

# JENNIFER E. STURIALE

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## TEACHING EXPERIENCE

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- University of Baltimore School of Law**, Baltimore, MD  
*Visiting Associate Professor of Law*, Property Spring 2025
- Delaware Law School, Widener University**, Wilmington, DE  
*Associate Professor of Law*, Civil Procedure I & II, Property I 2024 – Present  
Awarded the H. Albert Young Fellowship in Constitutional Law
- Assistant Professor of Law*, Civil Procedure I& II, Property I 2022 – 2024
- Conceptualized, organized, launched, and manage junior faculty scholarship forum; first-year-student competition (“Personal Jurisdiction ‘Rap Battle’”); and law-school-wide training session (“*Erie Extravaganza!*”).
- University of Maryland, Francis King Carey School of Law**, Baltimore, MD 2021 - 2022  
*Visiting Assistant Professor of Law*, Civil Procedure, Complex Litigation, Property
- Harvard Law School**, Cambridge, MA 2018 - 2020  
*Climenko Fellow and Lecturer on Law*, Legal Research & Writing, Civil Procedure reading group
- Georgetown University Law Center**, Washington, DC 2020 - 2021  
*Director, Academic Programs*, Institute for Technology Law and Policy  
Designed curriculum for new Master of Law and Technology (MLT) degree; designed and taught three technology, competition, and intellectual property courses. Managed technology-related curriculum and academic programs. Advised JD, LL.M., and MLT students. Organized and moderated the Tech Speaker Series.
- Georgetown Law Scholar* 2016 - 2018  
*Adjunct Professor of Law*, Advanced Antitrust Economics and the Law (with Steve Salop)
- George Mason University School of Law**, Arlington, VA 2012 - 2014  
*Visiting Assistant Professor of Law*, Civil Procedure, Intellectual Property

## EDUCATION

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- Georgetown University Law Center**, Washington, DC 2012  
L.L.M.  
*Law Research Fellow*, L.L.M. awarded for successful completion of Fellowship  
*Lecturer*, co-taught property with Professor David A. Super
- J.D., *magna cum laude* 2004  
Executive Articles Editor, *Georgetown Law Journal*  
Order of the Coif  
Dean’s List, 2001-2004  
Raymund T. Yingling Scholarship  
*Research and Teaching Assistant to Steven C. Salop, Antitrust Law*, Fall 2002-Spring 2004  
*Research Assistant to Professor Gaurang Mitu Gulati*, Summer 2002
- Duke University**, Durham, NC 1996  
B.A., *magna cum laude*

Phi Beta Kappa, elected as a Junior  
Student Marshal, 1995  
Dean's List with Distinction, 1993-1996

## TEACHING INTERESTS

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*Primary:* Civil Procedure and related courses (Advanced Civil Procedure, Complex Litigation, Class Actions); Intellectual Property (Copyright, Patent, Trademark, a survey course, technology-focused courses); Antitrust; Property; Conflicts of Law; Federal Courts

*Additional:* Administrative Law, Evidence, Tax, Trusts and Estates, Privacy Law, Entertainment Law

## ACADEMIC PUBLICATIONS

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*Gendering Antitrust* (work-in-progress)

*Taking Digital Platforms: Using the Takings Clause to Correct Market Power* (work-in-progress)

*Comity, Competition, Conflict: A Taxonomy of Inter-Court Dynamics* (work-in-progress)

*An Empirical Analysis of the Assignment of MDL Judges* (with Margaret Williams) (work-in-progress)

*The Path Forward for Hatch-Waxman Patent Litigation* (work-in-progress)

[Fixing "Litigating the Fix"](#)

85 ANTITRUST L. J. 619 (2024) (with Steven C. Salop)

[The Other Shadow Docket: The JPML's Power to Steer Major Litigation](#),

2023 U. ILL. L. REV. 105, *cited in* 15 CHARLES ALAN WRIGHT, ARTHUR R. MILLER & EDWARD H. COOPER, FEDERAL PRACTICE AND PROCEDURE §§ 3864, 3865 (4th ed. 2015 & Supp. 2024), *and* EDWARD BRUNET, JOHN PARRY & MARTIN REDISH, SUMMARY JUDGMENT: FEDERAL LAW AND PRACTICE § 9:5 (2024 ed. 2023).

[A Balanced Consideration of the Federal Circuit's Choice-of-Law Rule](#),

2020 UTAH L. REV. 475, *cited in* EDWARD BRUNET, JOHN PARRY & MARTIN REDISH, SUMMARY JUDGMENT: FEDERAL LAW AND PRACTICE § 9:12 (2024 ed. 2023).

