

Arindam Kar

ANTITRUST CHAIR

he / him / his

St. Louis, MO | 314.552.6898

akar@polsinelli.com



Arindam Kar is a thought leader whose passion for antitrust law was sparked early on by his professor Herbert Hovenkamp, the most renowned scholar in the field. Arindam's ability to distill highly complex issues into approachable ideas and advice leads media and clients to reach out to him, and this skill has garnered him the peer-selected *Best Lawyers*® "Lawyer of the Year" award for Antitrust Law. Arindam thrives at partnering with clients to provide effective antitrust compliance solutions, pragmatic counseling on complex matters and results-driven resolutions to government investigations. He also serves as outside general counsel to several emerging, innovative entities that are delivering solutions that impact industry and national security. Arindam's legal service is provided alongside his ardent dedication to diversity, equity, inclusion and belonging, in addition to servant leadership and community service.

Arindam engages with clients in the development and implementation of robust antitrust compliance programs. This work includes developing and executing antitrust audits, including the implementation of recommendations in a cost-effective manner to strengthen the client's compliance and risk management profiles. He also has extensive experience with day-to-day counseling, in addition to advising on complex global mergers, acquisitions, joint ventures and group purchasing organization formations in a diverse range of industries, including but not limited to agribusiness, animal genetics and nutrition, healthcare, manufacturing, pharmaceuticals and retail. Arindam also regularly counsels manufacturing and retail clients on complex pricing issues that involve e-commerce and traditional distribution channels, price discrimination, price gouging and resale price maintenance strategies. He regularly represents clients in merger investigations before the U.S. Federal Trade Commission and the Antitrust Division of the U.S. Department of Justice. In addition, Arindam coordinates and manages multijurisdictional merger filing strategies on deals that have global implications. He also has extensive experience in conducting internal investigations and representing corporations and individuals in federal and state antitrust investigations, and he possesses litigation and trial experience. In addition to serving as Co-Chair of the ABA Antitrust Section's Agriculture and Food Committee, Arindam is a Past Chair of the Missouri Bar Antitrust and Mergers and Acquisitions Committee.

In addition to his antitrust practice, Arindam has managed counseling higher education clients on a number of issues ranging from data privacy, free expression on campus,

Capabilities

- Antitrust
- Antitrust - Health Care
- Consumer Products & Luxury Goods
- Litigation

general legal compliance, immigration and risk management. Arindam also serves as outside general counsel to emerging innovation entities with paradigm-changing missions by providing multidisciplinary legal support critical to their risk management, growth and success.

Arindam is a leader in diversity, equity, inclusion and belonging efforts and is a servant leader in numerous organizations in the community such as the Board of Trustees of Saint Louis University, the second oldest Jesuit higher education institution in America, the incoming Chair of the Mid-America Transplant Governance Board of Directors, the region's federally designated Organ Procurement Organization, and as the Past Chair of the International Institute Board of Directors, the region's only refugee resettlement agency. He also regularly handles *pro bono* immigration matters and helped lead the region's effort in resettling Afghan special immigrant visa holders, humanitarian parolees and refugees after the fall of Kabul in 2021. Previously, Arindam was a founding appointed member of St. Louis City-County Governance Task Force in developing a framework to unify the multiple governments in the region.

Education

- The University of Iowa College of Law (J.D., *with distinction*, 2001)
- Saint Louis University (B.A., *magna cum laude*, 1997)

Bar Admissions

- Missouri

Court Admissions

- U.S. District Court, Central District of Illinois
- U.S. District Court, Northern District of Illinois
- U.S. District Court, Eastern District of Missouri
- U.S. District Court, Eastern District of Texas

Memberships

- American Bar Association, Antitrust Section
 - Co-Chair, Antitrust Section's Agriculture & Food Committee, 2024-2025
- National Asian Pacific American Bar Association
- South Asian Bar Association
- Asian American Chamber of Commerce of St. Louis

Recognition

- International Institute of St. Louis Multiculturalism Advocate Award, 2022
- Missouri Lawyers Media Diversity & Inclusion Award Recipient, 2022
- Leadership Council on Legal Diversity Fellows Cohort Co-Leader, Class of 2014-2015
- Leadership Council on Legal Diversity Co-Leader, St. Louis Region
- Selected for *Best Lawyers*® "Lawyer of the Year" in St. Louis, Missouri for Antitrust Law, 2025
- Selected for inclusion in *Best Lawyers in America*® for Litigation - Antitrust, 2021-2026
- Who's Who Diversity in Color "Most Intriguing People" Award Recipient, 2019
- Leadership St. Louis, 2015-16
- Alumni Service Award, The University of Iowa College of Law, 2016
- St. Louis Business Journal, "40 Under 40" honoree, 2015
- St. Louis Business Journal, "Diverse Business Leader Award," 2012
- Missouri & Kansas Super Lawyers, "Rising Stars," 2010-2011

