Joshua Lipton

Partner

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Joshua Lipton is a partner in the Washington, D.C. office of Gibson Dunn. He maintains a broad-based antitrust and consumer protection practice, including litigation in state and federal courts, merger and acquisition investigations, civil and criminal antitrust and consumer protection investigations by government authorities, and antitrust counseling.

Josh has been listed as a leading antitrust lawyer in a number of publications, including *Chambers USA, America's Leading Lawyers for Business*, Practical Law Company's *Competition, The Law and Leading Lawyers Worldwide*, and *Super Lawyers* in its Antitrust Litigation and Mergers & Acquisitions categories. *Lawdragon* has named him to its "500 Leading Litigators in America" and "500 Leading Antitrust and Competition Lawyers," featuring attorneys who excel representing principally corporations and other organizations in litigating claims. He has been recognized by *Who's Who Legal Competition* and has also been ranked as a "Client Service All-Star" by *BTI Consulting*.

Josh's representative matters include:

- *In re MultiPlan Health Insurance Provider Litigation* (N.D. Ill. 2025). Representing UnitedHealth Group in defending multidistrict class action antitrust claims alleging a conspiracy among managed care organizations to use MultiPlan's services to systematically underpay benefits for visits to out-of-network providers.
- *Nielsen / NCS / Circana* (2025). Lead counsel for Nielsen and NCS in seeking FTC clearance for the sale of advertising targeting and measurement businesses to Circana.
- *SES / Intelsat* (2025). Lead counsel for SES in seeking clearance from DOJ and competition authorities on six continents for the acquisition of Intelsat, a global satellite competitor.
- *FTC v. Novant and Community Health Systems* (W.D.N.C. 2024). Member of trial team representing CHS that secured district court order rejecting the FTC's attempt to enjoin Novant's acquisition of two suburban Charlotte hospitals from CHS.
- *ExxonMobil / Pioneer Natural Resources* (2024). Represented Pioneer in securing FTC clearance for ExxonMobil's $64.5 billion acquisition of Pioneer, which created the largest oil and gas producer in the Permian Basin.
- *OJ Commerce, LLC v. KidKraft, Inc.* (S.D. Fla., 11th Cir. 2022). Led the team that secured summary judgment on behalf of KidKraft and MidOcean Partners, and a unanimous affirmance by the Eleventh Circuit, on monopolization and unfair competition claims brought by a disgruntled former distributor.
- *Maderazo v. Baptist Health Systems et al.* (W.D. Tex. 2019). Defended Tenet Healthcare in class action alleging that three hospital systems in San Antonio conspired to suppress nurses' wages. The court excluded the opinions of the

Capabilities

Antitrust and Competition
Betting and Gaming
Class Actions
Consumer Products and Retail
Life Sciences
Trials

Credentials

Education

University of Michigan - 1998 Juris Doctor
Amherst College - 1994 Bachelor of Arts

Admissions

District of Columbia Bar

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plaintiffs' class certification expert relating to antitrust impact and denied the plaintiffs' motion for class certification.

- *In re: Aetna UCR Litigation* (D.N.J. 2018). Defended Aetna in a multidistrict class action asserting claims under antitrust, RICO, ERISA, and state consumer protection laws based on allegations that Aetna systematically underpaid benefits for visits to out-of-network providers by using a supposedly rigged database of provider charges. In 2018, the court denied the plaintiffs' motion for class certification. Shortly afterward, the plaintiffs voluntarily dismissed their claims with prejudice.
- *AT&T / Time Warner* (D.D.C. 2018). Member of the trial team that defeated the DOJ's challenge to AT&T's $85.4 billion purchase of Time Warner.
- *Leegin Creative Leather Prods., Inc. v. PSKS, Inc*., 551 U.S. 877 (2007). Authored the briefs to the Supreme Court on behalf of Leegin in this landmark case in which the Supreme Court overturned the century-old per se rule against resale price maintenance.

Josh received his law degree, *magna cum laude*, from the University of Michigan School of Law in 1998, where he graduated first in his class and was a member of the *Michigan Law Review*. He earned a Bachelor of Arts degree, *cum laude*, from Amherst College in 1994. Josh is admitted to practice in the District of Columbia.

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