

Barbara T. Sicalides

Partner

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From shepherding transactions through regulatory challenges to defending against civil and criminal antitrust investigations and litigation, clients turn to Barbara for clear, thorough, and practical advice on complex antitrust and competition matters.

OVERVIEW

Barbara's practice covers the full range of antitrust and competition matters. She routinely handles antitrust litigation, conduct and merger investigations, and counseling, as well as distribution disputes and arrangements, for domestic and international companies.

Her antitrust litigation experience includes a wide range of antitrust claims, such as class action and individual plaintiff actions. Additionally, this experience includes actions challenging agreements among competitors such as price fixing, customer allocation, output restraints, and other similar horizontal agreements, as well as monopolization and claims challenging exclusionary conduct or agreements. She has also defended clients facing price discrimination, overlapping director, and numerous state statutory and common law unfair competition claims.

She has extensive experience responding to government investigations of alleged cartel activity, including price-fixing and market allocation. Most recently, she represented a successful applicant under the Department of Justice's Antitrust Lenience Program, as well as other nonpublic criminal investigations.

Barbara advises clients on acquisitions and joint venture transactions before the U.S. Federal Trade Commission, the U.S. Department of Justice, state attorneys general, and international regulatory agencies. She is also experienced in non-merger civil and criminal antitrust investigations before the enforcement agencies, and defends against antitrust class actions and individual claims. Her counseling practice also involves helping international and domestic companies to minimize or avoid antitrust liability, and to implement effective compliance programs.

Barbara speaks regularly and has authored numerous articles and book chapters on competition-related issues, and serves on the editorial board of the American Bar Association's "Premerger Coordination: The Emerging Law of Gun Jumping and Information Exchange" (2nd ed.). She is an author of the 2016 edition of "Model Jury Instructions in Civil Antitrust Cases." She is immediate past chair of the American Bar Association Business Law Section Antitrust Committee.

Barbara is active in pro bono and public service work, and has received numerous awards recognizing her contributions, including Community Legal Service, Inc.'s Champion of Justice and Equal Justice Awards in 2006 and 2002, respectively, and the Philadelphia Bar Association's First Union Fidelity Award in 2002. She serves on the board of the Eastern State Penitentiary Historic Site and on several boards of organizations that seek to provide income-eligible individuals equal access to the legal system. For more than 10 years, she served on the Committee of Seventy, a leading civic reform organization in Philadelphia.

REPRESENTATIVE MATTERS

Competition Counseling, and Regulatory Engagements

- Advised clients grappling with complex antitrust and distribution issues in the chemicals, bio-pharmaceutical, building products, flat glass, high tech, and various other industries.
- Counseled various trade or industry groups and joint purchasing organizations regarding compliance, information exchanges, membership restrictions, lobbying, and other matters with potential antitrust risk.
- Represented multinational and domestic companies in connection with transactions related to concentrated and nonconcentrated businesses.
- Advised numerous clients on the restructuring of their distribution networks and contractual relationships to minimize risk of future antitrust challenges.
- Represented one of the largest manufacturers of newsprint in an acquisition investigation.
- Advised an international yeast manufacturer in connection with its purchase of a competitor.
- Represented a major international glass manufacturer in structuring a joint venture with a competitor and handling the Antitrust Division investigation of that transaction.
- Designed and supported the implementation of resale price policies and minimum advertised pricing programs for manufacturers.
- Advised a chemical manufacturer on structuring and analyzing a proposed manufacturing joint venture among competitors.
- Counseled an elevator manufacturer regarding joint bidding with a competitor.
- Designed and implemented compliance training programs and related materials, including online training, mock search warrant exercises, and audits.
- Represented many companies in a wide variety of industries in connection with Hart-Scott-Rodino filings and proceedings, including handling second requests, negotiations with the antitrust regulators, and working with consulting economists.
- Represented companies and individuals in connection with investigations by the Federal Trade Commission, Justice Department, and state attorneys general.

