[Draft—11/19/08]

NYSBA Antitrust Section
Executive Committee Meeting Minutes
November 19, 2008
Latham & Watkins LLP

In Ms. Mahoney's absence, Mr. Prager called the meeting to order at 8:37 a.m. Present were:

Molly S. Boast	*Via Telephone*
Barry J. Brett	James D. Bailey
David S. Copeland	Paul R. Braunsdorf
Steven M. Edwards	Bartley J. Costello, III
Martha Gifford	Ilene Knable Gotts
Jay L. Himes	Kevin B. Hart
Stephen D. Houck	David M. Hayes
Patricia L. Jannaco	Robert L. Hubbard
Stephen S. Madsen	Joseph Lipofsky
Michael C. Naughton	Saul P. Morgenstern
Wesley R. Powell	Yvonne S. Quinn
Bruce J. Prager	Patrick J. Rao
William H. Rooney	Eric J. Stock
Fiona A. Schaeffer	April J. Tabor
Steven Tugander	Alan J. Weinschel
Colin Underwood	James Yoon
Philip A. Wellner	

1. The minutes of the October 15, 2008 meeting of the Executive Committee were approved.

2. Mr. Prager provided an update on the program for the Annual Meeting, with the Executive Committee members who are leading particular parts of the program offering status reports. All plans appear to be progressing well. Mr. Prager reminded program leaders that written materials must be received by January 1, 2009.

3. Ms. Gotts provided an update on the dinner for the Annual Meeting. All arrangements for the dinner at the University Club have been made. Sponsorships are coming along well. The need to provide opportunities for participation by sponsors was noted.

4. Mr. Brett provided a report on the selection of honorees for the Annual Dinner. A Committee has been established and will make recommendations both for the Service Award, which honors an antitrust lawyer who has made important contributions to the Section, and the Achievement Award, which recognizes an outstanding antitrust lawyer who has also engaged in substantial public service. Mr. Brett noted that the Committee is accepting recommendations for both awards.

5. Ms. Gifford provided an interim report on the activities of the Nominating Committee. The Committee has been formed and will offer a slate of nominations at the next meeting. Because it is contemplated that the current Vice Chair and Secretary will be moving up to the positions of, respectively, Chair and Vice Chair, and because the Treasurer serves for a three year term, the only open officership will be that of Secretary. Anyone wishing to make a nomination for Secretary should contact Meg Gifford. In addition, in considering whether to reappoint Executive Committee members whose terms are expiring, the Nominating Committee will consider attendance and will contact those who have not regularly attended meetings to ascertain their continuing interest in membership on the Executive Committee.

6. B.J. Costello provided a report on the NYSBA Special Committee on Federal Legislative Priorities. This Committee met with Senator Schumer and will continue to meet with other congressional representatives with a view to cultivating congressional contacts who could assist on issues relevant to the interests of the various NYSBA Sections.

7. Bill Rooney provided an update on the brown bag session scheduled for December 5. The topic for this session will be Antitrust Injury. The talk

will be held at Willkie Farr. An email "blast" will go out shortly to the membership; all are invited to attend, and Executive Committee members are particularly invited to attend in person.

8. The Executive Committee approved taking a sponsorship at the $1,000 level for the Fifth Annual Edith I. Spivack Symposium and Kay Crawford Murray Award Luncheon on January 27, 2009.

9. Given the press of time, other business items, including the joint program with the Federal Bar Council, the House of Delegates Report and a report on the status of prohibitions on gifts to public officials, were deferred to a subsequent meeting.

10. The next meeting of the Executive Committee will be held on December 17, 2008, at Gibson, Dunn & Crutcher LLP, 200 Park Avenue, at 8:30 a.m.

11. Following the business portion of the meeting, Anne Layne-Farrar of LECG's Chicago office gave an interesting presentation on the subject of The Economics of Standard Setting.

S. S. Madsen
Secretary