

Christopher Pleatsikas
Vice President

PhD, Regional Economic
Analysis
University of Pennsylvania

MS, Natural Resources
University of Vermont

BA, Arts and Sciences
University of Pennsylvania

Christopher Pleatsikas is a vice president at Charles River Associates. Now based in the Oakland office of CRA, he was previously based in CRA's Sydney office, where he was the co-director of its Asia-Pacific competition group. He was a Managing Director at Berkeley Research Group and, prior to that, was a Managing Director at LECG, in charge of its Australian litigation practice. He also has been a principal at Putnam, Hayes & Bartlett, Inc. Dr. Pleatsikas has served as a manager of the Economic Analysis Unit, Management Advisory Services, at Price Waterhouse and was a managing associate at Urban Systems Research and Engineering, Inc. His published papers include analyses of the interface between antitrust and regulatory policy, evaluation of the implications of standards for determining whether prices are predatory, assessments of the competitive implications of contractual provisions, and analyses of merger policies and regulations.

Professional history

2016–Present	Charles River Associates
2010–2016	Berkeley Research Group
2006–2010	LECG
2004–2006	Charles River Associates
1991–2004	LECG
1987–1991	Putnam Hayes and Bartlett
1983–1987	Independent Consultant
1981–1983	Price Waterhouse
1976–1981	Urban Systems Research and Engineering

Teaching experience

Dr. Pleatsikas has served as Lecturer/Distinguished Lecturer in Economics at the University of California, Santa Cruz, teaching industrial organization/antitrust. He has also taught econometrics and quantitative methods at the University of Pennsylvania and the University of Maryland.

Economic expertise

While Dr. Pleatsikas specializes in competition analysis and antitrust issues, he has provided expert advice and testimony on a number of other economic issues. His areas of expertise include:

Antitrust/competition analysis

Mergers and acquisitions, market definition, assessments of market power, evaluation of contractual and other business practices, monopolization and attempted monopolization, monopoly leveraging, price fixing and price discrimination, predatory pricing, class action certification and evaluation of competition and efficiency impacts of business practices and public policy. He was an advisor in the most recent rewrite of the Merger Guidelines for the Australian antitrust regulator.

Intellectual property

Patent/copyright/trademark infringement; evaluation of standard essential patents (SEPs) and reasonable royalties; valuation of intellectual property and trademarks; patent fraud/misuse; ITC disputes; and pooling.

Damages

Causation, lost sales or profits, reasonable royalty, unjust enrichment, punitive damages, tax-related matters, breach of contract, fraud, intellectual property, class action certification and damages, antitrust and “unfair competition”.

Impact assessment analysis

Assessment of economic impacts, often by industry sector and/or geographic region for a variety of policy and economic activity changes; development and implementation of economic impact assessment models.

Regulation

Review and analysis of regulatory decisions and impact assessment methodologies and methods; development of deregulation/re-regulation regimes; prudence inquiries, facility siting and planning, reasonableness of rates and ratebase, and demand forecasting.

In addition, Dr. Pleatsikas has experience in assessing economic impact using economic impact and economic forecasting models.

Industry experience

Dr. Pleatsikas has been engaged in assignments covering a wide range of industries. For example, he has extensive experience in a variety of network industries, having evaluated competition, pricing, mergers and damages issues in a wide variety of network industries. These include financial services (credit cards, charge cards, debit cards and other payment instruments), energy transportation and distribution (natural gas and electricity), telecommunications, computer networks and computer services and transportation (trucking, railroads, ocean shipping, terminals and airlines).

Dr. Pleatsikas also has expertise in high technology industries, including computer hardware and software used in a variety of applications, as well as other high technology applications (e.g., medical devices and machine tools) and media industries. These assignments have included antitrust, intellectual property and contract damages cases. He has been engaged to examine price squeeze, margin squeeze and predatory pricing allegations in the pay television, electricity, food processing/distribution/retailing and building products industries.

In addition, Dr. Pleatsikas has broad expertise in the energy and mining industries, including impact and feasibility studies, antitrust litigation, intellectual property disputes, contract disputes and pricing forecasts and arbitrations. He has worked in many segments of the mining industry, including hard rock and coal mining. In the energy industry he has worked in all major segments, including oil and gas, coal, electricity, and renewable technologies, as well as at all stages of the industry, including extraction, processing, distribution (wholesale and retail) and consumer demand.