Competition Litigation

- Currently defending a seafood manufacturer against claims of price fixing in multidistrict litigation.
- Obtained summary judgment in the 7th Circuit on behalf of a 12-hospital system against Sections 1 and 2 claims based on exclusive contracting practices.
- Defended a real estate developer against sham litigation monopolization claims.
- Defended a manufacturer of capacitors in connection with global government cartel investigations and *In re Capacitors Antitrust Litigation* (N.D. Cal.).
- Defended a resistors manufacturer in a Department of Justice investigation and putative direct and indirect purchaser class action cases (N.D. Cal.).
- Defended a foam manufacturer in *In re Polyurethane Foam Antitrust Litigation* (N.D. Ohio).
- Obtained early dismissal on behalf of the largest manufacturer of table-top games against a reseller's antitrust,

RICO, and state common law claims of unfair competition.

- Obtained judgment on the pleadings on behalf of a kitchen products manufacturer against a terminated distributor's antitrust and tortious interference claims.
- Represented one of the world's largest glass manufacturers in *In re: Flat Glass Antitrust Litigation I* and *In re Flat Glass Antitrust Litigation II*, as well as various related state and federal indirect purchaser antitrust actions.
- Obtained early dismissal of a leading manufacturer and marketer of petroleum and petrochemical products in a class action alleging energy companies and that a supplier entered into a series of exclusive agreements in violation of Sherman Act, Clayton Act, and various state competition laws and tort claims.
- Represented defendants in direct and indirect purchaser price-fixing class actions.
- Defended a major chemical manufacturer in a case charging violations of Sections 1 and 2 of the Sherman Act in connection with a joint venture.
- Defended a major automotive parts wholesaler in a Robinson-Patman Act "mass action" by almost 200 plaintiffs.
- Secured motion to dismiss in favor of the largest table-top fantasy game maker against resale price maintenance and monopolization claims.
- Defended a major international truck manufacturer against a dealer's claims related to termination under the Robinson-Patman Act and Sherman Act.
- Represented a major French manufacturer of building materials, flat glass, abrasives, and other products in a suit alleging conspiracy to monopolize a technology market.
- Defended a U.K. parts manufacturer in a distributor termination case charging violations of Sections 1 and 2 of the Sherman Act and in the defense of patent infringement claims.
- Defended a U.S. pizza franchiser in class action litigation brought by franchisees charging violations of Sections 1 and 2 of the Sherman Act and various state laws.
- Represented a major electrical equipment manufacturer in defense of Sherman Act and Robinson-Patman Act claims.
- Defended a film distribution and production company in a refusal to deal case charging violation of Section 1 of the Sherman Act and Pennsylvania's film distribution statutes.
- Defended a building products manufacturer in a refusal to deal case charging violation of Section 1 of the Sherman Act.

AWARDS

- *Chambers USA*: Antitrust, Pennsylvania (2023-2025)
- *Legal 500 United States*: Antitrust: Civil Litigation/Class Actions: Defense (2022-2025)
- Pennsylvania Super Lawyers (2004-2023)
- Pennsylvania Super Lawyers "Top 50 Women" (2011-2018, 2023-2025)
- *Chambers USA*: antitrust law (2021-2022)
- *Best Lawyers in America®*: Philadelphia Litigation – Antitrust "Lawyer of the Year" (2016, 2019, 2026)
- *Best Lawyers in America®*: Antitrust Law (2024-2026); Litigation – Antitrust (2011-2026)
- *JD Supra*, *Readers Choice Awards*, Antitrust & Trade Regulation (2024)
- *Who's Who Legal*: Competition (2017-2020)

TOP AREAS OF FOCUS

- Antitrust
- Class Action

ALL AREAS OF FOCUS

- [Antitrust](#)
- [Automotive](#)
- [Class Action](#)
- [Corporate Espionage Response Team](#)
- [Health Care Litigation](#)
- [International](#)
- [Litigation + Trial](#)

PROFESSIONAL/COMMUNITY INVOLVEMENT

- Global Co-Chair of Lex Mundi Antitrust, Competition and Trade Practice Group

EDUCATION AND CERTIFICATIONS

EDUCATION

- Temple University Beasley School of Law, J.D., *cum laude*, 1989, member, *Temple Law Review*
- Barnard College, Columbia University, B.A., 1983, American history

BAR ADMISSIONS

- District of Columbia
- New Jersey
- Pennsylvania

CLERKSHIPS

- Hon. Joseph H. Rodriguez, U.S. District Court, District of New Jersey, 1989-1990

