

## D.C. Circuit Allows AT&T-Time Warner Merger to Stand, Rejecting DOJ's Challenge

February 27, 2019 | Client Update

Yesterday, the D.C. Circuit affirmed the district court's rejection of the DOJ's challenge to the AT&T-Time Warner merger. Together with the district court's ruling, the D.C. Circuit's decision may be viewed by some in the bar as a setback for proponents of a more aggressive approach to vertical merger enforcement. The D.C. Circuit's fact-driven analysis suggests, however, that future vertical enforcement cases will rise or fall on the evidence specific to the industry and parties at issue.

If you have any questions regarding the matters covered in this publication, please reach out to any of the lawyers listed below or your usual Davis Polk contact.

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