

Professor Christopher R. Leslie
University of California, Irvine School of Law
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ACADEMIC EXPERIENCE

University of California, Irvine School of Law

2014 to present Chancellor's Professor of Law
2009 to 2014 Professor of Law
 Antitrust Law; Common Law Analysis: Contracts;
 Antitrust Law & Intellectual Property Rights;
 Sexual Orientation & the Law

Voted Best Professor of the Year (1L) 2014-2015, 2016-2017,
2017-2018, 2019-2020

Chicago-Kent College of Law (Illinois Institute of Technology), Chicago, IL

2005 to 2009 Professor of Law and Freehling Scholar
 Contracts; Antitrust Law; Law & Economics;
 Antitrust Law & Intellectual Property Rights

2002 to 2005 Associate Professor of Law (tenured)
1998 to 2002 Assistant Professor of Law

New York University School of Law, New York, NY

Spring 2009 Scholar in Residence
Spring 2008 Visiting Professor of Law
 Antitrust Law; Antitrust Law & Intellectual Property Rights

Spring 2007 Visiting Professor of Law
 Antitrust Law; Antitrust Law & Intellectual Property Rights

University of Texas School of Law, Austin, TX

Spring 2006 Visiting Professor of Law
 Antitrust Law; Antitrust Law & Intellectual Property Rights

Spring 2003 Visiting Professor of Law
 Antitrust Law & Intellectual Property Rights

Stanford Law School, Stanford University, Palo Alto, CA

Spring 2005 Visiting Professor of Law
 Sexual Orientation & the Law

University of California, Berkeley School of Law

- 1997 to 1998 Lecturer
 Spring 1998: Corporations II
 Fall 1997: Advanced Antitrust Law seminar
 Spring 1997: Antitrust Law (with Professor Thomas Jorde)
- Spring 1992 Moot Court Advisor
 Counseled law students on legal research and effective advocacy.
- Fall 1991 Legal Writing and Research Instructor
 Taught law students how to research and write legal memoranda.

EDUCATION

University of California, Berkeley School of Law, J.D. 1993

Order of the Coif
CALIFORNIA LAW REVIEW, Associate Editor
Moot Court Board
American Jurisprudence Award (AmJur) in Antitrust Law
American Jurisprudence Award (AmJur) in Evidence
Prosser Prize in Contracts
Best Brief Award, First-Year Moot Court Program
Law & Economics Fellowship, Olin Foundation

Kennedy School of Government, Harvard University, Masters in Public Policy 1988

Concentration: Science and Technology Public Policy
Harvard Nuclear Non-Proliferation Working Group, member
Extensive coursework in Economics and Econometrics

University of California, Los Angeles, B.A. Economics and Political Science, 1986

Graduated with Departmental Honors
National Debate Champion (Cross-Examination Debate Association)
1982-83, 1983-84, 1984-85

BOOKS

- ANTITRUST LAW, POLICY AND PROCEDURE (8th edition, 2019)
(co-author with Thomas Sullivan, Herbert Hovenkamp & Howard Shelanski)
- ANTITRUST LAW & INTELLECTUAL PROPERTY RIGHTS: CASES AND MATERIALS (Oxford University Press 2011)

IP AND ANTITRUST: AN ANALYSIS OF ANTITRUST PRINCIPLES APPLIED TO INTELLECTUAL PROPERTY (3rd edition 2016 and annual supplements) (co-author with Herbert Hovenkamp, Mark D. Janis, Mark A. Lemley & Michael Carrier)

CHAPTERS IN BOOKS

Tying Arrangements And Intellectual Property, in THE CAMBRIDGE HANDBOOK OF ANTITRUST, INTELLECTUAL PROPERTY, AND HIGH TECH (Roger D. Blair and D. Daniel Sokol, eds. 2017).