SPEAKING ENGAGEMENTS

- Speaker, [Annual Antitrust CLE Event – 2025](#), Troutman Pepper Locke, December 4, 2025.
- Speaker, “[International Transactions](#),” Annual Antitrust CLE Event, December 5, 2024.
- Speaker, “[Labor and Employment Global Discussion on Non-Competes](#),” LexMundi, November 20, 2024.
- Speaker, “[Hot Topics in Mergers & Acquisitions](#),” Pennsylvania Bar Institute CLE, May 24, 2024.
- Speaker, “[International Competition Law – Transactions](#),” Troutman Pepper Annual Antitrust CLE Event, December 13, 2023.
- Speaker, “[International Competition Law – Transactions](#),” Troutman Pepper Annual Antitrust CLE Event, December 6, 2022.
- Speaker, “[Cross Border Transactions & Considerations](#),” Troutman Pepper, September 29, 2021.

PUBLICATIONS

- Co-author, ["FTC Announces Annual Changes to the HSR Act's Notification Thresholds,"](#) *Troutman Pepper Locke*, January 16, 2026.
- Co-author, ["Labor Markets: FTC Takes Civil Action Against Vendor's Customer No-Hire Agreements,"](#) *Troutman Pepper Locke*, December 23, 2025.
- Co-author, ["FTC Takes Aim at Noncompete Agreements in the Health Care Sector,"](#) *Troutman Pepper Locke*, September 11, 2025.
- Co-author, ["FTC Stakes Out Its Position on Worker Noncompetes,"](#) *Troutman Pepper Locke*, September 9, 2025.
- Co-author, ["DOJ Antitrust Division AAG Slater Announces "Comply With Care" Task Force,"](#) *Troutman Pepper Locke*, September 3, 2025.
- Co-author, ["Second FTC and DOJ Listening Session Focuses on Formulary and Benefit Practices and Regulatory Abuse in the Pharmaceutical Industry,"](#) *Troutman Pepper Locke*, July 28, 2025.
- Co-author, ["State Antitrust Enforcement Keeps Private Equity Investment in Health Care in the Cross-Hairs,"](#) *Reuters*, July 15, 2025.
- Co-author, ["Biotech Collaborations Can Ease Uncertainty Amid FDA Shift,"](#) *Law360*, July 17, 2025.
- Co-author, ["DOJ Antitrust Unit Launches Whistleblower Rewards Program,"](#) *Troutman Pepper Locke*, July 9, 2025.
- Co-author, ["Antitrust Division Declares Enterprise Wireless Merger Settlement a Victory,"](#) *Troutman Pepper Locke*, July 2, 2025.
- Co-author, ["FTC Holds Its First Listening Session on Practices and Regulations Impacting Pharmaceutical Generic or Biosimilar Competition,"](#) *Troutman Pepper Locke*, July 1, 2025.
- Co-author, ["DAAG Rinner Says Merger Enforcement to Combine 'Fairness and Robust Enforcement',"](#) *Troutman Pepper Locke*, June 10, 2025.
- Co-author, ["What Does the New Administration's First Antitrust Merger Settlement Tell Us?,"](#) *Troutman Pepper Locke*, June 2, 2025.
- Co-author, ["Embattled Biotechs Facing Uncertainty at the FDA Look to Collaborative Deal Structures,"](#) *Troutman Pepper Locke*, May 20, 2025.
- Podcast, ["Antitrust Insights for Private Equity Navigating the New Administration's Policies,"](#) *PE Pathways*, March 26, 2025.
- Co-author, ["FTC Refocuses Its Resources to Continue Its Work for Labor Market,"](#) *Troutman Pepper Locke*, February 28, 2025.
- Co-author, ["California's Ban on Reverse Payment Settlements Partially Survives After a Five-Year Battle,"](#) *Troutman Pepper Locke*, February 28, 2025.
- Co-author, ["FTC Takes Another Shot at Private Equity Roll-Ups,"](#) *Troutman Pepper Locke*, January 21, 2025.
- Co-author, ["FTC and DOJ Jointly Issue Antitrust Guidelines Related to Labor,"](#) *Troutman Pepper Locke*, January 17, 2025.
- Co-author, ["FTC Announces Annual Changes to the HSR Act's Notification Thresholds,"](#) *Troutman Pepper Locke*, January 13, 2025.
- Co-author, ["FTC Secures Record Gun-Jumping Settlement in Energy Transaction,"](#) *Troutman Pepper Locke*, January 8, 2025.
- Co-author, ["Two Courts Block Kroger-Albertsons Merger,"](#) *Troutman Pepper*, December 12, 2024.
- Co-author, ["What Is the FTC "Merger Portal?""](#) *Troutman Pepper*, November 18, 2024.
- Co-author, ["The US FTC Appeals the Northern District of Texas's Decision to Set aside the Worker Noncompete Ban \(Ryan / FTC\),"](#) *Concurrences*, October 2024.
- Co-author, ["FTC Appeals Texas Court's Decision to Set Aside the Noncompete Ban,"](#) *Troutman Pepper*, October 21, 2024.
- Co-author, ["FTC Issues Final Rule Overhauling and Increasing the Burden of HSR Filings,"](#) *Troutman Pepper*,

