Fordham Competition Law Institute
HOSTED BY SKADDEN ARPS

Antitrust Economics Workshop
September 29, 2021
8:30 a.m.–2:00 p.m.

48th Annual
Conference on International Antitrust Law & Policy
September 30–October 1, 2021
Day 1: 8:00 a.m.–4:50 p.m.
Day 2: 8:15 a.m.–4:30 p.m.
Fordham Competition Law Institute Antitrust Workshops

WEDNESDAY, SEPTEMBER 29, 2021

8:30–9:10 a.m. Registration and Welcome Breakfast

9:10–9:15 a.m. Opening Remarks
James Keyte, FCLI Director and Adjunct Professor of Law, Fordham Law School; Director of Global Development, The Brattle Group

First Session

9:15–11 a.m. Panel 1: Economic Issues in a Progressive Merger Enforcement Environment (2.0 Professional Practice CLE)
MODERATOR: Peter Davis, Principal, The Brattle Group (UK/Brussels)
PANELISTS: Adina Claici, Principal (Brussels), The Brattle Group; Renee Duplantis, Principal (Canada), The Brattle Group; Sharis Pozen, Partner & Co-Chair Global Antitrust Group, Clifford Chance; Mike Walker, Chief Economic Advisor, United Kingdom Competition Authority

Panel 2: The Economics of Platform Acquisitions
MODERATOR: Loren Smith, Principal, The Brattle Group (US)
PANELISTS: Daniel Culley, Partner, Cleary Gottlieb; Kai-Uwe Kuhn, Economic Advisor, The Brattle Group (UK/Brussels); Ingrid Vandenborre, Partner, Skadden Arps (Brussels); Vanessa Zhang, Principal, The Brattle Group (China)

11–11:15 a.m. Break

Second Session

11:15 a.m.–1:00 p.m. Panel 3: What Next for New Madison? Current Topics in Intellectual Property and Antitrust (2.0 Professional Practice CLE)
MODERATOR: Tim Simcoe, Associate Professor of Strategy & Innovation, Boston University Questrom School of Business
PANELISTS: Michael Carrier, Distinguished Professor of Law, Rutgers Law School; Fei Deng, Vice President, CRA International; Thomas Pease, Partner, Quinn Emanuel Urquhart & Sullivan, LLP; Henry Su, Constantine Cannon, LLP
DAY 1: THURSDAY, SEPTEMBER 30, 2021

8:00–8:45 a.m. **Registration and Breakfast**

8:45–9:00 a.m. **Welcome and Introduction of Keynotes**

*James Keyte*, FCLI Director and Adjunct Professor of Law, Fordham Law School; Director of Global Development, The Brattle Group

9:00–10:40 a.m. **Keynote Remarks and Q&A**

*Andreas Mundt*, President, Bundeskartellamt, Chair of the International Competition

*Tim Wu*, Special Assistant to the President for Technology and Competition Policy, United States National Economic Council

Q&A

*D. Bruce Hoffman*, Partner, Cleary Gottlieb

*Peter Mucchetti*, Partner, Clifford Chance

10:40–11:00 a.m. **Break**

11:00 a.m.–12:20 p.m. **Panel 1: Will Regulation Take the Antitrust Out of Antitrust (1.5 Professional Practice CLE)**

MODERATOR: *Alan Ryan*, Partner, Freshfields

PANELISTS: *Andrea Coscelli*, Chief Executive, U.K. Competition and Markets Authority; *Olivier Guersent*, Director General, European Commission; *Eleanor Fox*, Professor of Law, Walter J. Derenberg Professor of Trade Regulation, New York University School of Law; *Andreas Mundt*, President, Bundeskartellamt, Chair of the International Competition Network; *Timothy J. Muris*, Senior Counsel, Antitrust/Competition Sidley Austin

12:20–12:40 p.m. **Lunch Buffet**

12:40 p.m.–1:40 p.m. **Lunch Panel: 20 Years of the ICN—We Were There at its Creation (1.5 Professional Practice CLE)**

MODERATOR: *Randy Tritell*, Director Office of International Affairs, Federal Trade Commission (invited)

PANELISTS: *William E. Kovacic*, Professor of Law and Policy, Professor of Law, Director Competition Law Center, George Washington Law; *Barry E. Hawk*, Founder, Fordham Competition Law Institute; *Eleanor Fox*, Professor of Law, Walter J. Derenberg Professor of Trade Regulation, New York University School of Law; *James F. Rill*, Senior Counsel, Baker Botts; *Merit Janow*, Dean and Professor of International and Economic Law and International Affairs, Columbia University
1:40–1:50 p.m. **Break**