Testimony, expert reports, and affidavits

Dr. Pleatsikas has testified and/or submitted testimony on numerous occasions in a variety of venues, including:

- U.S. Federal Court
- U.S. State Courts (e.g., California, Louisiana)
- State Administrative Agencies (e.g., Public Utilities Commissions)
- U.S. Federal Administrative Agencies (e.g., International Trade Commission)
- Federal Court of Australia
- Australian Competition Tribunal
- Copyright Tribunal of Australia
- High Court of New Zealand
- High Court of the Republic of Singapore

Dr. Pleatsikas has also provided expert reports to foreign administrative agencies and has testified in private arbitrations. In addition, he has been retained as an expert on numerous occasions in other matters that were settled prior to trial or the provision of written or oral testimony. A list of his testimony is available upon request.

Publications

1. "Update on Antitrust Enforcement in the United States," *Australian Journal of Competition and Consumer Law*, September 2016
2. "Federalism, States' Rights and the Antitrust Laws: The Supreme Court Inflicts Pain on North Carolina Dentists," *Australian Journal of Competition and Consumer Law*, December 2015

3. "The Ghost of Illinois Brick," *Australian Journal of Competition and Consumer Law*, December 2014
4. "The Extraterritorial Application of U.S. Antitrust Law," *Westlaw Journal Antitrust* 22(6), October 2014
5. "The Supreme Court Decision on Pay for Delay: An Economic Perspective," *Australian Journal of Competition and Consumer Law*, December 2013
6. *The Palgrave Encyclopedia of Strategic Management*, entries for "perfect competition," "rivalry and collusion" and "winner-take-all markets," 2013–2014
7. "Antitrust Analysis for Software Markets," World Scientific Initiative Handbook of Antitrust Economics, forthcoming
8. "Smartphone Wars and Their Antitrust Implications," *Australian Journal of Competition and Consumer Law* 21, 2013
9. "GUPPI, the New Horizontal Merger Guidelines and Assessing Potential Competitive Effects," with J. Douglas Zona, *Australian Journal of Competition and Consumer Law* 20, 2012, 135
10. "The New United States Horizontal Merger Guidelines," *Australian Journal of Competition and Consumer Law* 19(3), 2011, 232
11. "Sports Leagues and Joint Ventures under United States Antitrust Law," *Trade Practices Law Journal* 18(4), 2010, 301
12. "An Economic Perspective on Damages Calculations: Common Problems in Specifying the But-For World," with M. Akemann, Chapter 6 in *Current Trends and Issues in Antitrust Litigation*, Practising Law Institute, 2010
13. "Changes in Antitrust Policy Concerning Unilateral Conduct Rules," *Trade Practices Law Journal* 17(4), 2009, 301
14. "Results from the Joint Hearings on Antitrust Enforcement and Intellectual Property Rights," *Trade Practices Law Journal* 15(4), 2007, 264
15. "Dealing in Imaginary Goods: Implications for Antitrust and Intellectual Property Policy," with Andrew D. Schwarz, *Trade Practices Law Journal* 15(1), 2007, 61
16. "Expert Economic Evidence in the United States," *Trade Practices Law Journal* 14(3), 2006, 187
17. "Product Market Definition in the Television Industry," *Competition & Consumer Law Journal* 13(2), 2005, 99
18. "The Oracle/PeopleSoft Merger Case: Market Definition and Unilateral Effects Analysis in the Software Industry," with Andrew Schwarz, *Trade Practices Law Journal* 12, 2004, 236
19. "The Telecommunications Act of 1996 and the U.S. Antitrust Laws," with Michael Akemann, *Trade Practices Law Journal* 11(4), 2003, 260
20. "An Economic Interpretation of Recent American and Australian Judicial Decisions on Predatory Pricing," *Trade Practices Law Journal* 11(1), 2003, 12

21. "The California Electricity Crisis and Antitrust Analysis," with Philip McLeod, *Trade Practices Law Journal* 10(1), 2002, 64
22. "Economic Fallacies Encountered in the Law and Economics of Antitrust: Illustrations from Australia and New Zealand," with David Teece, *Trade Practices Law Journal* 9(2), 2001, 73
23. "The Competitive Assessment of Vertical Long-Term Contracts," with David Teece, *Australian Business Law Review* 29, 2001, 454
24. "The Napster Controversy: Intellectual Property Meets Competition Policy," with Ed Sherry, *Trade Practices Law Journal* 9(1), 2001, 59
25. "The Analysis of Market Definition and Market Power in the Context of Rapid Innovation," with David Teece, *International Journal of Industrial Organization* 19, 2001, 665
26. "New Indicia for Antitrust Analysis in Markets Experiencing Rapid Innovation," with David Teece, in J. Ellig (ed.), *Dynamic Competition and Public Policy: Technology, Innovation, and Antitrust Issues*, Cambridge University Press, 2000
27. "The Approach to Merger Analysis by Federal Antitrust Agencies in the United States, Australia, and New Zealand: An Economic View," with Mary Coleman and David Teece, *Trade Practices Law Journal* 6, 1998, 153
28. "Electric Competition in New Zealand: Putting Last Things First," with Bruce Turner, *Public Utilities Fortnightly* 134(12), June 15, 1996
29. "Customer By-Pass in the Natural Gas and Telecommunications Industries: A Comparative Analysis," with Mary Barcella, in David O. Wood (ed.), *Papers and Proceedings of the 8th Annual North American Conference of the International Association of Energy Economists on the Changing World Energy Economy*, November 19–21, 1986, MIT, May 1987, 104–108.
30. *Regional and Temporal Variation in Production Cost Relationships for Manufacturing Industries*, University of Michigan (Ph.D. dissertation at the University of Pennsylvania), 1983
31. *Solar Energy and the U.S. Economy*, with E. Hudson and R. Goettle, Westview Press, 1982
32. "Estimates of Employment Impacts of Product Charges on Product Packaging and Paper-Paperboard Intermediate Product Sectors," Paper No.5 of the papers in support of the Resource Conservation Committee, 1978
33. "A Study of Measures of Substantial Attachment to the Labor Force," Employment and Training Administration, U.S. Department of Labor, 1978

