WIGGIN
WIGGIN AND DANA



Robert M. Langer

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Bob is recognized as one of the country's foremost authorities on antitrust, consumer protection, and trade regulation law. He possesses unparalleled experience in counseling, litigation, and regulatory investigations in the field, and he is co-author of the definitive treatise on unfair trade practices and antitrust legal practice.

A Senior Counsel in the firm's Litigation Department and Co-chair of the firm's Antitrust and Technology Disputes Practice Group, Bob's experience includes class actions and representing clients in both federal and state courts and before the Federal Trade Commission, the Antitrust Division of the U.S. Department of Justice (DOJ), and offices of state attorneys general and state consumer protection agencies throughout the U.S.

Bob leverages more than two decades of experience as the Assistant Attorney General in charge of antitrust and consumer protection in Connecticut, where he litigated numerous antitrust and consumer matters in federal and state trial and appellate courts. His more than five decades of accomplishments have earned him a host of prestigious accolades, including

- A Lifetime Achievement Award from the Connecticut Bar Association's Antitrust and Trade Regulation Section.
- The Medal of Excellence from the University of Connecticut Law School Alumni Association, the 11th recipient in 40 years.
- A Distinguished Legal Writing Award from the Burton Awards, granted to 35 authors from more than 1,000 submitting firms.
- A Marvin Award from the National Association of Attorneys General (NAAG).
- An outstanding service award from the Connecticut Department of Consumer Protection.
- Two awards from the ABA Antitrust Law Section, one in 2012, and an Outstanding Performance Award in 2021, for his leadership role in both creating and administering the Janet D. Steiger Fellowship Project, which itself was the recipient of the ABA's Meritorious Service Award in 2018.

Bob is a Charter Fellow and former Chair of the James W. Cooper Fellows Program of the Connecticut Bar Foundation, and a Fellow of the American Bar Foundation. He was named *Best Lawyers'* antitrust lawyer of the year for Hartford on several occasions.

Prior to joining Wiggin and Dana in 1994, Bob participated in more than 20 cases in the Connecticut Supreme Court and the Connecticut Appellate Court, including the first decisions under both the Connecticut Antitrust Act (in a 1975 case) and the Connecticut Unfair Trade Practices Act (CUTPA) in a 1981 case. He has also assisted in drafting important amendments for both statutes.

Additionally, Bob has participated in numerous cases in the U.S. Supreme Court, including *Leegin v. PSKS* (2007), which, with the aid of an amicus brief on behalf of PING, co-authored by Bob, overturned a century-old precedent related to vertical price fixing; *Hartford Fire v. California* (1993), one of the most significant McCarran-Ferguson decisions in our nation's history, in which Bob represented The State of Connecticut; *Ohio v. AMEX (2018)*, in which Bob co-authored an amicus brief on behalf of two highly regarded antitrust economists in perhaps the most important antitrust decision rendered by the Court in a decade involving how courts should evaluate two-sided markets under the antitrust laws; and, most recently, *Connecticut Fine Wine and Spirits, LLC, dba Total Wine & More v. Seagull* (2020), where Bob served as Counsel of Record for the intervening defendants, in fending off a cert petition in which the plaintiff/petitioner had unsuccessfully challenged the constitutionally of several Connecticut liquor pricing laws.

In September 2005, at the behest of the Congressional Antitrust Modernization Commission, Bob was one of three participants to testify on the subject of the state action immunity doctrine.

From 1990 to 1992, Bob served as Chair of the NAAG Multistate Antitrust Task Force. NAAG established the now commonplace model of multistate attorney general cooperation in consumer protection. That model was born with Bob's and others' work in the 1970s to forge a landmark agreement with General Motors for secretly installing Chevrolet engines in Oldsmobiles.

