



**TEL:** 860.275.8130

**FAX:** 860.275.8101

mda@avhlaw.com  
Connecticut

---

### Practice Areas

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

---

### Speaking Engagements & Seminars

- » "Antitrust for Business Lawyers"
- » "Frequently Encountered Antitrust Ethics Situations"
- » "Everything You Say Can and May Be Used"

## Mark D. Alexander

### PARTNER

Mr. Alexander's practice focuses on antitrust (including antitrust litigation, merger clearance and antitrust counseling), complex commercial litigation and trademark/copyright litigation. In antitrust, Mr. Alexander has handled antitrust aspects of dozens of mergers and acquisitions in a host of industries, including wireless and wireline telecommunications, pharmaceuticals, medical devices, oil & gas, oil exploration services, consumer products, mining and minerals, insurance brokerages and business services. His antitrust litigation experience has included representing a corporate plaintiff in a challenge to attempted monopolization in the chemicals industry under Section 2 of the Sherman Act, defending a media merger from a private party challenge under Section 7 of the Clayton Act and defending advertising industry trade group activities from a challenge under Section 1 of the Sherman Act.

Mr. Alexander has litigated and arbitrated a wide range of complex commercial disputes before courts and arbitrators across the United States. Over the last few years, he has handled several disputes under the Uniform Commercial Code concerning supply agreements in the chemicals industry. Mr. Alexander's other commercial litigation and arbitration experience includes a contract dispute among international investment consortium members, a dispute involving oil and gas exploration rights and an arbitration involving specialized software for the higher education industry.

In intellectual property litigation, Mr. Alexander has represented clients in the consumer health products and tool industries in disputes involving alleged trademark rights to the use of particular color schemes in trade dress. Other trademark experience includes representing the buyer of a business in a dispute over whether the businesses' purchased goodwill allowed the buyer to claim its predecessor's corporate history and representing a manufacturer in a dispute concerning its ability to utilize an industrial quality mark. Mr. Alexander's copyright experience includes litigating several disputes

**Mark D. Alexander** (continued)

Against You! Tips for Sharing Privileged and Competitively Sensitive Information During the Due Diligence Process"

- » "What is 'Real' Competition in Telecom? The Antitrust Significance of UNE-P"

concerning infringement of commercial illustrations.

Prior to joining the firm, Mr. Alexander practiced in the New York and London offices of Sullivan & Cromwell LLP.

---

**Bar & Court Admissions**

- » Connecticut
- » New York
- » U.S. Court of Appeals for the Seventh Circuit
- » U.S. District Court District of Connecticut
- » U.S. District Court Southern District of New York

---

**Education**

- » Cornell Law School, Ithaca, New York, 1992 J.D. cum laude. Symposium Editor, Cornell Law Review. Honors: American Jurisprudence Awards in Civil Procedure, Criminal Law and Torts.
- » Indiana University, Bloomington, Indiana, 1989 B.A.

---

**Articles & Newsletters**

- » Durbin Amendment Rules To Pare "Anticompetitive" Debit Card Interchange Fees, ABA, Section of Antitrust Law, Spring 2011
- » Antitrust's New Big Brother: Feds Can Now Wiretap Suspected Offenders, American Bar Association, Section of Business Law, July 2006
- » Second Circuit Puts Antitrust Conspiracy's Skeletal Pleading Rules on a Diet, The Antitrust Source, March 2006
- » *Increased Scrutiny for the Administrative Crime*, 77 Cornell L. Rev. 612, 1992

---

### **Professional Activities**

- » American Bar Association, Antitrust, Litigation and Intellectual Property Sections
- » Connecticut Bar Association

---

### **Recent News**

- » AVH Obtains Antitrust Clearance for \$1.775 Billion Combination of SunGard Higher Education and Datatel, Inc.
- » AVH Wins Another Appeal for Brown & Brown
- » Mark Alexander Speaks to Bloomberg News About Antitrust Concerns and Winning Holder Approval of Nasdaq Bid for NYSE
- » AVH Represents INEOS in U.S. Litigation
- » AVH Serving as Patent Counsel for ADHD and Pain Relief Medications
- » AVH Counsels BellSouth and Cingular in Acquisition of AT&T Wireless