

Maureen K. Ohlhausen

EXPERIENCE

Baker Botts LLP

Partner, Practice Chair Antitrust and Competition Law

Washington, DC

December 2018-present

- Counsel clients on all areas of antitrust law, including mergers and conduct matters
- Counsel clients on privacy, advertising, and consumer protection issues, with an emphasis on technology and data
- Represent clients before the U.S. antitrust agencies in investigations
- Represent clients before the U.S. Federal Trade Commission in privacy and consumer protection investigations

U.S. Federal Trade Commission

Acting Chairman

Commissioner

Washington, DC

January 2017 – May 2018

April 2012 – September 2018

- Direct all aspects of the agency's antitrust work, including merger review, anticompetitive conduct enforcement, litigation strategy, amicus briefs, Congressional testimony, and policy initiatives
- Oversee and steer all agency consumer protection law enforcement and policy efforts, with a particular emphasis on technology and telecommunications issues
- Hear appeals in administrative adjudications and author Commission legal opinions
- Speak frequently on antitrust, privacy, intellectual property, and telecomm legal issues at U.S. and international events
- Author numerous law review and law journal articles on antitrust, intellectual property, telecommunications, regulation, administrative, and international law issues
- Testify at U.S. Congressional hearings on antitrust and privacy issues; testify before the OECD and the U.S.-China Economic and Security Review Commission
- Build and maintain relationships with state and federal government officials in U.S. and government officials in Europe, South America, and Asia
- Participate as a senior U.S. antitrust enforcement official at international antitrust meetings, with a particular emphasis on Europe and China

Wilkinson Barker Knauer, LLP

Partner; Head of Federal Trade Commission Practice Group

Washington, DC

November 2009 – April 2012

- Counseled telecommunications and technology clients on competition and consumer protection matters, such as antitrust compliance, consumer privacy and data security requirements, advertising and marketing matters, and issues involving FTC authority and jurisdiction
- Represented clients before Federal Trade Commission and Federal Communications Commission

Business Software Alliance

Technology Policy Counsel

Washington, DC

January 2009 – November 2009

- Worked with major software member companies to develop policy positions in areas such as innovation, privacy, and e-commerce and articulated these positions through white papers, reports, and conferences

U.S. Federal Trade Commission

Director, Office of Policy Planning

Deputy Director, Office of Policy Planning

Staff Attorney, Office of Policy Planning

Attorney Advisor, Office of Commissioner Orson Swindle

Attorney, Office of the General Counsel

Washington, DC

2004–2008

2003–2004

2001–2003

1998–2001

1997–1998

- Authored numerous reports on legal issues in antitrust and consumer protection, including First Amendment, antitrust immunities, and regulatory topics
- Authored amicus briefs for Commission on various antitrust and consumer protection topics
- Developed and implemented FTC Chairman's policy agenda on cutting-edge competition and consumer protection topics, with emphasis on evaluating the impact of regulation in legal advocacy filings in state, federal, and international fora
- As head of the Commission's Internet Access Task Force, assembled and managed team of lawyers and economists to analyze competition, telecommunications, and consumer protection legal issues in the areas of broadband and Internet
- Represented the agency in testimony before Congress, the Antitrust Modernization Commission, and the OECD

U.S. Court of Appeals for the D.C. Circuit

Law Clerk, Chambers of the Honorable David B. Sentelle

Staff Attorney

Washington, DC

1994–1997

1992–1994

- Researched legal issues and advised Judge on all areas of appellate law, with particular focus on administrative and civil

issues

- Researched and wrote memoranda for three-judge panels on motions, emergency matters, and matters disposed of without oral argument in all areas of law

U.S. Court of Federal Claims

Law Clerk, Chambers of the Honorable Robert J. Yock

Washington, DC

1991–1992

- Researched legal issues and advised Judge on law involving claims against the government

MAUREEN K. OHLHAUSEN

EDUCATION

George Mason University, School of Law

Arlington, VA

Juris Doctor with Distinction

May 1991

- Class Rank: 4/168; American Jurisprudence Award for Excellence in Business Associations; Research Assistant to Professor William Kovacic

University of Virginia

Charlottesville, VA

Bachelor of Arts with Distinction, English

May 1984

- National Merit Scholar; Echols Scholar (top 5% of incoming class)

ASSOCIATIONS & ACTIVITIES

- Member, Virginia State Bar, admitted 1992; District of Columbia Bar, admitted 2010
- Senior Editor, *Antitrust Law Journal* (2008-2012); Associate Editor (2006-2008); Assistant Editor (2005-2006)
- Member, ABA Competition and Public Policy Task Force (2008-2010)
- Vice chair, Advocacy Committee, American Bar Association, Section of Antitrust Law (2007-2008)
- George Mason University School of Law, adjunct faculty: Unfair Trade Practices (Fall 2006 and Summer 2007), Emerging Law of Internet Privacy (Summer 2006)

SELECTED LEGAL SCHOLARSHIP

Antitrust:

- The Elusive Role of Competition in the Standard-Setting Antitrust Debate, *20 STAN. TECH. L. REV.* 93 (2017), <https://www.ftc.gov/public-statements/2017/07/elusive-role-competition-standard-setting-antitrust-debate>.
- The Federal Trade Commission's Path Ahead, *2 Criterion J. on Innovation* 31 (2017), <https://www.ftc.gov/public-statements/2017/02/federal-trade-commissions-path-ahead>.
- Patent Rights in a Climate of Intellectual Property Rights Skepticism, *30 Harvard Journal of Law & Technology* (Fall 2016), <https://www.ftc.gov/public-statements/2017/01/patent-rights-climate-intellectual-property-rights-skepticism>.
- Administrative Litigation at the FTC: Effective Tool for Developing the Law or Rubber Stamp?, *13 Journal of Competition Law & Economics* 1 (2017), <https://www.ftc.gov/public-statements/2016/11/administrative-litigation-ftc-effective-tool-developing-law-or-rubber>.
- Antitrust over Net Neutrality: Why We Should Take Competition in Broadband Seriously, *15 Colorado Technology Law Journal* 119 (2017), <https://www.ftc.gov/public-statements/2017/01/antitrust-over-net-neutrality-why-we-should-take-competition-broadband>.
- Does the U.S. Economy Lack Competition?, *1 Criterion J. on Innovation* 47 (2016), https://www.ftc.gov/system/files/documents/public_statements/982433/ohlhausen_-_does_the_us_economy_lack_competition_8-30-16.pdf.
- Brother May I?: The Challenge of Competitor Control Over Market Entry, *Oxford Journal of Antitrust Enforcement* (2015), https://www.ftc.gov/system/files/documents/public_statements/801861/150917brothermayi.pdf.
- Competition, Consumer Protection, and the Right [Approach] to Privacy, *Antitrust Law Journal* (2015), https://www.ftc.gov/system/files/documents/public_statements/686541/ohlhausenokuliaralj.pdf.
- 100 Is the New 30: Recommendations for the FTC's Next 100 Years, *George Mason Law Review* (2014), https://www.ftc.gov/system/files/documents/public_statements/590201/141007100isthenew30.pdf.
- The Federal Trade Commission at 100: Recommendations for Improving Agency Performance, *William E. Kovacic: An Antitrust Tribute – Liber Amicorum – Volume II* (2014), https://www.ftc.gov/system/files/documents/public_statements/581651/140910kovacictribute.pdf.
- Illuminating the Story of China's Anti-monopoly Law, *The Antitrust Source* (2013), https://www.ftc.gov/sites/default/files/documents/public_statements/illuminating-story-chinas-anti-monopoly-law/1310amlstory.pdf.
- Section 5 of the FTC Act: Principles of Navigation, *Oxford Journal of Antitrust Enforcement* (2013),

https://www.ftc.gov/system/files/documents/public_statements/section-5-ftc-act-principles-navigation/131018section5.pdf.

- Moving Sideways: Post-Granholm Developments in Wine Direct Shipping and Their Implications for Competition, *Antitrust Law Journal* (2008), http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2670811.

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Telecommunications:

- Antitrust Over Net Neutrality: Why We Should Take Competition in Broadband Seriously, *Colorado Technology Law Journal*, (2017), https://www.ftc.gov/system/files/documents/public_statements/1054963/ohlhausen_cotechjournal.pdf.
- The Importance of Agency Design for Successful Competition Policy in Broadband, *Colorado Technology Law Journal* (2015), https://www.ftc.gov/system/files/documents/public_statements/897033/151223coloradotech.pdf.
- The FCC's Knowledge Problem: How to Protect Consumers Online, *Federal Communications Law Journal* (2015), https://www.ftc.gov/system/files/documents/public_statements/818521/1509fccohlhausen.pdf.
- The Procrustean Problem with Prescriptive Regulation, *CommLaw Conspectus: Journal of Communications Law and Technology Policy* (2014), https://www.ftc.gov/system/files/documents/public_statements/606381/141222commlaw.pdf.
- Telecommunications & Electronic Media – Net Neutrality vs. Net Reality: Why an Evidence-Based Approach to Enforcement, and Not More Regulation, Could Protect Innovation on the Web, *Engage: The Journal of the Federalist Society Practice Groups* (2013), https://www.ftc.gov/system/files/documents/public_statements/telecommunications-electronic-media-net-neutrality-vs.net-reality-why-evidence-based-approach-enforcement-not-more-regulation-could-protect-innovation-web/140204ohlhausennetneutrality.pdf.

Advertising:

- FTC Overreach on Advertising Enforcement Threatens the Free Flow of Valuable Information, *Liberty's Nemesis: The Unchecked Expansion of the State* (2016).

AWARDS

- Internet Association, Internet Freedom Award Honoree (2017)
- FTC Robert Pitofsky Lifetime Achievement Award (2016)
- Touchstones of Leadership Public Policy Award (2016)
- Phoenix Center Public Service Award (2016)
- Leadership Award, Crittenton Services (2015)
- George Mason University Distinguished Alumni Award (2012)