

# SEAN P. SULLIVAN

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The University of Iowa  
456 Boyd Law Building  
Iowa City, IA 52242-1113

(319) 335-9021  
sean-sullivan@uiowa.edu  
sean-sullivan.com

## EMPLOYMENT

- University of Iowa College of Law**, Iowa City, IA  
2022– Professor of Law (effective July 1)  
2017–22 Associate Professor of Law
- Bureau of Competition, Federal Trade Commission**, Washington, D.C.  
2013–17 Attorney
- Department of Economics, University of Virginia**, Charlottesville, VA  
2008–11 Researcher and Program Developer, Experimental Economics Lab  
2005–08 Recitation Instructor
- Congressional Budget Office**, Washington, D.C.  
2005 Summer Associate

## EDUCATION

- University of Virginia School of Law**, Charlottesville, VA  
MAY 2013 J.D., *Order of the Coif*
- University of Virginia**, Charlottesville, VA  
DEC 2011 Ph.D. Economics  
JAN 2007 M.A. Economics
- George Mason University**, Fairfax, VA  
JAN 2007 M.S. Statistical Science  
JAN 2005 B.S. Economics, *summa cum laude*

## PUBLICATIONS

- 2022 *Market Definition*, in 1 RESEARCH HANDBOOK ON ABUSE OF DOMINANCE AND MONOPOLIZATION (Pinar Akman, Konstantinos Stylianou, & Or Brook eds., Edward Elgar forthcoming 2022)
- 2022 *Seven Myths of Market Definition*, ANTITRUST CHRONICLE, April 2022.
- 2021 *Modular Market Definition*, 55 UC DAVIS LAW REVIEW 1091 (2021).
- 2020 *The Logic of Market Definition* (with D. Glasner), 83 ANTITRUST LAW JOURNAL 293 (2020) (winner of 2020 Antitrust Writing Awards: Academic Articles, Economics).
- 2020 *Anticompetitive Entrenchment*, 68 KANSAS LAW REVIEW 1133 (2020) (symposium).
- 2020 *Lumps in Antitrust Law*, CHICAGO LAW REVIEW ONLINE (2020) (symposium).
- 2019 *Antitrust Amorphisms*, ANTITRUST CHRONICLE, November 2019.
- 2019 *Insincere Evidence* (with M. Gilbert), 105 VIRGINIA LAW REVIEW 1115 (2019).
- 2019 *Challenges for Comparative Fact-Finding*, 23 INTERNATIONAL JOURNAL OF EVIDENCE & PROOF 100 (2019) (symposium).
- 2019 *A Likelihood Story: The Theory of Legal Fact-Finding*, 90 COLORADO LAW REVIEW 1 (2019).
- 2018 *Powers, But How Much Power? Game Theory and the Nondelegation Principle*, 104 VIRGINIA LAW REVIEW 1229 (2018).
- 2017 *Experimental Economics and the Law* (with C. Holt), in 1 OXFORD HANDBOOK OF LAW AND ECONOMICS 78 (Francesco Parisi ed., Oxford University Press 2017).
- 2016 *Why Wait to Settle? An Experimental Test of the Asymmetric Information Hypothesis*, 59 JOURNAL OF LAW & ECONOMICS 497 (2016).
- 2016 *What Structural Presumption? Reuniting Evidence and Economics on the Role of Market Concentration in Horizontal Merger Analysis*, 42 JOURNAL OF CORPORATION LAW 403 (2016).
- 2015 *Probative Inference from Phenomenal Coincidence: Demystifying the Doctrine of Chances*, 14 LAW, PROBABILITY & RISK 27 (2015).

- 2013 *Empowering Market Regulation of Agricultural Animal Welfare through Product Labeling*, 19 ANIMAL LAW REVIEW 391 (2013).
- 2012 *Water Externalities: Tragedy of the Common Canal* (with C. Holt, C. Mallow, and C. Johnson), 78 SOUTHERN ECONOMICS JOURNAL 1142 (2012).
- 2011 AN EXPERIMENTAL STUDY OF SETTLEMENT DELAY IN PRETRIAL BARGAINING WITH ASYMMETRIC INFORMATION, *Dissertation: University of Virginia*, UMI PUB. NO. 3501713 (2011).
- 2010 *Measurement Error in Criminal Justice Data* (with J. Pepper and C. Petrie), in HANDBOOK OF QUANTITATIVE CRIMINOLOGY 353 (Alex Piquero and David Weisburd eds., Springer 2010).

