

# Antitrust Law: Case Development and Litigation Strategy

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## LEGAL RESEARCH

An essential part of the writing exercise is legal research. This note summarizes how I approach legal research.

For a neutral summary of the black letter law and the collection of cases, nothing is better than [Antitrust Law Developments \(Ninth\) \(2022\)](#), published by the ABA Antitrust Section and available online on Lexis. This two-volume book is current on case law and administrative and legislative developments through 2021. This is, without doubt, the best place to start your legal research. The ABA also publishes an [Annual Review of Antitrust Law Developments](#) that updates ALD. The Annual Review, which can also be found on Lexis (go to the bottom on the ALD contents page), tends to lag considerably, and the most recent edition is for 2022. **Westlaw** and **Lexis** are also essential tools for legal research. Among other things, you can use these services to update the case lists contained in ALD.

[AppliedAntitrust.com](#) also contains a wealth of material, especially on court papers filed in various cases, but is by no means complete or necessarily up to date.

Be sure to do a literature search on your topic. On the Internet, I use the **Google search engine**. [Hein Online](#) contains the most complete digital collection of U.S. legal materials available. Use [Google Scholar](#) and [SSRN](#) to search for responsive books, articles, and unpublished working papers. Working papers will give you the latest on the state of research on any topic. Use [Lexology](#) to find topical memoranda for clients that law firms love to publish on the Internet. Importantly, for any paper, Google Scholar and Hein Online also identify all articles that cite a given paper, quickly allowing you to update your research. [JSTOR](#) is also invaluable if your research requires input from the social science or historical literature.

For current reports on antitrust developments, look at [Competition Law 360](#) and [Bloomberg Law](#), both available online through the library. Competition Law360, in particular, is very comprehensive on developments on individual cases and investigations. [Westlaw's Practical Law Antitrust](#) page is also good. I suspect that **Lexis** has something similar, but as Westlaw's antitrust lawyer for over 25 years before I retired, I do not know Lexis as well as Westlaw. Finally, search [Competition Policy International](#) and [Truth on the Market](#) for commentary on current antitrust topics.

If your paper involves a pending case, find an article on the case in CompetitionLaw360, click the case number in the right-hand column to go to the docket sheet, and set up "[Track this Case](#)" to be alerted to new filings as they appear on the docket sheet. If a filing you cached, so that you get it for free, download it. Otherwise, you can access docket filings via your Bloomberg Law accounts. Westlaw and Lexis also have dockets, but the library tells me they are not as comprehensive as Bloomberg Law. Here is a [page](#) from the library about locating dockets.

I also use [Google Alerts](#) and [Westlaw alerts](#) to track developments in individual cases. You can create a search query and get alerts whenever a new entry satisfies the search query. These alerts are invaluable if your paper is on a topic of contemporary debate or treats an ongoing litigation, investigation, or antitrust development.

Finally, the [Antitrust Division](#) and [FTC](#) websites are invaluable. Both sites can be searched, and I find their respective press releases and enforcement pages especially useful.