



Antitrust Division (ATR)

FY 2010 Budget Request At A Glance

FY 2009 Enacted:	\$157.8 million (880 positions; 390 attorneys)
Current Services Adjustments:	+\$4.2 million (3% above FY 2009 Enacted)
Program Changes:	+\$1.2 million
FY 2010 Budget Request:	\$163.2 million (880 positions; 390 attorneys)
Change from FY 2009 Enacted:	+\$5.4 million (+3.4%)(+0 positions; +0 attorneys)

Mission:

ATR's mission is to promote competition in the American economy through enforcement of, improvements to, and education about antitrust laws and principles.

Resources:

The budget request for FY 2010 totals \$163.2 million, which is a 3.4 percent increase above the FY 2009 enacted level. Typically, over 75 percent of ATR's funding is derived from Hart-Scott-Rodino (HSR) pre-merger filing fees paid by companies planning to merge. According to estimates calculated by the Congressional Budget Office and the Federal Trade Commission, HSR fee collections of \$220 million for FY 2010 are expected. The filing fee revenue is divided evenly between ATR and the Federal Trade Commission. Due to a projected reduction in ATR fees, ATR requires direct budget authority of \$53 million to support a total budget of \$163.2 million.

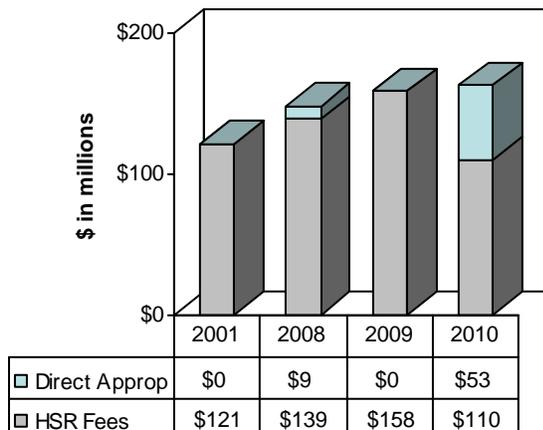
Organization:

ATR is headed by an Assistant Attorney General (AAG), who is appointed by the President and confirmed by the Senate. The AAG is assisted by five Deputy Assistant Attorneys General including career and non-career employees. ATR has seven field offices that primarily handle criminal matters and serve as liaisons to the U.S. Attorneys, state attorneys general, and other law enforcement agencies.

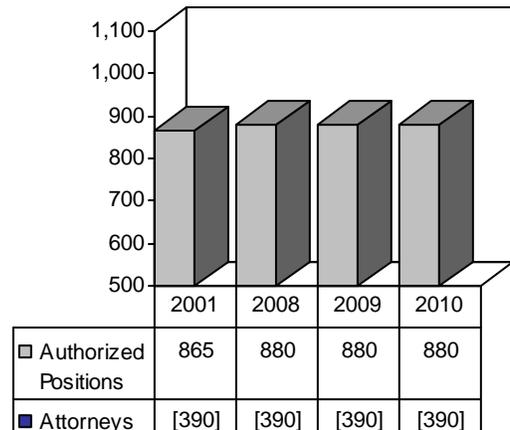
Personnel:

ATR's authorized positions for FY 2010 total 880 positions, of which 390 are attorneys. The FY 2010 budget request does not include additional positions, over the FY 2009 level of 880 authorized positions.

Funding (FY 2001 - 2010)



Personnel (FY 2001 - 2010)



* Includes reimbursable attorneys

FY 2010 Strategy:

ATR enforces antitrust laws that affect the U.S. economy, and it has a unique, statutorily mandated role in the banking merger review process. As the federal government continues to implement programs aimed at restoring a healthy economy, ATR will continue to investigate the impacts of proposed banking mergers to ensure that American consumers and businesses are left with a vibrant and appropriately competitive marketplace. Together with pre-merger filing fees, ATR's on-going history of criminal fine assessment and collection consistently brings in more funds to the Treasury than ATR expends each fiscal year.

In 2010, ATR intends to play a critical role in the Federal Financial Rescue effort. Recently ATR was tasked to review merger proposals of large commercial and investment banks. These bank reviews, which include Bank of America, Merrill Lynch, Lehman Brothers, Barclay, Goldman Sachs, Morgan Stanley, Citigroup, Wachovia and Wells Fargo require short, statutorily-mandated turnaround times.

As indicated in the Bank Merger Act, the Department is to be notified of proposed bank mergers so that an analysis of the merger's competitive effects can be completed and reported to the appropriate banking agency (Comptroller of the Currency, Federal Reserve Bank, Federal Deposit Insurance Corporation, or the Office of Thrift Supervisor). To meet deadlines for the completion of these reviews and avoid delaying the merger process, ATR requires additional funds to increase staffing.

FY 2010 Program Changes:

Bank Merger Reviews: \$1.2 million is requested to review merger proposals of large commercial and investment banks. Additional positions are not requested, because the Division remains below its currently authorized staffing limits. The Division expects commercial and investment bank merger activity to continue to increase as a result of the ongoing uncertainty and fluctuations in the economy. Bank mergers could roll to regional and local banks, as potential buyers will watch for bargain acquisition prices. To meet the demand of reviewing large numbers of bank mergers, additional funding is required to adequately staff the Division. FY 2010 current services resources for this program includes 7 positions (6 attorneys) and \$800 thousand.

Financial Snapshot 2008

Clean Opinion on Financial Statements	Yes
Timely Financial Reporting	Yes
Material Weaknesses	None

ANTITRUST DIVISION

(Dollars in Thousands)

	SALARIES & EXPENSES		
	Pos.	FTE	Amount
2008 Enacted	880	851	\$147,819
2009 Enacted	880	851	157,788
2010 Request	880	851	163,170
Change 2010 from 2009 Enacted	0	0	5,382
Adjustments to Base			
Increases:			
Pay and Benefits	0	0	3,470
Domestic Rent and Facilities	0	0	667
Other Adjustments	0	0	57
Total Adjustments to Base	0	0	4,194
2010 Current Services	880	851	161,982
Program Changes			
Increases:			
Federal Financial Rescue	0	0	1,188
Total Program Changes	0	0	1,188
2010 Request	880	851	163,170
Change 2010 from 2009 Enacted	0	0	5,382

**ANTITRUST DIVISION
SALARIES AND EXPENSES**

(Dollars in thousands)

Comparison by activity and program	2009 Enacted			2010 Current Services		
	Perm Pos.	FTE	Amount	Perm Pos.	FTE	Amount
1. Antitrust Division	880	851	\$157,788	880	851	\$161,982
Total	880	851	\$157,788	880	851	\$161,982

Comparison by activity and program	Total Program Changes			2010 Request		
	Perm Pos.	FTE	Amount	Perm Pos.	FTE	Amount
1. Antitrust Division	0	0	\$1,188	880	851	\$163,170
Total	0	0	\$1,188	880	851	\$163,170