

Jeffrey Klenk

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Education

The Pennsylvania State University

Aug. 1998 – Dec. 2002

- M.A. Economics
- B.S. Economics
- B.A. History

Consulting Experience

Berkeley Research Group, LLC

Director

Associate Director

Dec. 2014 – Current

July 2018 – Current

Dec. 2014 – June 2018

GreatBridge Consulting

Director

Sept. 2014 – Dec. 2014

Sept. 2014 – Dec. 2014

Econ One Research, Inc.

Economist

March 2009 – Sept. 2014

March 2009 – Sept. 2014

LECG, LLC

Senior Economist

Economist

Senior Associate

Associate

June 2003 – March 2009

July 2007 – March 2009

January 2006 – June 2007

March 2005 – Dec. 2005

June 2003 – February 2005

Teaching Experience

The Pennsylvania State University

Instructor

Teaching Assistant

Jan. 2001 – Current

August 2004 – Current

January 2001 – July 2004

The Catholic University of America

Adjunct Lecturer of Economics

Aug. 2011 – May 2012

August 2011 – May 2012

The George Washington University

Adjunct Lecturer of Economics

Aug. 2010 – May 2011

August 2010 – May 2011

Publications

Journals

- “Understanding the Antitrust Jurisprudence of Justice Gorsuch: *Conwood*’s Continuing Influence,” (with Jeffrey Armstrong) *The Antitrust Source*, vol. 16, no. 6, June 2017.
- “An Application of Nash Bargaining to Intellectual Property Negotiations,” (with Richard Higgins) *The Federal Circuit Bar Journal*, vol. 25, no. 1, September 2015.

Trade Press

- “Applying *A Beautiful Mind* to High-Stakes Negotiations and IP Disputes,” *ThinkSet*, Summer 2018.
- “Bargaining Model Takeaways from Limelight Ruling,” *Law360*, February 9, 2018.
- “An Economic Review of Supreme Court Justice Neil Gorsuch’s Antitrust Record,” (with Jeffrey Armstrong) *Economics Committee Newsletter*, vol. 18, no. 2, Fall 2017.
- “Experts Must Investigate Materials on Which They Rely,” *Law360*, August 29, 2017.
- “Do PAEs Stifle Competition? Recent FTC Study Leaves that Question Unanswered,” *IAM*, April 5, 2017.
- “Size Alone Does Not Constitute a Promotional Service: Seventh Circuit Looks to Legislative Intent of the Robinson-Patman Act in Reversing Lower Court’s Decision,” *The Price Point*, vol. 17, no. 1, Winter 2017.
- “Update on Bargaining Theory in Hypothetical Negotiations,” (with Richard Higgins) *Law360*, September 2, 2015.
- “Can Package Size Constitute a Promotional Service? Recent Decision Raises Questions about the Implications of the Robinson-Patman Act,” *The Price Point*, vol. 14, no. 1, Winter 2015.
- “The Incentives and Ability of a Fringe Competitor to Restrain Industry Prices: Evidence from the Domestic Beer Industry,” *The Price Point*, vol. 13, no. 2, Summer 2014.
- “New Research Provides Insight into Investigating Cartel Behavior,” *Economic Theories in Practice*, November 2009.

Other

- European Prices as a Proxy for Integration*, Master’s Essay in Economics, December 2002.

Presentations

- “Updates in Class Certification,” Panelist, 2nd Annual Class Action Money and Ethics Conference: Aligning Interests and Optimizing Outcomes in Class Action Litigation, May 7, 2018.
- “Rubinstein Model and Takeaways from *Limelight*,” Speaker, American Intellectual Property Law Association - Patent Damages Subcommittee, March 20, 2018.
- “Pricing Conduct: 2017 Developments and a Look Ahead at 2018,” Panelist, American Bar Association - Section of Antitrust Law, February 27, 2018.
- “Class Certification: Making Sense of Class Certification Doctrine, Economics, and Econometrics,” Panelist, American Antitrust Institute - 11th Annual Private Antitrust Enforcement Conference, November 7, 2017.
- “The Increased Use of Expert Testimony in Addressing Public Interest Issues,” Moderator, Berkeley Research Group, October 26, 2017.
- “From Billboards to Aluminum: The Career of an Antitrust Economist,” Speaker, Penn State University - World Campus Economics Organization, October 20, 2016.
- “Considering the Cost of the Price Cost Test,” Panelist, American Bar Association - Section of Antitrust Law, October 7, 2015.
- “Retrospective on the *Baby Products* Litigation,” Moderator, American Bar Association - Section of Antitrust Law, July 31, 2013.
- “The Role of Economics in Identifying and Litigating Cartel Behavior,” Speaker, State Bar of Michigan - Antitrust, Franchising and Trade Regulation Section, September 23, 2010.

Expert Engagements

Eddie Mercer Agri-Services, Inc. v. Mid-American Salt, LLC

- United States District Court for the Northern District of Indiana
- Case No. 1:17-CV-239-TLS-PRC
- Retained by Starr, Austen & Miller, LLP
- Opinion concerning claimed damages stemming from an alleged breach of an express warranty
 - Expert Report – April 3, 2018

Marie E. Moore v. Deborah L. James, Secretary, Department of the Air Force

- United States Equal Employment Opportunities Commission, Washington Field Office
- EEOC No. 570-2016-00054X
- Retained by the Federal Employee Legal Services Center
- Opinion concerning claimed damages stemming from a constructive discharge
 - Expert Report – April 2, 2018
 - Hearing – April 26, 2018

Michelle Donahue v. Elaine Duke, Acting Secretary, U.S. Department of Homeland Security

- United States District Court for the District of Columbia
- Case No: 16-cv-02443 (APM)
- Retained by the Federal Employee Legal Services Center
- Opinion concerning claimed damages stemming from a constructive termination
 - Expert Report – February 23, 2018

United States of America v. \$11,000 in United States Currency and Charles L. Clarke, II

- United States District Court for the Eastern District of Kentucky
- Case No: 2:14-cv-00125-WOB-JGW
- Retained by the Institute for Justice
- Opinion concerning the economic incentives underlying civil forfeiture
 - Expert Report – September 25, 2015

Colon Health Centers of America, LLC, et al. v. Bill Hazel, in his official capacity as Secretary of Health and Human Resources, et al.

- United States District Court for the Eastern District of Virginia
- Case No: 1:12-cv-00615-CMH-TCB
- Retained by The Institute for Justice
- Opinion concerning the effects of certificate of need laws
 - Expert Report – April 30, 2014
 - Declaration – August 8, 2014

Professional Memberships and Activities

American Economic Association

- Member, Current

American Bar Association

- Member, Antitrust Section, Current

National Institute for Trial Advocacy

- Expert Witness, DC Advanced Advocates Program, November 8, 2013

Other Activities

DiscipleMakers

- Treasurer, Board of Directors, January 2018 – Current
- Member, Board of Directors, July 2017 – Current

Montgomery County Board of Elections

- Chief Judge, 2016 General Election
- Closing Judge, 2016 Primary Election

Suburban Nursery School

- Member, Board of Directors, 2014-2015 School Year

Other Education

The Catholic University of America

Aug. 2011 – May 2012

- J.D. Candidate

Honors and Scholarships

Phi Beta Kappa

Graduate of the Schreyer Honors College

Schreyer Honors College Thesis Research Grant

The University Scholar's Award in the College of Liberal Arts

CUA Law Alumni Scholarship Award – First Year Scholarship