## WORKING PAPERS

- 2022 *Antitrust Time Travel: Entry & Potential Competition* (with H. Su)
- 2021 *Shallows of Certainty*
- 2021 *Permutation Tests for Experimental Data* (with C. Holt)
- 2021 *Paths Forward for Potential Competition* (with J. Jacobson and G. Werden)
- 2012 *The Practice of Legal Bargaining: Economic Theory*

## AWARDS, GRANTS & FELLOWSHIPS

- 2020 Concurrences Writing Award: Academic Article, Economics
- 2013 John M. Olin Prize in Law & Economics
- 2013 Society of the Cincinnati, Augustine J. Todd Scholarship
- 2012 First Place, Bob Barker Animal Law Writing Competition
- 2009 NSF Grant for “Experimental Analysis of Settlement Delay” SES 0922513
- 2009 Dissertation-Year Fellowship, Graduate School of Arts & Sciences
- 2009 Bankard Predoctoral Fellowship in Political Economy (declined)
- 2008–10 John M. Olin Foundation, Law & Economics Scholarship
- 2007–08 University of Virginia MasterCard Fellowship
- 2007 Academic Excellence Award for Graduate Statistics
- 2005–08 Governor’s Fellowship in Economics
- 2006 Wall Street Journal Award in Economics

## SELECTED CONFERENCE & WORKSHOP PRESENTATIONS

- 2021 *Modular Market Definition*, Michigan-USC-Virginia Virtual Law & Economics Workshop Series, Ann Arbor, MI, July 2021.
- 2021 *Modular Market Definition*, Thurman Arnold Project - Virtual Workshop Series, New Haven, CT, July 2021.
- 2021 *Shallows of Certainty*, University of Iowa Summer Workshop, Iowa City, IA, July 2021.
- 2021 *Modular Market Definition*, University of Iowa Faculty Workshop, Iowa City, IA, Feb 2021.
- 2020 *Modular Market Definition*, Cambridge - Florida Virtual Antitrust Law Series, Gainesville, FL, Oct. 2020.
- 2020 *Modular Market Definition*, University of Iowa Summer Workshop, Iowa City, IA, May 2020.
- 2020 *Anticompetitive Entrenchment*, University of Iowa Faculty Workshop, Iowa City, IA, Mar. 2020.
- 2019 *Lumps in Antitrust Law*, University of Chicago Law Review Symposium: Slices and Lumps, Chicago, IL, Nov. 2019.
- 2019 *Anticompetitive Entrenchment*, University of Kansas Law Review Symposium: Antitrust Law & Policy in the 21st Century, Lawrence, KS, Nov. 2019.
- 2019 *Anticompetitive Entrenchment*, University of Florida Competition Conference, Gainesville, FL, Nov. 2019.
- 2019 *Permutation Tests for Experimental Data*, University of Virginia Quantitative Collaborative, Charlottesville, VA, Oct. 2019.
- 2019 *The Logic of Market Definition*, American Law and Economics Association, New York, NY, May 2019.
- 2019 *Insincere Evidence*, American Law and Economics Association, New York, NY, May 2019.
- 2019 *Insincere Evidence*, University of Iowa Faculty Workshop, Iowa City, IA, Apr. 2019.
- 2019 *The Logic of Market Definition*, Antitrust Scholars Roundtable, Irvine, CA, Mar. 2019.

- 2018 *A Likelihood Story: The Theory of Legal Fact-Finding*, Yale/Stanford/Harvard Junior Faculty Forum, Cambridge, MA, Jun. 2018.
- 2018 *Insincere Evidence*, ComplianceNet, Irvine, CA, Jun. 2018.
- 2018 *Powers, But How Much Power? Game Theory and the Nondelegation Principle*, American Law and Economics Association, Boston, MA, May 2018.
- 2017 *Permutation Tests for Experimental Data: A User's Guide* (with C. Holt), Economic Science Association, Richmond, VA, Oct. 2017.
- 2017 *Powers without Power: Game Theory and the Nondelegation Doctrine*, University of Iowa College of Law, Iowa City, IA, Aug. 2017.
- 2017 *A Likelihood Story: The Theory of Legal Fact-Finding*, American Law and Economics Association, New Haven, CT, May 2017.
- 2016 *A Likelihood Story: The Theory of Legal Fact-Finding*, Federal Trade Commission, Bureau of Economics, Washington, DC, Oct. 2016.
- 2013 *Probative Inference from Phenomenal Coincidence: Demystifying the Doctrine of Chances*, American Law and Economics Association, Nashville, TN, May 2013.
- 2012 *Does Asymmetric Information Delay Settlement? Evidence from an Experimental Study* (poster), American Law and Economics Association, Palo Alto, CA, Jun. 2012.
- 2011 *Experimental Study of Settlement Delay under Asymmetric Information*, Southern Economic Association, Washington, D.C., Nov. 2011.

