

December 5, 2005

Via Express Mail and E-mail

Antitrust Modernization Commission

Attention: Public Comments

1120 G Street, N.W.

Suite 810

Washington, DC 20005

Re: Comments Regarding Contribution and Claim Reduction

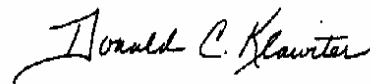
Ladies and Gentlemen:

On behalf of the Section of Antitrust Law of the American Bar Association, I am pleased to submit the enclosed comments to the Antitrust Modernization Commission in response its request for public comments regarding joint and several liability, contribution, and claim reduction.

Please note that these views are being presented only on behalf of the Section of Antitrust Law and have not been approved by the House of Delegates or the Board of Governors of the American Bar Association and should not be construed as representing the position of the American Bar Association.

If you have any questions after reviewing this report, we would be happy to provide further comments.

Sincerely,



Donald C. Klawiter
Chair, Section of Antitrust Law

ASSOCIATION YEAR
2005-2006

CHAIR

Donald C. Klawiter
1111 Pennsylvania Avenue, N.W.
Washington, DC 20004

CHAIR-ELECT

Joseph Angland
7 Times Square
New York, NY 10036

VICE-CHAIR

Kathryn M. Fenton
51 Louisiana Avenue, N.W.
Washington, DC 20001-2105

**SECRETARY AND
COMMUNICATIONS OFFICER**

Keith D. Shugartman
Washington, DC

COMMITTEE OFFICER

Allan Van Fleet
Houston, TX

FINANCE OFFICER

William L. Greene
Minneapolis, MN

INTERNATIONAL OFFICER

Ilene Knable Gotts
New York, NY

PROGRAM OFFICER

Debra J. Pearlstein
New York, NY

PUBLICATIONS OFFICER

Theodore Voorhees
Washington, DC

SECTION DELEGATES

Richard A. Steyer
New York, NY

James A. Wilson
Columbus, OH

IMMEDIATE PAST CHAIR

Richard J. Wallis
Redmond, WA

COUNCIL MEMBERS

Jonathan B. Baker
Washington, DC

David H. Evans
Washington, DC

H. Stephen Hamis
Atlanta, GA

James E. Hartley
Denver, CO

Roxann E. Henry
Washington, DC

Christopher B. Hockett
San Francisco, CA

Joseph G. Krauss
Washington, DC

Robert M. Langer
Hartford, CT

William C. MacLeod
Washington, DC

Neil P. Motenko
Boston, MA

Leslie C. Overton
Washington, DC

Richard G. Parker
Washington, DC

Debra A. Valentine
Hartford, CT

Patricia M. Vaughan
Washington, DC

Daniel M. Wall
San Francisco, CA

DOJ REPRESENTATIVE

Thomas O. Barnett
Washington, DC

FTC REPRESENTATIVE

Deborah Platt Majoras
Washington, DC

JUDICIAL REPRESENTATIVE

Hon. Diane P. Wood
Chicago, IL

NAAG REPRESENTATIVE

Robert L. Hubbard
New York, NY

**BOARD OF
GOVERNORS REPRESENTATIVE**

James M. Sturdivant
Tulsa, OK

**YOUNG LAWYERS
DIVISION REPRESENTATIVE**

Albert Y. Kim
Washington, DC

SECTION DIRECTOR

Joanne Travis
Chicago, IL

(312) 988-5575

(312) 988-5637

travisj@staff.abanet.org