THURSDAY, MAY 30, 2019

9:30            IN-PERSON REGISTRATION

10:00 – 10:15    INTRODUCTION AND OPENING REMARKS

Speaker:        Alexa Gendron-O’Donnell, Associate Deputy Commissioner, Competition Bureau

10:15 – 11:30   PANEL 1 | Competition Issues Involving Vertical Unilateral Conduct

This panel will discuss unilateral conduct cases where the dominant firm is dominant in one market but where the conduct allegedly causes an SPC/SLC in another market (e.g., TREB, VAA).

- These cases may appear unique from a Canadian perspective but are they really unique when we consider international evidence and economics, such as exclusive dealing cases in the US?
- The Tribunal has held that the dominant firm must have a “plausible competitive interest” in the market allegedly impacted by the alleged anticompetitive conduct. What are the economic considerations for such a determination?
  - What is the one-monopoly-rent theorem and why is it relevant?
  - What are the conditions when this theory holds and when it does not?
- Is a dominant firm excluding or discriminating among competitors downstream truly anti-competitive conduct, or the possibly acceptable exercise of existing market power upstream?
- Is it appropriate to consider these cases as involving essential facilities?

Moderator:      Paul Johnson, Competition Bureau

Speakers:       Renée Duplantis, Brattle Group
                Jonathan Hood, Competition Bureau Legal Services
                Julie Rosenthal, Goodmans LLP

11:30 – 11:45   BREAK

11:45 – 12:45   PANEL 2 | Competition Issues Involving Monopsony

This panel will discuss various issues involving monopsony power:

- How is monopsony power distinguished from bargaining or countervailing power?
- What are the circumstances where a merger could cause a concern from an enhancement of monopsony power?
- What evidence is important for such a determination?
- When a dominant firm imposes contractual conditions on suppliers, are these appropriately seen as monopsony cases?

Moderator:      Zirjan Derwa, Torys LLP

Speakers:       Ryan Jakubowski, Competition Bureau
                Anita Banicevic, Davies Ward Phillips & Vineberg LLP
                Margaret Sanderson, Charles River Associates

12:45 – 13:45   LUNCH AND KEYNOTE ADDRESS | Keith Waehrer, Bates White (Washington, DC)

Economist Keith Waehrer played a key role in the US Department of Justice’s challenge of the AT&T/Time Warner merger. Keith will discuss three aspects of the case that was referred to as “the antitrust trial of the century”.

13:45 – 15:00  PANEL 3 | Competition Analysis Involving Vertical Mergers

This panel will discuss issues involving the economic analysis of competitive effects in vertical mergers such as:

- The use of vertical generalized upward pricing pressure measures (vGUPPIs)
  - What are these measures and why are they useful?
  - What data is required?
  - What assumptions are made?
- The use of “vertical math” and the evidence/assumptions needed for this analysis.
- What special efficiency considerations come into play when analyzing vertical mergers?

**Moderator:** Sebnem Gavin, Competition Bureau

**Speakers:**
- Mati Dubrovinsky, Competition Bureau
- Keith Waehrer, Bates White
- Micah Wood, Blake, Cassels & Graydon LLP