



GARY W. KUBEK
PARTNER

Gary Kubek is a litigation partner engaged primarily in antitrust litigation; merger review and counseling; federal securities, shareholder class and derivative actions; and merger and acquisition litigation and counseling. Mr. Kubek's antitrust practice includes private civil litigation, government review of proposed mergers, acquisitions and joint ventures, and other government investigations. He also counsels clients with respect to antitrust issues involved in a wide variety of distribution and other commercial arrangements.

Mr. Kubek's representations include:

- Representation of defendants in the federal and state court Carbon Black Antitrust Litigation and Vitamins Antitrust Litigation.
- Representation of numerous clients in obtaining approval of proposed transactions under the Hart-Scott-Rodino Act, including Pernod Ricard's acquisitions of Allied Domecq and portions of the Seagram's wine and spirits business, the sale of Phelps Dodge Magnet Wire to a major competitor, the sale of Doane Pet Foods to Mars Inc., Phelps Dodge's acquisition of another major copper producer, France Télécom's investment and joint venture with Sprint and Deutsch Telekom and numerous acquisitions by Clayton, Dubilier & Rice, Kelso & Company and other private equity investors.
- Counseling clients on other antitrust issues, including compliance with non-US merger regulations, the structuring of distribution and other contractual arrangements, as well as the implementation of corporate antitrust compliance programs.

Mr. Kubek is a member of the Litigation, Antitrust and Business Sections of the American Bar Association and is Vice-Chair of the Antitrust Section's Distribution and Franchising Committee. He is a co-author of "Takeovers: A Strategic Guide to Mergers & Acquisitions" (*Aspen Law & Business* 2d ed. 2004, supplement August 2006) and has frequently written and spoken on antitrust, securities and corporate governance topics. Mr. Kubek received his B.A. *summa cum laude* from Yale College in 1975 and his J.D. from Yale Law School in 1978.

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