- Missouri Lawyers Weekly, "Up & Coming Lawyers," 2010
- The Missouri Bar Pro Bono Wall of Fame
- Fluent in Bengali and French

Matters

- Representation of Metronet in its \$5 billion acquisition through a joint venture between KKR and T-Mobile.
- Representation and merger clearance for Zen-Noh Grain Corporation in its acquisition of Bunge North America's grain storage and sales operations.
- Representation of J.R. Simplot, one of the largest privately held food and agribusiness companies in the U.S., in its acquisition of Pinnacle Agriculture Holdings, LLC.
- Representation of global food ingredients company Kerry, Inc. in its acquisition of certain assets from Symrise AG from a U.S. Department of Justice Antitrust Division divestiture proceeding.
- Representation of Lumeris, a technology and healthcare innovator, in its \$266 million collaboration with Cerner.
- Representation of Terex, a global manufacturer of lifting and material processing products, in the \$800 million sale of its global crane business to Konecranes Oyj, its largest competitor.
- Representation of Mercy, one of the largest religiously affiliated healthcare systems in the country in the sale and acquisition of hospitals, the sale of its self-insured health plan to a health insurer, and the sale of its GPO and supply chain operations.
- Representation of RehabCare Group in its \$1.3 billion acquisition by Kindred Healthcare.
- Representation of TALX in its \$1.4 billion acquisition by Equifax.
- Representation of GameStop in its \$1.4 billion acquisition of EB Games.
- Representation of Farmland Industries in its bankruptcy sales of its beef and pork operations to leading competitors.
- Defense of multiple pharmaceutical companies in investigations by FTC, including allegations of anticompetitive acquisitions, conduct aimed at preserving branded pharmaceutical market position against generics, and excessive pricing.
- Counseling Fortune 500 corporations on distribution, group purchasing, pricing, price discrimination and resale price maintenance issues.
- Representation of executives and corporations in state and federal antitrust investigations.
- Representation of numerous prominent and prestige retailers in antitrust matters.
- Representation of numerous trade and professional organizations in antitrust matters.
- Development of robust antitrust compliance programs, including antitrust audits, for corporations.
- Successful representation of Tate & Lyle in defense against monopolization claims in *Marantz Brothers, LLC v. Tate & Lyle Ingredients Americas LLC*, Case No. 2:20-cv-00317.
- Co-chaired trial team for Associated Wholesale Grocers for *In Re: Broiler Chicken Antitrust Litigation*, Case No. 1:16-cv-08637.
- Outside general counsel to API Innovation Center, the leading organization dedicated to the delivery of market-competitive commercial supply of U.S.-made active pharmaceutical ingredients to address national health security.
- Outside general counsel to Taylor Geospatial Engine, the leading incubator and

facilitator of geospatial innovations and accelerates the path to commercialization.

- Outside general counsel to Global Center for Cybersecurity, an entity focused on enterprise cybersecurity challenges that serve chief security executives through collaboration, workforce development and innovation.
- Outside general counsel for the Cardiac PET Industry Coalition, an industry trade group that works on behalf of the cardiovascular Positron Emission Tomography imaging industry and is at the forefront of advocacy, quality patient care and innovation to advance the field and practice of diagnostic cardiovascular molecular imaging.

Polsinelli at Work Blog

February 6, 2026

FTC Emphasizes Case-By-Case Approach in Workshop on Noncompete Agreements

The Federal Trade Commission (FTC) has reaffirmed that it will pursue noncompete enforcement through individual cases rather than sweeping rulemaking. In a recent public workshop featuring each of the sitting commissioners and panels of economists and current and former...

August 21, 2024

Texas Federal Judge Blocks FTC Non-Compete Ban

Yesterday, Judge Ada E. Brown of the U.S. District Court for the Northern District of Texas in *Ryan v. The Federal Trade Commission* upheld a challenge by business groups to the FTC's non-compete ban. In addition to confirming her...

