ECONIC
PARTNERS

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Dr. Andres V. Lerner is a Founding Partner and the Head of the North American Antitrust and Competition Practice at Econic Partners, LLC. He has over 25 years of experience in applying economic and econometric analysis to antitrust and competition matters, including litigation, investigations, regulatory proceedings, and mergers. Dr. Lerner has served as an economic expert in some of the most prominent antitrust cases and regulatory proceedings, and has testified at trial and in arbitration hearings, including in *United States v. Google LLC*. He has also made submissions to the U.S. Department of Justice, the Federal Trade Commission, the Federal Communications Commission, the Federal Reserve Board, the European Commission, and the New Zealand Commerce Commission. He has extensive expertise in the antitrust economics of platform businesses and the digital economy, having worked on a wide range of industries such as online services, digital advertising, smartphones, payment card services, media, health insurance, and real estate brokerage services.

Dr. Lerner has published articles in leading peer-reviewed economic and legal journals, including the American Economic Review, the Antitrust Law Journal, and the Antitrust Bulletin, and has also co-edited a collection of seminal articles in antitrust economics. One of his articles was cited extensively by the U.S. Supreme Court in *Ohio v. American Express Co.* (2018), its landmark opinion on two-sided markets. Dr. Lerner has taught Economics at the University of Southern California's Marshall School of Business. He holds a Ph.D. in Economics from the University of California, Los Angeles (UCLA). He has been recognized by the Lexology Index (formerly Who's Who Legal) as a Thought Leader and as a leading Competition Economist.

PROFESSIONAL EXPERIENCE

2025 – Present	Founding Partner and Head of North American Antitrust and Competition, Econic Partners
2013 – 2025	Executive Vice President, Compass Lexecon
2009 – 2013	Senior Vice President, Compass Lexecon
2007 – 2009	Director, LECG
2004 – 2007	Principal, LECG
2004	Adjunct Professor, University of Southern California, Marshall School of Business
2003 – 2004	Vice President, Economic Analysis LLC
2001 – 2003	Senior Economist, Economic Analysis LLC

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1999 – 2001	Economist, Economic Analysis LLC
1997 – 1999	Teaching Associate, Department of Economics, UCLA
1998	Teaching Associate, School of Public Policy, UCLA
1997	Teaching Associate, Anderson Graduate School of Management, UCLA

EDUCATION

Ph.D. in Economics | University of California, Los Angeles	*1999*
M.A. in Economics | University of California, Los Angeles	*1996*
B.A. in Economics | University of California, Berkeley	*1993*

AREAS OF EXPERTISE

Antitrust and Competition Economics

Industrial Organization

Applied Econometrics

Analysis of Damages in Antitrust Matters

Economic and Econometric Analysis of Class Certification in Antitrust Matters

PROFESSIONAL RECOGNITIONS, HONORS, AND AWARDS

Lexology Index: Thought Leaders USA (2027)

Lexology Index: Thought Leaders – Firm Management (2026)

Lexology Index (previously Who's Who Legal): Competition Economists (2013 to present)

Who's Who Legal and Global Competition Review: Competition – Future Leaders (2017), economist aged 45 and under

REPORTS, DECLARATIONS, AND TESTIMONY

WPEngine, Inc. v. Automattic Inc., Matthew Charles Mullenweg, and WooCommerce Inc.
Automattic Inc., Matthew Charles Mullenweg, and WooCommerce Inc. v. WPEngine, Inc.
United States District Court for the Northern District of California, Case No. 4:24-CV-06917-AMO
Expert Report: August 6, 2026; Rebuttal Expert Report: September 10, 2026

Cognizant TriZetto Software Group, Inc. v. Infosys Limited
Infosys Limited v. Cognizant Technology Solutions Corp. and Cognizant TriZetto Software Group, Inc.
United States District Court for the Northern District of Texas, Case No. 3:24-cv-2158
Expert Report: June 15, 2026; Rebuttal Expert Report: August 3, 2026; Deposition: August 20, 2026

Block, Inc., et al. v. Visa Inc., et al., Case No. 1:23-cv-05377(BMC)(JAM)
Intuit Inc., et al. v. Visa Inc., et al., Case No. 1:21-cv-01175(BMC)(JAM)
United States District Court for the Eastern District of New York
Expert Report: March 27, 2026; Deposition: June 5, 2026

Arcell, et al. v. Google LLC
United States District Court for the Northern District of California, Case No. 3:22-cv-02499-RFL
Expert Report: March 6, 2026; Deposition: April 16, 2026

United States of America, et al. v. Google LLC
United States District Court for the Eastern District of Virginia, Case No. 1:23-CV-108 (LMB/JFA)
Expert Report: July 7, 2025; Rebuttal Expert Report: July 28, 2025; Surrebuttal Expert Report: August 11, 2025; Deposition: August 26, 2025; Live Trial Testimony: October 1–2, 2025

National ATM Council, et al. v. Visa Inc., et al., Case No. 1:11-cv-1803-RJL
Andrew Mackmin, et al. v. Visa Inc., et al., Case No. 1:11-cv-1831-RJL
Peter Burke, et al. v. Visa Inc., et al., Case No. 1:11-cv-1882-RJL
United States District Court for the District of Columbia
Expert Report: December 19, 2024; Deposition: August 29, 2025