ARTICLES

Food Deserts, Racism, and Antitrust Law, 110 CALIFORNIA LAW REVIEW __ (forthcoming 2022)

The Gay Perjury Trap, 71 DUKE LAW JOURNAL __ (forthcoming 2021)

High Prices and Low-Level Conspirators, 97 TEXAS LAW REVIEW __ (forthcoming 2021)

The Probative Synergy of Plus Factors in Price-Fixing Litigation, 115 NORTHWESTERN UNIVERSITY LAW REVIEW 1581 (2021)

How to Hide a Price-Fixing Conspiracy, 2020-2021 UNIVERSITY OF ILLINOIS LAW REVIEW __ (forthcoming 2021)

The Decline and Fall of Circumstantial Evidence in Antitrust Law, 69 AMERICAN UNIVERSITY LAW REVIEW 1713 (2020)

The DOJ's Defense of Deception: Antitrust Law's Role in Protecting the Standard-Setting Process, 98 OREGON LAW REVIEW 379 (2020)

Hindsight Bias in Antitrust Law, 71 VANDERBILT LAW REVIEW 1527 (2018)

Balancing the Conspiracy's Books: Inter-Competitor Sales and Price-Fixing Cartels, 96 WASHINGTON UNIVERSITY LAW REVIEW 1 (2018)

Conspiracy to Arbitrate, 96 NORTH CAROLINA LAW REVIEW 381 (2018)

Foreign Price-Fixing Conspiracies, 67 DUKE LAW JOURNAL 557 (2017)

The Geography of Equal Protection, 101 MINNESOTA LAW REVIEW 1579 (2017)

Dissenting from History: The False Narratives of the Obergefell Dissents, 92 INDIANA LAW JOURNAL 1007 (2017)

The Arbitration Bootstrap, 94 TEXAS LAW REVIEW 265 (2015)

Antitrust Arbitration and Merger Approval, 110 NORTHWESTERN UNIVERSITY LAW REVIEW 1 (2015) (with Mark Lemley)

Monopolization Through Patent Theft, 103 GEORGETOWN LAW JOURNAL 47 (2014)

Embracing Loving: Trait-Specific Marriage Laws and Heightened Scrutiny, 99 CORNELL LAW REVIEW 1077 (2014)

Justice Alito's Dissent in Loving v. Virginia, 55 BOSTON COLLEGE LAW REVIEW 1563 (2014)

Predatory Pricing and Recoupment, 113 COLUMBIA LAW REVIEW 1695 (2013)

The Firm as Cartel Manager, 64 VANDERBILT LAW REVIEW 813 (2011) (with Herbert Hovenkamp)

Rationality Analysis in Antitrust, 158 UNIVERSITY OF PENNSYLVANIA LAW REVIEW 261 (2010)

Judgment-Sharing Agreements, 58 DUKE LAW JOURNAL 747 (2009)

Cartels, Agency Costs, and Finding Virtue in Faithless Agents, 49 WILLIAM & MARY LAW REVIEW 1621 (2008)

Patents of Damocles, 83 INDIANA LAW JOURNAL 133 (2008)

Categorical Analysis in Antitrust Jurisprudence, 93 IOWA LAW REVIEW 1207 (2008) (with Mark Lemley)

De Facto Detrebling: The Rush to Settlement in Antitrust Class Action Litigation, 50 ARIZONA LAW REVIEW 1009 (2008)

Tying Conspiracies, 48 WILLIAM & MARY LAW REVIEW 2247 (2007)

The Significance of Silence: Collective Action Problems and Class Action Settlements, 59 FLORIDA LAW REVIEW 71 (2007)

The Anticompetitive Effects of Unenforced Invalid Patents, 91 MINNESOTA LAW REVIEW 101 (2006)

Lawrence v. Texas as the Perfect Storm, 38 U.C. DAVIS LAW REVIEW 509 (2005)

Trust, Distrust, and Antitrust, 82 TEXAS LAW REVIEW 515 (2004)

Cutting Through Tying Theory with Occam's Razor: A Simple Explanation of Tying Arrangements, 78 TULANE LAW REVIEW 727 (2004)

A Market-Based Approach to Coupon Settlements in Antitrust and Consumer Class Actions, 49 UCLA LAW REVIEW 991 (2002)

Standing in the Way of Equality: How States Use Standing Doctrine to Insulate Sodomy Laws From Constitutional Attack, 2001 WISCONSIN LAW REVIEW 29 (2001)

Creating Criminals: The Injuries Inflicted by 'Unenforced' Sodomy Laws, 35 HARVARD CIVIL RIGHTS-CIVIL LIBERTIES LAW REVIEW 103 (2000)

