



## Antitrust Division (ATR)

### FY 2017 Budget Request At A Glance

FY 2016 Enacted:	\$165.0 million (830 positions; 380 attorneys)
Current Services Adjustments:	+\$529,000
Program Changes:	+\$15.0 million
FY 2017 Budget Request:	\$180.5 million (982 positions; 478 attorneys)
Change From FY 2016 Enacted:	+\$15.5 million (+9.4%) (+152 positions; +98 attorneys)

### Mission:

The mission of the ATR is to promote economic competition through enforcing and providing guidance on antitrust laws and principles.

### Organization:

The ATR is headed by an Assistant Attorney General (AAG), who is appointed by the President and confirmed by the Senate. The AAG is currently assisted by five Deputy Assistant Attorneys General, including career and non-career employees. In addition to its Washington DC offices and sections, ATR has three offices strategically located across the U.S. that primarily handle criminal matters and serve as liaisons to the U.S. Attorneys, state attorneys general, and other law enforcement agencies.

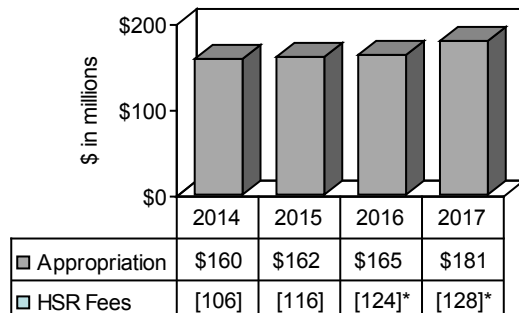
### Resources:

The FY 2017 budget request for ATR totals \$180.5 million, which is a 9.4% increase over the FY 2016 Enacted. Approximately two-thirds of ATR's funding is derived from Hart-Scott-Rodino (HSR) premerger filing fees paid by companies planning to merge. For FY 2017, HSR fee collections of \$128 million are expected for ATR. The total filing fee revenue, divided evenly between the Antitrust Division and the Federal Trade Commission, is expected to be \$256 million for FY 2017.

### Personnel:

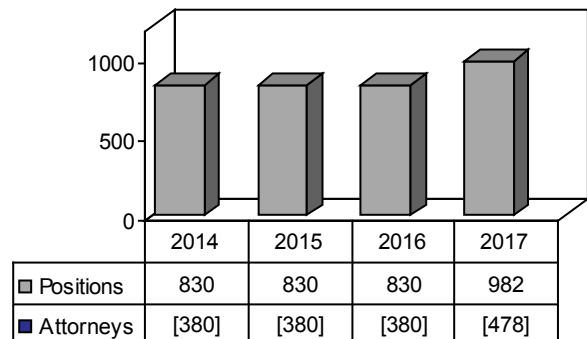
The ATR's direct positions for FY 2017 total 982 positions. ATR's FY 2017 request includes an increase of 152 positions over the FY 2016 Enacted of 830 direct positions.

**Funding (FY 2014 - 2017)**



\* FY 2016 – FY 2017 HSR fees are estimated.

**Personnel (FY 2014 - 2017)**



## **FY 2017 Strategy:**

ATR will continue its efforts in essential areas in U.S. and global markets to ensure that American consumers and businesses are left with a vibrant and appropriately competitive marketplace.

The Division's Civil Merger program will focus sharply on the statutorily mandated review of premerger notifications and challenge in court problematic transactions, whether fundamentally flawed or where parties do not provide a remedy sufficient to resolve a proposed transaction's competitive harm. The Civil Non-Merger program will maintain a vigilant watch for contractual provisions or transactions that unlawfully disrupt the competitive process. Industries and markets that ATR will continue to focus on are wide-ranging and include the airline and transportation industries, high-tech markets (including no-poach agreements between employers), the health care industry, cinema and broadcast television advertising, agriculture, and the credit card industry.

Vigorous enforcement of criminal antitrust laws will continue to be the number one priority of the Division's Criminal Program. ATR has a history of achieving record-setting prison sentences and criminal fines and expects this trend to continue in FY 2017. The Division will continue to uncover and prosecute cartels and other criminal activity across the spectrum of the Nation's economy in many areas including financial services (e.g., foreign exchange markets, inter-bank loan rates, and real estate foreclosure auctions), and automotive parts, among others.

Competition advocacy – to government entities, private firms and organizations, and the general public – will continue to be an important initiative in the Division with broad focus on intellectual property and competition law, and specific attention to evolving communications markets. Pursuit of many international initiatives, including enforcement and policy cooperation, bilateral/multilateral activities, and technical assistance will be an important focus as these efforts help protect U.S. consumers by strengthening enforcement and promoting international convergence around sound antitrust principles.

## **FY 2017 Program Changes:**

**Enhanced Antitrust Merger Enforcement and Cartel Prosecution:** \$15.0 million and 152 positions (98 attorneys)  
The Department is requesting additional resources to address the increase in workload for ATR in both its civil merger enforcement and criminal cartel enforcement programs. With merger and cartel enforcement work expected to increase in FY 2016 and FY 2017, the requested program enhancement will help meet the challenges presented by this increased activity and enable the Division to continue protecting American consumers from anticompetitive merger deals and domestic and international cartels that harm U.S. consumers and businesses. The current services for this initiative are 830 positions (380 attorneys) and \$165.5 million.

**Antitrust Division**  
(Dollars in Thousands)

	Antitrust Division		
	Pos.	FTE	Amount
<b>2015 Appropriation</b>	[830]	638	162,246
2015 Balance Rescission	0	0	-6,000
<b>2015 Enacted with Rescissions</b>	[830]	638	156,246
<b>2016 Enacted</b>	[830]	694	164,977
<b>2017 Request</b>	[982]	771	180,506
<b>Change 2017 from 2016 Enacted</b>	152	77	15,529
<b>Technical Adjustments</b>			
<b>Total Technical Adjustments</b>	0	0	0
<b>Base Adjustments</b>			
Pay & Benefits	0	0	846
Domestic Rent & Facilities	0	0	-317
<b>Total Base Adjustments</b>	0	0	529
<b>2017 Current Services</b>	[830]	694	165,506
<b>Program Changes</b>			
<b>Increases:</b>			
Enhanced Antitrust Merger Enforcement and Cartel Prosecution	[152]	77	15,000
<b>Subtotal, Program Increases</b>	[152]	77	15,000
<b>Decreases:</b>			
<b>Subtotal, Program Decreases</b>	0	0	0
<b>Total Program Changes</b>	[152]	77	15,000
<b>2017 Request</b>	[982]	771	180,506

**Antitrust Division**  
(Dollars in Thousands)

Comparison by activity and program	2016 Enacted			2017 Current Services		
	Pos.	FTE	Amount	Pos.	FTE	Amount
Antitrust Division	830	694	164,977	830	694	165,506
<b>Total</b>	830	694	164,977	830	694	165,506
Reimbursable FTE	0	0	0	0	0	0
<b>Grand Total</b>	830	694	164,977	830	694	165,506

Comparison by activity and program	2017 Total Program Changes			2017 Request		
	Pos.	FTE	Amount	Pos.	FTE	Amount
Antitrust Division	152	77	15,000	982	771	180,506
<b>Total</b>	152	77	15,000	982	771	180,506
Reimbursable FTE	0	0	0	0	0	0
<b>Grand Total</b>	152	77	15,000	982	771	180,506