

Hearings on Competition and Consumer Protection in the 21st Century

An FTC-Georgetown University Event | November 1, 2018



SPEAKER BIOS

Welcome and Introductory Remarks

Noah Joshua Phillips is a Commissioner on the Federal Trade Commission. He previously served as Chief Counsel for U.S. Senator John Cornyn on the Senate Judiciary Committee. From 2011-2018, he advised Sen. Cornyn on legal and policy matters in antitrust, constitutional law, consumer privacy, fraud, and intellectual property. Phillips worked as a civil litigator in private practice prior to his role on the Hill.

Presentation: Vertical Mergers

Steven Salop is a professor of economics and law at the Georgetown University Law Center in Washington, where he teaches antitrust law and economics and economic reasoning for lawyers. His research and consulting focuses on microeconomics, antitrust, competition, and regulation. Before joining the Georgetown faculty, he worked at the Federal Trade Commission, the Civil Aeronautics Board, and the Federal Reserve Board.

Panel 1: Vertical Mergers (Session 1)

Bruce Kobayashi is the Director of the Bureau of Economics at the FTC and a Professor (on leave) at George Mason University Antonin Scalia Law School. He has also served as the Founding Director of the Global Antitrust Institute, as a Senior Economist in the Division of Economic Policy Analysis at the FTC, as a Senior Research Associate at the United States Sentencing Commission, and as an Economist for the Antitrust Division of the DOJ.

Francine Lafontaine is the Senior Associate Dean for Faculty and Research and the William Davidson Professor of Business Economics and Public Policy, both at the University of Michigan's Stephen M. Ross School of Business. She is also Professor of Economics (courtesy) at the University of Michigan's Department of Economics. From 2014 to 2015, Lafontaine served as Director of the FTC's Bureau of Economics.

Daniel P. O'Brien is an Executive Vice President at Compass Lexecon. He is a former Senior Economic Policy Adviser and Deputy Director of the Federal Trade Commission's Bureau of Economics, and former Chief of the Economic Regulatory Section at the Department of Justice's Antitrust Division.

Carl Shapiro is a Professor at the University of California at Berkeley. Shapiro served as a Senate-confirmed Member of the President’s Council of Economic Advisers during 2011-12. For the two years immediately prior to that, he was the Deputy Assistant Attorney General for Economics at the Antitrust Division of the U.S. Department of Justice; he also held that position during 1995-96. Shapiro has published in the areas of industrial organization, competition policy, patents, the economics of innovation, and competitive strategy.

Margaret Slade is a professor emeritus at the Vancouver School of Economics at The University of British Columbia. She was the Leverhulme Professor of Industrial Economics at the University of Warwick. Her research is concerned with applied problems in Industrial Organization, especially those requiring the analysis of data. She has advised government agencies in numerous countries as well as private parties. Slade has previously served at the FTC in the Bureau of Economics.

Panel 2: Vertical Mergers (Session 2)

Bruce Hoffman is Director of the Bureau of Competition at the FTC. Bruce came to the FTC from Shearman & Sterling, where he was global co-head of the firm’s antitrust practice. Previously, Bruce served as chair of Hunton & Williams’ antitrust practice, and prior to that, as Deputy Director and Associate Director of the FTC’s Bureau of Competition.

Gene Kimmelman is the President and CEO of Public Knowledge. Previously, Kimmelman served as Director of the Internet Freedom and Human Rights project at the New America Foundation, and as Chief Counsel for the U.S. Department of Justice’s Antitrust Division. Prior to joining the Department of Justice, Kimmelman served as Vice President for Federal and International Affairs at Consumers Union. Kimmelman has also served as Chief Counsel and Staff Director for the Antitrust Subcommittee of the Senate Judiciary Committee and Legislative Director for the Consumer Federation of America.

Sharis Pozen is the Vice President of Global Competition and Antitrust at General Electric. She spent over three years at the Department of Justice’s Antitrust Division as Chief of Staff and Counsel and then as the Acting Assistant Attorney General. Pozen also has over fifteen years of experience as a Partner in private practice, working on a variety of antitrust, competition, and consumer protection issues. She began her career as an Attorney Advisor to the Director of the FTC’s Bureau of Competition.

