



## Robert H. Poole II

Senior Associate

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### Related Services

Litigation ■ Antitrust ■ Privacy, Cyber & Data Strategy ■ Class Action & Multidistrict Litigation ■ Consumer Protection/FTC

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Robert Poole is a senior associate with the Litigation & Trial Practice Group, where he focuses his practice on federal antitrust and data privacy commercial litigation and government investigations. Before joining the firm, Robert served as a law clerk for the Hon. Robert James Conrad, Jr. of the Western District of North Carolina.

Robert earned his J.D., magna cum laude, from the University of Georgia School of Law, where he served as the online editor on the *Georgia Law Review's* executive board and president of the Student Bar Association. Robert is also a member of the Order of the Coif and Order of Barristers. For his undergraduate studies, Robert attended the University of Georgia, graduated magna cum laude, and earned a B.F.A. in painting and a B.A. in journalism.

### Representative Experience

#### Antitrust Litigation

- Defending Microsoft against a lawsuit filed by civil plaintiffs seeking to block the company's \$69 billion acquisition of Activision Blizzard. Microsoft defeated the plaintiffs' bid for a preliminary injunction.
- Prosecuting monopolization claims against Keurig Green Mountain on behalf of the McLane Company Inc. in U.S.-based multidistrict litigation.
- Serving as the lead associate on engagements counseling industry leading companies on the use of benchmarking, revenue management, and algorithmic pricing.
- Defended a national retailer against tying claims in federal court, achieving dismissal of all claims at the pleading stage.

#### Data Privacy Litigation

- Defending a top national insurance carrier in two putative class actions.
- Defended a national pharmacy chain in putative class action in California alleging invasion of privacy and violation of Unfair Competition Law; obtained dismissal of a California Consumer Privacy Act (CCPA) claim with prejudice; obtained dismissal of out-of-state plaintiffs' claims with prejudice on jurisdictional grounds.
- Defending various clients in class actions stemming from alleged data breaches in both state and federal courts.

#### Commercial Litigation

- Representing several judgment creditors in federal court seeking the execution of international arbitration awards received in their favor against Venezuela; successfully litigated an alter ego relationship between Venezuela and a state-owned oil company, *Petróleos de Venezuela, S.A (PDVSA)*, rendering PDVSA's shares located in the United States vulnerable for attachment.
- Defended appeals before the Second and Fifth Circuit, upholding favorable district court decisions.
- Defended a national insurance carrier in putative class action, successfully dismissing suit for lack of standing after a successful appeal to the Delaware Supreme Court.
- Moved to successfully dismiss claims against a company in federal court alleging wrongful termination.

## ***Government Investigations***

- Represented various clients responding to Federal Trade Commission (FTC) Civil Investigative Demands.
- Advised a client on potential consumer protection liability in the wake of a recent FTC complaint and settlement.
- Represented a company responding to various state insurance investigations.

## ***Pro Bono***

- Partnering with the Georgia Coalition of Domestic Violence, representing prisoners seeking parole whose convictions stemmed from experiencing domestic abuse.
- Represented an inmate in his Eleventh Circuit appeal.

## ***Publications & Presentations***

### ***Publications***

- "Enforcement in the United States Against Alter Egos of Foreign Sovereigns: Developments on the Venezuela Front," *ThoughtLeaders4 Disputes Magazine*, November 2023.

### ***Professional & Community Engagement***

- American Bar Association, Antitrust Section – Young Lawyer Representative
- Lambda Legal – Atlanta Leadership Council

### ***Court Admissions***

- Georgia Superior Court
- Georgia Court of Appeals
- Northern District of Georgia
- Second Circuit Court of Appeals
- Third Circuit Court of Appeals
- Fifth Circuit Court of Appeals
- Ninth Circuit Court of Appeals
- Eleventh Circuit Court of Appeals

### ***Education***

- University of Georgia (J.D., 2017)

- University of Georgia (B.A., B.F.A., 2014)

## *Admitted to Practice*

- Georgia