



Office of Commissioner
Andrew N. Ferguson

UNITED STATES OF AMERICA
Federal Trade Commission
WASHINGTON, D.C. 20580

**Dissenting Statement of Commissioner Andrew N. Ferguson
Joined by Commissioner Melissa Holyoak
Regarding the Enforcement Policy Statement on Exemption of Protected
Labor Activity by Workers from Antitrust Liability
Matter Number P251201**

January 14, 2025

I dissent from the Commission's issuance of this new enforcement policy statement regarding the labor exemption from the antitrust laws mere days before the inauguration of President Trump. As I have said before, this is not the time for the Biden-Harris Commission to announce policy changes,¹ let alone declare how the agency will exercise prosecutorial discretion going forward. Indeed, it is senseless for the Biden-Harris Commission to announce, on its way out the door, its plans for the future. It has no future.

I respectfully dissent.

¹ Dissenting Statement of Comm'r Andrew N. Ferguson, Regarding the Withdrawal of the Antitrust Guidelines for Collaborations Among Competitors, Matter No. V250000 (Dec. 11, 2024).