

## John Snyder

Partner

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John Snyder provides comprehensive antitrust services, including merger clearance, litigation, and counseling. He regularly represents industry-leading clients before the U.S. Justice Department Antitrust Division, the Federal Trade Commission, and state attorneys general, including clients seeking antitrust clearance for strategic mergers and acquisitions.

Before joining the firm, John served as counsel to the assistant attorney general in charge of the Antitrust Division of the U.S. Department of Justice. In that capacity, he was an integral part of the leadership team that set U.S. competition policy and supervised the federal government's civil and criminal enforcement activities. John also served for more than a decade as a senior trial attorney in the Antitrust Division, leading many of the government's most significant merger and conduct investigations and litigations during that period.

Over two decades in private practice and government service, John has developed particular depth and experience in the health care, financial services, transportation, telecommunications, and building materials sectors.

### *Representative Experience*

#### **Merger Clearance**

- Obtained regulatory approval for LHC Group Inc.'s \$1.8 billion merger of equals with Almost Family Inc., creating the leading in-home health care provider in the U.S. with more than 780 locations in 36 states.
- Represented Columbus Regional Healthcare System, in obtaining antitrust approval for Columbus Regional Healthcare System's membership substitution transaction with Piedmont Healthcare Inc., pursuant to which Piedmont assumed control of the largest local health organization in Columbus, GA.
- Represented Boral Limited, a leading global building materials supplier, in obtaining unconditional Hart-Scott-Rodino clearance for its \$2.6 billion acquisition of Headwaters Inc.
- Obtained antitrust clearance for Savannah, GA-based Memorial Health Inc.'s sale of substantially all its assets to HCA Management in a deal valued at more than \$450 million.
- Represented American Proteins Inc. in its \$800 million sale of substantially all its assets to Tyson Foods Inc., obtaining unconditional clearance for the transaction that combined the two largest poultry rendering companies in the U.S.
- Obtained regulatory clearance, without conditions, for First Cash Inc.'s \$2.4 billion merger with Cash America Inc., which created the largest operator of retail pawn stores in the U.S.
- Obtained clearance for the \$200+ million sale of a leading building supply manufacturer's operating unit to a competitor, with no divestitures.
- Represented TSYS Inc., a leading global payments solutions provider, in obtaining clearance for its acquisition of Cayan Inc., a payment technology company, in a transaction valued at \$1.05 billion.

- Represented a leading European specialty aluminum company in securing antitrust clearance for a \$330 million asset acquisition from a major U.S. aluminum manufacturer.

## **Government Investigations**

- Representing an industrial company in a Department of Justice inquiry investigating potential “no-poach” agreements between employers.
- Representing a leading health-services company in a multistate antitrust and consumer protection investigation relating to pharmaceutical pricing.
- Represented a former telecommunications executive and potential target in a Department of Justice investigation into alleged Sherman Act violations.

## **Litigation**

- Defending a Fortune 50 health care company against a putative class action alleging ERISA claims relating to pharmaceutical pricing.
- Defended a Fortune 100 manufacturing company in a Sherman Act suit challenging the company’s bundled rebate programs, including a nine-week jury trial.
- Defended second-mortgage lenders in multiple putative class actions alleging violations of various state unfair lending statutes.
- Second-chaired the trial defense of a national clothing retailer against allegations that it violated California employment statutes.

## **Prior Government**

- Advised the assistant attorney general for antitrust on civil and criminal policies and enforcement decisions, including the opening and closing of investigations, issuance of civil investigative demands and second requests, and decisions to enter settlements or file litigated challenges.
- Represented the United States in litigation challenging contractual restrictions in a leading credit card network’s merchant contracts.
- Led the Antitrust Division’s investigation and challenge to the proposed combination of major beef packing companies, which was abandoned after the government moved to enjoin the transaction.
- Part of the Antitrust Division’s senior litigation team that challenged a proposed \$39 billion merger of wireless carriers.
- Led the team responsible for evaluating the impact of the proposed merger of satellite radio companies on competition in retail distribution channels.
- Led the Antitrust Division’s investigation into a \$2.5 billion proposed merger of drilling equipment manufacturers.

## **Publications & Presentations**

### **Publications**

- “Q&A: Alston & Bird’s John Snyder,” *Global Competition Review*, August 4, 2016.
- “FTC v. Cabell Huntington/St. Mary’s: Friction over Federal Enforcement in Local Health Care Markets?,” *Federal Civil Enforcement Newsletter*, January 2016.

### **Presentations**

- Merger Practice Workshop, ABA Section of Antitrust Law, Washington, D.C., September 28, 2017.
- “Views from Antitrust Division Alums,” ABA Section of Antitrust Law, webinar, July 19, 2017.
- ICN Merger Workshop, International Competition Network, Washington, D.C., February 15–16, 2017.
- “Drug Pricing: Exploring Potential Antitrust, Congressional and Executive Actions,” Credit Suisse/Capitol Forum 2016 Washington Perspectives Conference, New York, New York, October 2016.
- “Corporate Counseling Committee December Update,” ABA Section of Antitrust Law, webinar, January 19, 2016.

### ***Professional & Community Engagement***

- ABA Section of Antitrust Law, Insurance & Financial Services Committee, vice-chair
- ABA Section of Antitrust Law, Antitrust & Economics Institute for Judges, vice-chair (2016-17)
- ABA Section of Antitrust Law, Agriculture & Food Committee, vice-chair (2010-12)

### ***Education***

- University of Virginia (J.D., 1997)
- Stanford University (B.A., 1993)

### ***Admitted to Practice***

- District of Columbia
- California
- Maryland (Inactive)

### ***Related Services***

Antitrust | Litigation | Technology & Telecommunications Litigation | Financial Services Litigation | White Collar, Government & Internal Investigations | State Attorneys General Practice Team | Health Care | Payment Systems | Antitrust: Mergers, Compliance, and Investigations