

ANDREW Y. LEMON
Senior Consultant



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Dr. Lemon advises clients involved in legal and regulatory proceedings and specializes in the economic analysis of competition issues, including antitrust and consumer deception claims. He has extensive experience on matters of class certification, liability, and damages in such industries as energy, transportation, agriculture, automobiles, single-copy magazines, and packaged goods.

In addition to consulting, Dr. Lemon is a visiting professor in the Department of Economics at Vassar College where he teaches introduction to economics and law & economics. He has previously taught microeconomics and energy economics at Vassar College and Northeastern University.

EDUCATION

Ph.D. Economics, Yale University (2005)
M.Phil. Economics, Yale University (2003)
M.A. Economics, Yale University (2002)
B.A. Economics, Vassar College (2000)

ACADEMIC EXPERIENCE

Vassar College, Poughkeepsie, NY
Visiting Assistant Professor, Department of Economics (2021-Present)
Visiting Adjunct Professor, Department of Economics (2013)
Northeastern University, Boston, MA
Adjunct Lecturer, Department of Economics (2010-2018)

PROFESSIONAL EXPERIENCE

Compass Lexecon (a subsidiary of FTI Consulting), Boston, MA
Senior Consultant (2021-Present)
Vice President (As Needed) (2020-2021)
Vice President (2013-2019)
Senior Economist (2009-2013)
Manager (2005-2008)
Matrix Economics, LLC, Boston, MA
Principal (2019)

REPORTS AND TESTIMONY

- *Derick Ortiz, v. Sig Sauer, Inc.* (United States District Court, District of New Hampshire, Case No. 1:19-cv-01025-JL), on behalf of Sig Sauer, Inc. Expert Report (June 24, 2021), Deposition (July 22, 2021), and Supplemental Report (August 6, 2021).
- *Michael Maeda, et al., v. Kennedy Endeavors, Inc., et al.* (United States District Court, District of Hawai'i, Case No. 18-00459 JAO-WRP), on behalf of Kennedy Endeavors, Inc. Expert Report (February 19, 2021), and Deposition (March 15, 2021).
- *United States – Countervailing Measures on Supercalendered Paper from Canada – Recourse to Article 22.6 of the Dispute Settlement Understanding* (World Trade Organization, DS505), on behalf of the Government of Canada. “Methodology for Calculating Canada’s Losses from U.S. Application of the OFA-AFA Measure,” with David Reishus (September 18, 2020).
- *Aaron Korte, et al., v. Pinnacle Foods Group, LLC* (United States District Court, Southern District of Illinois, Case No. 3:17-cv-00199-SMY-SCW), on behalf of Pinnacle Foods Group, LLC. Expert Report (August 10, 2018).
- *Theodore Broomfield, et al., v. Craft Brew Alliance, Inc., et al.* (United States District Court, Northern District of California, Case No. 5:17-cv-01027-BLF), on behalf of Craft Brew Alliance, Inc. Expert Report (May 4, 2018), Sur-Rebuttal Report (June 12, 2018), and Deposition (June 27, 2018).
- *Irene Cappalli, et. al., v. B.J.’s Wholesale Club, Inc.* (United States District Court, District of Rhode Island, C.A. No. 10-cv-00407), on behalf of B.J.’s Wholesale Club, Inc. Affidavit (December 4, 2013).

SELECTED ANTITRUST CONSULTING

- *Review of Mobile Wireless Services* (Canadian Radio-television and Telecommunications Commission, Telecom Notice of Consultation CRTC 2019-57). Casework included analyzing the state of competition in Canada’s retail wireless marketplace, on behalf of the Competition Bureau of Canada (2019).
- *SolarCity v. Salt River Project Agricultural Improvement and Power District* (United States District Court, District of Arizona, Civil Case No. 2:15-cv-00374-DLR). Casework included analyzing anticompetitive concerns arising from unilateral conduct, on behalf of SolarCity (2015-2016).
- *Anderson News, LLC, et al., v. American Media, Inc., et al.* (United States District Court, Southern District of New York, Civil Case No. 09 Civ. 2227 (PAC)). Casework included analyzing alleged conspiracy among magazine publishers to boycott the distribution services of Anderson News, on behalf of Defendants (2014).
- *In Re: New Motor Vehicles Canadian Export Antitrust Litigation* (United States District Court, District of Maine, MDL Docket No. 03-md-1532, ALL CASES). Casework included analyzing class certification issues arising from alleged conspiracy among automobile manufacturers to restrict gray market imports of new vehicles from Canada, on behalf of Defendants (2005-2006).