October 11, 2024.

- Co-author, "[Texas Court Issues National Injunction Barring Enforcement of the FTC's Noncompete Ban](#)," *Troutman Pepper*, August 21, 2024.
- Co-author, "[FTC's New Final Rule on Noncompetes: Implications for Physician Practices](#)," *Reuters Legal News*, August 6, 2024.
- Co-author, "[Pennsylvania Court Denies Injunction Against FTC's Noncompete Ban](#)," *Troutman Pepper*, July 25, 2024.
- Co-author, "[The FTC Intervenes in Franchise Relationships](#)," *Troutman Pepper*, July 15, 2024.
- Co-author, "[Texas Court Temporarily Enjoins FTC Noncompete Ban Rule](#)," *Troutman Pepper*, July 5, 2024.
- Co-author, "[Algorithmic Prices and Industry Data Reporting Under the Antitrust Microscope](#)," *Troutman Pepper*, June 13, 2024.
- Co-author, "[PE Firm Escapes FTC's Challenge to Texas Anesthesiology Roll-Up](#)," *Troutman Pepper*, June 11, 2024.
- Co-author, "[Antitrust Division Announces Task Force on Health Care Monopolies and Collusion](#)," *Troutman Pepper*, May 10, 2024.
- Co-author, "[Insights from FTC and DOJ's Spring Enforcers Summit 2024](#)," in American Bar Association's *Business Law Today* article, "[Month-In-Brief: Business Regulation & Regulated Industries](#)," May 1, 2024.
- Author, "[Implications of the FTC's Noncompete Ban for Financial Institutions](#)," in American Bar Association's *Business Law Today* article, "[Month-In-Brief: Business Regulation & Regulated Industries](#)," May 1, 2024.
- Co-author, "[FTC Bans Employee Noncompete Clauses](#)," *Troutman Pepper*, April 24, 2024. Republished on EACCNY, April 25, 2024.
- Co-author, "[FTC Announces Vote on Rule to Ban Noncompetes](#)," *Troutman Pepper*, April 17, 2024.
- Co-author, "[Employers Beware: Worker Misclassification May Be Seen as Anticompetitive Conduct](#)," *Troutman Pepper*, April 1, 2024.
- Co-author, "[AI Under a Microscope: FTC Tech Summit and Collaboration Investigation — January 2024](#)," *Troutman Pepper*, February 1, 2024.
- Co-author, "[FTC Updates HSR and Clayton Act Thresholds: Increases Civil Penalties for Violations](#)," *Troutman Pepper*, January 24, 2024.
- Co-author, "[Seventh Circuit Revives McDonald's Employee No-Poach Litigation](#)," *Troutman Pepper*, October 3, 2023.
- Co-author, "[Bundled Discounts in the FTC's Crosshairs](#)," *Troutman Pepper*, September 27, 2023.
- Co-author, "[The US Court of Appeals for the Third Circuit Affirms a District Court Ruling Which Held That the Rule of Reason is Appropriate for Reviewing Hybrid Horizontal and Vertical Price Fixing Allegations](#)," *Concurrences*, September 18, 2023.
- Co-author, "[Third Circuit Holds Rule of Reason Appropriate for Review of Hybrid Horizontal and Vertical Conspiracy](#)," *Troutman Pepper*, September 12, 2023.
- Co-author, "[Amgen, Black Knight, and Assa Abloy: Are Merger Settlements Making a Comeback?](#)," *Troutman Pepper*, September 11, 2023.
- Co-author, "[Antitrust Criminal Enforcement on the Horizon](#)," *Troutman Pepper*, September 7, 2023.
- Co-author, "[FTC and DOJ Announce Workshops on the 2023 Draft Merger Guidelines](#)," *Troutman Pepper*, August 29, 2023.
- Co-author, "[Interlocking Directorates in the Antitrust Crosshairs](#)," *Troutman Pepper*, August 24, 2023.
- Co-author, "[The Evolution of the FTC and DOJ Continues: Agencies Seek Public Comment on Draft Merger Guidelines](#)," *Troutman Pepper*, August 1, 2023.
- Co-author, "[Goodwill, Noncompete Provisions, and the FTC](#)," *The Temple 10-Q*, July 19, 2023.
- Co-author, "[Judge Acquits All in Most Recent DOJ No-Poach Setback](#)," *Troutman Pepper*, May 10, 2023.

