



C. Scott Hataway

Partner, Litigation Department

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Scott Hataway is global chair of the Antitrust and Competition practice at Paul Hastings. His work spans the field of competition law, including company-side cartel defense; district court and appellate litigation; and strategic advocacy in relation to various business combinations under antitrust scrutiny. In addition to court appearances, he has appeared before the U.S. Department of Justice, U.S. Federal Trade Commission, the European Commission, China's Ministry of Commerce, the Korean Fair Trade Commission, and the Japan Fair Trade Commission.

Mr. Hataway has built a reputation of business-oriented problem solving. *Financial Times* has recognized his work in its annual North America Innovative Lawyers report, and *Chambers* highlights his “stellar representation across the full gamut of civil and criminal antitrust issues.” In addition to delivering praise for high quality, clients consistently describe Mr. Hataway and his supporting DC team as “service-minded” and “pragmatic.”

As a former trial attorney with the U.S. Department of Justice’s Antitrust Division, Mr. Hataway combines pragmatism with an extensive knowledge of agency practice and procedure. He has successfully led strategic merger review cases in a wide range of industries, including consumer electronics, telecommunications, national defense, information technology, energy infrastructure, primary metal production, broadcast communications, and transportation, among others. He has also represented clients in criminal and civil non-merger investigations, including grand jury investigations into alleged collusion in the shipping industry, the transportation industry, and the electronics industry; federal inquiries into unlawful licensing practices in the music industry; actions by state attorneys general into alleged tying and standard setting violations in the communications industry; and federal investigation into alleged monopolization in the pharmaceuticals industry.

Complementing his work with federal agencies, Mr. Hataway also represents clients involved in various competition-related disputes in state and federal court,

Washington, D.C.

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Practice Areas

Antitrust and Competition
Litigation

Admissions

District of Columbia Bar

Education

Southwest Baptist University,
B.A. 1997

Washington and Lee
University, School of Law,
J.D. 2000

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including alleged Sherman Act violations, trademark infringement, copyright infringement, trade secret misappropriation and other unfair business practices.

Recent Representations

Representative Non-Merger Investigations

- Representing a leading global containership operator in ongoing grand jury investigation focused on price fixing/bid rigging in the shipping industry
- Representing a leading global transportation company in ongoing grand jury investigation focused on price fixing/bid rigging in government procurement
- Represented a leading consumer electronics company in grand jury investigation focused on price fixing/bid rigging for cathode ray tubes
- Represented pharmaceutical manufacturer in FTC investigation into abuse of restricted distribution programs in the pharmaceuticals industry
- Represented electronics manufacturer in FTC investigation into standard setting processes in the development of terrestrial mobile radio standards
- Represented data analytics firm in FTC investigation into monopolization for audience measurement services
- Represented digital audio companies in DOJ investigation into music industry licensing practices
- Represented regional ILEC in state attorney general investigation into bundling practices in the telecommunications industry

Representative Merger Investigations

- Samsung/Harman. Represented Samsung globally in its \$8 billion acquisition of Harman, transforming the company into a tier-1 parts supplier to global car makers
- Brocade/Ruckus. Represented Brocade in its \$1.5B acquisition of Ruckus Wireless, resulting in the #1 player in storage area networking and #1 player in service provider Wi-Fi
- Greenbrier/Watco. Represented The Greenbrier Companies in the creation of joint venture GBW Railcar Services, LLC, creating the largest independent railcar repair shop network in North America
- Equinox/SportsClub LA. Represented Equinox in its acquisition of competitor Sports Club/LA, continuing the company's expansion as a global leader in luxury health and fitness
- Shuanghui/Smithfield Foods. Represented Shuanghui in the global antitrust review of its \$4.7 billion acquisition of rival pork producer Smithfield Foods, creating the world's largest hog and pork producer. The acquisition represented the biggest ever U.S. company takeover by a Chinese firm
- Gannett/Belo. Represented Gannett in the antitrust review of its \$2.2 billion

