ANTITRUST (ATGL)

ATGL 0204. Global Antitrust Seminar. (2 Credits)

It is hard to think of an area of law as international as antitrust. Over 120 countries have antitrust laws. In a globalized economy, the effects of most mergers and business strategies are rarely felt in a single country, and often transcend jurisdictional boundaries. For those interested in pursuing a career in antitrust, or simply interested in learning more about this fascinating area of law, focusing only on U.S. antitrust law will offer you an important but incomplete view of the area. The goal of this seminar is to provide students with an overview of how key topics in global antitrust are handled today. We will compare different laws and identify to what extent they converge or diverge, and how multiple antitrust laws influence each other and the economies that are subject to them. To achieve this goal, we will review and compare the outcome of major cases in key antitrust jurisdictions, such as Brazil, China, the European Union, Japan, Mexico, and the United States. We will also study recommendations by multilateral organizations such as the International Competition Network (ICN) and the Organisation for Economic Co-operation and Development (OECD).

Grading: Grades will be based on class participation (25%) and a seminar paper of at least 20 pages double-spaced (75%). Papers are due on the day of our last class. During this class, students are required to make a brief presentation on the subject of their papers and their conclusions. This presentation will count toward class participation.

Attributes: ICE, LAWI, LLM.

ATGL 0230. International Cartel Enforcement: Globalization of Antitrust. (2 Credits)

This course focuses on how different legal systems detect and punish cartel behavior. It will examine public enforcement efforts by competition authorities in the United States and the European Union, as well as private remedies available in both jurisdictions. With respect to public enforcement, the course will consider a number of issues, including investigative tools, amnesty programs, sentencing guidelines, and cooperation and convergence initiatives by competition authorities in both jurisdictions. The course will also examine from a comparative perspective the different systems of private remedies available to injured parties in the U.S. and the EU, taking into account the new EU Directive on rules governing private antitrust damage actions. Among the topics to be considered in this part of the course will be class actions and other mechanisms for collective redress, extraterritoriality, standing issues, and proof of damages. NOTES/MISC: Paper Required.

Attributes: ICE, LAWI, LIC.

ATGL 0309. Antitrust Law. (3 or 4 Credits)

Examines the federal antitrust laws, covering market power, single-firm conduct, horizontal and vertical agreements in restraint of trade, and mergers. In 2019-2020, this course will be structured to cover traditional antitrust law on the first class day of the week and related applications of antitrust to high-technology markets on the second class day of the week. In part because much antitrust enforcement in technology markets has taken place outside the U.S., the course will include some work on antitrust in other jurisdictions.

Attributes: BFE, IPIF, LAWB, LAWI, LLM, PIE.

ATGL 1017. Antitrust and High Technology. (2 Credits)

Examines the application of antitrust law to high-technology markets. Because much antitrust enforcement in technology markets has taken place outside the U.S., the course will include some work on antitrust in other jurisdictions.

Attributes: LAWB, LAWI, LAWT, LLM.

Prerequisite: ATGL 0309.

ATGL 1018. Antitrust in the Digital Economy. (2 Credits)