

present the

2009-2010 Antitrust Brown Bag Series

Topic 4:

Section 1 of the Sherman Act: Counseling and Litigation Update

Tuesday, February 23, 2010
(Rescheduled from February 10, 2010)
12:30pm – 1:30pm EST

Panelists:

Svetlana S. Gans
Kilpatrick Stockton LLP
Washington, DC

Jeffery M. Cross
Freeborn & Peters, LLP
Chicago, IL

Jennifer A. Carmassi
Latham & Watkins LLP
Los Angeles, CA

Moderator:

Katherine E. Britton
Washington, DC

Recent developments in Section 1 jurisprudence affect how companies do business and how courts manage cases. The panel will address the counseling and litigation challenges present in recent cases, including *Bell Atlantic Corp. v. Twombly*, *Ashcroft v. Iqbal*, *American Needle v. Nat'l Football League*, and *Leegin Creative Leather Products v. PSKS*, and will provide practice tips for managing similar challenges in the future. In particular, the panelists will discuss how to manage the initial phase of litigation, such as motions to dismiss, in Section 1 cases; how to counsel vertically related entities, such as manufacturers and retailers and parent companies and subsidiaries, in entering into agreements; and how to defend such agreements in litigation.

Svetlana S. Gans is an associate at Kilpatrick Stockton LLP where she focuses on antitrust litigation and counseling. Jennifer A. Carmassi is a senior associate at Latham & Watkins LLP where she focuses primarily on commercial, consumer protection, and antitrust disputes. Jeffery M. Cross is an adjunct professor at The John Marshall Law School where he teaches antitrust law and is a partner at Freeborn & Peters LLP where his extensive litigation and counseling experience includes complex disputes, antitrust, and franchise and dealership law.

This event is also being sponsored by the American Bar Association Section of Antitrust Law's Joint Conduct and Corporate Counseling Committees.

[LINK]

Please register using the link above by February 22, 2010. This program will be presented as a Webinar. Directions for connecting to the program will be forwarded to you in advance of the presentation. An Internet connection is required to access the online materials to be displayed during the program.

Please note: The ABA is not requesting CLE accreditation for any of the programs in this series. However, if interested, you may be able to apply for credit directly with your state bar(s). Please contact your state bar for regulations and guidelines. A complete listing of states that require mandatory CLE is available at <http://www.abanet.org/cle/manstates.html>.

For additional information, please contact the Young Lawyers Division Antitrust Committee Leadership:
Chair: Sarah Sandok Rabinovici (srabinovici@morganlewis.com); Vice Chairs: Katherine Britton (kebritton1@gmail.com), Sue-Anne Fox (sfox@torys.com); or Liaison to the Section of Antitrust Law: Svetlana Gans (SGans@kilpatrickstockton.com).

Join the ABA • Join the Section of Antitrust Law