

**Minutes of the Monthly Meeting of the  
MSBA Antitrust Law Section Governing Council  
January 7, 2010**

**I. Attendees:** Please see the attached attendance list.

**II. Call to Order**

The meeting was called to order at 12:05 CST.

**III. Review and Approval of Prior Minutes**

The minutes of the December 2009 meeting were approved and seconded as presented.

**IV. Treasurer's Report**

Craig Coleman, standing in for Ryan Marth, reported that the current balance in the account is approximately \$6100.

**V. Program Planning**

**A. Confirmed:**

1. Kevin Culum (US DOJ, Cleveland office) is confirmed for Jan. 13, 2010 at Dorsey. Mr. Cullen has a set of prepared remarks that have been approved. Bill Michael and Dick Lockridge are confirmed as well. Michael Lindsay will introduce the presenters.

**B. Upcoming programs: The Counsel discussed other future program ideas:**

1. Mr. Bruckner discussed the possibility of a representative from Sen. Klobuchar's office (or the Senator herself) speaking at a luncheon CLE to discuss pending legislation and other antitrust developments in the Senate. Mr. Bruckner will continue to follow up on this and continue to tell the Senator's office that if she can speak, we will make any date work for the event.

2. Panel discussion on developments in EU law with Howard Bergman and Mike Hausfeld as possible speakers. Mr. Bruckner has touched base with them and will continue to follow up on this.
3. Panel discussion on class action developments. Mr. Marth had spoken with Jan Evans of Robins Kaplan who is interested in the program but unable to present until at least the winter of 2010. The Council agreed to keep this in conceptual stage for another few months.
4. The Council discussed doing a class action program or a resale price maintenance program yet this year. Ideas included trying to have a panel including a retailer, an “e-trailer”, a plaintiff attorney and defense attorney. Craig Coleman, Michael Lindsay and Joe Bruckner agreed to continue discussing ideas and planning for such a program.
5. Discussion of possible May professor program again this year. Craig Coleman will continue to follow up on finding a professor for this program. If others have contacts at the local law schools, please pass along to Craig Coleman.
6. New ideas for further discussion for next year planning included doing a program on loyalty discounts (using the Intel complaint) or a program on the pleading standards under *Twombly* (and if possible to invite a Judge to be on a panel discussing this).

## **VI. New Business**

The Council had no significant new business to report.

## **VII. MSBA Section Website**

Brian Fischer reported that the website is currently being modified with mostly stylistic changes. We should see a mock-up of the new site in late January or early February. It was also noted that the website has by-laws from 2005 and those need to be updated. Kim Basting will follow up to see whether there is something more recent to post. Lastly, all members are encouraged to forward to Brian for posting any recent publication or articles.

## **VIII. Future Meeting**

The Council will meet next on February 10, 2010 at noon.

**The meeting was adjourned at 12:40 pm CST.**

Minutes prepared January 7, 2010 and presented by  
Heidi Silton  
612-339-6900  
[hmsilton@locklaw.com](mailto:hmsilton@locklaw.com)

**Attendees for the January MSBA Antitrust Law Section  
Governing Counsel  
January 7, 2010**

Kim Basting (MSBA)  
W. Joseph Bruckner  
Heidi M. Siltan  
Carol Peterson (by phone)  
Brian Fischer (by phone)  
Cathy Smith (by phone)  
Beth Kruger  
Michael Lindsay  
Tom Sheran  
Craig Coleman  
Mark Jacobson