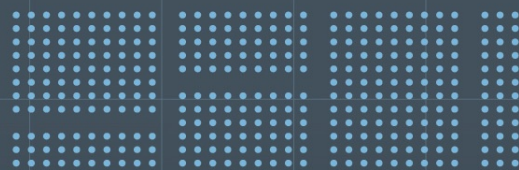


# DAMAGES



## PRACTICE CONTACTS

Jesse David

John H. Johnson

## RELATED CAPABILITIES

Antitrust & Competition

Class Certification

Intellectual Property

Labor & Employment

Edgeworth offers litigation consulting and expert testimony in a variety of commercial disputes, offering objective, defensible opinions strongly rooted in economic theory, careful econometric and statistical modeling, and thorough, thoughtful, and rigorous analyses.

Edgeworth has experience in a variety of types of commercial disputes, including:

- False advertising
- Breach of contract
- Theft of trade secrets
- Labor and employment disputes
- Intellectual property infringement or misappropriation
- Unfair competition
- Antitrust claims

Our approach to commercial damages is based on an assessment of the difference between companies' actual performance and their counterfactual performance "but-for" the alleged harmful act. Our experts develop an objective "but-for" scenario designed to withstand courtroom scrutiny, based on an understanding of the markets in which the litigating parties operate, real-world data, and application of relevant economic theory.

## CASE HIGHLIGHTS

Edgeworth Clients EMMC and Mushroom Growers Found Not Liable for Antitrust Conspiracy Allegations by Winn-Dixie Stores  
Litigation, 03.21.2022

Edgeworth Client Prevails in Federal Lawsuit Alleging Discrimination  
Litigation, 08.26.2021

Edgeworth Client Prevails in No-Poaching Antitrust Litigation  
Litigation, 07.02.2020

Antitrust Counterclaims Dismissed in Favor of Edgeworth Client  
Litigation, 04.01.2020

Edgeworth Provides Economic Analysis of Monopolization Claims on Behalf of Asphalt Companies Litigation, 11.08.2019

Dr. Deborah Foster Testifies on Damages at Arbitration Regarding Claims of Gender Discrimination Litigation, 12.06.2018

Jury Awards Damages for Edgeworth Client in Patent Infringement Suit Litigation, 05.18.2018

## **PUBLICATIONS**

Litigating Breach of Contract Matters During Covid-19  
Published Article, *Bloomberg Law*, 09.11.2020

The Rise of COVID-19 Price Gouging Class Actions and the Economics of Class Certification  
Published Article, *Law360*, 08.28.2020

Economic Issues in Calculating Damages in COVID-19 Business Interruption Insurance Lawsuits  
Published Article, *Law360*, 08.07.2020

Lamictal and the Myth of "Generic" "Pay-for-Delay" Cases  
Published Article, *Law360*, 07.21.2020

## **SPEAKING ENGAGEMENTS**

Trends and Developments on Antitrust Class Certification: Legal and Economic Issues Explored  
Webcast, 08.18.2020

Pandemic-Related Class Actions: An Economic Perspective  
Webcast, 07.2020

The Economic Perspectives on Antitrust Damages: What You Must Know | Live Webcast  
Webcast, 10.23.2019

Antitrust Economics Workshop | Fordham Competition Law Institute  
Event, Fordham Law School, 09.11.2019

## **NEWS**

Edgeworth Economics Named as a Top Economic Consultancy by Global Competition Review  
News, 03.15.2021

Seven Edgeworth Partners Named as Leading Competition Economists in Who's Who Legal News, 08.01.2019

Edgeworth Economics Recognized as Top Economic Consultancy by Global Competition Review Press Release, 03.21.2019

Three Edgeworth Partners Named as Leading Competition Economists in Who's Who Legal News, 05.31.2018