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.

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.

Examines the federal antitrust laws, primarily the Sherman Act and Clayton Act. Specific topics covered include monopolization, horizontal and vertical arrangements, and mergers.

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