

Allen R. Bachman

Partner

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OVERVIEW

Allen Bachman is a partner in the firm's Washington, DC office. His practice spans the field of competition law, including US and international merger clearance, complex antitrust litigation, and federal and state government investigations.

Allen is a key member of the firm's international merger clearance practice, managing matters that require coordination of complex competition filings across multiple jurisdictions and representing clients in highly contested substantive reviews before the US antitrust agencies.

The bulk of Allen's practice is comprised of advocating on behalf of the firm before the US Department of Justice Antitrust Division or Federal Trade Commission. He has also appeared as lead counsel before competition authorities outside the United States including China's State Administration for Market Regulation (SAMR), the Canadian Competition Bureau, Mexico's Federal Economic Competition Commission, and the Romanian Competition Council.

Allen is also an antitrust litigator, having appeared as lead antitrust counsel for clients in federal courts throughout the United States. He is among a handful of lawyers that have litigated merger clearance decisions in federal court having successfully represented Arch Coal in the landmark *FTC v Arch Coal* decision.

PROFESSIONAL BACKGROUND

Prior to joining the firm, Allen was a commercial litigation and antitrust partner at another Washington, DC law firm. Before he began practicing law, he served as an economic analyst for the US Department of Justice Antitrust Division.

PROFESSIONAL / CIVIC ACTIVITIES

- American Bar Association - Antitrust Section

SPEAKING ENGAGEMENTS

- "Expanded Merger Review Under the Biden FTC: Implications for Horizontal and Vertical M&A," Strafford CLE, 2 February 2022 (co-presenter)
- "Crafting Divestiture Packages in M&A Transactions to Overcome Increased Antitrust Regulatory Scrutiny," Strafford CLE, November 2016
- "Top Ten Things In-House Counsel Should Know About US Antitrust Law," Pittsburgh CLE Seminar, August 2012
- "Master the Antitrust Basics Lecture Series: Clayton Act § 7," American Bar Association Antitrust Committee

EDUCATION

- J.D., William and Mary School of Law, 1999
- B.A., College of William and Mary, 1994

ADMISSIONS

- Bar of District of Columbia
- United States District Court for the District of Columbia
- United States District Court for the District of Maryland
- United States District Court for the Eastern District of Virginia

THOUGHT LEADERSHIP *POWERED BY HUB*

- 23 January 2026, FTC Announces New HSR Notification Thresholds for 2026
- 26 February 2025, HSR Overhaul Takes Effect: A New Era For Dealmakers
- 16 January 2025, FTC Announces New HSR Notification Thresholds for 2025
- 17 October 2024, FTC Issues Final HSR Rules Transforming the Merger Review Process
- 21 May 2024, Judge Dismisses FTC Case Against Welsh Carson but Enforcement Focus on Private Equity in Healthcare Continues
- 21 February 2024, The New US Merger Guidelines Unpacked
- 31 January 2024, FTC Announces New HSR Notification Thresholds and Filing Fees for 2024
- 20 July 2023, FTC and DOJ Release Draft of Updated Merger Guidelines: What this Means for Companies' M&A Plans Now and in the Future

- 27 October 2022, Illumina/Grail—The Dawn of a New Era for Global Merger Control?
- 17 August 2022, Important Update for Health Care Providers Regarding In re Blue Cross Blue Shield Antitrust Litigation, MDL 2406
- 25 April 2022, Offshore Wind Handbook
- October 2021, Antitrust Earthquake! What corporate M&A attorneys need to know about recent developments in antitrust merger enforcement
- 4 October 2021, FTC Increases Risk For Acquirers By Extending Time For Review Beyond the Hart-Scott Waiting Period
- 13 May 2021, Supreme Court Holds the FTC Act Gives No Authority to Bypass Administrative Cease-And-Desist Orders
- 23 April 2021, FTC Issues New Guidance, Warning That Bias In Artificial Intelligence Could Create Potential Liability For Enforcement Actions
- 1 April 2021, Is the European Commission Now Entitled to Review Non-Notifiable Transactions - Even After Closing?
- 5 February 2020, Antitrust Agencies Release Draft Vertical Merger Guidelines: A Healthcare Perspective
- 23 January 2020, Antitrust Agencies Release Draft Vertical Merger Guidelines
- 14 November 2019, Government Contractors Beware: DOJ Announces Creation of Interagency Procurement Collusion Strike Force
- 9 October 2018, “Modernizing Merger Reviews”: DOJ Antitrust Division Aims to Shorten Time and Increase Efficiencies of Merger Reviews with Process Changes
- 19 July 2018, Merger Parties Beware: ACCC Commences First Gun Jumping Cartel Prosecution
- 31 January 2017, Appeals Court Resoundingly Affirms Scope and Breadth of Shipping Act Antitrust Exemption
- 12 October 2016, Giving Weight to the Failing Firm Defense, FTC Consents to Physician-Services Merger with Caveats: Suspend Enforcement of Non-Competes and Make Departure Payments to Exiting Physicians Creating or Joining Competing Practices
- 10 September 2015, Shipping Act Antitrust Exemption Held for the First Time to Preempt State Antitrust Laws

OTHER PUBLICATIONS

- “HSR overhaul takes effect: A new era for dealmakers,” *Thomson Reuters Westlaw Today*, 27 March 2025
- Quoted, "Did DOJ Overreach in Suing to Block Change Healthcare Deal?" *Health Payer Specialist*, 21 September 2022