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- acquisition of rival television station owner Belo
- Jack Cooper Transport/Allied Systems. Represented Jack Cooper in its bankruptcy acquisition of rival union car hauler Allied Systems, creating North America's largest auto transportation company
- David H Murdock/Dole Foods Company. Represented David Murdock in the global antitrust review of his \$1.6 billion acquisition of Dole Food Company
- Kaydon/SKF. Represented Kaydon in the antitrust review of its \$1.25 billion acquisition by Swedish bearings rival SKF
- MetroPCS/T-Mobile USA. Represented MetroPCS Communications in the antitrust review of its \$10+ billion reverse merger with T-Mobile USA
- Samsung Electronics/Seagate. Represented Samsung in the worldwide antitrust review of its strategic alliance with Seagate Technology, which included the \$1.4 billion sale of Samsung's hard disk drive business
- Smith International/Schlumberger. Represented Smith International in the antitrust review of its \$11 billion merger with Schlumberger
- Baker Hughes/BJ Services. Represented Baker Hughes in the antitrust review of its \$6.8 billion acquisition of BJ Services
- Arch Coal/Jacobs Ranch Mine. Represented Arch Coal in its \$761 million acquisition of Rio Tinto's Jacobs Ranch mine. Acquisition was first in the Powder River Basin since the FTC's failed challenge to Arch Coal's acquisition of Triton Coal Company
- Navteq Corporation/Nokia Corporation. Represented Navteq in the antitrust and CFIUS reviews of its \$8.7 billion merger with Nokia. Coordinated regulatory filings worldwide
- Hewlett-Packard/EDS. Represented EDS in the antitrust review of its \$13.9 billion acquisition by HP in both the US and the EU
- Akzo Nobel/Imperial Chemical Industries PLC. Represented ICI in the antitrust review of its \$16 billion acquisition by Akzo Nobel
- Oracle/Peoplesoft. Represented Oracle in the antitrust review of its \$10.3 billion hostile takeover of Peoplesoft
- Univision/Hispanic Broadcasting Corp. Represented Univision in the antitrust review of its \$3.5 billion acquisition of Hispanic Broadcasting

Representative Litigation

- In re SSA Bonds Antitrust Litigation. Representing Barclays in class action alleging price fixing/bid rigging in SSA bonds markets
- US v. Amsted Industries, Inc. Represented the United States in a federal case alleging violations of the Clayton and Sherman Acts.
- Midwest Gas Services v. Indiana Gas Co., Inc. Represented ProLiance Energy in a federal case alleging monopoly maintenance, attempted monopolization and conspiracy to restrain trade.

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- American Maritime Officers v. Joseph. Represented AMO in state case alleging trade secret misappropriation.
- Chemical Overseas Holdings Inc., et al. v. Republica Oriental del Uruguay. Represented Uruguay in international arbitration alleging breach of contract
- Panciera Memorial Home, Inc. v. Scarano Services, Inc. Represented Panciera in federal Lanham Act case alleging trademark infringement.
- Siqeca et al. v. Gonzales. Represented the United States before the Seventh Circuit Court of Appeals in federal case alleging denial of due process rights.
- Sony Music Entertainment, Inc. et al. v. MTV. Represented MTV in federal case alleging infringement under the Digital Millennium Copyright Act

Professional and Community Involvement

- Member of the District of Columbia bar
- Clerked for the Hon. William R. Price of the Supreme Court of Missouri, 2000-2001
- Admitted to the United States Supreme Court and the United States District Court for the District of Columbia

Education

- Washington and Lee University School of Law, J.D., 2000 (cum laude, Washington & Lee Law Review)
- Southwest Baptist University, B.A., 1997 (summa cum laude)

News

May 01, 2019

Paul Hastings Practices and Lawyers Score Top Rankings in Chambers USA 2019

August 08, 2018

Lotus Midstream to Acquire Centurion Crude Oil Pipeline and Related Assets in Texas, New Mexico and Oklahoma from Occidental Petroleum Corporation

June 14, 2018

CDH Investments to Acquire Sirtex for US\$1.4 Billion

May 11, 2018

Paul Hastings Practices and Lawyers Score Top Rankings in Chambers USA 2018

May 01, 2018

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Saban Properties to Sell Power Rangers and Other Entertainment Assets to Hasbro, Inc.

February 01, 2018

Total Produce to Acquire Substantial Stake in Dole Food Company

June 05, 2017

Paul Hastings Practices and Lawyers Score Top Rankings in Chambers USA 2017

November 15, 2016

Samsung Electronics Acquires HARMAN for US\$8 Billion

August 12, 2016

Samsung Electronics America to Acquire Dacor as an Expansion to Home Appliance Portfolio