Conference papers and presentations

1. "Intellectual Property Enforcement and Antitrust Counterattack," presentation to the Australian Competition and Consumer Commission, May 2013
2. "Expert Evidence in Antitrust Litigation: An Economic Perspective," Centre for Regulation and Market Analysis, 10th Annual Conference, October 2012

3. "Counterfactuals in Antitrust Analysis," 36th Annual Competition and Consumer Workshop, Law Council of Australia, Business Law Section, August 2011
4. Comments on "A Critical Assessment of Part 3A of the Trade Practices Act," 8th Annual University of South Australia Trade Practices Workshop, October 2010
5. "An Economic Perspective on Damages Calculations: Common Problems in Specifying the But-For World," with M. Akemann, Current Trends and Issues in Antitrust Litigation, San Francisco, September 2010
6. "Comments on the Riddle Underlying Refusal-to-Deal Theory," Sydney Competition Law Conference, May 2010
7. "Moot Court Debate on Revisions to s46 of the Trade Practices Act," 5th Annual University of South Australia Trade Practices Conference, October 2007
8. "Critical Economic Issues in Competition Litigation: Why Assumptions Can Be So Problematic," 4th Annual University of South Australia Trade Practices Conference, October 2006
9. "The Australian Energy Regulator and the ACCC," Trade Practices Workshop, Business Law Section, Law Council of Australia, Canberra, July 2006
10. "Expert Evidence in Competition Litigation: Comments," 2005 Sydney Competition Law Conference, November 12, 2005
11. "Predatory Pricing After Boral," 2003 Sydney Competition Law Conference, May 17, 2003
12. "Exploitation of Market Power," with Stephen King, Economics in Trade Practices Workshop, Federal Court of Australia, April 7–8, 2001
13. "The Competitive Assessment of Vertical Long-Term Contracts," with David Teece, Trade Practices Workshop, Business Law Section, Law Council of Australia, Queensland, August 12, 2000
14. "Issues for Defining Relevant Markets for Competition Analysis in the Oil and Gas Industry," New Zealand Petroleum Conference 2000, Christchurch, New Zealand, March 22, 2000
15. "New Indicia for Competition Analysis in High Technology Industries," with David Teece, Dynamic Competition and Public Policy Conference, sponsored by the Mercatus Center and the James Buchanan Center at George Mason University, Washington, DC, December 16–17, 1998
16. "The Competitive Implications of Mandatory Vertical Disintegration in Network Industries: Theory and Evidence," with David Teece, keynote address at the Ninth Annual Workshop of the Competition Law & Policy Institute of New Zealand, August 1998
17. "Economic Impacts of the Domestic International Sales Corporation (DISC) Tax Provisions," prepared for the American Business Conference and the Business Roundtable, 1982
18. "Federal Tax Credits, Profitability and Market Diffusion of New Thermal Technologies for Industry," with W. Moss, American Society of Mechanical Engineers Annual Conference, Albuquerque, New Mexico, 1982

19. "Comparing Lifetime Costs of Meeting Sulfur Dioxide Emissions Standards with and without Flue Gas Desulfurization for Electric Power Plants," with C. Demeter, 43rd Annual American Power Conference, Chicago, 1981
20. "An Analysis of the Macroeconomic Effects of Increased Market Penetration of Solar Energy Technologies," Second Miami Conference on Alternative Energy Sources, 1979
21. "Regional Economic Impacts of Energy-Related Growth," American Association for the Advancement of Science, Symposium on Management of Energy-Related Growth, Houston, 1979

Dr. Pleatsikas also serves as editor of "The Report from North America," a regular column on antitrust developments in the United States that appears in the *Competition and Consumer Law Journal*, one of the leading antitrust journals in Australia.