

Department of Justice Announces Plans to Pursue Aggressive Antitrust Enforcement Policy

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Christine A. Varney, the Assistant Attorney General who serves as the head of the Antitrust Division of the Department of Justice (“DOJ”), announced yesterday that the DOJ plans to pursue an aggressive enforcement policy against corporations that violate Section 2 of the Sherman Antitrust Act by engaging in monopolistic or predatory practices. The antitrust policy of the Obama administration, as outlined by Varney, is in contrast to that of the Bush administration, during which the DOJ did not file any cases for monopolization in violation of Section 2. According to Varney, the new policy more closely aligns American antitrust policy with that of the European Commission.

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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