



THE CANADIAN
BAR ASSOCIATION

CBA COMPETITION LAW YOUNG LAWYERS' CONFERENCE

APRIL 25, 2019 | OTTAWA, ON

CBA COMPETITION LAW SECTION YOUNG LAWYERS CONFERENCE

APRIL 25, 2019

10:00 – 10:30

REGISTRATION

10:30 – 10:45

OPENING REMARKS by the Young Lawyers Committee

10:45 – 12:00

SESSION I: Beyond the Buzzwords: Exploring Diversity & Inclusion through Studies & Statistics

(1.25 hours – Ethics, Professionalism, Practice Management Content)

Diversity and inclusion are top of mind for many in today's world, as organizations in the private and public sectors continue to take steps to eliminate persistent inequality and bias in the workplace. With a research-based and data-driven focus, the panelists will explore a number of hot-button issues, including what "diversity and inclusion" really means, underrepresentation in leadership positions, and what the research says about the business case for fostering diversity and inclusion. The panelists will also address what the data tells us about how far we have come and how much further we have to go, in addition to contemplating the future steps that we can take to foster a more diverse and inclusive legal profession.

Moderator: Erin Durant, Borden Ladner Gervais

Speakers: Majid Charania, Competition Bureau
Sanam Goudarzi, Department of Justice
Breanna Needham, Border Ladner Gervais

12:00 – 13:00

LUNCH AND KEYNOTE ADDRESS

(0.75 hours – Substantive Content)

The keynote address will be provided by Lawrence ("Larry") Schwartz, who started the first of his two terms as a lay member on the Competition Tribunal over 20 years ago.

Speaker: Larry Schwartz

Sponsored by:  KIDiscovery

CBA COMPETITION LAW SECTION YOUNG LAWYERS CONFERENCE

APRIL 25, 2019

13:00 – 14:15

SESSION II: Competition Law Economics 101

(1.25 hours – Substantive Content)

The Competition Law Economics 101 panel will provide an overview of key economic concepts that competition lawyers and Competition Bureau officers rely upon in their advocacy work. More specifically, this session will explore:

- Price elasticity and how it affects the arguments competition lawyers make
- What is a SSNIP test and why do we use it
- How to define product and geographic markets
- The most important factors when analyzing barriers to entry
- Overview of the efficiencies defense and how we measure efficiencies
- Merger modelling techniques and the importance of the model in accurately reflecting industry dynamics

Moderator: Jenna Ward, Fasken Martineau

Speakers: Ian Cass, Brattle Group

David Dueck, Blake, Cassels & Graydon

Laura Sonley, Competition Bureau

14:15 – 14:30

REFRESHMENT BREAK

14:30 – 15:45

SESSION III: Making Effective Presentations to the Competition Bureau

(1.25 hours – Substantive Content)

This panel will provide an overview of key considerations and approaches for competition lawyers to use to make persuasive presentations to the Competition Bureau. More specifically, this session will detail:

- Situations and stages where parties typically make presentations to the Bureau
- Pros and cons of presenting in person to the Bureau vs. written advocacy
- The types of transaction details that parties should highlight when discussing transactions
- Effective ways to organize content and communicate arguments
- Strategies to tailor presentations to particular situations
- The typical role of a junior lawyer at a presentation to the Bureau
- How to prepare for the Bureau's questions and answers

Moderator: Moshe Grunfeld, Borden Ladner Gervais

Speakers: Paul Collins, Stikeman Elliott

Kaeleigh Kuzma, Osler, Hoskin & Harcourt

Steve Sansom, Competition Bureau Legal Services

CBA COMPETITION LAW SECTION YOUNG LAWYERS CONFERENCE

APRIL 25, 2019

15:45 – 16:00

REFRESHMENT BREAK

16:00 – 17:15

SESSION IV: Back to Basics: Financial Statements and Transaction Agreements for Competition Practitioners

(1.25 hours – Substantive Content)

Young competition lawyers and Competition Bureau officers are often asked to conduct the preliminary competition law analysis on a new matter, which often involves reviewing financial statements and transaction agreements. If you do not have an accounting or corporate background, you may find yourself asking things like:

- How do I review financial statements to collect the right information for a notification analysis?
- What are the key competition law terms in a transaction agreement?
- What do those terms mean substantively?

In this “back to basics” panel, our speakers will have a spirited conversation about reviewing financial statements for notification analyses and identifying and understanding key competition law terms in transaction agreements for domestic and multi-jurisdictional matters.

Moderator: Jonathan Bitran, McCarthy Tétrault

Speakers: Morgan Mulvenon, Cleary Gottlieb
David Rosner, Goodmans

17:15 – 19:00

YOUNG LAWYERS RECEPTION

Sponsored by: 
THE POWER OF ECONOMICS