Bob has participated in numerous pro bono initiatives, including the Fair Factories Clearinghouse (FFC), which, after Bob helped FFC obtain a successful Business Review Letter from the Antitrust Division of the DOJ, now shares documented data about wages and working conditions in foreign manufacturing settings. He also successfully obtained Advisory Opinions from the Federal Trade Commission to enable healthcare nonprofits to pass savings on to their employees and others. As Chair of the Cooper Fellows, he helped launch a program to capture the oral histories of pioneering women in the law in Connecticut.

Bob lectures and writes regularly on antitrust, consumer protection, and healthcare topics. Bob is the co-author of *Connecticut Unfair Trade Practices, Business Torts and Antitrust*, the foremost treatise on the topic, which is now approaching 2000 pages, updated every year, and intended for Connecticut judges, lawyers, and academicians. His op-ed articles have appeared in *The New York Times* and *The Hartford Courant.*

Every year since 1979, Bob has taught courses as an adjunct professor that include antitrust, unfair and deceptive trade practices and constitutional law at the University of Connecticut School of Business Administration's MBA Program (1979-2013) and the University of Connecticut School of Law (2014-present). Bob now also teaches courses as an adjunct professor on both antitrust law and unfair and deceptive trade practices law at the Quinnipiac University School of Law. Bob obtained his J.D. from the University of Connecticut School of Law and his A.B. from Franklin & Marshall College. Bob was admitted to practice in 1973.

Education

- University of Connecticut School of Law (J.D., 1973)

- Franklin & Marshall College (A.B., 1970)

Bar Admissions

- Connecticut

Court Admissions

- US Court of Appeals for the Second Circuit
- US District Court (District of Connecticut)
- US Supreme Court

Memberships and Affiliations

- American Bar Association
  - Co-Chair, Janet D. Steiger Fellowship Project, Antitrust Law Section
- American Bar Foundation
  - Fellow
- American Health Lawyers Association
- Connecticut Bar Association
  - Chair, Antitrust & Trade Regulation Section (1979-80); (2019-24)
- Connecticut Bar Foundation
  - Member, James W. Cooper Fellows Program (Past Chair)
- Matthew Bender Antitrust Report
  - Member, Board of Editors

Publications

October 23, 2026
New York City Proposes the POWER Act – A Powerful Unfair and Deceptive Practices Law

October 20, 2026
Blog of Reason's Month-In-Review: Recent and Noteworthy Trends in Antitrust and Consumer Protection

August 5, 2026
Recent Significant Federal Merger Enforcement Developments

June 16, 2026
2026 Legislative Session: CUTPA Developments Advisory

May 28, 2026
DOJ Settlement with Agri Stats and Recent Speech Signal Heightened Scrutiny for Information Sharing Among Competitors and Algorithmic Pricing Tools

May 19, 2026
NCAA Settlement Sets Aside Rule Banning Student Athletes From Accepting Outside Prize Money

May 14, 2026
FTC Settles With Watchdog Journalism Non-Profit “Media Matters for America”

April 20, 2026
Fifth Circuit Holds FTC’s Internal Administrative Adjudication of Deceptive Advertising Claims Unconstitutional

March 31, 2026
FTC Foregoes Administrative Proceeding Option, Indicating Procedural Changes to Merger Enforcement are Underway

March 16, 2026
Uptick in DOJ Antitrust Division Statements of Interest

February 18, 2026
District Court Vacates HSR Reporting Requirements

January 13, 2026
New York’s Fair Business Practices Act Significantly Expands State Consumer Protection Law

January 12, 2026
2025 Antitrust Round-Up

December 24, 2025
FTC Sets Aside Rytr LLC Final Order, Citing the Trump Administration’s AI Action Plan

November 6, 2025
Wiggin and Dana Co-Authors SAPS (6th Edition) Connecticut Chapter — First ABA Antitrust eBook Released

October 30, 2025
Merger Remedies Are Back in Play: Recent Developments

September 25, 2025
The FTC Intends to Challenge Non-Competes on a Case by Case Basis

September 24, 2025
Live Nation Faces New Challenge from FTC regarding Deceptive Ticket Prices

August 18, 2025
D.C. District Court Blocks FTC Investigation Into Watchdog Journalism Non-Profit, “Media Matters for America”

July 23, 2025
D.C. District Court Finds President Trump’s Firing of FTC Commissioner Illegal

July 18, 2025
FTC’s Click to Cancel Rule Has Been Vacated!

