

## **Saiber Attorneys to Speak at NJSBA Program on Antitrust Litigation**

On Tuesday, September 19, 2017, Jeff Lorell will serve as co-moderator and Arnie Calmann will serve as a panelist at the New Jersey State Bar Association's CLE program entitled "Antitrust Litigation Today: Recent Developments and Hot Topics." Other speakers on the panel include co-moderator Michael Hahn of Lowenstein Sandler, and panelists Guy Amoresano of Gibbons; Kristen Anderson of Scott+Scott; Arthur Chagaris of Beattie Padovano; Lionel Frank of Szaferman, Lakind, Blumstein & Baker; Joel Kreizman of Scarinci Hollenbeck; and Mindee Reuben of Lite DePalma Greenberg.

### **About the Program**

Every client, every lawyer needs to know competition law and antitrust principles. In today's global economy that directly impacts business in the Garden State, business lawyers must have a basic understanding of the antitrust laws. Government enforcement of our antitrust laws may fluctuate with a new administration in Washington, but private antitrust litigation continues to flourish in New Jersey and other jurisdictions. This is the antitrust program that will help you assess potential claims due to anticompetitive marketplace behavior: whether antitrust claims are supportable or specious, and to identify potential legal pitfalls before your clients engage in anticompetitive conduct. For those practitioners who have not been previously immersed in antitrust law, our panel of seasoned litigators will provide a review of basic antitrust principles and then highlight some of the hottest issues in competition law.

### **The discussion includes:**

- Rule of Reason v. Per Se Violations
- Various forms of horizontal restraints (including boycotts) and vertical restraints (including resale price maintenance)
- Seller and buyer liability for price discrimination
- Monopolization and attempted monopolization
- Intersecting principles of intellectual property and antitrust, including licensing schemes, exclusive dealing arrangements, and "pay for delay" settlements
- Monopolization in the regulated industries, including "product hopping" to extend patent protection in the pharmaceutical industry
- Use of antitrust claims to ward off land use opposition
- Use of the antitrust laws to benefit small businesses
- Utilization and trends in antitrust class action lawsuits from plaintiffs' and defendants' perspectives

### **CLE Credits:**

*This program has been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for 4.5 hours of total CLE credit. Of these, 4.5 qualify as hours of credit toward certification in civil trial law.*