1:50–3:10 p.m. **Panel 2: “I'm Not Dead Yet:” Continued Policy and Analytical Challenges For Assessing Vertical Restraints—Foreclosure, Access and Even “Essential Facilities” (1.0 Professional Practice CLE)**

**Moderator:** John Carroll, Partner, Sheppard Mullin (Washington D.C.)

**Panelists:** Koren Wong-Ervin, Partner, Axinn, Veltrop, Harkrider LLP; Scott Hemphill, Moses H. Grossman Professor of Law, New York University; Johannes Holzwarth, Policy Officer, DG Competition; Robert Klotz, Partner, Sheppard Mullin (Brussels); Dr. Serge Moresi, Vice-President, Charles River Associates; Gabriella Muscolo, Partner, Franzosi Dal Negro Setti, and Former Commissioner, Italian Competition Authority

3:10–3:20 p.m. **Break**

3:20–4:40 pm **Panel 3: Navigating Global Mergers in a World of Disparate Policy and Enforcement: What are the Real Guidelines? (1.5 Professional Practice CLE)**

**Moderator:** Joshua Soven, Partner, Wilson Sonsini

**Panelists:** Isabelle de Silva, President, French Competition Authority; Daniel Francis, Climenko Fellow and Lecturer of Law, Harvard Law School; Noah Phillips, Commissioner, Federal Trade Commission; John Davies, Senior Advisor, Brunswick Group; Frederick Depoortere, Partner, Skadden Arps (Brussels)

4:40–4:50 pm **Closing Remarks**

James Keyte, FCLI Director and Adjunct Professor of Law, Fordham Law School; Director of Global Development, The Brattle Group

5:00–7:00 pm **Reception**

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**Day 2: Friday, October 1, 2021**

8:00–8:45 a.m. **Registration and Breakfast**

8:45–9:00 a.m. **Welcome and Introduction of Keynotes**

James Keyte, FCLI Director and Adjunct Professor of Law, Fordham Law School; Director of Global Development, The Brattle Group

9:00–10:40 a.m. **Keynote Remarks and Q&A**

Margrethe Vestager, Executive Vice-President, European Commission  
Richard Powers, Acting Assistant Attorney General, Department of Justice Antitrust Division  
Q&A  
Renata Hesse, Partner, Sullivan & Cromwell LLP  
Howard Shelanski, Partner, Davis Polk; Professor of Law, Georgetown Law

10:40–10:50 a.m. **Break**

10:50 a.m.–12:10 p.m. **Panel 1: Merger Efficiencies and the Road Ahead: Where Do Labor, Dynamic Efficiencies and the Public Interest Fit In? (1.5 Professional Practice CLE)**
12:10–1:30 p.m. **Networking Lunch**

1:30–2:50 p.m. **Panel 2: In-House Counsel Roundtable: Managing Compliance in a World of Dynamic Enforcement and Regulation (1.5 Professional Practice CLE)**
- **MODERATOR:** Karen Lent, Partner, Antitrust/Competition Skadden Arps
- **PANELISTS:** Dina Kallay, Head of Antitrust (IPR, Americas & Asia-Pacific), Ericsson; Mary Jane Lee, Managing Director and General Counsel, Citigroup, Inc; Margo Miller, Global Legal Director, Anheuser-Busch InBev; Brian Savage, Senior Director and Executive Counsel, Teva Pharmaceuticals USA

2:50–3:00 p.m. **Break**

3:00–4:20 p.m. **Panel 3: Class Actions: An Emerging Global Divergence? (1.5 Professional Practice CLE)**
- **MODERATOR:** John Roberti, Partner, Allen & Overy
- **PANELISTS:** Pinar Bagci, Principal, The Brattle Group (London); Scott Martin, Partner, Hausfeld; Jack Pace, Partner, White & Case, LLP; Ian Simmons, Partner, O'Melveny & Meyers LLP

4:20–4:30 p.m. **Closing Remarks**

James Keyte, FCLI Director and Adjunct Professor of Law, Fordham Law School; Director of Global Development, The Brattle Group

**CLE CREDIT**
Credit has been approved in accordance with the requirements of the New York and New Jersey States CLE Board for a maximum of 14.0 nontransitional and transitional professional practice CLE credits. **CLE course materials are available at:** law.fordham.edu/clematerials