

Richard G. S. Lee

Associate

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Richard Lee advises clients on matters involving antitrust, competition, and fair trade within the telecommunications, life sciences, and other high-technology sectors. His experience includes conducting fact finding, drafting, and strategy development for domestic and global antitrust investigations, litigation, and merger review. Richard also represents clients before the U.S. Department of Justice (DOJ), the Federal Trade Commission (FTC), and other European and Asian regulatory bodies investigating standard essential patent licensing practices and digital platforms.

Richard spent significant time working in South Korea both as in-house counsel to a multinational consumer electronics company and as a foreign legal consultant with one of South Korea's largest international law firms.

Representative Experience

- Defended Horizon Therapeutics in FTC Part III administrative action and Section 13(b) litigation challenging US\$28 billion acquisition by Amgen as anticompetitive. Developed advocacy regarding impact of CMS drug pricing regulations, U.S. Food and Drug Administration drug development regulations, the Anti-Kickback Statute, market access practices, and patient/physician preferences concerning orphan drugs affected the combined firm's incentive and ability to engage in bundled rebates with payors and Pharmacy Benefit Managers.*
- Defended One Medical in FTC second request investigating US\$3.9 billion acquisition by Amazon for compliance with antitrust laws. Developed advocacy before FTC regarding how the proposed transaction enhanced current and future competitiveness for primary care services.*
- Counseled high-tech and pharmaceutical companies on achieving substantial compliance in second requests, prepared Hart-Scott-Rodino and ex-U.S. filings, drafted antitrust deal protections for M&A agreements, joint defense agreements, and clean team agreements. Prepared white papers in defending pharma, medical device, and high-tech transactions before FTC and DOJ.*

- Counseled broadcasting client in private class action litigation alleging price fixing and anticompetitive information exchange involving television advertising, including preparing depositions for senior executives, developing strategy around class certification and other dispositive motions, and negotiating discovery disputes.*
- Counseled high-tech and pharmaceutical companies on vertical and resale price maintenance antitrust implications of exclusivity agreements, distribution agreements, and minimum advertised price policies.*
- Defended Qualcomm in FTC litigation challenging standard essential patent licensing and modem chipset sales practices as anticompetitive under Sherman Section 2.*

**Matters handled prior to joining Foley.*

Awards and Recognition

- *Best Lawyers*: Antitrust Law, Ones to Watch (2022-2025)

Affiliations

- American Bar Association – Section of Antitrust Law
- Asian American Bar Association of NY (AABANY)
- Korean American Bar Association of Greater New York

Languages

- English
- Korean

Practice Areas

- [Antitrust & Competition](#)
- [Litigation](#)

Education

- Columbia University School of Law (J.D., 2012)
 - Articles and Staff Editor, *JLM/Columbia Human Rights Law Review*
 - President, Korean Law Students Association
- University of California, Berkeley (B.A., 2008)

Admissions

- District of Columbia
- New York