



Law & Economics Center

School of Law

3301 Fairfax Drive, MS 1G3, Arlington, Virginia 22201

Phone: 703-993-8040; Fax: 703-993-8181; Web: MasonLEC.org

ANTITRUST LAW & ECONOMICS INSTITUTE FOR JUDGES

October 2 through October 6, 2011

Co-Sponsored by:

American Bar Association Section of Antitrust Law

and

George Mason Judicial Education Program

Program Venue: George Mason University School of Law, Room 215

3301 Fairfax Drive, Arlington, VA 22201

Program Hotel: The Westin Arlington Gateway

801 N. Glebe Road, Arlington, VA 22203

AGENDA

SUNDAY, October 2

The Westin Arlington Gateway

5:30 – 6:30

Registration

6:00 – 7:00

Reception

7:00 PM

Dinner and Welcoming Remarks

- Henry N. Butler, *George Mason University Foundation Professor of Law, and Executive Director, Law & Economics Center*
- Paul H. Friedman, *Partner Dechert LLP*

MONDAY, October 3

George Mason University School of Law, Room 215

8:00 – 9:15

Overview of Antitrust, Antitrust Statutes, and Antitrust Enforcement

- Andrew Gavil, *Professor of Law, Howard University School of Law*

9:30 – 10:45

Role of Economics in Antitrust Litigation: Part I

- Joshua Wright, *Professor of Law, George Mason University*

11:00 – 12:15

Role of Economics in Antitrust Litigation: Part II

- Steven Salop, *Professor of Economics and Law, Georgetown University Law Center*
- Andrew Gavil, *Professor of Law, Howard University School of Law*

1:15 – 2:30

Competition, Monopoly, and Oligopoly

- Keith N. Hylton, *The Honorable Paul J. Liacos Professor of Law Professor of Law, Boston University School of Law*

2:45 – 4:00

Market Power

- Keith N. Hylton, *The Honorable Paul J. Liacos Professor of Law Professor of Law, Boston University School of Law*

4:15 – 5:30

Market Definition, Market Share and Entry Barriers as Circumstantial Evidence of Market Power

- Mary Coleman, *Senior Vice President, CompassLexecon*

TUESDAY, October 4

8:00 – 9:15

Horizontal v. Vertical Restraints; Collusive v. Exclusionary Effects

- Fiona Scott-Morton, *Professor of Economics, Yale University, School of Management*

9:30 – 10:45

Evidence and Presumptions

- William Kovacic, *Commissioner, Federal Trade Commission*

11:00 – 12:15

Cartels

- Valerie Suslow, *Professor of Business Economics and Public Policy, University of Michigan Ross School of Business*

1:00 – 2:15

Agreement and Facilitation Practices

- Valerie Suslow, *Professor of Business Economics and Public Policy, University of Michigan Ross School of Business*

WEDNESDAY, October 5

8:00 -- 9:15

Exclusionary Conduct: Framework for Analysis

- Steven Salop, *Professor of Economics and Law, Georgetown University Law Center*
- Jonathan Baker, *Professor of Law, American University Washington College of Law*

9:30 – 10:45

Predatory Pricing Conduct

- Elizabeth Bailey, *Vice President of Antitrust and Intellectual Property, NERA*

11:00 – 12:15

Raising Rivals' Costs Conduct

- Steven Salop, *Professor of Economics and Law, Georgetown University Law Center*
- Jonathan Baker, *Professor of Law, American University Washington College of Law*

1:00 – 2:00

Economic Evidence Generally

- Jonathan Baker, *Professor of Law, American University Washington College of Law*

2:15 – 3:15

Statistical Evidence and Natural Experiments

- Bruce Kobayashi, *Professor of Law, George Mason University School of Law*
- 3:30 – 4:30 **Further Evidentiary Issues**
- Michelle Burtis, *Vice President, Cornerstone Research*

- 4:45 – 6:00 **Panel Discussion: The Proper Role of Economic Experts**
- Elizabeth Bailey, *Vice President of Antitrust and Intellectual Property, NERA*
 - Michelle Burtis, *Vice President, Cornerstone Research*
 - Roxann E. Henry, *Partner Dewey & LeBoeuf LLP*
 - Paul H. Friedman, *Dechert LLP*

Moderated by: James A. Wilson, Vorys, Sater, Seymour and Pease LLP,
Columbus, OH

6:30 PM **Reception and Dinner: The Westin Hotel, 801 N. Glebe Rd.**

- “Law & Economics: A View from the Bench,” Douglas S. Ginburg, *U.S. Court of Appeals for the District of Columbia*

THURSDAY, October 6

8:30 to Noon

Mock Trial

Session Chair and Moderator:

- Edward B. Schwartz
Shearman & Sterling LLP, Washington, DC

Judge:

TBD

Speakers:

- Gil Calvillo, *Director FTI Consulting*
- Henry Kahwaty, *Director Berkeley Research Group LLC*
- Robert Kaplan, *Partner Kaplan Fox & Kilsheimer*
- M.J. Moltenbrey, *Partner Dewey & LeBoeuf LLP*
- Fiona Scott Morton, *Professor of Economics, Yale University, School of Management*
- Richard G. Parker, *Partner O’Melveny & Myers LLP*
- Lowell Stern, *Attorney, Litigation II, U.S. Department of Justice, Antitrust Division*

12:00 – 1:00

Luncheon