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Many successful American businesses have been accused of anti-competitive practices. Drawing on 50 years of experience with U.S. antitrust laws, attorney and author Edwin S. Rockefeller sheds light on why lawmakers, bureaucrats, academics, and journalists use arbitrary and irrational laws and enforcement mechanisms to punish capitalists rather than promote competition. The Antitrust Religion argues that everything most people know about

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antitrust is wrong. Rockefeller vividly shows how antitrust has been transformed into a quasi-religious faith. He explains that this “antitrust religion” relies on economic theories that bestow a veneer of objectivity and credibility on law enforcement practices that actually rely on hunch and whim. This book will greatly assist business professionals, journalists, policymakers, professors, judges, and all others interested in government regulation of business in understanding how our antitrust laws actually work. With today's rapid changes in worldwide mass communication, it is critical that your library contain a title discussing in detail the legal implications of the new technology. All aspects of the regulation of cable,

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broadcasting, satellite and the Internet, including access, franchising, programming, compatibility, cross-ownership and privacy issues are discussed. New technologies, including High Definition Television (HDTV), Satellite Master Antenna Television (SMATV), Direct Broadcast Satellite (DBS) and Multipoint Distribution Service (MDS); and traditional legal issues adapted for new technologies, such as antitrust, securities and taxation are also covered. The price quoted for the work, which is updated twice annually, covers one year's worth of service.

Cases and Materials on Trade Regulation

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Mergers and the Clayton Act

A Treatise on State Antitrust Law and
Enforcement

Antitrust Laws and Trade Regulations.

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This edition of the book offers a comprehensive rethinking of antitrust law, approaching competition problems in the market from a functional standpoint. The book has roots in prior editions, but it really offers a top-to-bottom reconsideration of how best to present modern issues in antitrust. After a brief introduction to the origins and objectives of

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antitrust law, the book launches the study of the field with a chapter on the concept of market power and the meaning of competition--building blocks that are essential to understanding everything else that follows in the course. It then devotes three chapters to the primary kinds of antitrust issues that arise from marketplace conduct: horizontal agreements among competitors, vertical distribution agreements, and exclusionary practices

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(whether done by a single firm or a group). Because of their importance to the economy, as well as to antitrust practice, mergers have their own chapter, which provides not only the important judicial opinions in this area, but also extensive materials from the Department of Justice and the Federal Trade Commission, the primary regulators of merger activity. The book then turns to two specialized issues that are of growing importance: the way in which U.S. antitrust laws

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operate in the global economy, and an innovative new chapter on intellectual property, technology, and platforms. It concludes with a chapter discussing the legal boundaries around the field of antitrust, including exemptions and immunities, and a chapter on the institutional framework for enforcement--the framework that translates words on a page into reality on the ground. The Seventh Edition retains and, where appropriate, adds to, the problems that have been a

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concepts are presented in a streamlined manner, and cover the key concepts necessary to establish a strong foundation in the subject. The textbook follows a traditional approach to the study of business law. Each chapter contains learning objectives, explanatory narrative and concepts, references for further reading, and end-of-chapter questions. Business Law I Essentials may need to be supplemented with additional content, cases, or related materials, and is offered as a foundational resource that focuses on the baseline concepts, issues, and approaches.

With Models and Forms

The Antitrust Religion

A Critical Evaluation of the Chicago School of Antitrust Analysis

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***The publication of this
clinically analytical and
trenchantly insightful
volume is felicitously timed.
By fortuitous coincidence, it
comes at a time when the
Chicago School enjoys a high-
water mark of acceptance in
U.S. legal circles, and at a
time when the U.S. merger
movement of the 1980s is
cresting. It provides a
welcome warning against the***

dangers of translating abstract theories, based on highly restrictive (and unrealistic) assumptions, into facile public policy recommendations. As such the Schmidt/Rittaler study serves as a needed antidote to the currently fashionable predilection to confuse ideology with science. In the Chicago lexicon, the only appropriate policy toward business is a policy of untrammelled laissez-faire. Because there are no market imperfections (other than government-created or trade-union-generated

monopolies), the market can be trusted to regulate economic activity, inexorably meting out appropriate rewards and punishments. In this ideal world, corporate size and power can be safely ignored. After all, corporations become big only only because they are efficient, only because they are productive, only because they have served consumers better than their rivals, and only because no newcomers are good enough to challenge their dominance. Once an industrial giant becomes lethargic and no

***longer bestows its
productive beneficence on
society, it will inevitably
wither and eventually die.
This is the "natural law" that
governs economic life. It
demands obedience to its
rules. It tolerates no
interference by the state.
Supplement no. 1 to BNA's
Antitrust and trade
regulation report, no. 892,
Dec. 7, 1978.***

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forward in the book to provide students with a background in the basic law before introducing more complex issues such as antitrust exemptions. Its readings use current, definitive cases in its coverage of concerted activities, vertical price restraints, monopolizing, international antitrust, administrative law, regulated industries, and more.

From the Introduction: The Clayton Act was enacted in 1914 as a supplement to the Sherman Act-the basic statute embodying the

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antitrust law policy of the United States. Section 7 of the Clayton Act, as originally enacted, prohibited the acquisition by one corporation of the stock of another corporation where the effect may be substantially to lessen competition or to restrain trade between the corporations, or tend to create a monopoly. In 1950, after a long campaign "to plug the loophole" in Section 7, the section was amended to include the prohibition of asset as well as stock

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acquisitions. The purpose of this study is to examine the reasons for the passage by Congress of the original and the amended Section 7, and to analyze the administration of the section and the implications of its amendment. Some observations are offered on the basic economic issues in the corporate merger policy of the United States. It will be shown that the amendment of Section 7 in 1950 was a major change in the substantive provisions of the antitrust laws of the

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United States and not the mere plugging of a loophole; that merger by means of asset acquisition was not a new stratagem devised to avoid the prohibitions of Section 7 after 1914; that the original Section 7 was part of a legislative program designed to limit the freedom of large corporations to engage in aggressive business practices rather than a change in the Sherman Act policy with respect to corporate mergers. What the General Practitioner Ought to Know

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of the Northwestern University Law School and the Committee on Antitrust Law of the Chicago Bar Association, May 10-11, 1955, in Chicago
How Trade Regulation Laws Apply to Trade and Professional Associations