In re Payment Card Interchange Fee and Merchant Discount Antitrust Litigation
United States District Court for the Eastern District of New York, Case No. 05-md-1720 (MKB)
Expert Report: June 10, 2019; Deposition: February 14, 2020; Supplemental Expert Report: October 1, 2024; Deposition: December 6, 2024

In re Packaged Seafood Products Antitrust Litigation
United States District Court for the Southern District of California, Case No. 15-MD-2670 JLS (MDD)
Expert Report: May 10, 2019; Deposition: May 30, 2019; Addendum Expert Report: May 21, 2024

Grubhub Holdings Inc., et al. v. Visa Inc., et al.
United States District Court for the Eastern District of New York, Case No. 05-md-1720 (MKB)
Expert Report: October 7, 2022; Rebuttal Expert Report: January 13, 2023; Deposition: March 16, 2023

Viamedia, Inc. v. Comcast Corporation and Comcast Cable Communications Management, LLC
United States District Court for the Northern District of Illinois, Eastern Division, Case No. 16-cv-5486
Expert Report: September 21, 2022; Deposition: October 14, 2022; Supplemental Rebuttal Report: October 31, 2022

B&R Supermarket Inc., et al. v. Mastercard International Inc., Visa Inc., Visa U.S.A., Inc., Discover Financial Services and American Express Company
United States District Court for the Eastern District of New York, Case No. 17-CV-02738 (MKB)
Expert Report: March 22, 2021; Deposition: September 10, 2021

The State of Washington v. StarKist Company, Dongwon Industries Co. Ltd., and Christopher Lischewski
Superior Court of Washington for King County, Case No. 20-2-09491-9 SEA
Expert Report: July 19, 2021; Deposition: August 27, 2021

beIN Sports, LLC v. Comcast Cable Communications, LLC and Comcast Corporation
Federal Communications Commission, MB Docket No. 18-90, File No. CSR-8954-P
Declaration: May 14, 2018; Supplemental Declaration: February 11, 2019

Tradeline Enterprises Pvt. Ltd. v. Jess Smith & Sons Cotton, LLC, J.G. Boswell Company, and Supima
American Arbitration Association, Case No. 01-16-0003-8669
Witness Statement and Expert Report: July 28, 2017; Second Witness Statement and Expert Report: December 19, 2017; Live Hearing Testimony: March 2, 2018

In re Optical Disk Drive Products Antitrust Litigation
United States District Court for the Northern District of California, Case No. 3:10-md-02143 RS
Expert Report: April 3, 2017; Deposition: May 8–9, 2017

European Commission v. Google Inc. and Alphabet Inc., Case COMP/AT.40099 – Google Android
Report: November 11, 2016

Verizon Corporate Services Group Inc. v. Comcast Corporation and SportsChannel New England, LLC
American Arbitration Association, Case No. 01-16-000-2320
Expert Report: August 17, 2016; Rebuttal Expert Report: September 20, 2016; Live Hearing Testimony: October 7, 2016

Federal Communications Commission, In the Matter of Protecting and Promoting the Open Internet, GN Docket No. 14-28

- "The 'Terminating Access Monopoly' Theory and the Provision of Broadband Internet Access" (with Janusz Ordover), January 15, 2015.
- "Competition in Broadband and 'Internet Openness'," July 15, 2014.

Federal Communications Commission, Policies Regarding Mobile Spectrum Holdings, WT Docket No. 12-269

- "Sprint's Proposed Weighted Spectrum Screen Defies Economic Logic and Is Inconsistent with Established Facts" (with Michael L. Katz, Philip A. Haile, and Mark A. Israel), March 14, 2014.
- "Comment on the Submission of the U.S. Department of Justice Regarding Auction Participation Restrictions" (with Michael L. Katz, Philip A. Haile, and Mark A. Israel), June 13, 2013.
- "Comments on Appropriate Spectrum Aggregation Policy with Application to the Upcoming 600 MHz Auction" (with Michael L. Katz, Philip A. Haile, and Mark A. Israel), June 13, 2013.

Western Pacific Kraft, Inc. v. Duro Bag Manufacturing Company
United States District Court for the Central District of California, Case No. 2:10-cv-06017-DDP
Expert Report: January 2013; Rebuttal Expert Report: October 2013

Federal Communications Commission, In the Matter of Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions, GN Docket No. 12-268

- "Spectrum Aggregation Policy, Spectrum-Holdings-Based Bidding Credits, and Unlicensed Spectrum" (with Michael L. Katz, Philip A. Haile, and Mark A. Israel), March 12, 2013.

New Zealand Commerce Commission Evaluation of Dairy Industry Restructuring Act (DIRA) of 2001

"The Effectiveness of DIRA in Fostering Competition and Economic Efficiency in New Zealand Dairy Markets" (with Robert D. Willig and Meg Guerin-Calvert), July 2011.

