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# DYNAMIC COMPETITION IN DYNAMIC MARKETS: *A PATH FORWARD*

**October 24, 2019**  
**The Hotel, Brussels**



**PROGRAM + SPEAKERS' BIOS**





# Program

**October 24, 2019**

## The Hotel, Brussels

8:30 am - 9:00 am **REGISTRATION & BREAKFAST**

9:00 am - 9:15 am **INTRODUCTORY REMARKS**

**Mariana LÓPEZ-GALDOS**, Global Competition Counsel, CCIA

9:15 am - 10:30 am **MERGERS IN THE DIGITAL SPACE: IMPACT ON INNOVATION**

**Adina CLAICI**, Director, Copenhagen Economics

**Aleksandra BOUTIN**, Founding Partner, Positive Competition

**Pedro GONZAGA**, Competition Expert, Competition Division, OECD

**Robert KLOTZ**, Partner, Antitrust & Competition, Sheppard Mullin

***Moderator: Ben VAN ROMPUY**, Assistant Professor of Competition Law, Europa Institute, Leiden Law School*

10:30 am - 10:45 am **COFFEE BREAK**

10:45 am - 12:00 pm **BIG DATA: UNDERSTANDING AND ANALYZING ITS COMPETITIVE EFFECTS**

**Thomas KRAMLER**, Head of Unit, e-Commerce & Data Economy, DG Comp, European Commission

**Justus HAUCAP**, Director, Düsseldorf Institute for Competition Economics

**Bill BATCHELOR**, Partner, Antitrust/Competition, Skadden, Arps, Slate, Meagher & Flom

**Alexander ITALIANER**, Senior International Policy Advisor, Arnold & Porter

***Moderator: Mariana LÓPEZ-GALDOS**, Global Competition Counsel, CCIA*



12:00 pm - 1:00 pm **FIRESIDE CHAT WITH...**

**Sir Christopher BELLAMY QC**, Chairman of the Global Competition Practice, Linklaters

**Jacques STEENBERGEN**, President, Belgian Competition Authority

**William KOVACIC**, Director, The GWU Competition Law Center

*Moderator: Lewis CROFTS, Editor-In-Chief, Mlex*

1:00 pm - 1:45 pm **LUNCH**

1:45 pm - 3:00 pm **REGULATION OR COMPETITION IN THE DIGITAL SPACE: WHAT'S BEST FOR CONSUMERS?**

**Rene AUGUSTINE**, Deputy Assistant Attorney General, International and Policy, US DOJ

**Jonathan BAKER**, Research Professor of Law, Washington College of Law, American University

**Georgios MAVROS**, Public Policy & Government Relations EMEA, Google

**Samuel LAURINKARI**, Head of EU Affairs, eBay

**Nicholas BANASEVIC**, Head of Unit, IT, Internet & Consumer Electronics, DG Comp, European Commission

*Moderator: Assimakis KOMNINOS, Partner, White & Case*

3:00 pm - 3:15 pm **COFFEE BREAK**

3:15 pm - 4:30 pm **ONGOING CONSULTATIONS**

**Maria COPPOLA**, Counsel for International Antitrust, US FTC

**Joaquín LÓPEZ VÁLLES**, Director, Department for the Promotion of Competition, CNMC

**Henri PIFFAUT**, Vice President, French Competition Authority

**Will HAYTER**, Senior Director for Policy, Advocacy & International, CMA

*Moderator: Jacques STEENBERGEN, President, Belgian Competition Authority*

4:30 pm - 5:30 pm **COCKTAIL RECEPTION**





# Speakers' Bios



## Rene AUGUSTINE

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Rene Augustine is Acting Deputy Assistant Attorney General for International and Policy for the Antitrust Division at the U.S. Department of Justice. Previously, at the Antitrust Division, she was Senior Associate Counsel to the Assistant Attorney General in the Front Office, where she handled the media and entertainment as well as the policy portfolios.

Augustine has served in all three branches of government and in the private sector. Prior to coming to the Justice Department, she was Special Assistant to the President and Senior Associate Counsel to the President. She also served as Associate Counsel to the President in the George W. Bush Administration. Previously, Augustine was Senior Counsel to the U.S. Senate Committee on the Judiciary, where she was responsible for Antitrust, Business Rights and Competition issues. Augustine clerked for Judge John Hargrove of the U.S. District Court for the District of Maryland. In the private sector, Augustine was an associate with a major law firm and was an adjunct faculty member at George Mason University Law School. Augustine earned her bachelor's degree from Duke University and her J.D. from Vanderbilt University Law School, where she was Articles Editor of the Vanderbilt Law Review, served on the Vanderbilt Moot Court Board and graduated Order of the Coif.



## Jonathan B. Baker

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Jonathan B. Baker is Research Professor of Law at American University Washington College of Law. He specializes in the areas of antitrust and economic regulation and has published widely in the fields of antitrust law, policy, and economics. Among other acknowledgements, he has received the Federal Trade Commission's Award for Distinguished Service and the Jerry S. Cohen Award for Antitrust Scholarship.