July 14, 2025
Caveat Venditor – The Connecticut General Assembly Has Added Seven New Per Se CUTPA Violations

July 7, 2025
Merger Remedies are Back in Play under Trump 2.0

June 23, 2025
Settled Yet Uncertain: Final Approval of NCAA NIL Settlement Opens Doors to More Antitrust Challenges

May 30, 2025
Important Announcement Regarding the FTC's Revised Negative Option Rule

April 30, 2025
Federal Judge Allows FTC's Robinson-Patman Act Suit Against Southern Glazers Wine and Spirits to Continue Beyond Motion to Dismiss Stage

January 7, 2025
The FTC Releases New "Junk Fee" Rule

November 27, 2024
Trump 2.0 – Back to the Future?

October 25, 2024
The FTC Has Significantly Expanded the Scope of Its Negative Option Rule

October 11, 2024
FTC Finalizes Dramatic Changes to HSR Premerger Filing

August 22, 2024
Texas Court Strikes Down FTC's Rule Banning Non-Competition Covenants

August 21, 2024
Beware! The FTC Has Adopted A New Rule Regarding Fake Consumer Reviews and Testimonials

June 28, 2024
Amendments to Connecticut's Cannabis Laws

May 22, 2024
Amendments to Connecticut's Cannabis Laws Client Alert

May 2, 2024
Cannabis Industry Client Alert

April 29, 2024
Federal Trade Commission Issuing Non-Compete Clause Rule

April 8, 2024
Federal Trade Commission's New Trade Regulation Rule

March 4, 2024
Recent Developments Concerning So-Called 'Algorithmic Collusion'

October 23, 2023
New DOJ Safe Harbor Policy Aims to Incentivize Timely Disclosure of Criminal Misconduct Discovered During Mergers and Acquisitions

October 9, 2023
The Federal Trade Commission and the U.S. DOJ Antitrust Division during the Biden Administration Have Significantly Ramped Up Antitrust Enforcement: Non-Antitrust Lawyers Beware!

September 20, 2023
The FTC's 2022 Policy Statement Regarding the Scope of Unfair Methods of Competition Under Section 5 and its Potential Impact Upon Little FTC Acts

August 21, 2023
The FTC has Recently Substantially Elevated its Focus upon Both Private Equity and Interlocking Directorates

July 28, 2023
FTC Proposes Dramatic Changes to HSR Premerger Filings, as Agencies Unveil New Merger Guidelines

July 10, 2023
The FTC Has Revised Its Endorsement and Testimonial Guides

June 28, 2023
Connecticut Cannabis Legislation Client Alert

March 10, 2023
The FTC to Vigorously Enforce The Robinson-Patman Act

February 14, 2023
US DOJ Antitrust Division Withdraws Safety Zones

September 30, 2022
Senior Counsel Robert M. Langer Authors the Connecticut Chapter of a Treatise Dedicated to State Consumer Protection Law

August 29, 2022
Senior Counsel Robert Langer and Partner Benjamin Diessel Published an Article in ABA Antitrust Law Section's Antitrust Magazine

June 8, 2022
Connecticut Makes Significant Changes to Its Credit Card Surcharge Law Effective Immediately

January 14, 2022
"FTC Merger Policy Shifts May Spur Uncertainty And Risk"
Law360

December 7, 2021
The FTC's Recent Unilateral Changes in Its Merger Policies Creates Both Uncertainty and Increased Risk