SELECTED OTHER LITIGATION CONSULTING

- *US-Canada Softwood Lumber Countervailing Duty Investigation*. Casework included analyzing impact of government ownership of timber on stumpage prices and the economic impacts of

provincial log-trade regulations, on behalf of the Government of Canada and the Government of British Columbia (2016-2017).

- *In Re: Oxbow Carbon LLC Unitholder Litigation* (Court of Chancery of the State of Delaware, Consol. C.A. No. 12447-VCL). Casework included determining fair market value of share awards in an executive’s compensation package, on behalf of Eric Johnson (2017).
- *James Paul Mooney and Lazy Coyote RV Village, LLC, et al., v. Union Pacific Railroad Company, et al.* (United States District Court for the District of Arizona, Lead Case No. 2:15-cv-01092-DGC); and *In re SFPP Right-of-Way Claims* (United States District Court for the Central District of California, Case No. SACV 15-00718 JVS (DFMx)). Casework included analyzing class certification issues arising from alleged trespassing by pipeline, on behalf of Union Pacific Railroad Company (2016).
- *In Re: Chesapeake Barnett Royalty Litigation* (348th Judicial District Court of Tarrant County, Texas, MDL No. 348-000000-15); and *Petty Business Enterprises, L.P., et al., v. Chesapeake Exploration, LLC* (United States District Court for the Western District of Texas, San Antonio Division, Civil Action No. SA-14-CV-834-XR). Casework included analyzing hedging activities and the economics of royalty determination, on behalf of Chesapeake Energy Corporation (2015-2016).
- *In Re Venoco, Inc., Shareholder Litigation* (Court of Chancery of the State of Delaware, Consol. C.A. No. 6825-CB). Casework included determining the fair market value of an exploration and production company, on behalf of Timothy M. Marquez, et al., and Venoco, Inc. (2014-2015).

OTHER CONSULTING

- *Tuba City Unified School District*, Tuba City, AZ. Casework included analysis of school district cash flows to finance prospective construction project, and presentation to Board of Directors (2015).

PEER-REVIEWED PUBLICATIONS

“Rigorous Analysis to Bridge the Inference Gap in Class Certification” (with Steven Peterson), *Journal of Competition Law and Economics*, Vol. 7, March 2011.

OTHER PUBLICATIONS

“Solar’s Achilles’ Heel Opens Door to Exclusionary Conduct,” *Law360*, March 30, 2018.

“Using Economics to Identify Common Impact in Antitrust Class Certification” (with Steven Peterson), *The Economics Committee Newsletter*, American Bar Association Section of Antitrust Law Economics Committee, Spring 2011.

“Anatomy of Sealed-Bid Auctions” (with Joseph Cavicchi), *Public Utilities Fortnightly*, June 2009.

“Power Procurement: What’s in Your Mix” (with Joseph Cavicchi), *Public Utilities Fortnightly*, November 2006.

WORKING PAPERS

“Revisiting Duopsonist Leagues with Perfectly Inelastic Talent” (with Steven Peterson), April 2020.

PRESENTATIONS

“Antitrust Implications of Blockchain: New Opportunities, Same Old Risks,” Panelist, The Knowledge Group, November 15, 2019.

“The MAP Map: Navigating Minimum Advertised Price Policies and Other Resale Issues,” Panelist, American Bar Association, Antitrust Distribution & Franchising Program, June 8, 2018.

“Rigorous Analysis for Class Certification,” Faculty Colloquia, School of Law, Northeastern University, June 13, 2011.

PROFESSIONAL SERVICE

Referee for *The Energy Journal* (2015)

HONORS

University Fellowship, Yale University (2000-2005)

Dissertation Fellowship, Yale University (2004-2005)

Economic Department Fellowship, Yale University (2000-2004)

Cowles Prize, Cowles Foundation, Yale University (May 2001, May 2002, May 2003, May 2004)

Light Fellowship for Japanese Language Study, Yale University (2003)

Falk Fellowship, Yale University (2001-2002)

Phi Beta Kappa, Vassar College (2000)

Brownell Political Thesis Prize, Vassar College (2000)

Blakeley International Economics Thesis Prize, Vassar College (2000)

Wells Fellowship, Vassar College (2000)

General and Departmental Honors, Vassar College (2000)