- "Extension Of The HSR Waiting Period Increases Acquirer Risk," *Law360*, 15 October 2021
- "Shipping Act Antitrust Exemption Held for the First Time to Preempt State Antitrust Laws," *Law360*, 16 September 2015
- Quoted, "Can Room Key Be the Great Equalizer?," *Lodging Hospitality*, February 2012
- Co-author, "Looking Beyond the Oceans - The International Reach of the US Antitrust Laws," *Legal Times*, 20 March 2006

NEWS & EVENTS

- 22 July 2026, K&L Gates Advises BioLife Solutions on US$1.5 Billion Acquisition by Repligen
- 9 May 2023, K&L Gates Advises SPX Technologies on Agreement to Purchase Electrical Heating Solutions Leader
- 16 February 2022, Expanded Merger Review Under the Biden FTC: Implications for Horizontal and Vertical M&A, Hosted by Strafford
- 6 October 2021, K&L Gates Advises Sinch AB on $1.9 Billion Acquisition of Pathwire
- 11 June 2021, K&L Gates Advises SPX Corporation on Agreement to Sell SPX Transformer Solutions to GE-Prolec Transformers
- 23 February 2021, K&L Gates Advises Sinch AB on $1.14 Billion Acquisition of U.S. Telecom Provider Inteliquent
- 1 December 2020, K&L Gates Advises The Goldfield Corporation on Merger with First Reserve
- 6 November 2020, K&L Gates Advises Exact Sciences Corporation on Acquisitions of Cancer Detection Companies, Common Stock Sale
- 27 November 2019, K&L Gates Advises on Cross-Border $1.3 Billion Pending Tender Offer for Veloxis Pharmaceuticals
- 27 August 2019, K&L Gates Advises Kaman Corporation on $700 Million Sale of Distribution Segment
- 29 April 2019, K&L Gates Cross-Platform Team Advises LG Household & Healthcare Company in Acquisition Agreement with New Avon LLC
- 16 November 2018, K&L Gates Advises II-VI Incorporated on US$3.2 Billion Acquisition Agreement with Finisar Corporation
- 15 July 2015, K&L Gates Continues Growth of Washington, D.C., Office with Antitrust, Competition and Trade Regulation Partner Addition

OTHER MEDIA MENTIONS

- Quoted, "FTC, DOJ End 2023 With New Guidance, Lingering Challenges," *Law360*, 21 December 2023

AREAS OF FOCUS

- Antitrust and Competition
- Commercial Disputes
- Mergers and Acquisitions

INDUSTRIES

- Life Sciences
- Technology

EMERGING ISSUES

- Artificial Intelligence (AI)

REPRESENTATIVE EXPERIENCE

- Represented 16 of some of the largest healthcare systems in the United States as opt-out plaintiffs in *In Re Blue Cross Blue Shield Antitrust* litigation
- Represented a major US pharmaceutical company in securities class action working with experts to defeat class certification and obtain an extremely favorable settlement, and an antitrust class action obtaining complete dismissal
- Represented a major US petroleum company in arbitration over a long-term contract dispute in which it was the only supplier to an international conglomerate of a critical input. Prepared economic expert discovery and testimony, handled direct and cross examination of economic experts

Technology

- Global leader in engineered materials and optoelectronic components in its US$7 billion acquisition of a worldwide provider of semiconductor solutions, and its US$2 billion acquisition of a leading optical communications developer
- Sinch Holding in its US$1.1 billion acquisition of Inteliquent
- Inflection Risk Solutions in its US$400 million sale to Checker, Inc.
- NCS Pearson, Inc. in its US$190 million acquisition of PDRI

Life Sciences

- Exact Sciences Corporation in its US$2.15 billion acquisition of Thrive Early Detection and its US$410 million acquisition of Base Genomics
- Inivata Limited in its US$390 million sale to NeoGenomics

Industrial

- Securitas AB in its US$3.2 billion acquisition of Stanley Security from Stanley Black and Decker
- A supplier of highly engineered infrastructure equipment and technologies in the US$645 million sale of its transformers, services, and components business to a company that designs and provides solutions for the generation, transmission, and distribution of electrical energy
- Kaman Corporation in its US$440 million acquisition of Parker Hannifin Corporation's Aircraft Wheel and Brake division in connection with Parker Hannifin's acquisition of Meggitt PLC
- An American industrial products company in its US$360 million sale of its engineered materials business to a diversified company that offers a broad range of plastic-based solutions in a variety of industries

Healthcare

- A not-for-profit healthcare system's US$1 billion acquisition of a peer
- A hospital and healthcare system's joint venture with a school of medicine to form a healthcare network in eastern North Carolina; and a medical center in its acquisition of a regional health center
- Bartell in the sale of its company to Rite Aid
- A global generics and specialty branded pharmaceutical company in its US$190 million acquisition of a New Jersey-based specialty pharmaceutical company

Select Investigation and Litigation Representations

- Represented major telecom carrier in an investigation by a federal antitrust authority into standard setting issues in the telecom industry
- Represented a forest products company in an antitrust lawsuit filed by a purchaser of lumber against the seven largest distributors of lumber in the United States alleging price fixing in the industry
- Represented a sporting goods manufacturer in alleging antitrust group boycott claims against the National Operating Committee for Standards in Athletic Equipment and three football helmet manufacturers
- Represented a national nonprofit that creates job opportunities for people with disabilities against antitrust group boycott and refusal to deal allegations by contractor participating in the Ability One Program
- Represented a North American provider of railcar products and services against two companies' antitrust refusal to deal counterclaims in patent infringement lawsuit

- Represented a leading supplier of premium High-Vol A metallurgical coal globally against the FTC’s challenge to its acquisition of one of the United States' largest coal producers
- Represented a professional organization for the permanent cosmetics industry against abuse of standard-setting claims by the American Institute of Intradermic Cosmetics