
This timely and comprehensive handbook is an expanded and updated version of the American Antitrust Institute’s 2010 *International Handbook on Private Enforcement of Competition Law*. This time the editors and a distinguished group of authors focus exclusively on private enforcement in the United States. The 2012 handbook has grown from eleven to sixteen chapters, plus a substantive introduction by Robert Lande drawn from his previous work on the benefits of private enforcement.

The handbook proceeds with a largely chronological look at the preparation, funding, filing, defense, and settlement of a private antitrust case, reflecting the reality of most private treble damage actions in United States courts which either settle or are dismissed. Each chapter answers a different question:

- What acts constitute violations of U.S. antitrust laws?
- What investigations and other activities typically occur before a complaint is filed?
- What parties are entitled to pursue an antitrust claim?
- What decisions are involved in the initiation of a private action?
- How are claims aggregated, and what is the current state of class action law?
- What types of motions typically arise during the pre-trial phase?
- How is evidence obtained?
- What role do economists and expert witnesses play?
- How are damages proved and other remedies obtained?
- How is antitrust litigation funded?
- How do public and private litigation interact?
What are the strategic and practical considerations associated with settlement?

What happens after there is a fund to distribute?

What happens when there are still funds left over?

What types of proposals have been made to reform the current system?

The 2012 Handbook is one of the most practical and strategic looks at the formulation and conduct of private treble litigation available. It is practically unique in going beyond the substance of the antitrust law and giving the reader a peek behind the curtain as to how private antitrust litigation actually functions. It will prove to be of great value to students and practitioners, both inside and outside the United States, who want to understand what really occurs in and outside the courtroom.

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