

ANTITRUST LAW, POLICY, AND PROCEDURE

Cases, Materials, Problems

NINTH EDITION

E. THOMAS SULLIVAN
HERBERT HOVENKAMP
HOWARD A. SHELANSKI
CHRISTOPHER R. LESLIE

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Antitrust Law Policy And Procedures Cases Materials Problems

**Christoph Herrmann, Markus
Krajewski, Jörg Philipp Terhechte**



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Antitrust Law, Policy and Procedure E. Thomas Sullivan, Herbert Hovenkamp, Howard A. Shelanski, Christopher R. Leslie, 2023-11-30 This innovative and popular casebook focuses on teaching antitrust through the best legal precedents available. It emphasizes current judicial opinions and includes dissents where relevant to help students grasp the issues. The notes reflect a balanced approach to the competing ideologies of left, right, and center, confronting their defects and presenting their strengths. Professors who are strongly committed to a particular ideology should find plenty of material to criticize or alternatively to illustrate their view. The ninth edition of the casebook is being published on the 40th anniversary of the publication of the inaugural edition of this leading antitrust casebook. Specific updates for this edition include: Updates on the cyclical nature of antitrust endorsement theories and trends with a focus on the Biden administration including a return to a progressive neo Brandeis antimonopoly approach concerning increased economic power and its effect on concentration in the marketplace affecting consumers and workers and leading to inequality in society and ultimately democracy. Developments in the per se rule for price fixing including labor cartels, anti-poaching agreements, and the possibility of criminal prosecution. Treatment of the AMG Capital Management case narrowing the ability of the FTC to award monetary relief and Axon Enterprises which permitted courts to consider the status and protections of the FTC's administrative law judges. Discussing amendments to venue legislation that make it more difficult for actions brought by multiple state attorneys general to be transferred and consolidated. The Celestin and Blenheim decisions limiting the reach of the Act of State doctrine and expanding the scope of foreign sovereign immunity. Discussion of the Steve's case permitting a private plaintiff to obtain structural relief in a merger case. Discussion of the termination of the Paramount consent decree which had imposed restrictions on distribution in the motion picture industry. Excerpt and discussion of Supreme Court's National Collegiate Athletic Association v. Alston opinion. Discussion of no-poach agreements as a form of market division. New note on antitrust and worker noncompete agreements as well as the FTC's assertion of rule-making authority to ban most such agreements. Discussion of the tying and exclusive dealing claims in the Epic Games v. Apple case as well as other platform dominance cases. New note on the criminal prosecution of illegal monopolies. Antitrust Law, Policy, and Procedure, 2003

Teacher's Problem Manual Edward Thomas Sullivan, Herbert Hovenkamp, 1994

Antitrust Law, Policy, and Procedure E. Thomas Sullivan, Herbert Hovenkamp, 1994

Competition Policy and Resource Utilization David Oluwadare Adetoro, 2016-04-26 This book examines the extent to which competition law and policy could be employed to promote the efficient allocation of resources in resource-dependent developing economies. Its background inquiry into competition policy and the analysis of economic problems of resource-dependent developing economies inspired by global competition trends in the United States and Europe provide an indispensable framework for understanding competition policy and current attitudes to regulation in a liberalised developing economy. The book provides a systematic exposition of

some of the problems associated with resource dependent economies and the implications for competition and what kinds of conduct in which firms can and cannot engage In addition to building on basic competition and antitrust concepts it offers insights into some prevailing problems which include the issue of resource curse rent seeking corruption and abusive business practices among others Their examination here is aligned with scrutiny of the characteristics of developing countries in contrast to developed countries Nigeria is taken as a proxy for resource dependent developing countries The book also determines whether competition law and policy could be used as a tool for addressing competition problems that may exist in resource dependent developing countries This book provides meaningful material for both undergraduate and graduate business school programs In addition it will be of great interest to lawyers historians economists sociologists and policy makers in both government and business who wish to understand competition issues in a clear and rigorous way in developing economies

Handbook of Research in Trans-Atlantic Antitrust Philip Marsden, 2008-01-01 The book is handsomely produced by Edward Elgar The notes contain more than citations and are well worth reading A welcome feature is that after each set of notes there is a list of the most important writings on the topic followed by a list of the most important cases Edward Elgar is well known in economic circles hence the endnotes to which economists are accustomed It has published several books on competition for lawyers over the last years and is a welcome entrant to the lawyers market