8/10/2021
"Does the Sherman Act Preempt State 'Post-and-Hold' and Other Liquor Pricing Laws?"
American Bar Association

May 4, 2020
Attorneys Robert M. Langer, Benjamin H. Diessel and Timothy Cowan's Advisory Published By The National Law Review

The National Law Review

May 4, 2020
100 Million Dollar Criminal Antitrust Penalty Paid By Florida Oncology Practice

February 20, 2020
2019 Review of Consumer Protection Law Developments (Second Edition)
American Bar Association - Antitrust Law Section

November 6, 2019
Important New Guidance – How an Effective Antitrust Compliance Program Could Prevent Criminal Charges Against Your Company

June 25, 2019
CAVEAT VENDITOR!! The Second Prong of the Cigarette Rule is Alive and Well in Several "Little FTC Act" States
ABA Section of Antitrust Law Competition Torts News

March 21, 2019
'Soto v. Bushmaster' Ruling Has Deeper Implications on CT Trade Law
Connecticut Law Tribune

March 15, 2019
Connecticut Supreme Court Ruling in Soto v. Bushmaster Firearms International, et al. Expands Scope of CUTPA

June 15, 2018
The LabMD Decision Reins In the FTC's Authority to Issue Broadly Worded and Ill-Defined Orders

February 12, 2018
Faculty Non-Poaching Agreements Pose Significant Antitrust Risks

December 12, 2017
Federal Bankruptcy Unavailable To Cannabis Companies per DOJ Directive

March 3, 2017
Consumer Review Fairness Act Codified Consumers' Right to Complain
TerraLex Connections

February 7, 2017
Congress Protects Negative Online Reviews
CBIA

January 17, 2017
Consumer Review Fairness Act Prevents Companies From Stifling Negative Consumer Reviews

October 25, 2016
Court Rules CFPB Unconstitutional and Finds CFPB Improperly Applied Mortgage Lending and Reinsurance Laws

May 4, 2016
Is It Time to Extinguish CUTPA's "Cigarette Rule"

Connecticut Lawyer

February 24, 2016
State Antitrust Law and the Constitution
TerraLex Connections

November 6, 2015
State Antitrust Law and The Constitution
Bloomberg BNA Antitrust & Trade Regulation Report

August 31, 2015
Third Circuit Affirms FTC's Ability to Bring Cybersecurity Enforcement Actions

July 24, 2015
Unilateral Price Policies in the Contact Lens Industry: Can Manufacturers Be Forced to Sell to Every Retailer?
Bloomberg BNA Antitrust & Trade Regulation Report

June 4, 2015
Competition News, June 2015

May 8, 2015
North Carolina State Board of Dental Examiners v. FTC – What Hath the Supreme Court Wrought?
Antitrust & Trade Regulation Report, Bloomberg BNA

February 3, 2015
FTC Announces New Premerger-Notification and Interlocking-Directorate Thresholds

January 2, 2015
A Call to Action: Janet D. Steiger Fellowship Project Seeks 2015 Applicants
ABA Section of Antitrust Law, State Enforcement Committee Newsletter, Vol. VII, No. 3

October 7, 2014
FTC Publishes Revised Guides for Advertising Allowances and Other Merchandising Payments

March 4, 2014
New Guidance on Providing Financial Services to Medical Marijuana Businesses

August 15, 2013
Business Torts as Little FTC Act Claims: Does the Difference Really Make a Difference?
ABA Section of Antitrust Law *Business Torts & RICO News*

May 7, 2013
A Data Privacy and Security Checklist for Management

November 2, 2012
The FTC's Revised Green Guides

November 1, 2012
State Antitrust Law: A Trap for the Unwary
CPI Antitrust Chronicle

September 30, 2011
The Second Prong of the 'Cigarette Rule' Continues to Serve as a Basis for Finding Unfairness Under Several 'Little FTC Acts'
Antitrust & Trade Reglation Report