Jonathan Sallet is a partner at Steptoe, and provides counsel and litigation strategy on matters involving antitrust law, communications law, and broader issues of competition policy. Sallet recently served as general counsel of the Federal Communications Commission and as deputy assistant attorney general in the Antitrust Division of the U.S. Department of Justice. He has also served in the U.S. Department of Commerce, as assistant to the secretary and director of the Office of Policy & Strategic Planning. Sallet is a Senior Fellow at the Benton Foundation.

Laura Wilkinson is an antitrust partner at Weil, Gotshal & Manges with a practice focusing on mergers and acquisitions. Wilkinson began her career at the FTC, where she served as Deputy Assistant Director for the Bureau of Competition’s litigation division. She has been recognized by Super Lawyers for antitrust since 2011 and was awarded the Paul Rand Dixon Award for innovative antitrust theories and arguments during her tenure at the FTC.

Paul Yde is a partner at Freshfields Bruckhaus Deringer LLP, where he is the head of the US antitrust practice. Paul's practice primarily involves representing parties before the U.S. Department of Justice, the Federal Trade Commission, and the state attorneys general on the antitrust aspects of M&A, joint ventures, distribution and intellectual property arrangements, and other competitive conduct. He previously held positions in government antitrust enforcement, including serving as counsel to two Federal Trade Commissioners and as an attorney in the FTC's Bureau of Competition.

Presentations: Alternatives to the Consumer Welfare Standard

Barry Lynn directs the Open Markets Institute. Previously, he spent 15 years at the New America Foundation researching and writing about monopoly power. He is author of *Cornered: The New Monopoly Capitalism and the Economics of Destruction* (Wiley 2010) and *End of the Line: The Rise and Coming Fall of the Global Corporation* (Doubleday 2005).

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Maurice Stucke is a Professor of Law at the University of Tennessee. He has more than twenty years of experience handling competition policy issues in private practice and as a trial attorney at the U.S. Department of Justice, Antitrust Division. Stucke serves on the board of the Academic Society for Competition Law, the advisory board of the Institute for Consumer Antitrust Studies, and as a Senior Fellow at the American Antitrust Institute. He would like to acknowledge the support of the Roosevelt Institute.

Timothy Wu is the Julius Silver Professor of Law, Science and Technology at Columbia Law School. Wu teaches antitrust, copyright, the media industries, and communications law. Wu was a law clerk for Justice Stephen Breyer and Judge Richard Posner, and has also worked at the White House National Economic Council, at the Federal Trade Commission, for the New York Attorney General, and in the Silicon Valley telecommunications industry.

Panel 3: The Consumer Welfare Standard in Antitrust Law (Session 1)

Timothy J. Brennan is a Professor of Public Policy and Economics at the University of Maryland, Baltimore County and a Senior Fellow at Resources for the Future. He was previously the Chief Economist at the FCC. His primary teaching and research fields include antitrust, regulation, industrial organization, law and economics, energy policy, and communications policy.

Deborah Garza co-chairs Covington & Burling LLP’s global Antitrust and Competition Law Practice Group. She has served as an Acting Assistant Attorney General, Deputy Assistant Attorney General and Chief of Staff and Counselor to the Assistant Attorney General in three Presidential Administrations. She also served as Chair of the Antitrust Modernization Commission and a co-chair of the International Competition Policy Expert Group. Garza is currently the Chair of the American Bar Association Section of Antitrust Law.

Gene Kimmelman is the President and CEO of Public Knowledge. Previously, Kimmelman served as Director of the Internet Freedom and Human Rights project at the New America Foundation, and as Chief Counsel for the U.S. Department of Justice’s Antitrust Division. Prior to joining the Department of Justice, Kimmelman served as Vice President for Federal and International Affairs at Consumers Union. Kimmelman has also served as Chief Counsel and Staff Director for the Antitrust Subcommittee of the Senate Judiciary Committee and Legislative Director for the Consumer Federation of America.

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Fiona M. Scott Morton is the Theodore Nierenberg Professor of Economics at the Yale University School of Management. Her area of academic research is empirical industrial organization, with a focus on empirical studies of competition in areas such as pricing, entry, and product differentiation. From 2011-12 Professor Scott Morton served as the Deputy Assistant Attorney General for Economics at the Antitrust Division of the U.S. Department of Justice.