## OTHER WRITING

- 2015– Executive editor for the *Merger Guidelines Enhancement and Annotation Project*, available at [MergerGuidelines.com](http://MergerGuidelines.com) (with H. Su)
- 2022 ABA Antitrust Law Section, U.S. Comments and Policy Committee, Comments Regarding the American Innovation and Choice Online Act (Apr 27, 2022) (drafter)
- 2021 ABA Antitrust Law Section, Competition/Consumer Protection Policy And North American Comments Task Force, Commentary on Mergers Involving Nascent, Imminent, and Potential Competitors (July 13, 2021) (drafter)

- 2020 ABA Antitrust Law Section, Competition/Consumer Protection Policy And North American Comments Task Force, Analyzing the scope of Enforcement Actions Against Consummated Mergers in a Time of Heightened Scrutiny (April 2020) (drafter)
- 2020 Public Comments on the Department of Justice and the Federal Trade Commission Draft Vertical Merger Guidelines (with H. Su) (Feb. 25, 2020)
- 2016 What does it take to settle a merger case? (with B. Gris), *Competition Matters Blog* (Jul. 22, 2016).

### SELECTED PUBLIC PRESENTATIONS

- 2022 Panelist, *Summary of Recent Proposed Antitrust Legislation*, American Bar Association, Antitrust Section, Washington, DC, Feb 2022.
- 2021 Panelist, *Merger Enforcement and Deals*, Iowa State Bar Association Event, Iowa City, IA, Sep 2021.
- 2021 Host, *Expert Panel on Big Data and Antitrust*, Iowa Innovation Business and Law Center, Iowa City, IA, Jul 2021.
- 2021 Panelist, *Antitrust and Athletics: A Panel Discussion of NCAA v. Alston*, Iowa Innovation Business and Law Center, Iowa City, IA, Apr 2021.

### TEACHING EXPERIENCE

- University of Iowa College of Law, Iowa City, IA**
- S 2022 Law and Economics
  - S 2022 Evidence Law
  - F 2021 Antitrust Law
  - S 2021 Evidence Law
  - F 2020 Antitrust Law
  - S 2020 Antitrust Law
  - S 2020 Evidence Law
  - S 2019 Law and Economics
  - S 2019 Antitrust Law
  - F 2018 Evidence Law
  - S 2018 Antitrust Law
  - F 2017 Evidence Law

## ACADEMIC & PROFESSIONAL SERVICE

### **Antitrust Law Journal**

2020–22 Associate Editor

### **Antitrust Section, American Bar Association, Chicago, IL**

2021–22 Vice Chair, U.S. Comments and Policy Committee

2019–21 Member, Competition/Consumer Protection Policy and North American Comments Task Force

### **American Law and Economics Association, New Haven, CT**

2021 Area Organizer for Antitrust Law

### **University of Iowa, Iowa City, IA**

2019–21 Committee on Competition with Private Enterprise

### **University of Iowa College of Law, Iowa City, IA**

2021–22 Honors & Awards Committee

2020–21 Curriculum & Learning Outcomes Committee

2020–22 Intellectual Life Committee

2019–21 Junior Faculty Workshop, Coordinator

2019–20 JD Admissions Committee

2019–20 Dean's Advisory Council on Curricular and Community Enhancement

2018–20 Speakers Committee

2017–18 SJD Admissions Committee

2017–18 Junior Faculty Workshop, Coordinator

### **Referee for Peer-Reviewed Journals**

American Law and Economics Review; Antitrust Law Journal; Canadian Journal of Political Science; Games and Economic Behavior; Journal of Behavioral and Experimental Economics; Journal of Economic Behavior & Organization; Journal of Economic Psychology; Journal of Empirical Legal Studies; Journal of Legal Studies; Law and Philosophy; Law, Probability & Risk

### **Referee for Law Reviews**

Jurimetrics; Northwestern Law Review

## SCHOLARSHIP IDENTIFICATION

**ORCID:** 0000-0001-7634-2072

**Scopus:** 57204655386, 56564757700

**SSRN:** 1774445

**Hein:** Sullivan, Sean P.