



Contact

## Christopher E. Ondeck

Partner

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Chris Ondeck is head of the Washington, DC office and co-chair of the Firm's Antitrust Group. Chris is one of the most highly rated antitrust trial lawyers in the United States. In 2023, he won the largest antitrust jury trial of the year, and one of the largest in history, by defending Sanderson Farms as the sole non-settling defendant where the direct purchaser plaintiffs alleged \$7 billion in damages. The significance of the trial victory was widely reported by *Reuters*, *Bloomberg Law*, *Law360*, and other publications, calling it a "blockbuster case." *Law360* noted that Chris "blasted" the plaintiffs' assertions at trial and called it one of the biggest trial decisions of the year. Chris and his team were named [Litigators of the Week](#) by the *American Lawyer*. *Benchmark Litigation* also shortlisted Chris for antitrust litigator of the year in 2023.

Chris is a go-to litigator for clients in high-profile antitrust matters, including AARP, Amtrak, AT&T, Butterball, Cardinal Health, Continental Resources, Daybreak Foods, Discovery, DuPont, Ocean Spray, SpaceX, Sunkist, Wayne Sanderson Farms, Welch's, and Weyerhaeuser. He also has 30-years' expertise with the Capper-Volstead Act's application and interpretation for agricultural cooperatives, and serves as outside counsel to a large number of industry groups, including trade associations and cooperatives.

Chris has been recognized as a leading antitrust practitioner by *Chambers*, noting that clients describe him as "our primary thought partner - he's very good at explaining the complex issues and making them easy to understand" and praising "his strong advocacy skills"; by *The National Law Review* as a "Go To Thought Leader"; by *Acritas* as a "Star" for multiple years; by *Benchmark Litigation* as a National Litigation Star; and by *The Legal 500 United States* for Antitrust: Civil Litigation/Class Actions.

## Matters

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### Representative Litigation Experience:

- Representing Continental Resources, one of the largest independent shale oil producers, in a case alleging price-fixing and supply reduction by 8 major U.S. oil producers
- Obtained a complete defense verdict in favor of Sanderson Farms following a six-week jury trial, defeating \$7 billion in damages claims that would have been tripled by statute to \$21 billion
- Prevailed at summary judgment on behalf of Wayne Farms against the Direct Purchaser, Commercial and Institutional, and End-User Class Action Plaintiffs in the In re Broiler Chicken case, alleging industry-wide price-fixing and supply reduction
- Prevailed at summary judgement, including multiple rounds of oral argument, on behalf of all 21 defendants in In re Broiler Chicken, to achieve dismissal of all class action plaintiffs' claims based on the Georgia Dock price index
- Successfully defended Weyerhaeuser in an antitrust litigation alleging a price-fixing and price gouging conspiracy among the ten largest lumber producers in North America
- Defending Butterball in federal class actions by direct and indirect purchasers alleging the major turkey producers engaged in an unlawful supply control conspiracy

- Representing Wayne Farms in a federal antitrust litigation (Wages) alleging the major chicken and turkey producers conspired to fix employee wages for poultry plant personnel
- Defended Fundry, one of the leading small business cash advance providers, in an action brought by the Federal Trade Commission alleging violations of the FTC Act
- Defending Daybreak Foods, one of the largest producers of eggs in the U.S., in class actions in federal and state courts alleging antitrust and price gouging conspiracies during the COVID pandemic
- Successfully represented Medley Opportunity Fund II in a series of federal class actions in multiple courts alleging civil RICO and conspiracy violations
- Representing the nationwide egg industry group United Egg Producers and the Webb-Pomerene export group U.S. Egg Marketers in a series of federal antitrust cases by class and direct plaintiffs alleging a conspiracy to control supply and raise prices of egg products
- Successfully defended Discovery Communications in a federal antitrust litigation alleging a conspiracy to boycott a content producer
- Successfully defended Zenith, Panasonic, Philips, and MPEG LA, a leading administrator of patent pools, against standard essential patent antitrust counterclaims in litigation relating to licensing of digital television patents; Section 1 conspiracy claims dismissed at oral argument on summary judgment
- Successfully defended Potandon Produce L.L.C., the largest marketer of potatoes in the U.S., in a nationwide multi-district litigation
- Successfully defended Daybreak Foods in a series of federal and state class actions across the country brought by direct and indirect purchasers alleging the major egg producers reduced output to raise the price of eggs and related products
- Represented the steel industry trade association American Iron & Steel Institute in the Steel Products antitrust litigation
- Successfully defended Cardinal Health in an antitrust class action involving allegations of exclusive dealing, customer and territory allocation, and joint

monopolization, with co-defendant GE Healthcare in the nuclear pharmaceutical distribution industry\*

