



# **ASA Quality Committee Meeting**

## **Orlando, FL**

### **June 4, 2023**



# ASA Antitrust Compliance



# Antitrust Compliance Statement

- From time to time, the ASA Quality Assurance Committee is asked to discuss matters that could affect competition
- As a matter of policy and practice, ASA will not lead nor participate in discussions that could violate the existing competition laws of the United States



# Avoid These Subjects (the *Per Se* Rules)

- In order to help facilitate compliance, there are four areas of discussion that ASA members should always avoid at ASA meetings:



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- 1) Agreements to do business, or to refuse to do business, with any company that buys or sells aircraft parts;



# Avoid These Subjects (the *Per Se* Rules)

- In order to help facilitate compliance, there are four areas of discussion that ASA members should always avoid at ASA meetings:
  - 2) Agreements concerning any issue that affects price, including labor costs, standard discounts, insurance levels, etc.;



# Avoid These Subjects (the *Per Se* Rules)

- In order to help facilitate compliance, there are four areas of discussion that ASA members should always avoid at ASA meetings:
  - 3) Agreements to divide, allocate, or otherwise limit markets. This includes geographical limitations (e.g. you sell West of the Mississippi and I will sell to the East) and well as other allocation strategies (you sell exclusively to air carrier X and I will sell to air carrier Y);



# Avoid These Subjects (the *Per Se* Rules)

- In order to help facilitate compliance, there are four areas of discussion that ASA members should always avoid at ASA meetings:
  - 1) Agreements to limit production or availability of parts.
  - 2) Agreements to limit production or availability of parts.
  - 3) Agreements to limit production or availability of parts.
  - 4) Agreements to limit production or availability of parts.



# Avoid These Subjects (the *Per Se* Rules)

- 1) Agreements to do business, or to refuse to do business, with any company that buys or sells aircraft parts;
- 2) Agreements concerning any issue that affects price, including labor costs, standard discounts, insurance levels, etc.;
- 3) Agreements to divide, allocate, or otherwise limit markets. This includes geographical limitations (e.g. you sell West of the Mississippi and I will sell to the East) and well as other allocation strategies (you sell exclusively to air carrier X and I will sell to air carrier Y);
- 4) Agreements to limit production or availability of parts.



# Avoid the Per Se Topics; Talk to the Lawyers First if You Think There is an Issue

- By avoiding these four “*per se*” subject areas, we make it less likely that we will inadvertently enter into an agreement in restraint of trade of the sort that is forbidden by existing law.
- Anyone who wishes to discuss subject matters falling within one or more of these “*per se*” areas should seek legal counsel and should also engage in such discussions outside of the supervision or control of ASA.
- Antitrust laws can be counter-intuitive to most business people. Please do not hesitate to ask ASA’s legal staff if you are uncertain about whether your proposed topic of discussion bears potential antitrust jeopardy.



# ASA Announcements



- Board of Directors Election
  - To Be Announced Tomorrow
  - One seat eligible for appointment
- Awards
  - Edward J Glueckler Award – individual for contribution to ASA and Industry
  - Champion Awards
    - Business
    - Quality
    - Change
    - Contribution
- Howl At The Moon - Party



- Workshops

- Export – Dickstein – Compliance Framework
- Export – Dickstein – Foreign Aircraft, Licensing, Sanctions, Temp Denial Orders
- ESD – Resto - disassembly and distribution
- SPEC 300 – Resto – US Gov, Military and Distribution
- Leadership – Maria Aguirre
- Digital Automation – Will and Shawn Trikha
- Internal Audits – Will, Shawn and AK Trikha
- Interaction of Processes and KPIs – Meyer
- Gov Affairs - FAA
- SOAR – ASA’s Flight Plan for the Future
- AFRA R&D – Panel on current and proposed projects
- AFRA BMP
- AFRA Principles of ESG to Disassembly and Distributors
- AFRA Valuation Panel



# Future Training

- Series of Documentation Training online workshops starting in September. Led by Jason Dickstein
- New trainings added to ASA LMS powered by Butterfly. Roy Resto has prepared the current slate of training offerings. ASA Training sections on our website
  - Traceability
  - Standard Parts



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