

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

Joshua Davis
University of San Francisco,
School of Law

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, CFA

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

10:00 – 10:05 am Welcome and Introduction

10:05 – 10:30 am Morning Keynote
Joseph E. Stiglitz
University Professor, Columbia University

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

Afternoon 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 Schupanitz

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
