

James J. Calder

Partner

New York Office

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Practices

FOCUS: Antitrust and Competition
Advertising, Marketing and Promotions
Antitrust and Competition Litigation
Commercial Litigation
Corporate
Entrepreneurial Ventures
Health Care Litigation, Reimbursement
and Regulation
Intellectual Property Litigation
International
Litigation
Mergers and Acquisitions
Restaurant and Franchise Finance

Industries

Aviation
Entertainment and Media Litigation
Health Care Transactions
Hospitality
Pharmaceutical and Life Sciences
Private Client Services
Sports and Sports Facilities
Technology

Education

JD, University of Virginia School of Law
BA, University of Virginia

Bar Admissions

New York

James Calder represents clients across the full range of antitrust and competition law matters. He tries to give intensely practical guidance that makes business sense and is easy to follow. He has worked with hundreds of companies, across more than 50 industries, on antitrust litigations, investigations, mergers and acquisitions (M&A) and joint ventures. He also has an extensive antitrust counseling practice. Approximately one-third of his work is international. He also represents clients in connection with foreign investments in US businesses, where the Committee on Foreign Investment in the United States (CFIUS) clearance is needed.

Antitrust advice that prioritizes business goals

James recognizes that a key to success is understanding how his clients' business models work and earn revenue. The essence of his practice lies in protecting the key aspects of those businesses as they grow and face antitrust challenges.

James focuses his practice on competition matters. He has represented parties in hundreds of M&A transactions, both domestic and international. He has defended deals being investigated or attacked by antitrust enforcers and has represented parties objecting to deals. He also provides advice where foreign buyers acquire or invest in US businesses, and where representation before the CFIUS may be needed.

James' litigation, investigation and counseling practice is quite broad. Over the years he has handled matters involving: price fixing, market allocation, monopolization, industry-wide standard setting efforts, vertical restraints, group boycotts and other horizontal restraints, distribution issues and Robinson-Patman Act problems. He also handles antitrust-related intellectual property matters, including IP licensing. His industry knowledge runs the gamut from aviation to consumer and military electronics, fine art, health care, pharmaceuticals, entertainment and financial services.

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Court Admissions

US Supreme Court
US District Court, Eastern District of New York
US Court of Appeals, Second Circuit
US Court of Appeals, Third Circuit
US District Court, Southern District of New York

Community Involvements

Association of the Bar of the City of New York
American Bar Association, Antitrust Section, Section Task Force on Technology and Financial Resources, and Advisory Board of the Section's Pricing Conduct Committee

Recognitions

Recognized or listed in the following:

- *Chambers USA*
 - Antitrust, 2018–2019
- International Law Office
 - Client Choice Award
 - Competition Law, 2012–2013
- *Super Lawyers*
 - New York, 2007–2022

News

- Katten Attorneys Earn 2022 New York Super Lawyers and Rising Stars Distinctions (September 29, 2022)
- Katten Attorneys Help Drive \$3.2 Billion US Car Dealership Deal (October 6, 2021)
- Katten Attorneys Named 2021 New York Super Lawyers and Rising Stars Honorees (September 30, 2021)
- Katten Attorneys Chosen for New York Super Lawyers and Rising Stars Lists (October 28, 2020)
- Katten Represents Utopia Global in Sale to Prometheus Group (October 21, 2020)
- Katten's Insolvency and Restructuring Team Wins Two Turnaround Awards (December 12, 2019)
- Katten Attorneys Nominated to 2019 New York Super Lawyers, Rising Stars Lists (September 12, 2019)

