: SALONS 12 & 13

Presented by the Corporate Counseling, Joint Conduct, State Enforcement, and Unfair Competition Committees

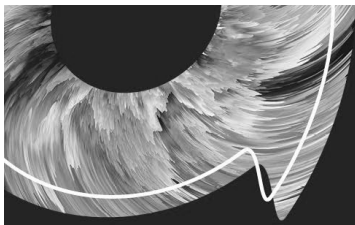
Epic Games v. Apple demonstrated state unfair competition claims are very much still alive and may capture conduct that the traditional antitrust statutes do not. As the FTC looks to flex its Section 5 muscle and more states pass legislation, private litigants, the FTC, and state enforcers are increasingly challenging anticompetitive conduct as "unfair" competition.

SESSION CHAIR/MODERATOR

Daniel GRAULICH, Baker McKenzie LLP, Washington, DC

SPEAKERS

- Ketan BHIRUD, Cozen O'Connor, Washington, DC
- Nicole A. SARRINE, Antitrust Assistant Attorney General, Office of the Florida Attorney General, Tallahassee, FL
- Catherine SMITH, Gustafson Gluek PLLC, Minneapolis, MN
- Byron WARREN, Assistant Attorney General – Antitrust, Maryland Office of the Attorney General, Baltimore, MD



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8 WHAT'S BEHIND THE RISE IN ESG CHALLENGES?

M4: CAPITOL | CONGRESS

Presented by the Consumer Protection Committee

Greenwashing litigation is on the rise, with a surprising number of complaints surviving motions to dismiss. Investigations of ESG initiatives as potential antitrust violations are also increasing. What factors drive this trend? Will the anticipated revisions to FTC Green Guides help or hurt? Will the U.S. federal enforcers provide guidance or will other jurisdictions fill this voice? Our expert panel will unpack these factors and offer insights.

SESSION CHAIR/MODERATOR

Christopher A. COLE, Katten Muchin Rosenman LLP, Washington, DC

SPEAKERS

- James LLOYD, Deputy Attorney General for Civil Litigation, Office of the Attorney General Texas, Austin TX
- Peggy OTUM, WilmerHale, San Francisco, CA
- Stacey SUBLETT HALLIDAY, Arnold & Porter Kaye Scholer LLP, Washington DC
- Annie M.UGURLAYAN, Assistant Director of National Advertising Division, BBB National Programs, New York, NY

4:00–4:45 PM

FIRESIDE CHAT (NON-CLE)

M4: TREASURY

INTERVIEWER:

Brian R. HENRY, Senior Vice President and General Counsel, North America & Global Customers, The Coca-Cola Company, Atlanta, GA

SPEAKER

- Martyna DERSZNIAK-NOIRJEAN, Director of International Cooperation, Office of Competition and Consumer Protection, Warsaw

7:15–9:30 PM

PARTY WITH A PURPOSE RECEPTION

M2: MARQUIS BALLROOM

New this year is a reimagined Thursday dinner to Party with a Purpose Reception. Party with a Purpose is not just a gathering; it's an investment in a future where every voice is heard, every perspective is valued, and justice is truly blind. Support great causes while mixing and mingling with your colleagues and clients with live music and a fun and interactive buffet format. Group and individual tickets are available for purchase.

Help meet the Section's giving goal by supporting our three giving opportunities: Your donation ensures fair justice by bringing fresh perspectives to our profession. Donations can be made online at: ambar.org/giftofjustice

ABA Hollis L. Salzman Memorial Scholarship - Every \$10,000 raised offers a female scholar the opportunity to accept a non-paid internship in antitrust, consumer protection, or privacy sectors.

ABA Judicial Intern Opportunity Program (JIOP)- A program created by Antitrust Former Chair Janet McDavid and the Antitrust Law Section, JIOP provides underrepresented law students with a \$2,000 stipend to spend a summer working one-on-one with judges.

ABA Legal Opportunity Scholarship Fund- Each year, up to 20 students of color are awarded \$15,000 to pursue a legal education.

