



## O'MELVENY & MYERS LLP

### Nathan Bush

#### PARTNER



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**Nathan G. Bush** is a partner in the Litigation Department in O'Melveny's Beijing office. He was based in the Washington, DC office before relocating to Beijing. Nate's practice focuses on regulatory matters and litigation concerning antitrust and competition, anticorruption, and international trade. He frequently publishes and speaks on competition and trade policy in Asia. He is active in the American Chamber of Commerce in China, serving as Legal Committee Chairman for 2008 and as General Counsel for 2009.

**Antitrust & Competition.** Nate counsels clients regarding merger notifications, compliance strategies, and enforcement risks under the competition regimes of China and other jurisdictions in Asia. He is experienced with matters arising under US antitrust laws, including merger filings, litigation of civil antitrust claims, and price-fixing investigations.

**Compliance.** Nate advises international companies on compliance with the U.S. Foreign Corrupt Practices Act and other anticorruption rules. He has conducted internal investigations for firms in sectors ranging from financial services to consumer electronics to heavy manufacturing in Japan, China, Hong Kong, Singapore, and Vietnam.

**International Trade & Market Access.** Nate represents multinational companies before the US and Chinese governments on matters involving China's WTO accession commitments and the WTO dispute settlement process. He has represented clients from Australia, Belgium, China, South Africa, and Spain in U.S. antidumping proceedings and advised clients from the US and Japan regarding Chinese trade remedy measures.

#### Professional Activities

**Law Clerk**, The Honorable Leonie Brinkema, U.S. District Court, Eastern District of Virginia; American Bar Association Working Group on Chinese Competition Law; Asia Competition Forum

**Vice-Chairman**, Legal Committee of the American Chamber of Commerce in Beijing (2007)

#### Publications

- "Developments in International Cartel Enforcement and Leniency Agreements: 2008 to 2009," *Antitrust Review of the Americas 2010*, published by *Global Competition Review* (2009); co-authored with Michael Antalics, Riccardo Celli, Hiroshi Naito, Philippe Noguès, Bilal Sayyed, and Christine Wilson
- "Developments in International Leniency Agreements: 2007 to 2008," *Antitrust Review of the Americas 2009*, published by *Global Competition Review* (2008); co-authored with Michael Antalics, Hiroshi Naito, Philippe Noguès, Bilal Sayyed, Christine Wilson, and Bo Yue
- "Constraints on Convergence in Chinese Antitrust," *Antitrust Bulletin* (forthcoming, Summer 2009)
- "Launching into Stormy Seas," *Global Competition Review - Asia Pacific Antitrust & Trade Review*, April 2009
- "Chinese Antitrust: Act II, Scene 1" *ABA Antitrust Source*, October 2008
- "Implementing China's Antimonopoly Law," *Global Competition Review - Asia Pacific Antitrust & Trade Review*, April 2008
- "Anticipating Chinese Antitrust Policy," *China Business Review*, Jan.-Feb. 2008.
- "China's Antimonopoly Law: Unanswered Questions and Challenges Ahead," *ABA Antitrust Source*, October 2007
- "China's Antimonopoly Marathon," *Global Competition Review - Asia Pacific Antitrust & Trade Review*, April 2008
- "Merger Control: China", *International Comparative Legal Guide to Merger Control*, 2007 & 2008 (co-authored with Michael Moser) Global Legal Group, London
- "Refining China's Draft Antimonopoly Law," *Global Competition Review - Asia Pacific Antitrust & Trade Review*, April 2007
- "Chinese Competition Policy: It Takes More Than a Law," *China Business Review*, May-June 2005
- "Progress on China's Antimonopoly Law," *Global Competition Review - Asia Pacific Antitrust & Trade Review*, April 2005
- *China Trade Law and Practice*, (co-editor with Patrick Norton and Jiang Peng), Cameron-May, 2003 – present (periodic loose-leaf)

#### Speeches

- "Antitrust in China's Aviation Sector," Beijing Aeronautics University Law School, May 27, 2009
- "Divining Chinese Antitrust after Coke-Huiyuan," National University of Singapore, April 9, 2009
- "Launching into Stormy Seas," Boalt Hall School of Law, Berkeley, CA, Jan. 20, 2009
- "Power Politics: The Political Economy of Antitrust in China's Energy Sector," Asian Competition Policy & Law Conference, Hong Kong Polytechnic University, December 9, 2008
- "Challenges of Anticorruption Compliance in China," JF Pearson FCPA Seminar, Shanghai, November 20, 2008
- "The Chinese Antimonopoly Law: Conduct Rules," ABA Brownbag Seminar, October 30, 2008