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Keith Hylton Boston University US This comprehensive research Handbook brings together cutting edge legal and economic analysis into antitrust issues by leading experts from Europe the USA Canada Mexico and South America The Handbook of Research in Trans Atlantic Antitrust covers a wide range of areas including the meaning of consumer welfare mergers in monopsony markets unilateral effects private and criminal enforcement implementing competition policy in regulated sectors abuse of intellectual property rights competition remedies international enforcement cooperation complainants rights dominant firm pricing tying and bundling The Handbook also includes discursive consideration of the similarities and differences among the various regimes on either side of the Atlantic as well as a look to future trends and applications in regional and global contexts Offering a comparative view of pressing antitrust issues this Handbook will be of great interest to academics lawyers practitioners and officials

European

Yearbook of International Economic Law 2013 Christoph Herrmann, Markus Krajewski, Jörg Philipp Terhechte, 2013-04-02

Part one of Volume 4 2013 of the European Yearbook of International Economic Law offers a special focus on recent developments in international competition policy and law International competition law has only begun to emerge as a distinct subfield of international economic law in recent years even though international agreements on competition co operation date back to the 1970s Competition law became a prominent subject of political and academic debates in the late 1990s when competition and trade were discussed as one of the Singapore issues in the WTO Today international competition law is a complex and multi layered system of rules and principles encompassing not only the external application of domestic competition law and traditional bilateral co operation agreements but also competition provisions in regional trade agreements and non binding guidelines and standards Furthermore the relevance of competition law for developing countries and the relationship between competition law and public services are the subject of heated debates The contributions to this volume reflect the growing diversity of the issues and elements of international competition law Part two presents analytical reports on the developments of the regional integration processes in North America Central Africa and Southeast Asia as well as on the treaty practice of the European Union Part three covers the legal and political developments in major international organizations that deal with international economic law namely the IMF WCO WTO WIPO ICSID and UNCTAD Lastly part four offers book reviews of recent works in the field of international economic law

Antitrust Law, Policy, and Procedure Edward Thomas Sullivan, 1999

Competition Law and Development D. Daniel Sokol, Thomas K. Cheng, Ioannis Lianos, 2013-09-11

The vast majority of the countries in the world are developing countries there are only thirty four OECD Organisation for Economic Co operation and Development countries and yet there is a serious dearth of attention to developing countries in the international and comparative law scholarship which has been preoccupied with the United States and the European Union Competition Law and Development investigates whether or not the competition law and policy transplanted from Europe and the United States can be successfully implemented in the developing world or whether the developing world experience suggests a need for a different analytical framework The political and economic environment of developing countries often differs significantly from that of developed countries in ways that may have serious implications for competition law enforcement The need to devote greater attention to developing countries is also justified by the changing global economic reality in which developing countries especially China India and Brazil have emerged as economic powerhouses Together with Russia the so called BRIC countries have accounted for thirty percent of global economic growth since the term was coined in 2001 In this sense developing countries deserve more attention not because of any justifiable differences from developed countries in competition law enforcement either in theoretical or practical terms but because of their sheer economic heft This book the second in the Global Competition Law and Economics series provides a number of viewpoints of what competition law and policy mean both in theory and practice in a

development context **Resale Price Maintenance and Vertical Territorial Restrictions** Barbora Jedlicková, 2016-03-25

Theoretical discussions among competition lawyers and economists on the approach to Resale price price Maintenance maintenance RPM and Vertical vertical Territorial territorial Restrictions restrictions VTR have often caused controversy However commentators agree that there is a lack of comprehensive study surrounding the topic This book explores these two forms of anticompetitive conduct from legal historical economical and theoretical points of view focusing on the EU and US experiences The author expertly goes beyond the current legal practice to explain among other things what approach should apply to RPM and VTR and why RPM and VTR are introduced in situations where procompetitive theories would not make economic sense or do not apply in practice The book takes account of economic values such as efficiency and welfare as well as other values such as freedom fairness and free competition Scholars and students of law will find the book s depth of legal economic and historical analysis to be a rich contribution to the scholarship This book will also be of use to EU and US practitioners and enforcers dealing with RPM and VTR cases

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