

## David C. Eddy

### COUNSEL

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### Practices

Antitrust Litigation  
Antitrust Counseling and  
Government Investigations  
Antitrust & Unfair Competition  
Class Actions  
Litigation  
Product Liability  
Business & Commercial Disputes  
Mergers & Acquisitions

### Education

- George Washington University,  
J.D. with honors, 1978
- Wesleyan University, B.A., cum  
laude, 1975

### Admissions

- South Carolina
- District of Columbia
- United States Court of Appeals  
Fourth Circuit and the District of  
Columbia

### Highly Effective Counsel for Highly Complex Matters

For more than forty years, David Eddy has been representing clients in complex antitrust and other major commercial litigation in federal and state courts throughout the United States, including plaintiff antitrust litigation, nationwide and regional antitrust class actions (including price-fixing, tie-in, and exclusive dealing claims), nationwide product liability class actions, large corporate litigation (including trademark, tort, and contract claims), and Federal Trade Commission and Department of Justice investigations. David has represented clients in antitrust matters in a diverse array of industries, involving agricultural products, textiles, herbicides, chemicals, railroad freight, ocean shipping, air cargo, commercial airline manufacture, boats, timber, petroleum, firearms, food products, trucking, electronic products, and polyurethane foam.

### Working for Victims of Antitrust Law Violations

In 2000, David made a significant change in the focus of his practice when he moved to South Carolina to join Nexsen Pruet as Co-Chair of its Antitrust Practice Group. David leads a team of antitrust attorneys who develop comprehensive legal solutions for clients facing a wide range of issues related to federal and state antitrust laws. The primary focus of David's practice is on representing, as plaintiffs, companies that seek to recover damages because they were significant purchasers of products or services impacted by price-fixing, bid-rigging, customer allocation, and/or other

→ United States Supreme Court

violations of federal and state antitrust laws as well as competition laws outside of the U.S.

David has been the lead lawyer in many of the firm's biggest matters. David's clients range from major Fortune 50 companies to small privately-held businesses. David's clients have come to know David for his fierce commitment to delivering results in a responsive, timely, and cost-efficient manner.

David and his team also regularly advise clients on pricing policies, distribution policies, licensing agreements, competitor collaboration, and joint ventures and has prepared antitrust compliance guidelines and provided antitrust compliance training seminars for numerous clients.

Prior to joining Nexsen Pruet in 2000, David was a partner in the law firm of Howrey, LLP in Washington, D.C.

Born in Wisconsin, David graduated from Wesleyan University, *cum laude*, and the George Washington University National Law Center, with honors. He moved to South Carolina in 2000.

## Experience

- Prosecution and settlement of claims on behalf of two customers for pricing-fixing of liquid aluminum sulfate.
- Prosecution and settlement of antitrust claims on behalf of fifteen major companies injured by a six-year conspiracy to fix rates and surcharges on ocean shipping between the U.S. and Puerto Rico.
- Prosecution and settlement of antitrust claims on behalf of a manufacturer injured by a 10-plus year conspiracy of international roll-on/roll-off ocean carriers of vehicles to fix prices, rig bids, and allocate customers.
- Prosecution and settlement of antitrust claims on behalf of 20 textile companies for damages caused by a six-year conspiracy to fix prices and allocate customers of polyester staple fiber.
- Prosecution and settlement of antitrust claims for four family-owned bedding manufacturers in California, Georgia, and South Carolina injured by a conspiracy to fix the prices of polyurethane foam.
- Prosecution and settlement of antitrust claims on behalf of a chemical systems company injured by a conspiracy to fix prices of urethane chemicals.

- Prosecution and settlement of a certified class action against a major international paper company for fixing the purchase prices for pulpwood timber in the Carolinas at artificially low levels.
- Prosecution on behalf of major buyers of rail freight services injured by a 4-plus year conspiracy of the four major U.S. railroads to fix rail freight prices through the adoption of rate-based fuel surcharges.
- Prosecution of multi-million dollar action between major competitor corporations involving monopolization, conspiracy, and boycott claims.
- Defense of nationwide price-fixing conspiracy class action against LTL trucking company.
- Defense of billion-dollar federal antitrust and Lanham Act claims brought by a major chemical company against a major herbicide producer.
- Defense of nationwide class action against major oil companies for alleged conspiracy to impose tie-in and exclusive dealing arrangements on independent station operators.
- Defense of multi-million-dollar actions against manufacturers and distributors arising out of distributor terminations.

## Recognitions

- Martindale-Hubbell "AV" Preeminent Peer Review Rated

## Community & Professional

- South Carolina Bar Association
- District of Columbia Bar Association
- American Bar Association - Antitrust Section
- Richland County Bar Association

David Eddy, Travis Wheeler, Dennis Lynch, and Marguerite Willis [Should Major Customers Opt-out of or Exclude Themselves from Antitrust Class Actions, ASSOC. OF CORP. COUNSEL: S.C. CHAPTER](#) (Newsletter Mar. 2017)

Member of Panel at the 16<sup>th</sup> Annual ABA National Institute on Class Actions, "Sifting Through All the Big Shoulders." Litigating Class Actions Alongside Opt-Outs – Free-Riding or Riding Shotgun