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OCTOBER 18 – 21, 2015

ANTITRUST LAW & ECONOMICS INSTITUTE FOR JUDGES

OCTOBER 18 – 21, 2015, ARLINGTON, VA

ABOUT US

Since its inception in 1974, the Law & Economics Center has played a critical role as a leader in law and economics research and education. The LEC recognizes both the importance of timely, relevant, and unassailable research on public policy issues as well as the necessity of communicating research findings to those who are directly shaping our country's public policy discussions. With research divisions devoted to large-scale empirical projects and top-quality legal policy analysis, and educational arms reaching out to judges, attorneys general, and other policymakers, the LEC is uniquely equipped to positively affect national policy outcomes.

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THE MASON JUDICIAL EDUCATION PROGRAM is the nation's preeminent provider of high-quality, balanced judicial educational seminars and conferences that focus on economics, finance, accounting, statistics, and scientific method. The LEC has been offering programs for judges since 1976.

THE HENRY G. MANNE PROGRAM IN LAW & ECONOMICS STUDIES promotes law and economics scholarship by funding faculty research and hosting policy-relevant research roundtables and academic conferences.

THE SEARLE CIVIL JUSTICE INSTITUTE is a public policy institute devoted to producing timely, analytically rigorous, and balanced research on important civil justice issues confronting our free enterprise system.

THE MASON ATTORNEYS GENERAL EDUCATION PROGRAM offers courses that provide a broad-based understanding of economic and public policy issues to state attorneys general and their staff attorneys.

THE CONGRESSIONAL CIVIL JUSTICE CAUCUS ACADEMY organizes rigorous, balanced educational programs on a range of civil justice issues for the benefit of the general public and members of the US Congress and their staff.

THE GLOBAL ANTITRUST INSTITUTE is a leading international platform for research and education that focuses on the legal and economic analysis of key antitrust issues confronting competition agencies and courts around the world.

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HELPFUL RESOURCES

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Red Top Cab of Arlington
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WEB INFORMATION

www.MasonJEP.org

CLASSES: George Mason University School of Law, Hazel Hall, 3301 Fairfax Drive, Arlington, VA 22201

HOTEL: Key Bridge Marriott, 1401 Lee Highway, Arlington, VA 22209

Sunday, October 18

Key Bridge Marriott, Hazel Hall, Room 215 and Front Atrium, All Sessions

<p>3:00 PM – 3:30 PM REGISTRATION <i>Key Bridge Marriott Lobby</i></p>	
<p>3:30 PM BUS DEPARTS <i>Key Bridge Marriott for George Mason University School of Law</i></p>	
<p>4:00 PM – 5:45 PM WELCOMING REMARKS</p>	<p>ROXANN E. HENRY Morrison & Foerster LLP and Chair of the Antitrust Section of the American Bar Association</p> <p>HENRY N. BUTLER Dean and Professor of Law, George Mason University School of Law</p> <p>OVERVIEW OF ANTITRUST LAW AND EVOLUTION OF ANTITRUST ENFORCEMENT</p> <p>ANDY I. GAVIL Professor of Law, Howard University School of Law</p> <p>WILLIAM E. KOVACIC Global Competition Professor of Law and Policy and Director, Competition Law Center, The George Washington University School of Law</p> <p>UPDATE ON GLOBAL ANTITRUST INSTITUTE</p> <p>THE HONORABLE DOUGLAS H. GINSBURG Senior Circuit Judge, US Court of Appeals for the District of Columbia Circuit and Professor of Law, George Mason University School of Law</p>
<p>5:45 PM – 8:15 PM RECEPTION AND DINNER</p>	<p>KEYNOTE ADDRESS</p> <p>THE HONORABLE JEREMY D. FOGEL Director, Federal Judicial Center and Senior District Judge, US District Court, Northern District of California</p> <p>INTRODUCTION: TODD J. ZYWICKI, Executive Director, Law & Economics Center and George Mason University Foundation Professor of Law, George Mason University School of Law</p>
<p>8:15 PM BUS DEPARTS <i>George Mason University School of Law for Key Bridge Marriott</i></p>	

Monday, October 19

Hazel Hall, Room 215, All Sessions

<p>7:00 AM & 7:30 AM BUS DEPARTS <i>Key Bridge Marriott for George Mason University School of Law</i></p>	
<p>7:00 AM – 7:50 AM BREAKFAST <i>Rear Atrium</i></p>	
<p>8:00 AM – 9:15 AM WHY MARKET DEFINITION, MARKET SHARE, AND ENTRY BARRIERS MATTER TO THE CENTRAL FOCUS ON MARKET POWER</p>	<p>WILLIAM E. KOVACIC</p>
<p>9:30 AM – 11:00 AM HOW LAWYERS USE ECONOMIC EVIDENCE IN ANTITRUST LITIGATION: CLASS CERTIFICATION; CONSPIRACY; ANTITRUST INJURY; AND DAMAGES</p>	<p>STEVEN R. KUNEY Williams & Connolly LLP and Adjunct Professor of Law, Georgetown University Law Center</p> <p>ELLEN MERIWETHER Cafferty Clobes Meriwether & Sprengel LLP</p>
<p>11:15 AM – 12:30 PM CARTELS</p>	<p>FIONA M. SCOTT MORTON Professor of Economics, Yale University School of Management</p>
<p>12:30 PM – 1:30 PM LUNCH <i>Rear Atrium</i></p>	

