

Agenda

An FTC Workshop on Eleventh-Hour Antitrust Remedy Proposals and Litigating the Fix

9:00: Introduction

9:05: Opening Remarks from FTC Chairman Andrew Ferguson

9:20-10:30: Panel 1: Defining the Problem. This panel will explore how remedies often work in the merger review process; the respective incentives of merging parties and enforcers; what can happen when remedy negotiations break down; and the potential implications of unilateral remedy proposals by parties on the eve of litigation.

- Moderator: Jana Seidl
- Rohan Pai
- Barry Nigro
- Maureen Ohlhausen
- Andrew Finch

10:30: Ten-Minute Break

10:40-11:10: Fireside Chat with Judge Eskridge, facilitated by Dan Guarnera

11:10: Mid-Morning Remarks from Acting Assistant Attorney General Omeed Assefi, U.S. Department of Justice Antitrust Division

11:20: Five-Minute Break

11:25-12:35: Panel 2: Possible Solutions. This panel will discuss how parties and enforcers can facilitate timely remedy negotiations and how the antitrust agencies could and should address the challenges of litigating the fix.

- Moderator: David Shaw
- Nathan Brenner
- Daniel Crane
- Alex Okuliar
- Susan Musser

12:35: Closing Remarks from FTC Commissioner Mark Meador