

**Minutes of the Monthly Meeting of the  
MSBA Antitrust Law Section Governing Council  
Faegre & Benson  
December 10, 2009**

- I. Attendees:** Please see the attached attendance list.
- II. Call to Order:** The meeting was called to order at 12:05 p.m. CST.
- III. Approval of Minutes.** The Council approved the minutes for the November 2009 meeting of the Council.
- IV. Chair's Report.** W. Joseph Bruckner had no new news to present as part of the Chair's Report.
- V. Treasurer's Report.** Ryan Marth reviewed the Section financial report, and it was distributed to the attendees via email prior to the meeting. As detailed in the tentative Section financial report as of November 20, 2009, the Section had a positive balance including investments of \$7803.63. Mr. Marth reported that the Section had a surplus of \$637.49 for the month of October, which largely is due to the difference between meeting fees received in October and catering expenses for the October CLE.
- A.** The participants discussed having programs at law firms and all in attendance agreed that the council should continue to host programs at firms to the extent possible.
- VI. Program Planning.**
- A. Future Confirmed Programs:** The Council discussed the programs that had been confirmed for the spring of 2010.
- 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 (defense attorney) is confirmed as well, as is Dick Lockridge (Lockridge, Grindal & Nauen). The realities of how a cartel case is detected, plead, and tried by the government and sued out by private parties.
- B. Other Future Programs:** The Council discussed other future programs ideas:
- 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. A staffer from Sen. Klobuchar's office had contacted Mr. Bruckner recently and he will follow up on this possibility.
  - The Council discussed the possibility of doing a panel discussion on developments in EU law for February. Howard Bergman of 3M was discussed as a participant as well as an attorney from the London office of Hausfeld LLP. Mr. Bruckner will follow up with

Messrs. Bergman and the Hausfeld firm and report back to the Council by the time of the next meeting.

- IP/Antitrust black-letter law CLE program. The Council decided to table the black letter IP/antitrust law CLE for now in light of other programs, but will consider it in connection with the professors' panel in 2011.
- Mr. Marth discussed a class action developments program. The Council expressed interest, especially if the event with Sen. Klobuchar or her staff falls through. Mr. Marth spoke 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 month or so.
- Agriculture antitrust – The Council followed up on its previous discussions of a “CLE in a box” program on agriculture and antitrust for MSBA’s regional annual meetings. Tom Sheran reported that MSBA was not interested in this program. Mr. Marth discussed the possibility of an agriculture antitrust program for the fall of 2010, especially in light of the coming joint hearings between USDA/DOJ on competition in the agriculture industry. The Council discussed the possibility of co-sponsoring such an event with the Agriculture section.

**VII. New Business.** The Council had no significant other new business to discuss.

**VIII. MSBA Section Website.** The Council had no news to report on the Section Website.

**IX. Future Meeting.** The Council will meet next on Thursday, January 7, 2010 at noon.

The meeting adjourned at 12:25 pm CST.

**Minutes prepared December 10, 2009 and presented by:**

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**Attendees for the November Meeting of the  
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December 10, 2009**

W. Joseph Bruckner,  
Craig Coleman  
Ryan W. Marth,  
Richard A. Duncan,  
Michael Lindsay,  
Ashley Hacker,  
Stacey Slaughter (by phone),  
Tom Sheran