

Erika M. Douglas

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PROFESSIONAL EXPERIENCE

Temple University, Beasley School of Law Philadelphia, Pennsylvania
Associate Professor of Law (2022-present, tenure 2024), *Assistant Professor of Law* (2018-2021)

Covington & Burling LLP Redwood City, California
Associate, 2016-2018

Davies Ward Phillips & Vineberg LLP Toronto, Ontario
Associate, Competition and Foreign Investment, 2010-2015

EDUCATION

Stanford Law School Stanford, California
LL.M., Law, Science and Technology, June 2016
John Hart Ely Prize for Outstanding Performance in Intermediary Liability

Western University London, Ontario
J.D., May 2010
Richard Ivey School of Business, B.A., Business Administration (Honors) (with distinction), May 2007
B.Sc., Medical Sciences (Honors) (with distinction), May 2007

PROFESSIONAL AFFILIATIONS AND APPOINTMENTS

Yale School of Management Thurman Arnold Project, Fellow, (2020-present), retained as co-designer of a new, open-access antitrust course

American Bar Association Leadership, Section of Antitrust Law, Elected Council Member (2025-present), Privacy and Information Security Committee (Co-Chair, Vice Chair 2017-25), Women.Connected Advisory Board (2021-23)

American Antitrust Institute, Advisory Board (2022-present), an independent, nonprofit organization that advances U.S. competition policy and research

C.D. Howe Institute Competition Policy Council Member, (2020-present), appointed expert contributing to nonpartisan, evidence-based position statements on Canadian competition law and policy

Association of American Law Schools, Section of Antitrust and Economic Regulation Committee (2025-present)

Bar Admissions: California (2017-present), Law Society of Upper Canada (2011-present) (both active)

SCHOLARLY PUBLICATIONS AND WORKS-IN-PROGRESS

McA Exceptionalism in Privacy Law, __ HARV. J.L. & TECH __ (work-in-progress, forthcoming 2026)

Clarifying Monopoly Broth, __ ANTI TRUST L. J. __ (work-in-progress, invited)

Antitrust Abandonment, 42 YALE J. ON REG. 1 (2025)

Reviving Statutory Hope in U.S Antitrust Law, OXFORD J. OF ANTI TRUST ENF. (work-in-progress, invited)

Antitrust Remedies and Privacy in U.S. Law, RESEARCH HANDBOOK ON COMPETITION LAW AND DATA PRIVACY, University College London (Despoina Mantzari, ed.) (forthcoming 2025)

First on Antitrust and Regulation: Symbiosis From Rail to Digital, in HARRY FIRST: A GLOBAL VISION FOR COMPETITION LAW LIBER AMICORUM, CONCURRENCES (2025)

What is Privacy—To Antitrust Law, 14 U.C. IRVINE L. REV. 817 (2024)

Constructing the Digital Regulatory Ecosystem: Agency Collaboration, 26 VIR. J. L. & TECH. 1 (2023) (invited)

Data Privacy as a Procompetitive Justification: Antitrust Law and Economic Analysis, 97 NOTRE DAME L. REV. REFLECTION 430 (2022) (invited)

An Industry-Contextual Approach to Predatory Innovation, 62 SANTA CLARA L. REV. (2022)

The New Antitrust/ Data Privacy Interface, 130 YALE L. J. F. 647 (2021) (invited)

Monopolization Remedies and Data Privacy, 24 VIR. J. L. & TECH. 1 (2020)

PayPal is New Money: Extending Secondary Copyright Liability Safe Harbors to Online Payment Processors, 24 MICHIGAN TELECOMM. & TECH. L.R. 45 (2017)

TEXTBOOKS, POLICY REPORTS AND SELECTED OTHER PUBLICATIONS

ANTI TRUST LAW IN PERSPECTIVE (6TH EDITION) (with Andrew I. Gavil, William E. Kovacic and Jonathan B. Baker) (forthcoming)

