

Willard K. Tom

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Education

Harvard Law School, 1979, J.D.
Harvard University, 1975, A.B.

Will Tom has had more than twenty-five years of experience in the antitrust field, both in private practice and in government. In private practice, he has counseled and represented clients in a number of merger and non-merger matters involving the intersection of antitrust and intellectual property.

In government, Will served in several positions and roles relating to that intersection, including:

- deputy director of the Bureau of Competition of the Federal Trade Commission
- head of the Bureau's policy office
- member of the litigation team on *FTC v. Intel*
- counselor to the head of the Antitrust Division of the U.S. Department of Justice, where he was one of the principal drafters of the *DOJ and FTC Antitrust Guidelines for the Licensing of Intellectual Property*

Will has also spoken and written extensively in the field and has contributed actively to the ABA Section of Antitrust Law's work in this area:

- *A Field Guide to Antitrust Issues in Standard Setting and Patent Pooling*, 14 COMPETITION No. 2, 13 (Antitrust Section, State Bar of California, Fall/Winter 2005)
- *Antitrust Treatment of Pharmaceutical Patent Settlements: The Need for Context and Fidelity to First Principles*, 15 FED. CIR. BAR. J. 618 (2006)
- *U.S. and E.C. Antitrust Approaches to Patent Uncertainty*, 34 LAW & POLICY IN INT'L BUS. 859 (2003)
- *Is Innovation King at the Antitrust Agencies? The Intellectual Property Guidelines Five Years Later*, 69 ANTITRUST L.J. 43 (2001)
- *The 1975 Xerox Consent Decree: Ancient Artifacts and Current Tensions*, 68 ANTITRUST L.J. 967 (2001)
- *U.S. Enforcement Approaches to the Antitrust/Intellectual Property Interface*, in ROBERT D. ANDERSON & NANCY T. GALLINI, EDS., COMPETITION POLICY AND INTELLECTUAL PROPERTY RIGHTS IN THE KNOWLEDGE-BASED ECONOMY (U. of Calgary Press, 1998)
- *Antitrust and Intellectual Property: From Separate Spheres to Unified Field*, 66 ANTITRUST L.J. 167 (1997)
- vice-chair of the Intellectual Property Committee, chair of the Editorial Board for the Section's treatise, *Antitrust Law Developments* (3d ed. 1992), member of the Editorial Board for *Antitrust Law Developments* (5th ed. 2002) (with responsibility for the Intellectual Property chapter), and Guest Editor for the *Antitrust Law Journal* symposium on *The Federal Circuit and Antitrust*, 69 *Antitrust L.J.* 627 (2002)



Honors & Affiliations

The Best Lawyers in America (2005-2007)

Washington DC Super Lawyers (2007)

PLC Cross-Border Competition Law Handbook (2005/2006)

Chambers USA: America's Leading Lawyers for Business (2006)

Member, American Bar Association Antitrust Section, Long-Range Planning Committee

Member, American Bar Association Section of Business Law, Section Council

Former Member, American Bar Association Antitrust Section, Section Council

Former Member, D.C. Federal Judicial Nominations Commission