July 24, 2024

Pennsylvania Court Keeps FTC Non-Compete Ban on Life Support

Yesterday (July 23), a Pennsylvania judge—in *ATS Tree Services, LLC v. Federal Trade Commission*—upheld the legality of the FTC's non-compete ban. This ruling contradicts the ruling recently issued in a parallel proceeding in Texas. Earlier this month, a...

July 3, 2024

Texas Federal Judge Partially Blocks FTC Ban on Non-Competes

On July 3, a Texas judge in the bellwether lawsuit, *Ryan, LLC v. The Federal Trade Commission*, became the first to weigh in on the legality of the FTC's non-compete ban that is set to take effect on...

May 30, 2024

FTC Files Brief to Stave Off Challenge to Rule Banning Non-Competes

Yesterday (May 29), in *Ryan, LLC et al. v. The Federal Trade Commission*, the FTC filed its response in opposition to Plaintiffs' request to stay/enjoin the FTC Rule banning non-competes from taking effect on September 4. The Court...

May 9, 2024

Fireworks Are Coming Before Independence Day

Mark your calendars for July 3—the date we will likely learn whether a Texas Court will enjoin the FTC Rule banning non-competes from taking effect on September 4. This week, Judge Ada Brown, the presiding judge in *Ryan, LLC*...

April 30, 2024

Lawsuits Filed Challenging the FTC's Final Rule Banning Non-Competes

To date, three lawsuits have been filed challenging the legality of the FTC's Final Rule banning non-competes. The initial two cases were filed in Texas federal court, which is widely viewed as a more hospitable forum for attacks on...

April 24, 2024

FTC Final Rule Banning Most Non-Competes Passes – What You Need to Know

On April 23, 2024, the Federal Trade Commission (“FTC”) conducted a special Open Commission Meeting to vote on a Final Rule (the “Rule”) banning most non-compete clauses as an “unfair method of competition.” By a vote of 3-2, the...

April 18, 2024

Vote Scheduled for FTC Final Rule Banning Non-Competes – What You Need to Know

FTC Final Rules Banning Non-Competes Vote Next Tuesday As you know , last year, the FTC issued a proposed rule banning virtually all non-compete agreements (which does not include non-solicitation agreements, confidentiality agreements and the like). Yesterday, the FTC...

Publications

April 28, 2026

The Antitrust Scrutiny Continues: FTC Launches New Healthcare Task Force

March 4, 2026

DOJ Pays First \$1 Million Award Under New Antitrust Whistleblower Program

February 23, 2026

District Court Rejects FTC's Expanded HSR Rule, Leaving Merger Filings Uncertain

February 5, 2026

FTC Emphasizes Case-By-Case Approach in Workshop on Noncompete Agreements

January 29, 2026

As States Expand Notice Requirements, Updated HSR Thresholds Remain Paramount

September 24, 2025

FTC Submits List of “Anticompetitive” Regulations in Response to Trump Deregulation Order

January 22, 2025

FTC could be more amenable to grocery M&A under Trump, experts say *Quoted, Grocery Dive*

January 17, 2025

A Wait Until the Deal Closes: The Antitrust Agencies Send a Strong Message About the Dangers of Gun-Jumping

January 16, 2025

Annual Adjustment of HSR Thresholds Comes at a Time of Uncertainty

December 20, 2024

The Last Hurrah: Lina Khan and the FTC's Final Push for Substantive Antitrust Policy and Enforcement Changes

December 11, 2024

FTC plots new course on antitrust, Big Tech under Trump nominees

Quoted, Legal Dive

December 10, 2024

Kroger-Albertsons \$25bn grocery merger blocked by US judge

Quoted, Financial Times

November 15, 2024

Health care M&A goes back to the antitrust future

Quoted, Axios

October 11, 2024

The Long Awaited HSR Form and Rules Are Here, and They're not as Burdensome as Feared

September 20, 2024

What we learned from the Kroger-Albertsons FTC trial as more court battles loom

Quoted, Retail Brew

September 10, 2024

As the clock ticks on the Kroger-Albertsons merger, the stakes for the grocers are rising, analysts say

Quoted, Grocery Dive

August 9, 2024

Healthcare's 'Transparency Tempest' and the impact on investments, private equity amid regulatory scrutiny

Featured, Healthcare Business News

May 30, 2024

Antitrust scrutiny in healthcare is here to stay, Polsinelli attorneys say

Quoted, McKnights Home Care

May 30, 2024

Labor costs, federal scrutiny create distress in senior living and care

Quoted, McKnights Senior Living

May 29, 2024

FTC leans on aggressive view of 'unfair practices' as it joins DOJ in call for roll-up information

