

Making Competition Work:

Promoting Competition in Labor Markets



December 6-7, 2021

Monday, December 6, 2021

10:00 – 10:30 Welcome and Introduction

Jonathan Kanter and Lina Khan

Department of Justice and Federal Trade Commission

10:30 – 11:30 am Litigating Labor Monopsony: Mergers and Unilateral Conduct

Participants:

Rachel Brass

Gibson, Dunn & Crutcher

Eric Cramer

Berger Montague

Michael Kades

Washington Center for
Equitable Growth

Jeffrey Kessler

Winston & Strawn LLP

Fiona Scott Morton

Yale School of Management

Moderator:

Doha Mekki

Department of Justice

11:30 – 1:00 pm Break for Lunch

Making Competition Work:

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1:00 -2:00 pm Labor Perspective on Competition Issues

Participants:

Lisa Frank

SEIU Healthcare, Pennsylvania

Iain Gold

International Brotherhood of Teamsters

John Marshall

United Food and Commercial
Workers

Marka Peterson

Strategic Organizing Center

Shannon Wait

Communications Workers of America

Moderator:

Miriam Larson-Koester

Federal Trade Commission

2:00 – 2:10 pm

Break

2:10 – 2:15 pm

Videos from the Public

2:15 – 3:30 pm

Contractual Restraints that Can Impede Worker Mobility

Participants:

Richard Cassidy

Rich Cassidy Law

Terri Gerstein

Harvard Labor and Worklife Program and
Economic Policy Institute

Marcia Goodman

Mayer Brown

Evan Starr

University of Maryland

Moderators:

Daniel Gilman

Federal Trade Commission

Michael Lipsitz

Federal Trade Commission

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December 6-7, 2021

Tuesday, December 7, 2021

10:25 – 10:30 am Welcome and Introduction

10:30 – 11:30 am Information Sharing Among Employers: Harms, Benchmarks & Lessons from Industry

Participants:

Laura Alexander

American Antitrust Institute

Peter Carstensen

University of Wisconsin-Madison Law

Joe Harrington

Wharton School of Business

Doug Melamed

Stanford University

Nate Miller

Georgetown McDonough
School of Business

Moderators:

Ryan Danks

Department of Justice

Elena Prager

Department of Justice

11:30 – 12:45 pm Break for Lunch

Making Competition Work:

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12:45 – 1:00 pm

Keynote

Tim Wu

Special Assistant to the President

1:00 – 2:00 pm

Building a “Whole-of-Government” Competition Policy

Participants:

Sharon Block

Office of Information
and Regulatory Affairs

Ben Harris

Department of Treasury

Raj Nayak

Department of Labor

Heidi Shierholz

Economic Policy Institute

Heather Boushey

Council of Economic Advisors

Moderator:

Jack Mellyn

Department of Justice

2:00 – 2:15pm

Break

2:15 – 3:15 pm

Fireside Chat: Worker Bargaining and the Antitrust Laws – 19th Century through the Present

Participants:

Herbert Hovenkamp

University of Pennsylvania
Law School and the Wharton School

Sanjukta Paul

Wayne State University

Moderator:

Andrew Schuppanitz

Department of Justice

3:15 – 3:30 pm

Break

Making Competition Work:

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3:30 – 4:30 pm

Collective Bargaining in the Gig Economy

Participants:

Jennifer Abruzzo

National Labor Relations Board

Gail Levine

Mayer Brown

Marshall Steinbaum

University of Utah

John Taladay

Baker Botts

Sandeep Vaheesan

Open Markets Institute

Moderator:

Eric Dunn

Department of Justice

4:30 pm

Closing Remarks

Karina Lubell

U.S. Department of Justice