Unilaterally Imposed Tying Arrangements and Antitrust's Concerted Action Requirement, 60 OHIO STATE LAW JOURNAL 1773 (1999)

Den of Inequity: The Case for Equitable Doctrines in Rule 10b-5 Cases, 81 CALIFORNIA LAW REVIEW 1587 (1993)

Achieving Efficiency Through Collusion: A Market Failure Defense to Horizontal Price-Fixing, 81 CALIFORNIA LAW REVIEW 243 (1993)

SYMPOSIA AND INVITED CONTRIBUTIONS

The Commerce Requirement in Tying Law, 100 IOWA LAW REVIEW 2135 (2015)
(symposium)

Antitrust Arbitration and Illinois Brick, 100 IOWA LAW REVIEW 2115 (2015)
(symposium) (with Mark Lemley)

Antitrust Made (Too) Simple, 79 ANTITRUST LAW JOURNAL 917 (2014)
(symposium)

Revisiting the Revisionist History of Standard Oil, 85 SOUTHERN CALIFORNIA LAW REVIEW 573 (2012) (symposium)

Antitrust Law as Public Interest Law, 2 U.C. IRVINE LAW REVIEW 885 (2012)
(symposium)

Replicating the Success of Antitrust Amnesty, 90 TEXAS LAW REVIEW *SEE ALSO* 167
(2012) (invited response)

Patent Tying, Price Discrimination, and Innovation, 77 ANTITRUST LAW JOURNAL 811
(2011) (symposium)

Antitrust, Inequitable Conduct, and the Intent to Deceive the Patent Office, 1 U.C. IRVINE LAW REVIEW 323 (2011) (symposium)

- Editorial – Antitrust Leniency Programmes*, 7 COMPETITION LAW REVIEW 175 (2011)
(symposium)
- The End of Per Se Illegal Tying*, 12 COMPETITION POLICY INTERNATIONAL (2010)
(symposium)
- Antitrust and Patent Law as Component Parts of Innovation Policy*, 34 JOURNAL OF CORPORATION LAW 1259 (2009) (symposium)
- The Evolution of Academic Discourse on Sexual Orientation and the Law*, 84 CHICAGO-KENT LAW REVIEW 345 (2009) (symposium)
- New Possibilities for Asserting Walker Process Claims*, 21 ANTITRUST 48
(Summer 2007)
- The Role of Consumers in Walker Process Litigation*, 13 SOUTHWESTERN JOURNAL OF LAW AND TRADE IN THE AMERICAS 281 (2007) (symposium)
- Antitrust Amnesty, Game Theory and Cartel Stability*, 31 JOURNAL OF CORPORATION LAW 453 (2006) (symposium)
- The Role of Dead-Weight Loss in Antitrust Damages Analysis*, 51 ANTITRUST BULLETIN 521 (2006) (symposium)
- The Need to Study Coupon Settlements in Class Action Litigation*, 18 GEORGETOWN JOURNAL OF LEGAL ETHICS 1395 (2005) (symposium)
- The Use of ‘Coupon’ Compensation and Other Non-Pecuniary Redress*, 18 GEORGETOWN JOURNAL OF LEGAL ETHICS 1161 (2005) (transcript of panel discussion)
- Symposium on Readings of Lawrence: The Importance of Lawrence in the Context of the Supreme Court’s Historic Treatment of Gay Litigants*, 11 WIDENER LAW JOURNAL 189 (2005) (symposium)
- The Art of the Cartel*, THE ANTITRUST SOURCE (ABA Antitrust Section) (November 2004) (Book Review of THE ART OF THE STEAL: INSIDE THE SOTHEBY’S-CHRISTIE’S AUCTION HOUSE SCANDAL by Christopher Mason)
- Procedural Rules or Procedural Pretexts?: A Case Study of Procedural Hurdles in Constitutional Challenges to the Texas Sodomy Law*, 89 KENTUCKY LAW JOURNAL 1109 (2000-2001) (symposium)
- The Legal Rights of Same-Sex Couples in the United States (“Los derechos legales de parejas del mismo sexo en los Estados Unidos,”)*, 4 REVISTA DE DERECHO