June 27, 2016

Ping An Consortium Invests in Nu Skin Enterprises

June 09, 2016

Merck to Acquire Afferent Pharmaceuticals

June 08, 2016

Paul Hastings Practices and Lawyers Score Top Rankings in Chambers USA 2016

May 27, 2016

Brocade Completes Acquisition of Ruckus Wireless

May 25, 2016

Fujian Grand Chip Investment Fund Acquires Germany's Aixtron for €670 Million

April 08, 2016

Brocade to Acquire Ruckus Wireless

April 06, 2016

DreamWorks Animation Sells 24.5% Equity Stake of AwesomenessTV To Verizon

December 07, 2015

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Tall Oak Midstream Sells TOM-STACK, LLC and TOMPC LLC to EnLink
Midstream

September 20, 2015

China Media Capital Forms Joint Venture with Warner Brothers for New Flagship
Movie Studio

May 21, 2015

Paul Hastings Represents Vanguard Natural Resources, LLC in unit-for-unit
acquisition of Eagle Rock Energy Partners, L.P.

May 20, 2015

Paul Hastings Practices and Lawyers Score Top Rankings in Chambers USA
2015

April 21, 2015

Vanguard Natural Resources, LLC to Acquire LRR Energy

January 05, 2015

Paul Hastings Advises Hanwha Q CELLS in US\$1.2 Billion Sale to and Merger
with Hanwha SolarOne

July 28, 2014

Paul Hastings Corporate Team Represents Equinox in Acquisition of Remaining
Sports Club/LA Fitness Clubs

May 27, 2014

Paul Hastings Practices and Lawyers Score Top Rankings in Chambers USA
2014

March 25, 2014

Paul Hastings Advises Samsung Fine Chemicals and Samsung Electronics in
Connection with SunEdison Semiconductor's IPO

January 30, 2014

Paul Hastings Advises Accelrys in its \$750 Million Sale to Dassault Systèmes

December 23, 2013

Paul Hastings Represents Gannett in Closing \$1.5 Billion Merger with Belo and
Related Station Restructuring

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December 20, 2013

Paul Hastings Represents Banks in Financing Southwire's Acquisition of Coleman Cable, Inc.

November 01, 2013

Paul Hastings Represents David Murdock in Historic Second Going Private Transaction for Dole Food Company

August 19, 2013

Paul Hastings Advises Novella on its Acquisition by Quintiles

June 05, 2013

Paul Hastings Extensive Practice Strength Highlighted in The Legal 500 United States 2013

May 29, 2013

Paul Hastings Represents Shuanghui International Holdings Limited in US \$7.1 Billion Acquisition of Smithfield Foods

May 27, 2013

Paul Hastings Employment Practice Honored with Chambers "Award for Excellence" and Firms Leading Practices and Lawyers Ranked in Chambers USA 2013

October 18, 2012

Paul Hastings Advises MISUMI Group on Acquisition of Largest Die Components Maker in the U.S

October 03, 2012

Paul Hastings Represents METROPCS In T-Mobile Deal

July 19, 2012

Paul Hastings Advises Samsung Electronics on its US\$310 Million Acquisition of Handset Connectivity and Location Development Operations from London-listed CSR

June 01, 2012

Paul Hastings Continues Antitrust and Competition Expansion with Former Department of Justice Executive in DC

April 23, 2012

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Paul Hastings Advising Ardea Biosciences in its \$1.26B All-Cash Acquisition by AstraZeneca

April 17, 2012

Paul Hastings Advises SRS Labs, Inc. in its \$148M Sale To DTS, Inc.

December 22, 2011

Paul Hastings Represents Samsung Electronics in US\$1.4 Billion Sale of Hard Disk Drive Operations to Seagate Technology

March 01, 2011

Paul Hastings Strengthens its Competition Practice with Addition of Leading Washington Antitrust Partner

Insights

September 21, 2018

US Merger Control in the High-Technology Sector

January 24, 2018

Antitrust Division Signals Criminal Cases on No Poach Agreements Among Employers

March 18, 2016

The Antitrust Review of the Americas 2016 - United States: Mergers

August 27, 2015

FTC Complaint Against Activist Investor Highlights Narrow "Investment Only" HSR Act Exemption

May 07, 2015

Recent Developments in U.S. Investigations and Litigation

September 10, 2014

The Antitrust Review of the Americas 2015 - United States: Mergers

September 26, 2013

US: Mergers Striking a Balance

March 31, 2011

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Huawei CFIUS Redux: Now It Gets Interesting

Rankings & Awards

April 26, 2019

Recognized by Chambers USA 2019

May 15, 2018

Recognized by Chambers USA 2018

June 05, 2017

Recognized by Chambers USA 2017

June 08, 2016

Recognized by Chambers USA 2016

March 27, 2012

GCR Awards 2012