

Programme

Day one - Monday, 11 July

13.30: Welcome coffee and registration

14.00: Chairs' welcome

John Davies, *Freshfields Bruckhaus Deringer, Brussels*
Bojana Ignjatovic, *RBB Economics, London*

14.15: Keynote speaker

Giulio Federico, *Head of Unit at DG Competition, Chief Economist Team, European Commission, Brussels*

14.45: The merger whirlwind: A perfect storm - Harder deals and tougher regulators?

- Are dealmakers really overreaching?
- Are regulators over-zealous, even on minor matters?
- 4-to-3s - new line in the sand?
- Return of coordinated effects and portfolio theories: serious contenders or unilateral effect "add-ons"?

Moderator:

Bojana Ignjatovic, *RBB Economics, London*

Panel:

Melanie Aitken, *Bennett Jones, Washington, DC and former Head of the Canadian Competition Bureau*

Giulio Federico, *Head of Unit at DG Competition, Chief Economist Team, European Commission, Brussels*

William Turtle, *Slaughter and May, London*

Sven Völcker, *Latham & Watkins, Brussels*

16.05: Coffee break

16.25: Process, Privilege and Procedure: A guide to navigating new approaches to the EC process issues

- The impact of Brexit
- Could and should DG Competition be more transparent? Can it improve on timing?
- Access to file: who, how, what and when?

- EUMR process from pre-notification to remedies: new developments and key stumbling blocks
- Update on real life experiences on legal professional privilege claims
- Potential for imports: lessons from other jurisdictions
- Role of the Ombudsman

Moderator:

Paul Gilbert, *Cleary Gottlieb Steen & Hamilton, London*

Panel:

John Davies, *Freshfields Bruckhaus Deringer, Brussels*

Stephen Mavroghenis, *Shearman & Sterling, Brussels*

Kristina Nordlander, *Sidley Austin, Brussels*

Mark Powell, *White & Case, Brussels and London*

17.45: Conclusion of day one

19.15 onwards: All delegates are invited to attend a drinks reception hosted by Hogan Lovells and a conference dinner hosted by Shearman & Sterling at the Hotel Amigo

Day two - Tuesday, 12 July

8.30: Welcome coffee and registration

9.00: Chairs' welcome

John Davies, *Freshfields Bruckhaus Deringer, Brussels*

Bojana Ignjatovic, *RBB Economics, London*

9.05: Richard Whish's year in review

Professor Whish will review the year just gone, emphasising the themes and trends behind the headlines – plus he will also consider the implications of Brexit for EU competition policy, including the effect on merger and antitrust investigations.

Richard Whish QC, *Emeritus Professor, King's College London*

10.35: Coffee break

10.55: Standard-Essential Patents: The EC position after the Samsung and Motorola caes

- SEP litigation - legitimate competition issues or commercial disputes?
- When do SEP injunctions constitute an abuse of dominance?
- FRAND: what is a fair and reasonable price?

- Cross-over implications for other areas (CDS settlements)
- International perspectives

Moderator:

Richard Whish QC, *Emeritus Professor, King's College London*

Panel:

Miranda Cole, *Covington & Burling, Brussels and London*

Trevor Soames, *Shearman & Sterling, Brussels*

Robert O'Donoghue, *Brick Court Chambers, London*

12.05: Networking lunch

13.15: Non-cartel antitrust enforcement: The calm before the storm?

- The antitrust pipeline: what to expect and what it says about DG Competition's prioritisation criteria
- Cross border issues in online distribution - the hot topic of 2016?
- Exclusionary abuses: focus on protecting competitors, or competition?
- What future for exploitative abuses?

Moderator:

Jonas Koponen, *Linklaters, Brussels*

Panel:

Kirsten Edwards-Warren, *Compass Lexecon, London*

Matthew Levitt, *Hogan Lovells, Brussels*

Philip Marsden, *Professor, Inquiry Chair at Competition and Markets Authority, London*

David Parker, *Frontier Economics, London*

14.25: Navigating follow-on damages: What every defendant (and plaintiff) should know

- The impact of Brexit
- (Strategic) choice of jurisdiction: the view from plaintiffs and the defendants
- Should there be any coordination across jurisdictions? What does the directive achieve?
- What's been the influence of the EC Practical Guidance on Quantifying Harm?
- Presumptions on pass-on: any closer to guidance for the judiciary?

Moderator:

Jeroen Kortmann, *Stibbe, Amsterdam*

Panel:

Benoît Durand, *RBB Economics, Brussels and Paris*

Elizabeth Morony, *Clifford Chance, London*

Thomas Paul, *Hengeler Mueller, Düsseldorf*

Kassie Smith QC, *Monckton Chambers, London*

15.35: Coffee break

15:55: State Aid and selective tax rulings: Competitive advantage or tax evasion?

- When do tax breaks constitute unlawful State Aid?
- Should there be greater guidance on transfer pricing?
- Are State Aid rules sufficient to address policy concerns over tax avoidance?
- Other State Aid enforcement priorities

Moderator:

Andreas von Bonin, *Freshfields Bruckhaus Deringer, Brussels*

Panel:

Jackie Holland, *Slaughter and May, London*

Gert-Jan Koopman, *Deputy Director-General State Aid, DG Competition, European Commission, Brussels*

Raymond Luja, *Professor of Comparative Tax Law, Faculty of Law, Maastricht University, Maastricht*

George Peretz QC, *Monckton Chambers, London*

17:05: Chairs' closing remarks

John Davies, *Freshfields Bruckhaus Deringer, Brussels*

Bojana Ignjatovic, *RBB Economics, London*

17:15: Close of conference