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Monday, October 19

Hazel Hall, Room 215, All Sessions

<p>1:30 PM – 2:45 PM AGREEMENT AND FACILITATION PRACTICES</p>	<p>C. SCOTT HEMPHILL Professor of Law, New York University School of Law</p>
<p>3:00 PM – 4:30 PM TRIAL OF AN ANTITRUST CASE: REPORTS FROM THE FRONT</p>	<p>THE HONORABLE WILLIAM G. YOUNG District Judge, US District Court, District of Massachusetts</p> <p>THE HONORABLE WILLIAM H. ORRICK III District Judge, US District Court, Northern District of California</p> <p>THE HONORABLE CLAUDIA A. WILKEN Senior District Judge, US District Court, Northern District of California</p> <p>MODERATOR: RICHARD G. PARKER, O'Melveny & Myers LLP</p>
<p>4:30 PM ADJOURN FOR THE DAY <i>Dinner on your own</i></p>	

Tuesday, October 20

Hazel Hall, Room 215, All Sessions

<p>7:00 AM & 7:30 AM BUS DEPARTS <i>Key Bridge Marriott for George Mason University School of Law</i></p>	
<p>7:00 AM – 7:50 AM BREAKFAST <i>Rear Atrium</i></p>	
<p>8:00 AM – 9:30 AM STATISTICAL EVIDENCE</p>	<p>BRUCE H. KOBAYASHI Professor of Law and Associate Dean for Research & Faculty Development, George Mason University School of Law</p>
<p>9:45 AM – 11:15 AM EXCLUSIVE DEALING, FORECLOSURE, AND OTHER EXCLUSIONARY CONDUCT</p>	<p>MICHAEL KATZ Professor of Economics, Haas School of Business, University of California, Berkeley</p> <p>AMANDA P. REEVES Latham and Watkins LLP</p>
<p>11:30 AM – 12:30 PM LUNCH <i>Rear Atrium</i></p>	<p>KEYNOTE ADDRESS</p> <p>MICHAEL D. HAUSFELD Chairman, Hausfeld LLP</p>

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Tuesday, October 20

Hazel Hall, Room 215, All Sessions

<p>12:30 PM – 2:00 PM PANEL DISCUSSION: PROBLEMS IN CLASS CERTIFICATION: NAVIGATING THE SWAMP</p>	<p>MICHELLE M. BURTIS Vice President, Antitrust & Competition Economics Practice, Charles River Associates</p> <p>BETHANY GAYLE LUKITSCH McGuire Woods LLP</p> <p>ERIC L. CRAMER Managing Shareholder, Berger & Montague, PC</p> <p>THE HONORABLE R. DAVID PROCTOR District Judge, US District Court, Northern District of Alabama</p> <p>MODERATOR: PAUL H. FRIEDMAN, Partner, Dechert LLP</p>
<p>2:00 PM BUS DEPARTS <i>George Mason University School of Law for Key Bridge Marriott</i></p>	
<p>6:10 PM BUS DEPARTS <i>Key Bridge Marriott for Sequoia</i></p>	
<p>6:30 PM – 8:45 PM RECEPTION AND DINNER</p> <p>SEQUOIA 3000 K Street NW, Washington, DC</p>	<p>KEYNOTE ADDRESS DEMAURICE F. SMITH Executive Director of the National Football Player's Association (NFLPA)</p>
<p>8:45 PM BUS DEPARTS/ ADJOURN FOR THE DAY <i>Sequoia for Key Bridge Marriott</i></p>	

Wednesday, October 21

Key Bridge Marriott and E. Barrett Prettyman Federal Courthouse, All Sessions

<p>7:00 AM – 7:50 AM BREAKFAST <i>Key Bridge Marriott</i></p>	
<p>8:00 AM BUS DEPARTS <i>Key Bridge Marriott for E. Barrett Prettyman Federal Courthouse, 333 Constitution Avenue NW, Washington, DC</i></p>	
<p>8:45 AM – 11:45 AM MOCK TRIAL <i>Ceremonial Courtroom</i></p>	<p>NCAA LITIGATION Jurors will tackle the antitrust issues raised by a hypothetical college athletic association's restrictions on amateur player compensation and decide whether the anticompetitive effects of those restraints, if any, are offset by the association's procompetitive justifications for the restraints, and even if so, whether those procompetitive ends could be achieved by less restrictive means.</p> <p>GREG D. ANDRES Davis Polk & Wardwell LLP</p> <p>PEGGY BAYER FEMENELLA Federal Trade Commission</p> <p>WILLIAM M. KATZ, JR. Thompson & Knight LLP</p> <p>BRYAN KEATING Senior Vice President, Compass Lexecon</p> <p>BRYAN M. RICCHETTI Principal, Cornerstone Research</p> <p>BONNY E. SWEENEY Hausfeld LLP</p> <p>PRESIDING JUDGE</p> <p>MODERATOR: BRIAN K. GRUBE, Jones Day</p>

AGENDA

Wednesday, October 21

Key Bridge Marriott and E. Barrett
Prettyman Federal Courthouse, All
Sessions

<p>11:45 AM – 1:00 PM MOCK TRIAL DEBRIEF</p>	
<p>1:00 PM ADJOURN</p> <p><i>Boxed Lunches to go available in Historic Dining Room</i></p>	

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