January 14, 2011
Antitrust and Consumer Protection Newsletter

December 30, 2010
So You Still Think You're Safe Under the Antitrust Laws? Another Word of Advice To Those Who Would Ignore The States
Antitrust Report, Issue 4, 2010

May 17, 2010
Practical Application of Consumer Privacy Laws to Franchised Businesses*

July 10, 2009
Brown & Brown, Inc. v. Blumenthal Amicus Brief

June 30, 2009
Chapter 8: Connecticut
ABA Section of Antitrust Law, Antitrust Practice and Statutes (4th ed. 2009)

May 26, 2009
Significant Developments in Clinical Integration: Federal Trade Commission Advisory Opinion Approves of Physician-Hospital Organization Proposal to Negotiate Jointly with Payers

July 24, 2007
U.S. Supreme Court Today – Term in Review
The United States Law Week, Vol. 76, No. 4

October 6, 2006
Unfair Trade Practices (Volume 12, Connecticut Practice Series)
Unfair Trade Practices, Vol. 12, Connecticut Practice Series, Thomson West

April 8, 2005
Class Action Fairness Act of 2005
Reprinted with the permission of the Connecticut Lawyer. Connecticut Lawyer April 2005 and reprinted in the Arkansas Lawyer, Winter 2006

November 6, 2002
So You Think You're Safe Under the Antitrust Laws? A Word of Advice to Those Who Would Ignore the States
Matthew Bender *Antitrust Report*, Fall 2002

April 9, 2002
ABA Newsletter of the Consumer Protection Committee — Serving The Client And The Public: Lessons From A Former State Assistant Attorney General
American Bar Association - Section of Antitrust Law: Consumer Protection Update

July 19, 2001

Global Merger Control in the New Millennium

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January 2, 2001

Important Notice regarding The Gramm-Leach Bliley Act

January 2, 2001

Important Notice Re: Changes To The Hart-Scott-Rodino Premerger Notification Act

October 27, 2000

Ongoing Lessons From Poughkeepsie

Reprinted with permission from Matthew Bender's Antitrust Report, October 2000

October 26, 2000

State Attorneys General: The Third Prong in the Antitrust Triad

The Antitrust Review of the Americas 2001: Global Competition Review Special Report

October 1, 1999

Can the King's Physician (Also) Do No Wrong?

Reprinted with permission from Mathew Bender's Antitrust Report October 1999

October 1, 1998

Should the Antitrust Division, the FTC, and State Attorneys General Formally Allocate the Market for Antitrust Enforcement?

Matthew Bender's Antitrust Report (October 1998 pp. 2-6)

June 1, 1998

State Antitrust Enforcement

Committee on State Antitrust Enforcement, American Bar Association, Section on Antitrust

December 1, 1997

Antitrust Guidelines Revisions to Encourage the Development of Provider Networks

June 1, 1997

Recent Developments Concerning the Non-Profit Institutions Act

Health Care Antitrust Manual Volume 4, No. 4

February 1, 1997

The Revised Statements of Antitrust Enforcement Policy in Health Care May Substantially Advance the Creation of New Provider Networks

Antitrust Report (February 1997 pp. 3-6)

October 1, 1996

New Guidelines Try to Reverse Perceived 'Chilling Effect' on Network Development

Health Care Antitrust Manual Volume 3, No. 8 (October, 1996)

August 1, 1996

Coordinated State Antitrust Enforcement: Federalism in the '90s

The Multimedia Law Report, Reprinted with Permission

December 1, 1995

The Impact of the New Antitrust Guidelines on Licensing

The Law Works, Vol. 2, No. 12

April 27, 1995

Enforcement by Antitrust Division Suggests New Attitude Toward Most-Favored National Clauses

BNA Health Law Reporter, V. 4, Reprinted with Permission

Federal, State, and Constitutional Shifts in the Cannabis Legal Landscape