"Comments on the Proposed Changes to the Milk Price Provisions in the Dairy Industry Restructuring Amendment Bill" (with Robert D. Willig and Meg Guerin-Calvert), February 2012.

"Supplemental Comments on the Dairy Industry Restructuring Amendment Bill" (with Robert D. Willig and Meg Guerin-Calvert), April 2012.

Board of Governors of the Federal Reserve System, Debit Interchange Fees and Routing

"Economic Analysis of the Federal Reserve Board's Proposed Regulations to Implement EFTA Section 920" (with Benjamin Klein and Kevin Green), February 2011.

SELECTED OTHER EXPERT WORK

Acquisition of Wiz by Google LLC
Provided economic analysis and advice to Google for the regulatory review processes.
(2025)

Acquisition of Fitbit by Google LLC
Submitted papers and made presentations to the U.S. Department of Justice, European Commission, and other regulatory agencies on behalf of Google LLC.
(2019 to 2020)

Federal Trade Commission Investigation of Google Search Practices
Submitted papers and made presentations to the U.S. Federal Trade Commission.
(October 2010 to January 2013)

Department of Justice Assessment of Joint Venture and Licensing Agreements between Verizon, Comcast, Time Warner Cable, Cox Communications, and Bright House Networks
Submitted papers and made presentations to the U.S. Department of Justice.
(2011 to 2012)

PUBLICATIONS

"Real Estate Commissions: Some Insights from the Economics of Multi-Sided Platforms," *CPI Antitrust Chronicle*, March 2024.

"Price-Cost Tests in Antitrust Analysis of Single Product Loyalty Contracts," (with Benjamin Klein), *Antitrust Law Journal*, Vol. 80, No. 3 (2016), pp. 631–679.

"'Big Data' and User Privacy in Antitrust: An Economic Perspective," prepared for Antitrust and Intellectual Property Conference, American Bar Association, Section of Antitrust Law, October 8, 2015.

"The Role of 'Big Data' in Online Platform Competition," SSRN Working Paper, August 26, 2014.

"The Law and Economics of Bundled Pricing: *LePage's*, *PeaceHealth*, and the Evolving Antitrust Standard," (with Benjamin Klein), *Antitrust Bulletin*, 2008.

"The Firm in Economics and Antitrust Law," (with Benjamin Klein), in W. Collins (ed.), *Issues in Competition Law and Policy*, American Bar Association Antitrust Section, 2008.

Benjamin Klein and Andres V. Lerner (eds.), *Economics of Antitrust Law*, Economic Approaches to Law Series, Series editors Richard A. Posner and Francesco Parisi, Edward Elgar Publishing Ltd., April 2008.

"The Economics Revolution in Antitrust Law," (with Benjamin Klein), in Benjamin Klein and Andres V. Lerner (eds.), *Economics of Antitrust Law*, Economic Approaches to Law Series, Series editors Richard A. Posner and Francesco Parisi, Edward Elgar Publishing Ltd., April 2008.

"The Expanded Economics of Free-Riding: How Exclusive Dealing Prevents Free-Riding and Creates Undivided Loyalty," (with Benjamin Klein), *Antitrust Law Journal*, Vol. 74, No. 2 (2007), pp. 473–519.

"Competition in Two-Sided Markets: The Antitrust Economics of Payment Card Interchange Fees," (with Benjamin Klein, Kevin Murphy, and Lacey Plache), *Antitrust Law Journal*, Vol. 73, No. 3 (2006), pp. 571–626. Cited in *Ohio v. American Express Co.*, 585 U.S. 529 (2018).

"The Economics of Copyright 'Fair Use' in a Networked World," (with Benjamin Klein and Kevin Murphy), *American Economic Review Papers & Proceedings*, Vol. 92, No. 2 (May 2002), pp. 205–208.

SELECTED PROFESSIONAL PRESENTATIONS

Roundtable on U.S. Enforcement Trends, Mastering the Antitrust Landscape for U.S. and Global Transactions, USC Gould School of Law, February 12, 2026.

Next Generation of Antitrust Scholars, USC Gould School of Law, January 23, 2026.

"Network Effects and 'Big Data' in Digital Platform Competition," Executive Committee of the New York State Bar Association, Antitrust Section, September 18, 2019.

"Two-Sided Markets in Modern Antitrust: Beyond *Ohio v. American Express*," ABA Section of Antitrust Law, Federal Civil Enforcement & State Enforcement Committees, February 15, 2018.

Transparency Requirements in Global Antitrust panel, Antitrust Enforcement in a Global Context: Extraterritoriality and Due Process, USC Gould School of Law, January 13, 2017.

"Big Data and User Privacy in Antitrust: An Economic Perspective," Antitrust and Intellectual Property Conference, American Bar Association, Section of Antitrust Law, October 8, 2015.

"Big Data, User Privacy, and Competition Between Online Platforms," Law & Economics Center, George Mason University School of Law, Briefing on Big Data, Privacy, and Antitrust, March 18, 2015.

"Economic Challenges in the Antitrust Analysis of Online Platforms," Federal Trade Commission, Microeconomics Conference, November 7, 2013.