COMPARADO (JOURNAL OF COMPARATIVE LAW) (2003) (symposium) (written in English; translated into Spanish by the editors)

PROFESSIONAL PUBLICATIONS

GILBERT LAW SUMMARIES: ANTITRUST (11th edition 2010) (with Mark Lemley)

GILBERT'S LAW SCHOOL LEGENDS ON AUDIO CD: ANTITRUST LAW (2006)

Vertical Trade Restraints in Clinton's First Term, 36th Annual PLI Advanced Antitrust Seminar (1997) (with M. Laurence Popofsky)

The Tension Between Federal Antitrust and State Unfair Competition Laws, 35th Annual PLI Advanced Antitrust Seminar (1996) (with Mary Cranston)

LEGAL AND RESEARCH EXPERIENCE

1996 to 1997 **Heller Ehrman White & McAuliffe, San Francisco**

Litigation Associate

Practice concentrated on antitrust and complex business litigation.

1994 to 1996 **Pillsbury Madison & Sutro, San Francisco**

Litigation Associate

Practice concentrated on antitrust and complex business litigation.

Wrote chapters for ABA State Antitrust Supplement.

1993 to 1994 **The Honorable Diarmuid O'Scannlain**

United States Court of Appeals for the Ninth Circuit, Portland, OR

Law Clerk

Wrote bench memoranda for three-judge appellate panels.

Drafted opinions. Assisted judge in en banc decision-making.

Summer 1992 **Sullivan & Cromwell, New York**

Summer Associate

Researched and wrote legal memoranda for securities litigation.

Summer 1992 **Pillsbury Madison & Sutro, San Francisco**

Summer Associate

Researched and wrote legal memoranda for antitrust litigation.

1991 to 1992 **Professor Thomas M. Jorde, UC Berkeley School of Law**

Research Assistant

Drafted Supplement to *Trade Regulation* by Milton Handler et al.

Assisted in editing book on antitrust and innovation.

Researched section for casebook on law and technology.

Summer 1991 **Law & Economics Consulting Group, Berkeley, CA**

Consultant

Researched antitrust, securities, and RICO issues for *FDIC v. Drexel, Burnham*.

Summer 1991 **Professor Robert C. Post, UC Berkeley School of Law**

Research Assistant

Researched cases and history related to Taft Court for the Oliver Wendell Holmes Devise History of the Supreme Court.

1988 to 1990 **The RAND Corporation, Santa Monica, CA**

Graduate Fellow at Rand Graduate School

Pursued post-graduate research in economics and security issues.
Worked as teaching assistant for courses in economics & statistics.

1987 to 1988 **Kennedy School of Government, Harvard University, Cambridge, MA**

Teaching Assistant

Lectured in economics and econometrics classes.
Graded assignments.

Summer 1987

Center for International and Strategic Affairs, U.C.L.A.

Research Associate

Assisted in development of computer data base for monitoring international nuclear transactions. Researched and analyzed trade and professional journals.

AWARDS

Jerry S. Cohen Memorial Fund Writing Award for Antitrust Scholarship for the Best Private Enforcement Article of 2015 for *Antitrust Arbitration and Illinois Brick*, 100 IOWA LAW REVIEW 2115 (2015) (with Mark Lemley)

Professor of the Year (1L) 2014-2015, 2016-2017, 2017-2018, 2019-2020
University of California Irvine School of Law

Best Academic Article on Monopolization, 2014 Antitrust Writing Awards, presented by the Institute of Competition Law and George Washington University Law School Competition Law Center, for *Predatory Pricing and Recoupment*, 113 COLUMBIA LAW REVIEW 1695 (2013)

Jerry S. Cohen Memorial Fund Writing Award for Antitrust Scholarship, Finalist Award for *Predatory Pricing and Recoupment*, 113 COLUMBIA LAW REVIEW 1695 (2013)

Jerry S. Cohen Memorial Fund Writing Award for Antitrust Scholarship, Honorable

Mention for *The Firm as Cartel Manager*, 64 VANDERBILT LAW REVIEW 813 (2011) (with Herbert Hovenkamp)

Professor of the Year

Chicago-Kent College of Law 2008-09

Henrietta and Adolf Nudelman Award

presented by Chicago-Kent College of Law Moot Court Honor Society 2002-03.