- Successfully defended AT&T Inc. and Southwestern Bell Advertising against tying and unlawful monopolization claims related to AT&T's directory publishing business\*
- Successfully defended AT&T against predatory pricing, refusal to deal and essential facility claims related to AT&T's long-distance service business\*
- Successfully defended Amtrak in a tying and boycott case\*
- Successfully represented AARP in an antitrust claim involving alleged conspiracy and defamation in the reverse mortgage industry\*

### **Representative Merger Experience:**

- Arkema in its \$1.65 billion acquisition of the performance adhesives business of Ashland LLC
- Discovery in its \$2 billion joint venture with the PGA Tour to form "GOLFTV", and subsequent acquisitions of Golf Digest and Golf Channel Latin America
- Church & Dwight in numerous acquisitions, including Zicam, Water Pik, Flawless, Agro BioSciences, Viviscal, Toppik, and CELMANAX
- Learfield Communications in its merger with IMG College, combining the two largest providers of collegiate multimedia rights services
- Represented a Fortune 500 oil company in the DOJ's successful challenge to the proposed merger of Baker-Hughes and Halliburton
- comScore, Inc. in its successful challenge to the \$1.26 billion acquisition by Nielsen Holdings N.V. of Arbitron Inc. before the Federal Trade Commission
- United Technologies Corporation in the \$18.4 billion acquisition of Goodrich Corp.\*
- Bank of America, Citigroup, Credit Suisse, Deutsche Bank, Goldman Sachs, JPMorgan Chase, Merrill Lynch and UBS in the formation of ICE US Trust LLC\*

- Rio Tinto in the \$764 million sale of its Jacobs Ranch coal mine to Arch Coal\*
- Reed Elsevier PLC in connection with the \$4 billion divestiture of its Harcourt Education business to Houghton Mifflin Company\*
- AT&T in connection with its \$67 billion acquisition of BellSouth Corp.\*
- SBC Communications in connection with its \$16 billion acquisition of AT&T Corporation\*
- Diageo in its joint acquisition of Seagram, creating the world's largest alcohol beverage company\*

\*Prior to Proskauer

#### Practices

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Antitrust, Litigation, Antitrust Technology Task Force

#### Industries

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Life Sciences, Technology, Media & Telecommunications

#### Education

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University of Virginia Law School, J.D.

University of Virginia, B.A.

#### Admissions & Qualifications

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District of Columbia

Virginia

#### Court Admissions

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U.S. Court of Appeals, Fourth Circuit

District court of Virginia, Eastern District

Supreme Court of Virginia

U.S. Court of Appeals, District of Columbia

U.S. Court of Appeals, District of Columbia Circuit

U.S. Court of Federal Claims

U.S. Court of Appeals, Third Circuit

#### Memberships

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ABA Section of Antitrust Law

National Council of Farmer Cooperatives; Legal, Tax and Accounting Committee  
(Vice-Chair, Capper-Volstead Act sub-committee)

#### Awards & Recognition

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Law360 MVP 2024

National Law Journal, "National Winning Litigator" Finalist 2024

Benchmark Litigation National Litigation Star 2021-2025

JD Supra Readers' Choice Antitrust & Trade Regulation 2022

The National Law Review Go To Thought Leader 2020

The Legal 500 United States: Antitrust: Civil Litigation/Class Actions 2017 -2024

Chambers USA: Antitrust 2011-2014

Legal Media Group's Expert Guide to Antitrust Lawyers/Economists 2013

Law360 "Rising Star" Antitrust Litigation 2010

Acritas Star Lawyer 2018-2021