- Co-author, "[DOJ Fails to Convict in No-Poach/Wage Fixing Case](#)," *Business Law Today*, April 12, 2023.
- Co-author, "[FTC Extends Comment Period on Proposed Ban of Noncompete Agreements](#)," *Business Law Today*, April 12, 2023.
- Co-author, "[Antitrust Division Calls on Activision to Do Its Duty to eSports League Players](#)," *Troutman Pepper*, April 7, 2023.
- Co-author, "[DOJ Fails to Convict in No-Poach/Wage Fixing Case](#)," *Troutman Pepper*, March 31, 2023.
- Co-author, "[Recent Legislation Opens the Door for More State Antitrust Lawsuits](#)," *Troutman Pepper*, March 29, 2023.
- Co-author, "[FTC Seeks Public Comment on Potential Franchise Rule](#)," *Troutman Pepper*, March 24, 2023.
- Co-author, "[FTC Extends Comment Period on Proposed Ban of Noncompete Agreements](#)," *Troutman Pepper*, March 21, 2023.
- Co-author, "[Fore! Professional Golf Investigation Is Driver of New Antitrust Theories](#)," *Troutman Pepper*, February 7, 2023.
- Co-author, "[DOJ Evolves Its Strategy of Increased Criminalization of Employment Restrictions Under Antitrust Laws](#)," *Troutman Pepper*, December 13, 2022.
- Co-author, "[DOJ Making Good on Section 2 Monopolization Enforcement Promises With Latest Criminal Indictment](#)," *Troutman Pepper*, December 9, 2022.
- Co-author, "[Recent No-Poach Developments: Hold the Pickle, Hold the Dismissal — Eleventh Circuit Overturns Burger King's District Court Judgment](#)," *Troutman Pepper*, September 23, 2022.
- Co-author, "[Recent No-Poach Developments: McDonald's Latest Judicial Win Comes as Federal Enforcement Agencies Ally to Promote Labor](#)," *ABA's Business Law Today*, August 8, 2022.
- Co-author, "[Recent No-Poach Developments: Federal Enforcement Agencies Ally to Promote Labor and McDonald's Latest Judicial Win](#)," *Troutman Pepper*, July 29, 2022.
- Co-author, "[Goodwill, Noncompete Provisions and the FTC](#)," *Troutman Pepper*, July 7, 2022.
- Co-author, "[Third Circuit: Non-Pharmaceutical Cases](#)," *GCR – US Courts Annual Review (Third Edition)*, June 2022.
- Co-author, "[FTC Requires Divestitures in Gasoline Terminal Deal](#)," *Troutman Pepper*, June 30, 2022.
- Co-author, "[Federal Court Denies DOJ's Request to File Statement of Interest in Pending McDonald's No-Poach Class Action](#)," *Troutman Pepper*, April 6, 2022.
- Co-author, "[No-Poach Case Against HP Dismissed for Failure to Allege a Plausible Conspiracy](#)," *Troutman Pepper*, November 29, 2021.
- Co-author, "[American Airlines and the Government Accuse Each Other of Prohibiting Competition](#)," *The American Bar Association Business Law Today*, November 2021.
- Co-author, "[Senate Proposal Opens the Door for Increase in State Attorneys General Antitrust Lawsuits](#)," *Troutman Pepper*, October 7, 2021.
- Co-author, "[Sixth Circuit Reverses Antitrust Preliminary Injunction Ordering Health Insurer to Keep Hospital in Its Network](#)," *Troutman Pepper*, August 30, 2021.
- Co-author, "[Executive Order Throws Down the Gauntlet for a New Era of Antitrust Enforcement](#)," *Troutman Pepper*, July 16, 2021.
- Co-author, "[FTC Meeting Opens the Door to a Period of Greater Uncertainty](#)," *Troutman Pepper*, July 6, 2021.
- Co-author, "[IRS Rules on Section 45Q Eligibility for Separately Owned and Subsequently Installed Property at Qualified Facility](#)," *Troutman Pepper*, July 6, 2021.
- Co-author, "[Lina Khan Selected as FTC Chair](#)," *Troutman Pepper*, June 23, 2021.
- Co-author, "[Unanimous Court Cuts FTC's Power to Seek Monetary Redress](#)," *Troutman Pepper*, April 23, 2021.
- Co-author, "[FTC to Develop New Group Aimed at Antitrust and Deceptive Practices Rulemaking](#)," *Troutman Pepper*, March 31, 2021.