Howard Shelanski is a Professor at the Georgetown University Law Center and a Partner at Davis Polk & Wardwell LLP. Previously, Shelanski served as Administrator of the Office of Information and Regulatory Affairs. He has also served as the Director (2012-2013) and Deputy Director (2009-2011) of the Bureau of Economics at the FTC, as well as the Chief Economist (1999-2000) of the FCC and a Senior Economist (1998-1999) for the President’s Council of Economic Advisers.

Presentations: Consumer Welfare Standard

Jonathan Nuechterlein, a partner and co-leader of Sidley Austin LLP’s Communications Regulatory practice, focuses on telecommunications law, antitrust, and appellate litigation. He previously served as General Counsel of the Federal Trade Commission. Nuechterlein also served as Deputy General Counsel of the Federal Communications Commission, as Assistant to the Solicitor General, and as law clerk to D.C. Circuit Judge Stephen Williams and Supreme Court Justice David Souter. He would like to acknowledge the support of Amazon Inc.

Carl Shapiro is a Professor at the University of California at Berkeley. Shapiro served as a Senate-confirmed Member of the President’s Council of Economic Advisers during 2011-12. For the two years immediately prior to that, he was the Deputy Assistant Attorney General for Economics at the Antitrust Division of the U.S. Department of Justice; he also held that position during 1995-96. Shapiro has published in the areas of industrial organization, competition policy, patents, the economics of innovation, and competitive strategy.

Panel 4: The Consumer Welfare Standard in Antitrust Law (Session 2)

Barry Lynn directs the Open Markets Institute. Previously, he spent 15 years at the New America Foundation researching and writing about monopoly power. He is author of *Cornered: The New Monopoly Capitalism and the Economics of Destruction* (Wiley 2010) and *End of the Line: The Rise and Coming Fall of the Global Corporation* (Doubleday 2005).

Geoffrey A. Manne is the founder and executive director of the International Center for Law and Economics, a nonprofit, nonpartisan research center based in Portland, Oregon. He is also a distinguished fellow at Northwestern Law School’s Searle Center on Law, Regulation, & Economic Growth. In April 2017 he was appointed by FCC Chairman Ajit Pai to the FCC’s Broadband Deployment Advisory Committee, and he recently served for two years on the FCC’s Consumer Advisory Committee. Manne specializes in the economic analysis of law, with a focus in competition, telecommunications, consumer protection, intellectual property, and technology policy.

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Derek W. Moore is an attorney advisor in the Office of Policy Planning at the FTC. He has served as an attorney advisor to FTC Commissioner Joshua D. Wright and as a law clerk to Judge Douglas H. Ginsburg of the U.S. Court of Appeals for the D.C. Circuit and Judge Claude M. Hilton of the U.S. District Court for the Eastern District of Virginia. Prior to joining the FTC, he practiced antitrust law in Washington, DC.

Maurice Stucke is a Professor of Law at the University of Tennessee. He has more than twenty years of experience handling competition policy issues in private practice and as a trial attorney at the U.S. Department of Justice, Antitrust Division. Stucke serves on the board of the Academic Society for Competition Law, the advisory board of the Institute for Consumer Antitrust Studies, and as a Senior Fellow at the American Antitrust Institute. He would like to acknowledge the support of the Roosevelt Institute.

Closing Remarks

Christine S. Wilson is a Commissioner on the Federal Trade Commission. Wilson previously served at the FTC as Chairman Tim Muris' Chief of Staff, and as a law clerk in the Bureau of Competition while attending law school. Wilson has previously served in-house as Senior Vice President — Legal, Regulatory & International for Delta Air Lines and as a member of the Washington DC antitrust practice groups of the law firms Kirkland & Ellis LLP and O'Melveny & Myers LLP. Early in her career, Wilson worked with former Assistant Attorney General James F. Rill at Collier Shannon Rill & Scott. Wilson graduated *cum laude* from Georgetown University Law Center, where she worked as a research assistant for Professor Steve Salop, and Phi Beta Kappa from the University of Florida.