

MERGER ANTITRUST LAW

LAW 1469
Georgetown University Law Center
Fall 2026

Tuesdays and Thursdays, 3:30 pm – 5:30 pm
Dale Collins

wdc30@georgetown.edu
www.appliedantitrust.com

CLASS 18 OPTIONAL HOMEWORK ASSIGNMENT

Instructions

If you like, submit by email by 3:30 pm on Tuesday, October 27

Send to wdc30@georgetown.edu

Subject line: Merger Antitrust Law: Assignment for Class 18

Assignment: Calls for a memorandum to a partner (which may be sent to a client)

Dianne Lockhart, a partner at Able & Baker LLP, is advising a client that is considering acquiring a competitor. The client believes that any attempt by the merged firm to raise prices would attract new competitors or induce existing rivals to expand. Lockhart has asked you to prepare a memorandum explaining the modern entry defense in merger antitrust law and what the client would need to establish to rely on it. The memorandum should examine the requirements of the 2010 and 2023 Merger Guidelines and explain how courts have analyzed the defense in recent judicial opinions. She may share your memorandum with the client.

If you have any questions, send me an email. See you in class.