- Co-author, ["It Could Be a Very Bitter Pill: US, Foreign, and State Antitrust Enforcement Agencies Launch Group to Change Traditional Analysis Applied to Pharmaceutical Mergers,"](#) *Troutman Pepper*, March 16, 2021.
- Co-author, ["Criminal Antitrust Anti-Retaliation Act Signed Into Law,"](#) *The American Bar Association*, December 2020.
- Co-author, ["Federal Trade Commission Releases Commentary on Analysis of Vertical Mergers,"](#) *The American Bar Association*, December 2020.
- Co-author, ["State Enforcers Expanding Premerger and Antitrust Jurisdiction Over Healthcare Transactions: Guidance for This Growing Trend,"](#) *The American Bar Association*, December 2020.

MEDIA COMMENTARY

- Quoted, ["Antitrust Cases Ahead: Live Nation, Middleman On Trial,"](#) *Law360*, January 2, 2026.
- Quoted, ["Why It Took A Trial For The NASCAR Antitrust Case To Settle,"](#) *Law360*, December 23, 2025.
- Quoted, ["NASCAR Trial to Begin in Michael Jordan Team Monopolization Suit,"](#) *Bloomberg Law*, December 1, 2025.
- Quoted, ["Merger Enforcers End Year On Upswing,"](#) *Law360*, December 16, 2024.
- Referenced, ["Non-Competes: FTC Appeals Decision Striking Down Ban,"](#) *CompensationStandards.com*, October 23, 2024.
- Quoted, ["FTC Fails 1st Test of Rulemaking Push in Noncompetes Loss,"](#) *Law360*, August 21, 2024.
- Quoted, ["Federal Judge Refuses to Halt Noncompete Ban, Setting Up Potential Showdown in the Supreme Court,"](#) *Forbes*, July 24, 2024.
- Quoted, ["Important Considerations Surrounding the FTC Ban on Noncompete Contracts,"](#) *Thomson Reuters*, May 20, 2024.
- Quoted, ["For Private Equity, the New Year Rings in New Regulatory Pressures,"](#) *Middle Market Growth*, January 4, 2024.
- Quoted, ["Agencies' Aggressive Merger Approach Was Tested in 2023,"](#) *Law360*, December 18, 2023.
- Quoted, ["Roundtable Discussion on Women in Antitrust,"](#) *American Bar*, March 21, 2023.
- Quoted, ["Facebook Haunted by Privacy Issues as FTC Ups Antitrust Case,"](#) *Bloomberg Law*, August 20, 2021.
- Quoted, ["Pfizer, Sanofi's Pharmaceutical Rebate Suits Get on FTC's Radar,"](#) *Bloomberg Law*, July 2, 2021.
- Quoted, *Android Central*, June 29, 2021.
- Quoted, ["Big Tech Faces Big Regulation—Here's What That Means for You,"](#) *Forbes Advisor*, June 22, 2021.