#### professional focus

Antitrust and Competition  
Asia Antitrust and Competition  
China  
Dispute Resolution  
Foreign Corrupt Practices Act  
US Litigation Capabilities in China  
Regulation of Cross-Border Trade  
and Investment  
Trade Remedies and Trade Policy

#### education

**Harvard Law School**, J.D.: *cum laude*; Editor-in-Chief, *Harvard Asia Quarterly*; Submissions Committee, *Harvard International Law Journal*; Member, Harvard Asia Law Society Executive Board

**University of Virginia**, B.A., Government and Foreign Affairs, East Asian Studies (Minor): Phi Beta Kappa

#### admitted

Virginia; District of Columbia

#### publications

**Developments in International Cartel Enforcement and Leniency Agreements: 2008 to 2009** (*Antitrust Review of the Americas 2010*, published by *Global Competition Review*)

**Chinese Ministry of Commerce Blocks Coca-Cola's Acquisition of Huiyuan** (Antitrust/Competition Alert)

**US Court Rejects Immunity Arguments In Vitamin C Antitrust Lawsuit** (Antitrust/Competition Alert)

**Chinese Commerce Ministry Conditionally Clears InBev Group's Acquisition of Anheuser-Busch** (Antitrust/Competition Alert)

**The Antimonopoly Law Takes Effect** (Antitrust/Competition Alert)

**Developments in International Leniency Agreements: 2007 to 2008** (*The Antitrust Review of the Americas 2009*, published by *Global Competition Review*)

- "Competition Compliance in China: A View from Private Practice," University of Melbourne, Oct. 4, 2008
- "Competition Law in China," Canadian Bar Association's 2008 Fall Conference on Competition Law, Ottawa, Canada, September 18, 2008
- "Merger Review & Monopoly Agreements in the PRC," Asia Legal Business Seminar, Singapore, July 30, 2008
- "Internal Investigations in China," American Conference Institute (ACI) Anticorruption Conference, Shanghai, China, July 16, 2008
- "Final Countdown to China's Antimonopoly Law," Japan Fair Trade Center, Tokyo, Japan, June 19, 2008
- "Internal Investigations in Asia," San Francisco Bar Association, Labor & Employment Law Forum, San Francisco, May 30, 2008
- "The PRC Antimonopoly Law: Mechanics of Merger Review," Pre-Meeting Session of International Competition Network Annual Meeting, Kyoto, Japan, April 13, 2008
- "Constraints on Convergence in Chinese Antitrust," Boalt Hall School of Law, Berkeley, CA, Feb. 13, 2008
- "The Antimonopoly Law and IP Rights", Asian Competition Policy & Law Conference, Hong Kong Polytechnic University, December 11, 2007
- "The IP/Antitrust Interface in China," Ambassador's Roundtable on Intellectual Property Rights, Beijing, October 24, 2007
- "The AML: Implications for Korean Firms," Seoul, Korea, October 9, 2007
- "The AML: A Long, Rough Road Ahead," US-China Business Council, Washington, D.C., October 2, 2007
- "Maneuvers in a Minefield: Responding to Corruption in Contemporary China," American Chamber of Commerce in Hong Kong, March 13, 2007
- "Chinese Competition Policy: Challenges for U.S. Business," Pacific Research Institute, San Jose, CA, February 28, 2007
- "China Compliance Strategies: Responding to Corruption, Fraud, and Corporate Misconduct," American Chamber of Commerce, Beijing, December 14, 2006
- "Dominance Enforcement under the Antimonopoly Law", Asian Competition Policy & Law Conference, Hong Kong Polytechnic University, December 12, 2006
- "Chinese Competition Policy: A Preview of Coming Events?," American Chamber of Commerce in Shanghai, November 23, 2005
- "Chinese Competition Policy & Standard Setting," (panelist), U.S. Information Technology Office, Beijing, December 5, 2005
- "U.S. Antidumping Practices: Essential Facts for Chinese Exporters & Producers," Shanghai WTO Affairs Consultation Center, January 31, 2005