[Hatch-Waxman Patent Litigation and Inter Partes Review: A New Sort of Competition](#),

69 ALA. L. REV. 59 (2017)

[Variety, Mergers, and Consumer Well-Being: Towards A Capability Approach to Merger Law](#),

117 W. VA. L. REV. 135 (2014)

[Compulsory Licensing of Intellectual Property As Merger Remedy: A Decision-Theoretic Approach](#),

72 LA. L. REV. 605 (2012)

[The Passage of Community Property Laws, 1939-1947: Was "More Than Money" Involved?](#),

11 MICH. J. GENDER & L. 213 (2005)

## OTHER PUBLICATIONS

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[\*Vertical Merger Enforcement in the Draft Merger Guidelines\*](#), ProMarket (July 28, 2023) (with Steven C. Salop)

[\*The FTC Should Quickly Issue New Section 5 Enforcement Guidelines\*](#), ProMarket (July 26, 2022) (with Steven C. Salop)

POVERTY AND INCOME TRENDS: 1995 (Center on Budget and Policy Priorities 1997)

STATE-BY-STATE CENSUS DATA FOR FISCAL YEAR 1993-94: STATE AND LOCAL GOVERNMENT FINANCES (with Elizabeth McNichol and Nicholas Johnson) (Center on Budget and Policy Priorities 1997)

IS CONNECTICUT A HIGH-TAX STATE? (with Nicholas Johnson) (Center on Budget and Policy Priorities 1997)

## JUDICIAL CLERKSHIP

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Hon. Robert A. Katzmann, U.S. Court of Appeals for the Second Circuit, New York, NY 2004 - 2005

## PRESENTATIONS

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*Antitrust: Theories of harm in unilateral conduct cases concerning Big Tech in the US & Europe* (Invited Panelist), January 2025  
Global Competition Review, Law Leaders Global  
Miami, Florida

*Commentary on Contending with Consummated Mergers: Policy and Practice* (Invited Commentator) April 2024  
24th Annual Loyola Antitrust Colloquium,  
Institute for Consumer Antitrust Studies  
Loyola University Chicago School of Law

*Gendering Antitrust* April 2024  
Antitrust Workshop (Online),  
USC Gould School of Law & University of Cambridge

Antitrust Scholars Roundtable (Invited Participant), October 2023  
University of California, Irvine School of Law

Intellectual Property Scholars Conference, August 2022  
Stanford Law School

*Mergers: Merger Remedies - What Will the Agencies Accept?* (Invited Panelist) February 2024  
Global Competition Review, Law Leaders Global  
Miami, Florida

*Rebuttals* (Invited Panelist) November 2023  
[Public Workshop on FTC/DOJ Draft Merger Guidelines](#),  
University of Chicago, Coase Sandor Institute for Law and Economics

<i>Challenges to More Vigorous Enforcement: Agency Strategy, Guidance, and Authority</i> (Invited Panelist) 24th AAI Annual Policy Conference: Taking Stock of Antitrust's Pro-Enforcement Movement	May 2023
<i>Fixing "Litigating the Fix"</i> (Invited Speaker) 23rd Annual Loyola Antitrust Colloquium, Institute for Consumer Antitrust Studies Loyola University Chicago School of Law	April 2023
<i>The Emergent Right to Repair, Competition Issues</i> (Moderator) Berkeley Center for Law & Technology & Spangenberg Center for Law, Technology and the Arts at Case Western	April 2022
<i>Antitrust and "Big Tech": Litigation or Regulator</i> (with FTC Commissioners Noah Phillips and Becca Slaughter) Anchor Event, University of Maryland Law School	March 2022
<i>Bruce Schneier, the Internet of Things</i> (Moderator) Tech Speaker Series, Institute for Technology Law & Policy, Georgetown University Law Center	March 2021
<i>Charlie Warzel, the Media and Technology</i> (Moderator) Tech Speaker Series, Institute for Technology Law & Policy, Georgetown University Law Center	March 2021
<i>Steve Salop, Mark Silverstein, Digital Platforms and Competition</i> (Moderator) Tech Speaker Series, Institute for Technology Law & Policy, Georgetown University Law Center	November 2020
<i>Jennifer D. Oliva, Surveillance, Mobil Applications, and Privacy</i> (Moderator) Tech Speaker Series, Institute for Technology Law & Policy, Georgetown University Law Center	September 2020
<i>The Unseen Force in Civil Litigation: The Chief Justice's Appointment of the Judicial Panel on Multidistrict Litigation</i> 5th Annual Civil Procedure Workshop, University of Texas School of Law	October 2019
<i>A Balanced Consideration of the Federal Circuit's Choice-of-Law Rule</i> Intellectual Property Scholars Conference, DePaul University College of Law	August 2019
Works-in-Progress Intellectual Property Colloquium, Case Western Reserve University School of Law	February 2018
Intellectual Property Scholars Conference, Cardozo Law School	August 2017
<i>Multidistrict Litigation of Intellectual Property Claims</i> Works-in-Progress Intellectual Property Colloquium, University of Houston Law Center	February 2019
<i>Hatch-Waxman Patent Litigation and Inter Partes Review: A New Sort of Competition</i> Intellectual Property Scholars Conference, Stanford Law School	August 2016

*Variety, Mergers, and Consumer Well-Being: Towards A Capability Approach to Merger Law*  
Munich Conference on Innovation and Competition,  
The Max Planck Institute for Innovation and Competition and  
the Center for Law & Economics at ETH Zurich