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- Katten Lauded Top Ranked Law Firm by *Chambers USA* 2019 (April 25, 2019)
- Firm Honored Among 2019 "Best Law Firms" by *U.S. News – Best Lawyers®* (November 1, 2018)
- Katten Attorneys Named to 2018 New York *Super Lawyers*, Rising Stars Lists (September 13, 2018)
- Katten Rated as Leading Law Firm by *Chambers USA* 2018 (May 3, 2018)
- Katten Attorneys Acknowledged in 2017 New York Super Lawyers, Rising Stars Lists (September 20, 2017)
- Katten Selected as the "Go-To" Firm for Sports Law in Chicago (July 27, 2017)
- Katten Ranked in Top Five of Hotel M&A Deals (October 11, 2016)
- Eighteen Katten Attorneys Distinguished in 2016 New York Metro *Super Lawyers* List (September 21, 2016)
- Twenty Katten Attorneys Recognized in 2015 New York Metro *Super Lawyers* List (September 16, 2015)
- Eighteen Katten Attorneys Named to 2014 New York Metro *Super Lawyers* List (September 23, 2014)
- Seventeen Katten Attorneys Named to 2013 New York Metro *Super Lawyers* List (September 18, 2013)
- Two Katten Attorneys Receive 2012 ILO Client Choice Awards (February 27, 2012)
- Katten Represents Detroit Pistons in Sale of NBA Franchise (June 6, 2011)
- Katten Represents GSW Sports in Purchase of NBA's Golden State Warriors (November 15, 2010)
- Katten Wins Dismissal of Antitrust Suit on Behalf of Speedo (May 2010)
- Partner James Calder Quoted in Dow Jones International News on Pharmaceutical Acquisition (December 10, 2009)
- Katten Wins Key Federal Antitrust Class Action Ruling on Behalf of Children's Memorial Hospital (October 1, 2009)

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- Katten Muchin Rosenman Represents Earle M. Jorgensen Company in \$984 Million Completed Acquisition by Reliance Steel (April 7, 2006)
- Firm Represents Earle M. Jorgensen Company in \$934 Million Proposed Acquisition by Reliance Steel & Aluminum Co. (January 23, 2006)

Publications

- Reverse Payments After *Actavis* (March 24, 2017)
- The New Wave of Sales-Price Advertising Claims: What's Behind It and How to Minimize Risks (November 9, 2016)
- The International Comparative Legal Guide to: Merger Control 2014 (2014)
- Antitrust Management of the Difficult Deal (December 6, 2012)
- Air Transport 2013 (October 15, 2012)
- CMS Issues Proposed 60-Day Rule for Reporting and Returning of Overpayments (February 21, 2012)
- CMS Issues Final ACO Regulations (November 10, 2011)
- Air Transport 2012 (September 30, 2011)
- Significant Changes Announced to the Hart Scott Rodino Premerger Notification Program (July 11, 2011)
- New Justice Department Attack on Most Favored Nations Clauses (Winter 2011)
- Air Transport 2011 (December 6, 2010)
- A New Attack on Resale Price Maintenance? New York's Use of General Business Law 369-a (Fall 2010)
- Important Changes to the Hart-Scott-Rodino Filing Thresholds Effective February 22 (February 1, 2010)
- Senior Management Alert—Why Every Business Must Have an Antitrust Compliance Policy (November 2009)
- Arbitration, 24 Years After 'Mitsubishi' (May 11, 2009)

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- Air Transport 2009 (October 13, 2008)
- Recent Antitrust Developments in the Law of Joint Ventures (January 1, 2008)
- United States Aviation Overview (October 2006)
- *Corporate & Financial Weekly Digest* (Weekly) | *Author*

Presentations and Events

- 2019 Annual Gala (September 17, 2019) | *Presenter* | *China-funded enterprises in the US Greenfield investments*
- US Antitrust Laws – Developments in its Extraterritorial Reach (January 30, 2015) | *Panelist*
- Antitrust Management of the Difficult Deal: Getting a Merger of Competitors from Negotiation to Closing – What Bankers, Investors and Executives Need to Know (November 21, 2013) | *Presenter*
- 59th Annual Antitrust Spring Meeting (March 29–April 1, 2011) | *Moderator* | *American Needle: A New Stitch in Joint Venture Conduct Rules?*
- M&A Antitrust—New Changes to Hart-Scott-Rodino Will Dramatically Change HSR Filing Obligations for Private Equity, Hedge Funds, Fund Managers and Other Investors (September 23, 2010) | *Speaker*
- What You Need to Know About US Antitrust Laws—A Short Overview for UK-Based Investors, Hedge Funds and Financial Services Companies (September 14, 2010) | *Speaker*
- Everything You Need to Know About Antitrust in 90 Minutes: A Program for Corporate Attorneys and General Litigators (September 23, 2009) | *Presenter*
- Standard Setting Organizations - Practical Tips and Cautions for Members and Prospective Members (September 24, 2008) | *Panelist*
- Mergers & Acquisitions Due Diligence (October 16–17, 2006) | *Speaker* | *Anti-Trust Considerations*

