

Resale Price Maintenance Workshop

Participant Biographies

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MICHAEL F. BROCKMEYER

Michael F. Brockmeyer is a partner in the Washington, D.C. office of Frommer Lawrence & Haug LLP. His practice concentrates on antitrust and consumer protection law. He spends substantial time on antitrust litigation, governmental investigations, and counseling a wide array of clients on mergers and acquisitions, joint ventures, distribution, consumer electronics, health care, insurance, and advertising. Mr. Brockmeyer is one of the leading U.S. antitrust practitioners advising on the application of the antitrust laws to settlements of pharmaceutical patent cases and intellectual property licensing agreements. Prior to entering private practice, Mr. Brockmeyer served as chair of the Multistate Antitrust Task Force of the National Association of Attorneys General and was a chief of Maryland's Antitrust Division. He has served as a member of the Executive Working Group for Antitrust consisting of representatives from the Department of Justice, Federal Trade Commission, and State Attorneys General. Mr. Brockmeyer lectures and publishes frequently on antitrust and consumer protection topics. Active in the American Bar Association's Antitrust Section, he has served as a member of the Section Council for several years, and has been involved in Section activities throughout his professional career. He served on the Antitrust Section's Special Committee to study the role of the Federal Trade Commission. He was a member of the Section's 1993 Special Task Force on Competition Policy. In 2006, Mr. Brockmeyer was a presenter in the DOJ/FTC Workshop on Single Firm Conduct. Currently, he serves on the Advisory Board of the Antitrust and Trade Regulation Report of the Bureau of National Affairs. Since 1987, Mr. Brockmeyer has participated as a faculty member for the ALI-ABA Course of Study, Product Distribution and Marketing. He is an adjunct professor at the University of Maryland School of Law teaching Antitrust Law.

BENJAMIN KLEIN

Benjamin Klein is Professor Emeritus of Economics at UCLA and Director at LECG. Professor Klein is an internationally recognized expert on antitrust economics. Over the past 25 years he has consulted extensively on antitrust issues and has made numerous presentations to state, federal and foreign regulatory agencies and courts. A Professor of Economics at UCLA since 1968, he has taught at the Economics Institute for Federal Judges and has served as a consultant to the U.S. Federal Trade Commission and the Antitrust Division of the U.S. Department of Justice. Professor Klein has published widely on antitrust, contract and intellectual property issues, making landmark economic contributions in the area of vertical restraints and the economics of the firm. His work has appeared in leading journals including the *American*

Economic Review, the *Journal of Political Economy*, the *Journal of Law and Economics*, the *Antitrust Law Journal* and the *Supreme Court Economic Review*. Professor Klein received a B.A. in 1964 from the City University of New York and an M.A. in 1966 and Ph.D. in 1970 from the University of Chicago. He has held visiting appointments at the University of Washington, the National Bureau of Economic Research and the University of Chicago Law School.

MARINA LAO

Professor Marina Lao specializes in Antitrust Law and also teaches corporate and securities law. She joined the Seton Hall law faculty in 1994 after over a decade of practice experience in government and in the private sector. In 2008, she was honored with the Edward S. Hendrickson Professorship. Professor Lao has written, lectured, and commented extensively on antitrust and competition law issues. She is currently the Chair-Elect of the Section of Antitrust and Economic Regulation of the Association of American Law Schools, and a member of the Antitrust Law Committee of the New Jersey State Bar Association. She has also served as a member of the Antitrust and Trade Regulation Committee and the Consumer Affairs Committee of the Association of the Bar of the City of New York, and of committees and boards of many other professional organizations. In 2007 Professor Lao was awarded a Fulbright Fellowship to the University of Munich and the Max Planck Institute for Intellectual Property, Competition and Tax Law in Munich. There, she taught U.S. Antitrust Law in the university's graduate law program and conducted comparative research on EU and US competition law issues at the Max Planck. She was also awarded the Andrea Catania Fellowship for Excellence in Teaching for the years 2003-2005, and the Dean's Fellowship for 2003-2005, and 2000-2001. Professor Lao has been a visiting professor at the University of Connecticut School of Law and at the University of International Business and Economics, School of Law, Beijing, China. Professor Lao began her legal career with the U.S. Department of Justice, Antitrust Division, as a trial attorney under the Honors Program following graduation from Albany Law School on a three-year full scholarship. She later entered private practice and eventually became partner in the Atlanta, Georgia, law firm then known as Wilson, Cobb, Lichtenstein & Lao. Before coming to Seton Hall, she served for two years as the Hon. Abraham L. Freedman Fellow and Lecturer in Law at Temple University School of Law where she also received an LL.M. degree.

HOWARD P. MARVEL

Howard P. Marvel is Professor of Economics in the Department of Economics and Professor of Law in the Moritz College of Law, both at The Ohio State University. He has been a Visiting Fellow at the Institute for Social and Economic Research at Osaka University and at the Centre for Social-Legal Studies, Oxford University and a National Fellow at the Hoover Institute for War, Revolution, and Peace, Stanford University. Howard's work on vertical restraints issues, including resale price maintenance and exclusive dealing, has appeared in leading economics journals including the *American Economic Review*, the *Journal of Political Economy*, the *Quarterly Journal of Economics*, the *Rand Journal of Economics*, and the *Journal of Law & Economics*. He has advised the Japanese

Ministries of International Trade and Industry and of Posts and Telecommunications, the Federal Trade Commission, and the National Association of Attorneys General on vertical restraint issues. He has served as an expert in vertical restraints matters for a number of firms, including 3M, Cessna, Bandag, Trinova, and Dentsply. His work on vertical restraints was cited by both the majority opinion and the dissent in the Supreme Court's ruling in *Leegin*.

DANIEL P. O'BRIEN

Dan O'Brien is a Senior Economic Policy Advisor in the Bureau of Economics at the U.S. Federal Trade Commission (FTC). He received his Ph.D. in economics from Northwestern University, and he has taught economics at Northwestern, the University of Michigan, and Georgetown Law School. His research in the area of industrial organization has focused primarily on issues relating to antitrust and regulation, and has been published in the *American Economic Review*, the *Rand Journal of Economics*, the *Antitrust Law Journal*, among other journals in economics and law. He has presented his research at numerous universities, and has consulted with businesses and foreign competition authorities as both a private consultant and a representative of the Federal Trade Commission and Antitrust Division of the U.S. Department of Justice. His policy experience includes serving as Deputy Director of the Bureau of Economics at the U.S. Federal Trade Commission and Chief of the Economic Regulatory Section at the Antitrust Division of the U.S. Department of Justice.

RALPH A. WINTER

Ralph Winter holds the Canada Research Chair in Business Economics and Public Policy in the Sauder School of Business at the University of British Columbia. He was previously Professor of Economics at the University of Toronto, where he taught in the Department of Economics, the Rotman School of Business and the Faculty of Law. Professor Winter has published in the areas of industrial organization, the economics of insurance markets, regulation and competition policy. He coauthored *The Law and Economics of Canadian Competition Policy* (University of Toronto Press), which won the 2003 Doug Purvis Memorial Prize as the year's outstanding contribution to Canadian economic policy. Professor Winter serves on the Boards of Directors of two Canadian companies: B.C. Transmission Corporation and Wurldtech Security Technologies Inc. He has consulted extensively for governments and corporations, especially in the area of competition policy, and has testified frequently for consumers in regulatory hearings. Professor Winter is President of the Canadian Economics Association and a past president of the Canadian Law and Economics Association.