

Ethan Glass

Partner



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Antitrust Litigation and Enforcement

Antitrust and Competition

White Collar Defense and Investigations

Technology

Life Sciences

Healthcare

Global Cartel Defense

Ethan is chair of Cooley's antitrust and competition practice group. He leads the representation of clients on numerous types of civil and criminal antitrust matters before the courts, the Department of Justice (DOJ), the Federal Trade Commission (FTC) and state attorneys general. He is most recognized for his litigation and trial skills, and he has tried cases on behalf of plaintiffs and defendants, in government and private actions, before juries and judges in federal and state courts, most often serving in a lead role. In 2022 –2023, for example, Ethan has been engaged by clients to litigate and try a half-dozen matters, including a successful jury trial in 2022.

Ethan has represented myriad clients in every type of competition issue. In 2022 – 2023 alone, he has achieved victory for a major healthcare company in a jury trial where the plaintiff sought \$1 billion, persuaded antitrust regulators to approve one of the largest technology mergers of all time, won dismissal of several cases against technology and healthcare clients, led a trial on standing that resulted in dismissal of claims exceeding \$1 billion and successfully advocated on behalf of clients before antitrust regulators in criminal and civil conduct investigations. He has deep experience in the most complicated and unsettled aspects of antitrust law and has successfully represented clients in those emerging areas of enforcement. Another example of his unique experience is that he is one of only two lawyers to argue an antitrust matter before the full International Trade Commission (ITC).

Ethan also is recognized for his experience in merger review litigation – which requires particular knowledge, as it presents different strategic, procedural and substantive issues than civil litigation. He has been regularly consulted on those issues and served as a testifying expert witness for one such matter.

Before he reentered private practice, Ethan was a leader in more than 10 DOJ enforcement actions, including some of the most complicated and high-profile matters. For example, he was the lead lawyer in 2015 on behalf of the US in the successful trial and litigation blocking the merger of two major home appliance manufacturers, which was one of the largest high-profile merger challenges ever brought to trial in the US. He also was one of the lead lawyers in the successful trial of a major credit card network's anticompetitive conduct in 2014, widely considered to be one of the most difficult cases brought by the US government under modern antitrust principles.

In addition to being a first-chair antitrust trial lawyer, Ethan has been a manager, serving as assistant chief of the DOJ's Litigation III Section. Before joining Cooley, Ethan was chair of Quinn Emanuel's antitrust investigations and government enforcement practice.

Ethan has been recognized by industry observers from 2017 to present, was highlighted as Litigator of the Week by The American Lawyer's Litigation Daily and was profiled as an "influencer" by CQ Magazine, which noted him as "the rare antitrust lawyer who has actual trial experience." Benchmark Litigation also ranked

Ethan as a National Practice Area Star and Litigation Star in competition/antitrust, noting him “for his rare status as someone who got trial experience while at the DOJ.”

Ethan received notable recognitions at the DOJ, including the Attorney General's Distinguished Service Award (the DOJ's second-highest performance award) and the Attorney General's John Marshall Award for Trial of Litigation (the DOJ's highest award for performance in litigation). He's also a two-time recipient of the Assistant Attorney General Award – the Antitrust Division's top performance award – first for the credit card network litigation and trial and then for the challenge to the Comcast/Time Warner Cable merger.

Education

University of Minnesota Law School
JD, 2001

University of Arizona
BA, 1997

Admissions & Credentials

California

District of Columbia

Court Admissions

US Court of Appeals for the Fourth Circuit

US Court of Appeals for the Sixth Circuit

US Court of Appeals for the District of Columbia Circuit

US Court of Appeals for the Ninth Circuit

US Court of Appeals for the Federal Circuit

US District Court for the Central District of California

US District Court for the Northern District of California

US District Court for the District of Columbia

US District Court for the District of Minnesota

US District Court for the Northern District of Illinois

US District Court for the Western District of Michigan

Rankings & Accolades

Who's Who Legal: Future Leader in Competition (2017 – 2021)

Global Competition Review: Future Leader (2017 – 2018)

Benchmark Litigation USA: Litigation Star in Antitrust (2018 and 2021)

Benchmark Litigation USA: National Practice Area Star in Antitrust (2017)

Attorney General's Distinguished Service Award

Attorney General's John Marshall Award for Trial of Litigation

Assistant Attorney General Award (twice)