The American Bar Association

American Bar Association Section of Antitrust Law

Young Lawyers Division Antitrust Law Committee
Civil Practice and Procedure Committee
Cartel and Criminal Practice Committee

present

Privilege Pitfalls – How to Protect Your Client (and Perhaps Even Your Career)

Monday December 5, 2011
12:00 – 1:30 EST

"Is it privileged?" This question – asked at several points in every antitrust matter – can affect the outcome of your case. Our panelists will provide a survey of privilege issues that arise in antitrust matters from the perspective of both the government and private parties. In particular, our panelists will walk you through the potential privilege issues that may come up during: 1) merger investigations; 2) civil non-merger investigations; 3) private actions; and 4) criminal investigations and prosecutions. These issues arise during investigations, pre-trial discovery, and throughout trial.

Panelists: **Michael Chaleff –** Special Counsel for Professional Development at the U.S. Department of Justice, Antitrust Division
Jeffrey Jacobovitz – Principal at McCarthy, Sweeney & Harkaway, P.C.
Finnuala Tessier – Attorney at the U.S. Department of Justice, Antitrust Division, Appellate Section

Moderator: **Michael Lovinger –** Associate at Fried, Frank, Harris, Shriver, and Jacobson LLP

During the program, you will have an opportunity to ask our panelists questions regarding privilege issues that you have encountered in your practice. You may submit your questions in advance to Michael Lovinger at michael.lovinger@friedfrank.com, or ask them during the Q&A session at the conclusion of the program.

The program will be held live via teleconference or in-person at the offices of Fried, Frank, Harris, Shriver, and Jacobson LLP, 801 17th Street NW, Washington, DC, 20006.

The ABA is not seeking CLE credit for this program.
You will not receive CLE credit for attending/viewing/listening.

Please follow the link to register for the teleconference. To attend in-person, please send an email to Michael Lovinger at michael.lovinger@friedfrank.com by Friday December 2, 2011.

Recordings of this program will be posted on the Section website and downloadable in an MPEG-3 format, provided all releases have been obtained. Please visit our Committee Program Audio page after the program to listen to/download the audio.

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