

# Making Competition Work:

Promoting Competition in Labor Markets



December 6-7, 2021

Monday, December 6, 2021

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10:00 – 10:30 Welcome and Introduction

**Jonathan Kanter and Lina Khan**  
Department of Justice and Federal Trade Commission

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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

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11:30 – 1:00 pm Break for Lunch

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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**

Communications Workers of America

**Shannon Wait**

Strategic Organizing Center

### Moderator:

**Miriam Larson-Koester**

Federal Trade Commission

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2:00 – 2:10 pm

Break

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2:10 – 2:15 pm

Videos from the Public

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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

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10:25 – 10:30 am Welcome and Introduction

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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

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11:30 – 12:45 pm Break for Lunch

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12:45 – 1:00 pm

Keynote

**Tim Wu**

Special Assistant to the President

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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

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2:00 – 2:15pm

Break

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2:15 – 3:15 pm

Fireside Chat: Worker Bargaining and the Antitrust Laws – 19<sup>th</sup>  
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

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3:15 – 3:30 pm

Break

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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

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4:30 pm

Closing Remarks

**Karina Lubell**  
U.S. Department of Justice

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