Antitrust Law: An Analysis of Antitrust Principles and Their Application - Areeda and Hovenkamp, Highlights

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Antitrust Law
An Analysis of Antitrust Principles and Their Application

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Fundamentals of Antitrust Law by Phillip Areeda and Herbert Hovenkamp

One of the most intellectually challenging areas of the law, antitrust presents such difficult issues as defining markets and analyzing market power and pricing and often implicates complex economic models. Antitrust Law gives you the comprehensive overview, including relevant economic and policy concerns, and incisive analysis of all pertinent issues.

Highlights of the 2016 Supplement

The 2016 Supplement brings you up to date on many important developments in the law, including:

- Updated coverage of relevance of antitrust laws to lawsuits based on FRAND-encumbered patents, that is, patents subject to a contractual obligation to license on fair, reasonable, and non-discriminatory terms, including Microsoft Corp. v. Motorola (see Chapter 2, §205e2). Also, coverage of antitrust implications of patent infringement actions brought by Patent Assertion Entities, and whether these actions might constitute antitrust violations (see Chapter 12, §1202f).

- Coverage of the Second Circuit's Schneiderman decision concluding that “product hopping” can be an antitrust violation (see Chapter 7, ¶708f).

- Full coverage of the Supreme Court's Kimble decision adhering to Brulotte, that post-expiration royalty provisions are unenforceable (see Chapter 17, ¶1782c).

- Complete updating of numerous 2015 decisions in the wake of the Supreme Court's Actavis decision...
dealing with pay-for-delay pharmaceutical settlements (see Chapter 20, ¶2046d6).

- Coverage of the Ninth Circuit's and other courts' application of the rule of reason to NCAA agreements limiting the compensation of NCAA athletes, principally O'Bannon v. NCAA (see Chapter 2, ¶262a, and Chapter 15, ¶1505).

- Complete coverage of numerous decisions dealing with private antitrust enforcement requirements of antitrust injury, injury-in-fact, and causation (see Chapter 3, ¶¶337 and 338).

- Coverage of Eleventh Circuit's FTC v. McWane exclusive dealing decision, which may be reviewed by the Supreme Court (see Chapter 5, ¶562).

- Updated coverage of the Apple eBooks decision, which may be reviewed by the Supreme Court on the question of whether an agreement between a downstream firm and a cartel of upstream firms is to be evaluated under the per se rule (see Chapter 15, ¶1509c, and Chapter 20, ¶2022f).

- Coverage of all merger decisions through 2015.

- Coverage of numerous 2015 circuit court decisions, including the Text Messaging decision in the Seventh Circuit, dealing with proof of agreement (see Chapter 14, ¶¶1416, 1421, 1434, 1467, and 1477).

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