UNIVERSITY AND PROFESSIONAL SERVICE

University of California Irvine School of Law

- * Outlaw – Faculty Advisor
- * Business Law Society – Faculty Advisor
- * Law and Economics Society – Faculty Advisor
- * Academic Affairs Committee – Chair (2019-2020)
- * Admissions Committee – Chair (2010-2011)
- * Bar Passage Committee (2019-20)
- * Student Success Committee (2020 – present)
- * Teaching & Learning Committee (2020 – present)
- * Faculty Appointments Committee
 - Chair (2011-12)
 - Member (2009-10)
- * LLM Committee
 - Chair (Fall 2014)
 - Member (Spring 2014)
- * Building Planning Committee (2014-16)
- * Visiting Assistant Professor Committee - Chair
- * Representative to the University-wide Assembly
- * Instructor in UCI Pre-Law Pipeline Program
- * Liaison for the Concurrent Degree J.D./M.B.A. Program

Orange County Lavender Bar Association

- * Founding Director of Bar Association for LGBT Lawyers and Allies
- * Director (2009 – 2018)

ANTITRUST LAW JOURNAL (peer-reviewed academic journal of the ABA Section on Antitrust Law)

- * Contributing Editor, 2016 – present
- * Senior Editor, 2011 – 2016
- * Associate Editor, 2008 – 2011
- * Assistant Editor, 2007 – 2008

Section on Antitrust Law and Trade Regulation, Association of American Law Schools

- * Chair, 2007 – 2008
- * Vice-Chair, 2006 – 2007

* Executive Committee, 2002 – 2008

SELECTED INVITED PRESENTATIONS

- “Food Deserts and Antitrust Law,” Yale Law School, Thurman Arnold Project conference (2021)
- “False Analogies to Predatory Pricing,” University of Florida School of Law (UF-sponsored nationwide zoom series for antitrust professors) (2020)
- “The Gay Perjury Trap,” UC Irvine School of Law (2020)
- “Denial, Deception, and Destruction of Evidence: How Antitrust Law Helps Conceal Price-Fixing Conspiracies,” USC School of Law (2020)
- “Proving Price Fixing,” Competition, Antitrust Law, and Innovation Forum, UC Irvine (2019)
- “False Analogies to Predatory Pricing,” Competition, Antitrust Law, and Innovation Forum, UC Irvine (2018)
- “Price Fixing and Circumstantial Evidence,” Competition, Antitrust Law, and Innovation Forum, UC Irvine (2018)
- “Hindsight Bias in Antitrust Law,” Competition, Antitrust Law, and Innovation Forum, UC Irvine (2017)
- “Antitrust Arbitration and Conspiracies to Arbitrate,” Yale Law School (2016)
- “Tying and Commerce,” University of Iowa College of Law (October 2014)
- Briefing on Patents for the American Antitrust Institute, participant, Washington D.C. (January 2014)
- “Can Antitrust Law Incorporate Insights from Behavioral Economics?,” 17th Annual Conference of The International Society for New Institutional Economics, Florence, Italy (June 2013)
- “Behavioral Foundations and Antitrust Applications,” panel at The Present and Future of Behavioral Antitrust Conference, University College London (December 2012)
- “Global Antitrust Enforcement,” panel discussion at conference at Georgetown University Law Center (September 2012)
- “Antitrust Law as Public Interest Law,” at Business Law as Public Interest Law symposium, University of California Irvine School of Law (April 2012)

“Revisiting the Revisionist History of Standard Oil,” Conference on the 100th Anniversary of the Supreme Court’s Standard Oil decision, George Washington University School of Law (June 2011)

“Gay Perjury Trap,” Emory Law School (April 2011)

“Employment Discrimination and Gay Employees,” UC Irvine School of Law Underrepresented Students Association (April 2011)

“Rationality and Law & Economics,” UC Irvine Law and Economics Society (March 2011)

“Law and The Heterosexual Brand,” UC Irvine Women’s Law Society (February 2011)

