There is little doubt that Federal Trade Commission (FTC) unfair methods of competition rulemaking proceedings are in the offing. Newly named FTC Chair Lina Khan and Commissioner Rohit Chopra both have extolled the benefits of competition rulemaking in a major law review article. What's more, in May, Commissioner Rebecca Slaughter (during her stint as acting chair) established a rulemaking unit in the commission's Office of General Counsel empowered to "explore new rulemakings to prohibit unfair or deceptive practices and unfair methods of competition" (emphasis added).

Read the full piece here.