

# FBA ANTITRUST AND TRADE REGULATION SECTION

## Officers' Meeting Minutes

November 24, 2015

### ATTENDEES

Frank Carroll, Scott Wagner, Josh Rissman and Maria Conticelli

1. **Minutes of July 15, 2015 Board Meeting**

On motion and second the minutes of the July 15, 2015 Board meeting were approved unanimously and without revisions.

2. **Treasurer's Report**

Chairman Frank Carroll, in the absence of Treasurer David Goodwin, reported that the Section was in excellent financial condition and that the Section bank account had a balance of \$49,767.00 as of 10/31/15.

3. **Membership Report**

Chairman Frank Carroll, in the absence of Membership Coordinator Bryan Bleichner, reported that 17 new members had joined the Section during October. He also advised that he had sent welcoming letters to all new members and would continue to do so on a monthly basis.

4. **Newsletter Report**

Newsletter Coordinator Josh Rissman reported that we still need articles for our second issue of The Antitrust Lawyer. The second edition is scheduled for publication by the end of 2015. Josh requested that Board members provide or solicit articles for the upcoming publication. Frank Carroll also requested that Board members consider having a young associate or summer clerk prepare a case and legislative development update for the next issue. Josh also advised that he would be sending an email to all Section members soliciting contributions and, working with Maria Conticelli, a notice would be included in the general FBA Newsletter.

5. **Old Business**

A. **2015 -2016 Achievement Plan**

Chairman Frank Carroll distributed and discussed the Section's Achievement Plan for the 2015-2016 year.

B. **Update on Website**

Chairman Frank Carroll reported that the website had been updated with information about the officers and other material about the Section.

C. **Website Link for Webinar**

Maria Conticelli agreed to have the webinar presented by Scott Wagner and Nicole Williams earlier this year added as a link on our website.

D. **Annual Meeting**

Maria Conticelli reported that requests for program proposals for the Annual Meeting would be sent in January 2016 and would probably be due in February 2016. The Annual Meeting program was discussed generally but action was deferred until after the holidays.

6. **New Business**

A. **Three Webinars**

The Achievement Plan calls for three webinars to be presented by the Section. After discussion it was agreed that 3 pending U.S. Supreme Court cases would be the subject of each respective webinar. The concept is to assign each case to one person and have that person be prepared to present a webinar on the case within 10-20 days after the decision is issued.

To accomplish this, the presenter needs to select a title for the presentation and provide a bullet point outline to use in advertising the program. Chairman Frank Carroll suggested that a standard format might be appropriate as follows:

- a) Background of the Issue (e.g. the historical landscape regarding the issue and the current status of the issue in the lower courts).
- b) The factual and procedural history of the case.
- c) The Supreme Court's Holdings.
- d) Evaluation of the Supreme Court's rationale.
- e) Implications/impact of the case for future litigation.

The webinar will be arranged, including the advertising and marketing, by Latisha Harrison ([lharrison@fedbar.org](mailto:lharrison@fedbar.org)) the FBA's CLE Administrator. She needs to receive the webinar information as soon as possible so she will be able to send notices as soon as the presenter advises that the opinion has been issued.

The cases selected for the webinar are the 3 class action related cases, *Tyson Foods*, *Spokeo* and *Campbell-Ewald*. The cases are assigned as follows:

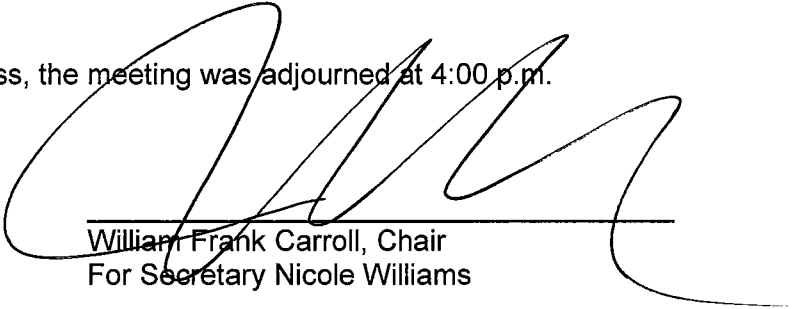
1. *Spokeo* – Scott Wagner;
2. *Tyson Foods* – Josh Rissman; and

3. *Campbell-Ewald* - ?

B. **New Board Members**

Chair Frank Carroll noted that we would need to have an election this year since all officers' 2-year term will be expiring. We will need to add at least one new member as Scott becomes Chair and Darin becomes Chair-Elect leaving the position of Deputy Chair vacant. Frank also suggested we think about creating one or two positions on the Board for chairs of possible new substantive committees such as Sherman Act, Clayton Act and Criminal Enforcement. No action was taken on this discussion.

There being no further business, the meeting was adjourned at 4:00 p.m.



William Frank Carroll, Chair  
For Secretary Nicole Williams