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2022-2023 Officers

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June 15, 2022

The Honorable Richard Durbin
Chairman
Senate Judiciary Committee
224 Dirksen Senate Office Building
United States Senate
Washington, DC 20510

The Honorable Charles Grassley
Ranking Member
Senate Judiciary Committee
224 Dirksen Senate Office Building
United States Senate
Washington, DC 20510

Re: Nomination of Anne Nardacci to the United States District Court for the Northern District of New York

Dear Chairman Durbin and Ranking Member Grassley,

On behalf of the Antitrust Law Section of the New York State Bar Association (NYSBA), we write in enthusiastic support of the confirmation of Anne Nardacci for the United States District Court for the Northern District of New York.

The NYSBA Antitrust Law Section aims to address complex issues that constantly arise in the field of antitrust, and to communicate about antitrust law with the profession as a whole. The Section's frequent programs, symposia, and publications, presented by experienced practitioners (including federal and state antitrust enforcement agency officials), economists, and business persons address the most current issues in antitrust law and economics.

Ms. Nardacci is a graduate of Georgetown University, where she was elected Phi Beta Kappa, and of Cornell Law School, where she served as an editor of the Cornell Law Review. After law school, she began her legal career as an antitrust associate in the New York Office of Skadden, Arps, Slate, Meagher & Flom LLP. Moving to Albany in 2005, she was associated with the firm of Boies Schiller Flexner LLP, where she is currently a Partner. Throughout her career, Ms. Nardacci's work has primarily involved antitrust litigation, representing both plaintiffs and defendants in a wide variety of antitrust matters across a broad range of industries.

We believe that antitrust enforcement is of vital importance to our nation's economy. At the same time, however, it is an area of the law that is complex, informed by economic theory, and intersects with many other areas of the law including, for example, intellectual property and labor. For this reason, we believe it is critical that our federal judiciary include judges who have a deep understanding of the antitrust laws, economics, and policy.

Anne Nardacci will bring exactly that skill set to the federal bench. She brings years of experience as an antitrust litigator with a deep knowledge of price-fixing and monopolization litigation, both on behalf of individuals and in class actions, as well as litigation involving antitrust challenges to proposed mergers and acquisitions. She has for several years been a member of the Executive Committee of the NYSBA Antitrust Law Section.

In addition to her legal acumen and deep experience, Anne Nardacci brings a well-deserved reputation for intelligence, a calm demeanor, honesty, integrity, and the ability to find practical solutions to complex issues. Ms. Nardacci has the rare combination of humility, practicality, and intelligence that will make her a judge who will treat litigants with respect, and also earn the respect of those who appear before her. We are confident that Ms. Nardacci will be an outstanding judge, and we urge her swift confirmation.

Sincerely,

A handwritten signature in black ink, appearing to read "Elaine Johnston", with a stylized flourish at the end.

M. Elaine Johnston, Chair
Executive Committee
Antitrust Law Section
New York State Bar Association