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### Practice Areas

- » Antitrust & Competition
- » Antitrust Counseling
- » Antitrust Litigation
- » Complex Litigation
- » Mergers and Acquisitions/Premerger Notification

## Daniel S. Bitton

### ASSOCIATE

Daniel Bitton is an associate in the New York office. During his time with the firm, he has been involved in all aspects of the firm's antitrust practice, including mergers and acquisitions, litigation and counseling. Mr. Bitton has also represented clients in complex intellectual property litigation.

Mr. Bitton has assisted clients in government merger investigations, among others, in the telecommunications, institutional pharmacy, pharmaceuticals, advertising, video game publishing, video game retail and rent-to-own industries. He has experience analyzing the competitive effects of proposed mergers and acquisitions in those and various other industries, including steel, medical devices, cable, several retail sectors, automotive and aerospace and aviation. In addition, Mr. Bitton has experience coordinating responses to second requests, subpoenas and civil investigative demands issued by the Department of Justice, the FTC or state enforcers. Mr. Bitton also has experience coordinating the notification of international acquisitions in multiple jurisdictions.

Mr. Bitton has litigated antitrust and intellectual property matters in the Southern District of New York, the District of Connecticut, the District of New Jersey and the Northern District of Illinois, including an antitrust matter on behalf of a client in the motion picture exhibition industry; a trade dress matter on behalf of a client in the pharmaceutical industry; an antitrust, breach of contract, trademark and copyright matter on behalf of a client in the barcode scanner industry; a patent and antitrust matter on behalf of a client in the pharmaceutical industry; and an antitrust class action on behalf of a client in the automotive filters aftermarket.

Mr. Bitton has also counseled numerous clients on antitrust compliance issues.

Prior to joining AVH, from 2001 through 2003, Mr. Bitton served as an

advisor to the Independent Post and Telecommunications Authority and the Netherlands Competition Authority, in The Hague, The Netherlands. In that capacity, he was involved in matters regarding bid-rigging, output restrictions and monopolization, as well as various regulatory matters, including disputes about fixed and mobile interconnection rates, cable-access and local loop unbundling.

During his studies at New York University School of Law, Mr. Bitton interned at the Federal Trade Commission, where he worked on the North Texas Specialty Physicians price-fixing litigation.

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## Bar & Court Admissions

- » New York
- » U.S. District Court Eastern District of New York
- » U.S. District Court Southern District of New York
- » U.S. Supreme Court

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## Education

- » New York University School of Law, New York, New York, 2004 LL.M. Honors: Recipient Stibbe Scholarship, 2003; Recipient Noorthey Scholarship, 2003.
- » University of California Berkeley School of Law (Boalt Hall), Berkeley, California Visiting Student, 2000.
- » Free University, Amsterdam, The Netherlands, 2001 M.A. Netherlands Law. Honors: Recipient Globe Scholarship, 2000; National Administrative Law Moot Court, 3rd place, 1998.

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## Publications

- » Prijsklem geen zelfstandige overtreding van het Amerikaanse mededingingsrecht (Price squeeze not an independent violation of U.S. antitrust law), Actualiteiten Mededingingsrecht 2009, pp.106-09, Daniel S. Bitton, Sdu Uitgevers
- » Het voorstel van de Commissie voor schikkingen in kartelzaken (The European Commission's Proposal For Settlement Procedures In Cartel Cases), Actualiteiten Mededingingsrecht 2008, pp. 17-21, Barbara Nijs & Daniel S. Bitton, Sdu Uitgevers
- » Amerikaans Hooggerechtshof maakt het brengen van antitrust claims hoogdrempeliger (U.S.

Supreme Court Raises Pleading Standards for Antitrust Claims), Actualiteiten Mededingingsrecht 2007, pp. 141-44, Daniel S. Bitton, Sdu Uitgevers

- » Discovery, Treble Damages en Class Actions: wil de EG wetshandhaving door bounty hunters? (Discovery, Treble Damages and Class Actions: does the EU want law enforcement by bounty hunters?), Actualiteiten Mededingingsrecht 2006, pp. 94-100, Daniel S. Bitton, Sdu Uitgevers
- » Telecommunicatiewet niet van toepassing op indirecte interconnectie (Netherlands Telecommunications Act Fails to Regulate Indirect Interconnection), Actualiteiten Mededingingsrecht 2003, pp. 107-09, Daan Bitton, Sdu Uitgevers
- » Telecommunicatierecht in beweging (Recent Developments in Netherlands Telecommunications Law), Actualiteiten Mededingingsrecht 2003, pp. 76-82, Daan Bitton & Robbert Mahler, Sdu Uitgevers

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## Professional Activities

- » American Bar Association
- » New York Bar Association
- » Association of the Bar of the City of New York

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## Recent News

- » AVH winner of “Merger Control Matter of the Year- Americas” by Global Competition Review
- » AVH Represents Omnicare Inc. in Proposed Acquisition of PharMerica Corp.
- » AVH Represents Google in its \$700 Million Acquisition of ITA