Digital Crossroads: The Intersection of Competition Law and Data Privacy, Global Privacy Assembly (2021) (report on interactions between antitrust law and privacy in select jurisdictions written for the Global Privacy Assembly, which is comprised of 130 national privacy law enforcers)

Comment, *Response to the Federal Trade Commission's Solicitation for Public Comments on the Business Practices of Cloud Computing Providers* (June 21, 2023)

Is Data Privacy a Procompetitive Justification?, The Antitrust Source, American Bar Association (December 2021)

Retaining and Advancing Women in National Law Firms, White Paper, Stanford Law School (with Anna Jaffe et. al.) (2016)

SELECTED SPEAKING ENGAGEMENTS

Speaker, UC Irvine School of Law, Cutting-Edge Antitrust Scholarship Conference, *Antitrust Abandonment* (October 2025)

Speaker, ABA Annual Meeting, Toronto, *Northern Exposure: Understanding Competition And Consumer Protection Across The U.S.-Canada Border* (August 2025)

Speaker, Yale School of Management, Thurman Arnold Project Agricultural & Food Law Speaker Series, *Antitrust Abandonment* (May 2025)

- Speaker, Privacy Law Scholars Conference, UCLA School of Law, *Missing Transactional Privacy* (May 2025)
- Speaker, Loyola University, 25th Annual Antitrust Colloquium, *Antitrust Abandonment* (April 2025)
- Commentator, Boston University School of Law, Consumer Law Scholars Conference 2025, *Exploring the Impact of Information Asymmetry on Antitrust Enforcement and Policy* (March 2025)
- Speaker, New York University, *Microsoft @ 25: Impact, Influence, and Legacy* (February 2025)
- Speaker, Oxford University, Antitrust Enforcement Symposium 2024, *Reviving Statutory Hope in U.S. Antitrust Law* (June 2024)
- Speaker, New York University, 2024 Next Generation of Antitrust, Data Privacy and Data Protection Scholars, *Antitrust Abandonment* (January 2024)
- Speaker, European Data Protection Supervisor Task Force on Data Protection and Competition, *Privacy and Antitrust* (November 2023)
- Speaker, University College London (virtual), *Competition Law and Policy in a Data-Driven Economy* (April 27, 2023)
- Interview of FTC Commissioner Rebecca Slaughter, American Bar Association, Gender Roundtable, Quick Hits: Algorithmic Biases and Economic Harms (January 26, 2023)
- Speaker, University of Toronto, Faculty of Law, *The Intersection of Competition Law and Data Privacy* (January 25, 2023)
- Speaker, University of California Irvine School of Law, *The Antitrust Law, and Innovation Forum Roundtable* (November 18, 2022)
- Speaker, Boston University School of Law, *Law and Technology in a Changing World: Competition, Dignity, Innovation, and Privacy* (October 28, 2022)
- Speaker, 44th Annual Global Privacy Assembly, *Interaction Between Consumer Rights, Competition and Privacy* (Istanbul, Turkey, October 25, 2022)

SELECTED CITATIONS AND MEDIA APPEARANCES

- Statement of FTC Chair Lina M. Khan Regarding the Report to Congress on Privacy and Security*, Federal Trade Commission File No. P065401, October 1, 2021 (cited)
- Dissenting Statement of FTC Commissioner Noah Joshua Phillips Regarding the Report to Congress on Privacy and Security*, Federal Trade Commission, October 1, 2021 (cited)
- Epic Games Inc. v. Apple Inc. (9th Circ., 2022), Brief of *Amici Curiae* 38 Law, Economics, and Business Professors in Support of Appellant/Cross-Appellee (cited)
- Featured Guest, *Dovetail or Discord? The Evolving Relationship Between Antitrust and Data Privacy Law*, Our Curious Amalgam Podcast, ABA Antitrust Law Section, July 2021
- Gilad Edelman, *Antitrust and Privacy Are on a Collision Course*, WIRED, April 12, 2021