

55th Annual Spring Meeting
Friday, April 20, 2007
Updated 4/13/07

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8:15 – 9:45 am

Are We Done Yet? Post-Closing Review of and Challenges to M&A Transactions – Salon I

Presented by the International and Mergers and Acquisitions Committees



Recent events on both sides of the Atlantic serve as stark reminders that closing a transaction does not ensure that it is immune from antitrust challenges and partial or even complete unwinding. This panel will address notable events including the judgment of the Court of First Instance of the EC annulling a Commission decision approving the Sony/BMG transaction and the recent Tunney Act review proceedings incident to the Antitrust Division's consent decrees in telecom mergers.

Session Chair and Moderator:

James R. Wade, Haynes and Boone LLP, Washington, DC

Speakers:

Nadia Calvino, Deputy Director-General
European Commission, DG Competition, Brussels, Belgium

John Davies, Freshfields Bruckhaus Deringer, London, England

Joseph G. Krauss, Hogan & Hartson LLP, Washington, DC

J. Robert Robertson, Kirkland & Ellis LLP, Chicago, IL

8:15 – 9:45 am

Breakfast with the Federal Trade Commission Bureau Directors – Salon D & E

Presented by the Federal Civil Enforcement Committee

Join us to hear from the directors of the FTC's Bureau of Competition, Bureau of Consumer Protection, and Bureau of Economics regarding current issues facing the Commission.

Session Chair and Moderator:

Christine C. Wilson, O'Melveny & Myers LLP, Washington, DC

Speakers:

Lydia A. Parnes, Director, Bureau of Consumer Protection,
Federal Trade Commission, Washington, DC

Michael A. Salinger, Director, Bureau of Economics
Federal Trade Commission, Washington, DC

Jeffrey Schmidt, Director, Bureau of Competition

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Federal Trade Commission, Washington, DC

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Competition Law and Policy Developments in China – Salon F & G
Presented by the International Committee



As China moves forward with its draft anti-monopoly law and other competition policies, this program will feature leading government officials and expert commentators who will provide an update on and analysis of the draft law, the merger review provisions of the foreign investment law, the effect of competition provisions on intellectual property rights, and other competition-related developments in China.

Session Chair:

Randolph W. Tritell, Assistant Director for International Antitrust
Federal Trade Commission, Washington, DC

Moderator:

H. Stephen Harris, Jr., Alston & Bird LLP, Atlanta, GA

Speakers:

William Blumenthal, General Counsel
Federal Trade Commission, Washington, DC

Joy Fuyuno, Paul Hastings Janofsky & Walker LLP, Tokyo, Japan

Gerald F. Masoudi, Deputy Assistant Attorney General
U.S. Department of Justice, Antitrust Division, Washington, DC

James A. Murray, Associate General Counsel
Intel Corporation, Santa Clara, CA

Professor Huang, Professor of Law and Director of Economic Development
University of International Business & Economics, Beijing, China

8:15 – 9:45 am

Corporate Compliance and Reporting Requirements as Part of the Decision-Making Process for Potential Amnesty Applicants and Pleading Defendants – Ballroom (NPC)

Presented by the Compliance and Ethics and Criminal Practice and Procedure Committees

The panel will review the decision-making process and reporting requirements for companies considering either applying for amnesty with the Antitrust Division or pleading guilty to an antitrust offense. The session will focus on compliance and ethics issues involved in internal investigations, SEC reporting requirements, privilege and

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conflict issues for inhouse and outside counsel, walling off management from internal investigations, representation and independence of the board of directors, and public relations considerations. (30 minutes of ethics credit applied for with the states.)

Session Chair:

Belinda Barnett

U.S. Department of Justice, Antitrust Division, Washington, DC

Moderator:

Kevin R. Sullivan, King & Spalding LLP, Washington, DC

Speakers:

Donald C. Klawiter, Morgan Lewis & Bockius LLP, Washington, DC

Niall E. Lynch,

U.S. Department of Justice, Antitrust Division, San Francisco, CA

Mary Erin Mariani, Corporate Counsel

DuPont Company, Inc., Wilmington, DE

James H. Mutchnik, Kirkland & Ellis LLP, Chicago, IL

8:15 – 9:45 am

Double Trouble: Challenges Presented by Dual Jurisdiction Over Regulated Industries in the Transportation Sector – Holeman (NPC)

Presented by the Transportation Industry Committee

The Antitrust Modernization Commission exposed a number of provocative issues that arise when both DOJ and an administrative agency have authority over conduct and transactions in a regulated industry. This panel will explore those issues as they relate specifically to the transportation industry, including DOT and the Surface Transportation Board.

Session Chair and Moderator:

D. Martin Low, McMillian Binch Mendelsohn LLP, Toronto, Canada

Speakers:

Donna Kooperstein, Chief, Transportation Energy & Agriculture Section

U.S. Department of Justice, Antitrust Division, Washington, DC

Mark C. Schechter, Howrey LLP, Washington, DC

Edward B. Schwartz, DLA Piper, Washington, DC

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8:15 – 9:45 am

The Use of Court-Appointed Experts – Salon IV

Presented by the Economic Evidence Task Force



Can (and should) court-appointed experts help judges and juries reach sound decisions? This program will explore the advantages and disadvantages, and discuss identifying a qualified expert acceptable to the parties, the scope of the expert's assignment, and the kinds of cases and stages of litigation where a court-appointed expert would be most useful.

Session Chair and Moderator:

Jonathan B. Baker, Washington College of Law
American University, Washington, DC

Speakers:

Honorable Lewis A. Kaplan
U.S. District Court, Southern District of New York, New York, NY

Darryl Snider, Heller Ehrman LLP, Los Angeles, CA

Michael Whinston, Department of Economics, Northwestern University,
Evanston, IL

Lisa C. Wood, Foley Hoag LLP, Boston, MA

10:00 am – noon

Roundtable Conference with Enforcement Officials – Grand Ballroom

Section Chair:

Joseph Angland, Heller Ehrman LLP, New York, NY

Panelists:

Honorable Thomas O. Barnett, Assistant Attorney General
U.S. Department of Justice, Antitrust Division, Washington, DC

Robert L. Hubbard, Chair, Multistate Antitrust Task Force
New York State Department of Law, New York, NY

Neelie Kroes, Commissioner for Competition
European Commission, Brussels, Belgium

Honorable Deborah Platt Majoras, Chairman
Federal Trade Commission, Washington, DC

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Questioners:

Ilene Knable Gotts, Wachtell Lipton Rosen & Katz, New York, NY

Jonathan M. Jacobson, Wilson Sonsini Goodrich & Rosati PC, New York, NY

Jeffrey A. LeVee, Jones Day, Los Angeles, CA

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