

ELITE TRIAL LAWYERS

The National Law Journal recently honored law firms and lawyers handling cutting-edge work on behalf of plaintiffs in practice areas ranging from mass torts to securities litigation. Here's a look into the works of our winners.



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ANTITRUST—LAW FIRM OF THE YEAR

COHEN MILSTEIN SELLERS & TOLL

■ **WHAT HAS CHANGED IN YOUR PRACTICE AREA AND HOW ARE YOU ADJUSTING?** Under the current Administration, antitrust enforcement has been less vigorous. From 2009-2016, the DOJ filed, on average, 62 criminal antitrust cases per year. In 2017, it filed 24; in 2018, it filed just 18. Fortunately, Cohen Milstein is adept at developing cases without government actions to pave the way. This was the case in three of our largest recent settlements: *Sutter Health* (\$575 million and significant injunctive relief), *Domestic Drywall* (\$191 million), and *Lidoderm* (\$104.75 million).

■ **WHAT WILL BE THE GREATEST CHALLENGE IN YOUR PRACTICE IN THE NEAR FUTURE?** Continuing to bring groundbreaking antitrust cases in an era of less government enforcement. We believe we are up to that challenge. We recently filed *Moehrl v. National Association of Realtors*, a potentially transformative case on

behalf of home sellers that could significantly increase price competition among realtors and dramatically reduce real estate commissions.

■ **WHICH RECENT CLIENT WIN HAS LEFT THE GREATEST IMPACT ON YOUR FIRM AND WHY?** The *Sutter Health* case has probably had the greatest impact. In addition to the impressive monetary recovery, the settlement includes comprehensive injunctive relief that will increase healthcare competition and help to reduce healthcare costs. This significant injunctive relief will serve as a useful model for negotiations in future cases.

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