“Discrimination Based on Sexual Orientation Within the Healthcare System,” UC Irvine Medical School (November 2010)

“Gay Perjury Trap,” Hofstra Law School (October 2010)

“Distrust and Deterrence: The Logic of Leniency,” Keynote Address at the Competition Law Scholars Forum, City Law School, London, UK (September 2010)

“Patent Tying, Price Discrimination, and Innovation,” Stanford Law School (May 2010)

“Inequitable Conduct, Antitrust Fraud, and Patent Law’s On-Sale Bar,” University of California, Irvine School of Law (January 2010)

“Rational Irrationality,” University of Southern California School of Law (January 2009)

“Rational Irrationality,” University of Illinois College of Law (October 2008)

“Rational Irrationality,” University of California, Irvine School of Law (September 2008)

“Rational Irrationality,” Cardozo School of Law (April 2008)

“Rational Irrationality,” Harvard Law School (February 2008)

“Judgment-Sharing Agreements,” Chicago-Kent College of Law (September 2007)

“Patents of Damocles,” Northeastern University School of Law (May 2007)

“Patents of Damocles,” ABA Antitrust Section Spring Meeting (April 2007)

“Judgment-Sharing Agreements,” Boston University School of Law (April 2007)

- “In Praise of Faithless Agents,” NYU School of Law (February 2007)
- “The Role of Consumers in *Walker Process* Litigation,” Symposium in Honor of Lawrence Sullivan at Southwestern University Law School, L.A. (February 2007)
- “Patent Enforcement and Antitrust Law,” Association of American Law Schools, Antitrust Section, Washington D.C. (January 2007)
- “The Anticompetitive Effects of Unenforced Invalid Patents,” Vanderbilt University School of Law (October 2006)
- “Cartels and Agency Costs,” Cambridge University, England, Conference on Economic Crime (September 2006)
- “Should Antitrust Law Impose a Duty on Monopolists to Disavow Invalid Patents?” NYU School of Law, Colloquium on Innovation Policy (February 2006)
- “Antitrust Amnesty and Cartel Distrust,” University of Southern California School of Law, Center in Law, Economics, and Organization (October 2005)
- “Antitrust Amnesty and Cartel Distrust,” Stanford Law School (June 2005)
- “Antitrust Amnesty and Cartel Distrust,” University of Iowa College of Law, Conference on the Antitrust Enterprise (April 2005)
- “Antitrust and Billboards,” University of Florida School of Law (February 2005)
- “The Use of ‘Coupon’ Compensation and Other Non-Pecuniary Redress,” Federal Trade Commission Workshop on Protecting Consumer Interests in Class Actions (Sept. 2004)
- “*Lawrence* and Sodomy Laws in the Context of International Human Rights”, DePaul Law School Human Rights Colloquium (Sept. 2004)
- “Trust, Distrust, and Antitrust,” Chicago-Kent College of Law (October 2003)
- “Antitrust and Intellectual Property: American and European Perspectives,” Oxford University, St. Peter’s College (July 2003) (in affiliation with International Intellectual Property Summer Program).
- “Trust, Distrust, and Antitrust,” Northwestern University Law School (April 2003)
- “Cutting Through Tying Theory with Occam’s Razor: A Simple Explanation of Tying Arrangements,” University of Minnesota Law School (February 2003)
- “Antitrust Soundbytes and Harm to Competition,” (commentary on Eleanor Fox’s “What

- Do We Mean by Harm to Competition?"), Loyola Law School (April 2002)
- "Coupon-Based Settlements in Antitrust and Consumer Class Action Litigation,"
University of Illinois College of Law (September 2001)
- "Antitrust II: Tying and Refusals to License" at Computer Law Conference at University
of Texas School of Law (June 2001)
- "Standing and Sodomy Laws," Kent Legal Scholars, Chicago-Kent College of Law
(February 2000)
- "Unilateral Tying Arrangements," Chicago Bar Association-Antitrust Law Section
(October 1999)
- "Reconceptualizing Tying Arrangements," University of Texas School of Law
(October 1999)
- "Cutting Through Tying Theory with Occam's Razor: A Simple Explanation of Tying
Arrangements", Chicago-Kent College of Law (September 1999)