FRIDAY APRIL 12

7:00 AM–NOON

REGISTRATION OPEN

MEZZANINE

CLE SIGN-IN KIOSKS

M1 | M2 | M4: Archives

7:30 AM–12:30 PM

BOOKSTORE & COFFEE SHOP OPEN

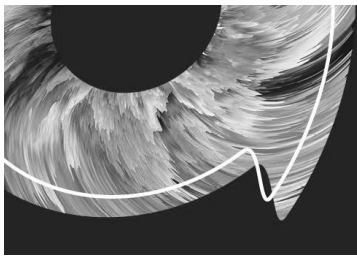
M4: ARCHIVES

8:00–8:30 AM

COFFEE CONVERSATIONS

FRIENDS OF BILL W.

M3: CHINATOWN



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8:30–9:45 AM

CONCURRENT SESSIONS

1

AGENCY UPDATE WITH THE FTC BUREAU DIRECTORS

M4: SALONS A–H

Presented by the Federal Civil Enforcement Committee

Always a Spring Meeting highlight to listen to the FTC discuss their priorities and policy initiatives in antitrust and consumer protection enforcement.

SESSION CHAIR/MODERATOR

Renata B. HESSE, Sullivan & Cromwell LLP, Washington, DC

SPEAKERS

- Hannah GARDEN-MONHEIT, Director of the Office of Policy Planning, Federal Trade Commission, Washington, DC
- Samuel A.A. LEVINE, Director, Bureau of Consumer Protection, Federal Trade Commission, Washington, DC
- Henry LIU, Director, Bureau of Competition, Federal Trade Commission, Washington, DC
- Aviv NEVO, Director, Bureau of Economics, Federal Trade Commission, Washington, DC

2

ANTITRUST MARKETS CRITICAL TO DEMOCRACY

M2: SALONS 12 & 13

Presented by the Legislation and Media & Technology Committees

In this election year, let's take a closer, systematic look at antitrust markets that enable democracy to flourish—namely, goods and services that enable citizens to get information (e.g., newspapers), share and discuss viewpoints (e.g., social media), and choose candidates (e.g., voting machines). What market characteristics and conditions are most critical to promoting democracy? And are these non-price considerations valid antitrust harms?

SESSION CHAIR/MODERATOR

Henry C. SU, National Institute for Trial Advocacy, Washington, DC

SPEAKERS

- Daniel A. CRANE, University of Michigan Law School, Ann Arbor, MI
- Harry FIRST, Professor, NYU School of Law, New York, NY
- Denise HEARN, Columbia Center of Sustainable Investments, New York, NY
- Christine WILSON, Founder & President, EdenSpring Foundation, Washington, DC

3

BLOCKED! NATIONAL SECURITY REROUTES SUPPLY CHAINS

M3: Shaw | LEDROIT

Presented by the Foreign Investment & National Security and Privacy & Information Security Committees

Increasingly, the U.S. government disfavors products from countries that pose cybersecurity or national security risks. Some critical products and services are in the supply chain, but the Covid-19 experience taught us that products made abroad may not be available when needed. What are the implications of national security and the 2023 National Cybersecurity Strategy for antitrust analysis?

SESSION CHAIR/MODERATOR

Subrata BHATTACHARJEE, Borden Ladner Gervais LLP, Toronto

SPEAKERS

- Yong BAI, Clifford Chance LLP, Beijing
- Veronica C. ROBERTS, Herbert Smith Freehills LLP, London
- Gabriel SLATER, Director for International Cyber Policy & Strategy, National Security Council, The White House, Washington, DC
- Bitten THORGAARD SØRENSEN, Head of Competition Law & Policy, A.P. Møller – Mærsk A/S, Copenhagen

4

HEALTH ADVERTISING: SUBSTANTIATE OR REMEDIATE?

M4: CAPITOL | CONGRESS

Presented by the Consumer Protection Committee

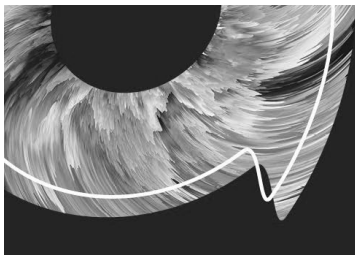
Healthcare continues to be a top enforcement priority post-COVID. The FTC recently replaced its 20-year-old Dietary Supplements Advertising Guide with its new Health Products Compliance Guidance and sent Notice of Penalty Offense Letters on claim substantiation to nearly 700 companies focusing on marketing health care products. Should companies and advertisers recalibrate their strategies in response to the FTC's recent actions?