Quoted, Legal Dive

May 2024

Uncertainty in the Bottom Line: New Antitrust Scrutiny and Enforcement in Private Equity Transactions

Co-Author, CPI Antitrust Chronicle

March 7, 2024

FTC and DOJ Signal Greatly Increased Scrutiny of Private Equity Firms' Acquisitions in Health Care

February 27, 2024

FTC Puts Labor Focus In Merger Basket For 1st Time

Quoted, Law360

January 25, 2024

It's That Time of Year: Announcement of the New Hart-Scott-Rodino Antitrust Filing Thresholds

December 22, 2023

Newly Finalized FTC/DOJ Merger Guidelines Are Likely to Increase Antitrust Scrutiny of M&A Deals

Health Care and Private Equity Transactions May See Significant Impact

August 4, 2023

Dealmakers Beware: The Biden Administration's Proposed Merger Guidelines Suggest That the Only "Good" Deal May Be No Deal at All

July 6, 2023

Proposed Changes to HSR Process Could Quadruple the Burden of Making Premerger Notification to Antitrust Enforcement Agencies

May 8, 2023

Companies Brace for FTC's Use of 'Zombie' Law in Antitrust Enforcement

Quoted, CorporateCounsel

March 23, 2023

Juries Not Buying DOJ Antitrust Labor Push As Losses Mount

Quoted, Law360

March 15, 2023

2022 ABA Antitrust Law Developments

Contributor, American Bar Association

March 8, 2023

JetBlue merger may hinge on Spirit's "disruptive" nature

Quoted, Global Competition Review

March 7, 2023

Feds' JetBlue-Spirit Fight Charts Murky Path For Airline Deals

Quoted, Law360

February 16, 2023

Civil lawsuits follow FTC actions in agriculture sector

Quoted, Daily Journal

February 16, 2023

No More Safety Net: The Justice Department Withdraws Key Antitrust Guidance for the Healthcare Industry

February 4, 2023

St. Louis advocates travel to Albania to pitch the region to Afghan refugees

Quoted, STL Today

February 2, 2023

St. Louis Character: How Arindam Kar, antitrust attorney, works to help Afghans
Featured, St. Louis Business Journal

February 1, 2023

The New Hart-Scott-Rodino Magic Number is \$111.4 million, and Big Changes in HSR Filing Fees

January 18, 2023

What's Old Is New Again: Reviving "Fairness" With Renewed FTC Price Discrimination Enforcement And What That Means For Companies

January 10, 2023

The Time Is Now: Comment Period Open For The Federal Trade Commission's New Proposed Rule Banning Employer Non-Compete Clauses

January 3, 2023

New Federal Laws Will Yield Big Increases in HSR Filing Fees for Large M&A Transactions, While Adding Foreign Subsidy Disclosure Obligations

December 19, 2022

Promise Made, Promise Kept: The Justice Department Follows Through With Interlocking Directorate Enforcement

Association of Corporate Counsel Monthly News & Updates

November 30, 2022

Private Equity in Crosshairs Under Aggressive FTC Antitrust Posture

Quoted, Legal Dive

November 7, 2022

No Agreement? No Worries: Justice Department Secures Historic Criminal Attempted Monopolization Conviction

November 3, 2022

Promise Made, Promise Kept: The Justice Department Follows Through With Interlocking Directorate Enforcement

October 18, 2022

No 'Clear Path' For Kroger's \$24.6B Albertson's Deal

Quoted, Law360

September 6, 2022

The FTC And DOJ Are Rewriting The Rules

Quoted, Law360

August 31, 2022

Enforcers' Antitrust Overhaul Just Getting Started

Quoted, Law360

August 22, 2022

Hundreds of stranded Afghan refugees could finally be St. Louis-bound

Quoted, STL Today

August 18, 2022

Antitrust Developments and Solutions for In-House Counsel

Speaker, ACC St. Louis

June 15, 2022

Private Equity Pass No More: Antitrust Enforcers Look to Increase Scrutiny on “Roll Up” Acquisitions

June 8, 2022

Clients Should Review Their Corporate Governance Compliance Guidelines in Light of Threatened Enforcement Action Against Interlocking Directorates

May 26, 2022

Antitrust Enforcers’ Fourth and Final “Listening Forum” On Merger Reform Highlights Issues In Technology