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Areas of Practice

Antitrust & Competition

Cartel/Price-Fixing

Korea

US Antitrust

Languages

German

French

Education

University of Michigan Law School, J.D., *cum laude*, 1991, Contributing Editor, *Michigan Law Review*, Winner of the 1991 Hessel Yntema Award

Yale University, B.A., *cum laude*, 1987

Judicial Clerkships

Hon. Paul V. Niemeyer, US Court of Appeals, Fourth Circuit, 1991-1992

Bar & Court Admissions

District of Columbia

Maryland

Kenneth P. Ewing

Kenneth P. Ewing is a partner in the Washington office of Steptoe & Johnson LLP, where he is a member of the Regulatory & Industry Affairs Department. Mr. Ewing is the Team Leader of the firm's antitrust practice.

Antitrust

Mr. Ewing advises clients in a variety of industries regarding the antitrust laws of the United States and the European Union. He handles defenses of US and multi-jurisdictional cartel investigations and civil damages suits, as well as civil investigations by the Federal Trade Commission and US Department of Justice's Antitrust Division, and administrative litigation regarding mergers in regulated industries. He regularly advises US and foreign clients about the antitrust implications of proposed mergers, acquisitions, joint ventures, and strategic alliances, often working closely with colleagues in Steptoe's Brussels office. Mr. Ewing also counsels clients about other kinds of business initiatives such as long-term, exclusive or reciprocal supply or distribution arrangements, responses to industry de-regulation, and antitrust compliance programs. Mr. Ewing's practice has given him substantial experience in industries as diverse as air transportation, pharmaceuticals, various industrial chemicals, travel reservation systems, ocean cruises, express package delivery services, gas and oil pipelines, medical equipment, construction equipment, telecommunications, and electricity.

Mr. Ewing is active in the Antitrust Section of the American Bar Association, having held leadership positions on its Books & Treatises Committee, the editorial board for the flagship treatise *Antitrust Law Developments* (6th), and the Mergers & Acquisitions Committee. Mr. Ewing also serves on the Board of Directors of the Tahirih Justice Center and as Assistant Secretary of the Washington Institute of Foreign Affairs. Mr. Ewing is a member of the International Competition Network's group of US advisors.

Prior to joining Steptoe & Johnson LLP, Mr. Ewing worked as a Visiting Foreign Associate in the Düsseldorf office of the German law firm Bruckhaus Westrick Stegemann, where he helped advise German, French and US clients about German and European Union antitrust laws regarding joint ventures, mergers and licensing agreements. He is fluent in German and reads French.

Public International Law

Mr. Ewing has helped prepare opinion letters regarding the issues of national sovereignty and statehood under international law. He has also assisted in preparing an analysis for the American Bar Association of the structure and powers of the International Tribunal to Adjudicate War Crimes in the former Federal Republic of Yugoslavia.

During 1996, Mr. Ewing worked as a Law Fellow in the Washington, DC office of IUCN-The World Conservation Union, advising on the effects of

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international trade rules on international and national environmental conservation policies, with particular emphasis on recent developments in the World Trade Organization.

Noteworthy

- Ranked in *Chambers USA 2009, 2010, & 2011: America's Leading Business Lawyers*; Antitrust (District of Columbia)
- Recommended by *Legal 500 US 2009* for Antitrust
- Listed in *Who's Who Legal* for Competition Law in 2011 and several prior years
- Listed in Washington, DC, *Super Lawyers 2007* for Antitrust Litigation
- *Euromoney's* Expert Guide to the World's Leading Competition and Antitrust Lawyers/Economists (2010)

Representative Matters

- *Matthew Edwards et al. v. National Milk Producers Federation et al.*, 4:11-cv-04766 (N.D. Cal.): Counsel to National Milk Producers Federation
- *Mitsubishi Heavy Indus. v. General Electric Co.*, No. 5:10-cv-05087 (W.D. Ark.): Counsel to Mitsubishi Heavy Industries
- *In re Southeastern Milk Antitrust Litigation*, MDL-1899 (E.D. Tenn.): Counsel to Maryland & Virginia Milk Producers Association, Inc.
- *In re Air Cargo Shipping Services Antitrust Litigation*, MDL-1775 (E.D.N.Y.): Counsel to Japan Airlines
- *In re Transpacific Passenger Air Transportation Antitrust Litigation*, MDL-1912 (N.D. Cal.): Counsel to Japan Airlines

Select Seminars & Events

Ken Ewing to Present at the Academy of WTO Law and Policy at Georgetown Law Center's Institute of International Economic Law, November 11, 2011

Regulatory Webinar: China's Antimonopoly Law, July 29, 2010, (*A Steptoe-Sponsored Event*)

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Selected Publications

Hart-Scott-Rodino Rule Changes Effective August 18, 2011 Impose
Challenging New Requirements for Information and Documents
July 18, 2011

US: Merger Control, in *The Antitrust Review of the Americas 2010*
October 2010

Antitrust & Competition Advisory - US and EU Authorities Signal Tougher
Antitrust Enforcement
May 14, 2009

"Hydrogen Peroxide: The Crest of the Wave"
May 2009, *The Online Magazine for Global Competition Policy*

Antitrust Client Advisory - The Supreme Court's Linkline Decision: Further
Limits On Section 2 Of The Sherman Act
March 10, 2009

Antitrust Client Advisory - New HSR Thresholds and Penalties
January 15, 2009

US Merger Control: Another Active Year for the FTC and DoJ
An extract from The 2009 Antitrust Review of the Americas - a Global
Competition Review special report - www.globalcompetitionreview.com
2009

EU Competition Briefing - Guidance On Enforcement Priorities Regarding
Exclusionary Abuses: A Comparative Overview
December 2008

Professional Affiliations

American Bar Association, Sections of Antitrust and International Law and
Practice

US Advisor, International Competition Network

Maryland Bar Association