SESSION CHAIR/MODERATOR

Lauren ARONSON, Amin Talati & Wasserman LLP, Washington, DC

SPEAKERS

- Laura BRETT, Vice President, National Advertising Division (NAD), BBB National Programs, New York, NY
- Megan OLSEN, Senior Vice President and General Counsel, Council for Responsible Nutrition (CRN), Washington, DC
- Michael OSTHEIMER, Attorney, Division of Advertising Practices, Federal Trade Commission, Washington, DC



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5

REINING IN GATEKEEPERS AND ECOSYSTEMS

M4: SALONS M-P

Presented by the Media & Technology, International, and Unilateral Conduct Committees

With the DMA kicking in, the EC has designated many large tech companies as gatekeepers. US and EU regulators are also concerned that ecosystems built by large tech firms entrench market power and harm competition and are looking to block more mergers. What can we learn from the different enforcement approaches? What are the underlying theories of harm and what effect can we expect?

SESSION CHAIR/SPEAKER

Juliette CAMINADE, Analysis Group, Boston, MA

MODERATOR

Rishi P. SATIA, Morgan Lewis & Bockius LLP, San Francisco, CA

SPEAKERS

- Janet JONES-DUFFEY, Freshfields Bruckhaus Deringer LLP, Brussels
- David B. LAWRENCE, Policy Director, U.S. Department of Justice, Antitrust Division, Washington, DC
- Noah J. PHILLIPS, Cravath, Swaine & Moore LLP, New York, NY

6

ROBO-COMPLIANCE: AUTOMATION WITH AI/ML

M4: SALONS I-L

Presented by the Compliance & Ethics, Corporate Counseling, and Media & Technology Committees

How can organizations deploy AI/ML-powered tools to improve antitrust compliance? Practitioners experienced in building and monitoring compliance programs will discuss how technology can help automate resource-intensive workflows to identify problem areas, mitigate risks, and position an organization to secure leniency in the event of a government investigation.

SESSION CHAIR / SPEAKER

Benjamin J. BAUER, Cravath Swaine & Moore LLP, New York, NY

MODERATOR

Kaj ROZGA, Senior Counsel Antitrust, ABB Ltd., New York, NY

SPEAKERS

- Monique BOYCE, Associate Corporate Counsel, Google, Washington, DC
- Sean DUFFY, Director & Associate General Counsel, Competition Compliance, Meta Platforms Inc, San Francisco, CA
- Mugdha S. KELKAR, Practice Leader, Saudi Aramco, Dhahran

10:00 AM-NOON

ENFORCERS' ROUNDTABLE

M2: MARQUIS BALLROOM

What are the world's leading competition authorities' enforcement priorities for the year? What is their take on cases and investigations hitting the news? Come to the Roundtable and find out!

SESSION CHAIR/ MODERATOR

Fiona A. SCHAEFFER, Milbank LLP, New York, NY

QUESTIONNER

Jillian E. CHARLES, Vice President & General Counsel, Global Investigations, Antitrust & Anticorruption, Honeywell, Charlotte, NC

SPEAKERS

- Gwendolyn J. LINDSAY COOLEY, National Chair, Multistate Antitrust Task Force, Office of the Wisconsin Attorney General, Madison, WI
- Jonathan S. KANTER, Assistant Attorney General, U.S. Department of Justice, Antitrust Division, Washington, DC
- Lina M. KHAN, Chairperson, Federal Trade Commission, Washington, DC
- Andrea MARVÁN SALTIEL, Chair Commissioner, Federal Economic Competition Commission (COFECE), Mexico City
- Margrethe VESTAGER, Executive Vice President, European Commission, Brussels

NOON-12:30

CLE SIGN-OUT

FIRMADO POR: RAMIRO CAMACHO CASTILLO
FECHA FIRMA: 2024/04/18 5:10 PM
AC: AUTORIDAD CERTIFICADORA
ID: 94533
HASH:
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