

# Antitrust

**Lieff  
Cabraser  
Heimann &  
Bernstein**

Attorneys at Law

**“No matter the transgression,  
Lieff Cabraser will avenge it.”**

*The Daily Journal* on its selection of  
Lieff Cabraser’s Antitrust Practice Group as one  
of the top five practice groups in California.

**Antitrust**

## The Brief

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### Among the country's largest and most highly regarded plaintiffs' law firms

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125+ attorneys in offices in San Francisco, New York, Nashville, and Munich

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Has assisted clients in recovering over **\$129 billion** in verdicts and settlements since the firm's founding in 1972.

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Has successfully prosecuted antitrust cases in federal and state courts on behalf of companies, government entities, consumers, investors, and employees

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### Represents clients worldwide challenging:

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Conspiracies among competitors

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Monopolies and dominant positions

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Patent infringement

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Price-fixing and global cartels

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*Best Lawyers & U.S. News has selected Lief Cabraser as national "Law Firm of the Year" six times.*



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# Bold Advocates for Competition

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The power of dominant corporations to fix prices, restrict supply, stifle innovation, and harm smaller companies, entrepreneurs, governments, and consumers gave rise to the nation's first antitrust laws more than a century ago. Lief Cabraser is at the forefront of innovative and landmark cases promoting fair competition. We assist companies, governments, investors, and consumers affected by anticompetitive conduct determine whether and how to pursue legal action to achieve their goals.

### Assess Conditions, Choose a Strong Team

Our advice springs from a sophisticated understanding of the legal, economic, and business issues relating to antitrust and intellectual property law. We have obtained billions of dollars for our clients in cases involving global cartels, conspiracies among competitors, and other anticompetitive conduct.

### National Reputation for Excellence

We are proud that Lief Cabraser's antitrust practice group received the 2017 American Antitrust Institute Award for Outstanding Private Practice Antitrust Enforcement Achievement for its work on the Cipro price-fixing and exclusionary drug-pricing agreements case, and of our selection by Chambers USA in 2017 as a national "Leader in the Field" for antitrust work. Our work on the Cipro case also led to recognition by *California Lawyer* and the *Daily Journal* with the 2016 Lawyer of the Year Award.

### A fee model aligned with client interests

If we determine that litigation is the right course of action, we develop an appropriate representation agreement, either a contingency or hourly fee agreement, or negotiate a blend of contingent and hourly fees and costs. This practice aligns the incentives of lawyer and client, promotes efficiency, and produces results.

# Remarkable Results

RESULT	ACTION
<b>\$1.3 billion</b>	<b>Natural Gas Antitrust Cases</b> Landmark settlement for manipulation of natural gas prices in California.
<b>\$1.06 billion</b>	<b>Wholesale Electricity Antitrust Cases</b> Litigation parallel to natural gas cases for manipulating California's wholesale electricity markets.
<b>\$470 million</b>	<b>LCDs Antitrust Litigation</b> Toshiba and the world's other leading manufacturers of liquid crystal displays conspired to raise and fix prices for over a decade.
<b>\$435 million</b>	<b>High-Tech Employees Antitrust Litigation</b> The groundbreaking case against Silicon Valley's titans led to a record-setting settlement for an antitrust case brought on behalf of employees.
<b>\$399 million</b>	<b>Cipro Pay-for-Delay</b> California class action charging Bayer paid Barr Labs and other generic drug manufacturers paid \$398.1 million to restrain competition over blockbuster antibiotic Ciprofloxacin.
<b>\$295 million</b>	<b>De Beers Diamonds Monopolization Case</b> De Beers used its dominant market position to artificially inflate the prices of rough and polished diamonds sold in the U.S. for 60 years.
<b>\$163 million</b>	<b>Haley Paint Co. v. E.I. Dupont De Nemours</b> Defendants coordinated increases in the prices for titanium dioxide, the pigment in paint that provides whiteness, despite declining demand and industry overcapacity.

# Representative Pending Cases

## **LIBOR Index Manipulation Litigation**

We serve as counsel for Schwab and as affiliates in lawsuits against Bank of America, J.P. Morgan Chase, and other banks for allegedly manipulating the London Interbank Offered Rate ("LIBOR").

## **Lithium-Ion Batteries Antitrust Litigation**

We serve as Interim Co-Lead Indirect Purchaser Counsel representing consumers in a class action against Sony, Panasonic, Samsung, and others for allegedly conspiring to fix and raise Lithium-Ion battery prices.

## **Restasis Pharmaceutical Antitrust Litigation**

Lieff Cabraser filed the first two class actions on behalf of indirect purchasers and serves as counsel for plaintiffs in two class actions alleging a broad-based and ongoing anticompetitive scheme by pharmaceutical giant Allergan, Inc. to maintain a monopoly in Restasis, a blockbuster drug used to treat dry-eye disease.

## **European Truck Cartel Litigation**

Lieff Cabraser's Munich office is leading aggregate litigation against the infamous European truck cartel of truck manufacturers Daimler, DAF, Iveco, MAN, Volvo/Renault, and Scania. In its 2016 and 2017 decisions, the European Commission fined the truck manufacturers 3.8 billion Euros, the highest fines in the history of the European Commission's cartel prosecution (case AT.39824). By way of a new structure of purchases and assignments, thousands of claims of hundreds of victims from all over Europe have been bundled in German and Dutch proceedings.

# Champions of Justice

**A strong, principled sense of social responsibility drives us.** We are committed to achieving justice for investors, consumers, employees, patients, and business owners; promoting safer products and fair competition; protecting our environment; assisting individuals blow the whistle on fraud; safeguarding the rights of patent and copyright holders; ensuring the right to privacy is preserved; and upholding the civil rights of citizens worldwide.

**Blending the highest quality legal skills** with deep financial resources, the firm has prevailed in complex cases involving the world's largest corporations. Many of our cases have resulted in landmark decisions and precedent-setting rulings, including:

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The Attorney General litigation against the tobacco industry

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Litigation against European banks and businesses to recover the assets of Holocaust victims and survivors

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\$15.9 billion in settlements in litigation against Volkswagen over "cheat devices" concealing toxic vehicle emissions

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A successful class action lawsuit against Walmart that reformed its pay procedures and employment practices

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A \$54 million jury verdict against an auto manufacturer for failing to correct a known defect in millions of its vehicles

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Over \$1 billion in cash payments to homeowners in the Masonite defective siding and roofing cases

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A \$78.5 million settlement with the University of Phoenix, the largest settlement ever in a False Claims Act case involving the U.S. Department of Education

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Antitrust litigation against the world's leading manufacturers of TFT-LCDs for conspiring to fix prices that resulted in settlements totaling \$470 million

Disclaimer: The outcome of your legal matter will depend upon the facts and applicable law of your case. Prior results do not guarantee a similar outcome.

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