June 2014

George Mason University School of Law, Manne Faculty Forum

September 2013

## MEDIA

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[Microsoft Can Hurt Rivals in Different Ways, 9th Circuit Told](#)

Law360 (Aug. 17, 2023)

[Does DOJ's Assa Abloy Deal Encourage More Fix-It First?](#)

Law360 (May 9, 2023)

[FTC's Competition Policy Shift Paves Enforcement 'Shortcuts'](#)

Bloomberg (Nov. 11, 2022)

## SERVICE

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*Advisory Board Member, American Antitrust Institute*

Elected Spring 2025

*Executive Committee Member, AALS Antitrust Section*

Spring 2024 - Present

Admissions Committee

Fall 2024

Faculty Development Committee, Delaware Law School

Fall 2022 - Present

Legal Education Committee

Fall 2023 – Spring 2024

## ADVOCACY

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### Amici Briefs

[Amici Curiae Brief of Law Professors in Support of Appellant,](#)

2023

*Federal Trade Commission v. Microsoft Corporation* (23-15992), *Counsel for Amici Curiae*

Drafted and filed brief in support of FTC in its challenge to Microsoft's acquisition of Activision on the basis of Microsoft's ability to partially foreclose rivals

[Amicus Curiae Brief of Law Professors as Amici Curiae in Support of Neither Party,](#)

2022

*United States v. Assa Abloy AB* (22-CV-2791) (antitrust), *Attorney for Amici Curiae* (Herbert Hovenkamp, Erik Hovenkamp, A. Doug Melamed, Steven C. Salop, Jennifer E. Sturiale)

Co-drafted and filed brief arguing that defendants should bear the burden of establishing that divestiture remedies will cure the expected competitive problems

**Huth Reynolds LLP**, Washington, DC

2021-2024

*Of Counsel*

Worked as an independent contractor with former Cravath colleague and firm founder, Karl Huth. Represented Illumina in its acquisition of GRAIL; evaluated strength of FTC's challenge to the acquisition and drafted trial documents. Was sought out for my expertise by an

investment firm; aided client in valuing an antitrust lawsuit that was an asset in a bankruptcy proceeding by assessing the probability of a successful trial outcome.

**Quinn Emanuel Urquhart & Sullivan, LLP**, Washington, DC

2015-2018

*Associate*

Practice focused on antitrust matters. Drafted complaints, briefs pertaining to dispositive motions, requests for documents, interrogatories, responses to document requests, and responses to interrogatories. Counseled client on state and federal choice-of-law issues implicated in multidistrict litigation. Constructed novel “installed-based opportunism” antitrust theory of harm for client in what was ultimately a contract dispute.

**Cravath, Swaine & Moore LLP**, New York, NY

*Associate*

2005 – 2010

*Summer Associate*

2003

Practice focused on all phases of complex commercial litigation, with a focus on antitrust and patent matters. Drafted appellate briefs, trial briefs, briefs in support of dispositive motions and motions in limine, and letter briefs. Deposed key trial witnesses. Outlined direct and cross examinations of key trial witnesses. Prepared federal appellate court oral arguments. Constructed novel defenses to claims client impermissibly monopolized by breaching commitments to standard-setting organizations. Served as the “beach master” for a trial before the World Intellectual Property Organization (WIPO)—i.e., managed all trial logistics both before and during trial. Supervised teams of junior associates.

## BAR AND COURT ADMISSIONS

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U.S. Court of Appeals for the Ninth Circuit	2023
U.S. District Court for the District of Columbia	2023
District of Columbia	2016
U.S. District Court for the Eastern District of New York	2006
U.S. District Court for the Southern District of New York	2006
New York	2005

## OTHER EXPERIENCE

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**The Atlantic Philanthropic Service Company, Inc.**, New York, NY

1999-2001

*Program Associate*

Assisted in the management of a portfolio of grants worth approximately \$50 million. Evaluated and recommended funding of not-for-profit organizations committed to social, economic, and legal justice.

**Duke University**, Durham, NC

May 1999-Oct. 1999

*Research Assistant to Professor Philip J. Cook*

Contributed to the book GUN VIOLENCE: THE REAL COSTS (2000).

**Andersen Consulting**, Chicago, IL

1997-1999

*Consultant/Analyst*

**Center on Budget and Policy Priorities, Washington, DC**

1996-1997

*Research Assistant*

Analyzed data on state and federal tax systems, employment, and poverty and income distribution trends. Co-authored papers advising state and local governments on strategies to ameliorate structural budget deficits.

## REFERENCES

Vicki C. Jackson  
Thurgood Marshall Professor of Constitutional  
Law  
Harvard Law School  
Areeda 327  
1563 Massachusetts Avenue  
Cambridge, MA 02138  
(617) 496-0555  
vjackson@law.harvard.edu

Steven C. Salop  
Professor Emeritus  
Georgetown University Law Center  
600 New Jersey Avenue, NW  
Washington, DC 20001  
salop@law.georgetown.edu

Robin L. West  
Frederick J. Haas Professor of Law and Philosophy  
Emeritus  
Georgetown University Law Center  
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Washington, DC 20001  
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