Professor Baker served as the Chief Economist of the Federal Communications Commission from 2009 to 2011, and as the Director of the Bureau of Economics at the Federal Trade Commission from 1995 to 1998. Previously, he worked as a Senior Economist at the President's Council of Economic Advisers, Special Assistant to the Deputy Assistant Attorney General for Economics in the Antitrust Division of the Department of Justice, Assistant Professor at Dartmouth's Amos Tuck School of Business Administration, and Attorney Advisor to the Acting Chairman of the Federal Trade Commission, in addition to his private practice in antitrust.

Baker holds a PhD in Economics from Stanford University and a JD from Harvard University. He is the author of *The Antitrust Paradigm*, the co-author of widely-used antitrust casebook, a past Editorial Chair of Antitrust Law Journal, and a former member of the Council of the American Bar Association's Section of Antitrust Law.





### **Nicholas BANASEVIC**

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Nick Banasevic is Head of Unit in the Directorate-General for Competition of the European Commission responsible for antitrust cases in the field of IT, the internet and consumer electronics. He is Case Manager of the European Commission's various Google investigations and was inter alia Case Manager of the Commission's Qualcomm, Motorola, Samsung, Intel and Rambus investigations. He previously worked in the same Unit as a Case Officer where he worked on the European Commission's Microsoft case. He has also been a Case Manager for merger cases in DG Competition, where he was responsible for managing cases in the fields of financial services and pharmaceuticals, and was inter alia the Case Manager for the Deutsche Börse/NYSE Euronext case.



### **Bill BATCHELOR**

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Mr. Batchelor regularly represents clients on EU and global merger control matters and litigation, and provides counsel on distribution and collaboration agreements in complex and highly regulated industries, such as health care, financial services, insurance, media and entertainment, and gambling, among others.

Mr. Batchelor has spent time working in Brussels, London and Washington, D.C., as well as at EU and U.K. competition authorities. He has been recognized as a leader in his field in publications such as Chambers Europe, IFLR1000 and The Legal 500.



## Sir Christopher BELLAMY QC

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Sir Christopher is a Queen's Counsel and Chairman of the Linklaters global competition group. He is considered to be one of the most influential competition lawyers in Europe and specializes in high level strategic advice involving competition, regulatory or EU issues. For many years a practicing barrister, when he regularly acted for the UK Government, he was a judge of what is now the EU General Court from 1992 to 1999 and President of the UK Competition Appeal Tribunal from 2000 to 2007, before joining Linklaters. He brings to the practice a unique strategic perspective and tremendous experience. He holds a GCR Lifetime Achievement Award.



## Aleksandra BOUTIN

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Aleksandra Boutin is a Founding Partner of Positive Competition. She is featured in the Who's Who Legal of Competition Economists, listing the world's leading competition professionals. She has fifteen years of experience in competition policy as an enforcer, consultant and academic. Prior to Positive Competition, Aleksandra was an economist and policy officer at DG Competition, as well as an Expert at Compass Lexecon.



### **Adina CLAICI**

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Dr Adina Claici is an expert in competition economics and joined the competition service of Copenhagen Economics in 2017 as director of the Brussels office. With more than nine years' experience as a senior member of the Chief Economist Team at DG Competition at the European Commission, Adina has a unique insight into the most recent competition policy developments at EU level and in-depth experience in mergers, antitrust and state aid cases, as well as policy projects. As a follow up to several competition cases, including mergers and state aid, she supported the Commission in front of the European General Court. During the past three years at DG Comp, as a coordinator of the European Competition Network of Chief Economists, Adina gathered valuable insight on the work of the National Competition Authorities. She has also significant experience in the interaction between competition policy and regulation across many sectors. Adina is a regular speaker at conferences and seminars and is often published in peer-reviewed academic journals. She is currently also a visiting professor at the College of Europe in Bruges and at Barcelona Graduate School of Economics. Adina has a PhD in economics from Autònoma University of Barcelona.



### **Maria COPPOLA**

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Maria Coppola is counsel for international antitrust at the U.S. Federal Trade Commission. She is responsible for the agency's enforcement and policy work with Europe. She is an adjunct professor at George Mason University Law School, teaching European competition law.



## Lewis CROFTS

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Lewis leads MLex's editorial strategy, content direction, quality and development. He has a reputation for breaking stories and providing analysis on complex legal disputes before regulators and courts around the globe. He has also developed MLex's unrivalled coverage of competition policy, litigation, regulation, Brexit and international investigations.

A graduate of Oxford University, Lewis worked in academia at the Charles University in Prague prior to becoming a journalist.



## Pedro GONZAGA

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Pedro Gonzaga is a Competition Expert at the OECD Competition Division in Paris. In his current position he has been actively collaborating with the OECD Competition Committee in the analysis of competition law enforcement and market regulation, with a particular focus on the digital economy. In addition, Mr. Gonzaga has developed economic modelling, data analysis and literature reviews for several OECD projects that aimed at evaluating the benefits of competition policy, empowering countries with best-practices in competition law enforcement and assessing the competitive impact of market regulations. He has worked on topical antitrust areas, such as merger control in dynamic markets, vertical mergers, vertical restraints in e-commerce, algorithmic collusion and personalised pricing, as well as on traditional areas where competition typically plays a fundamental role, including consumer protection, public procurement and sectoral regulation of ports.

Prior to joining the OECD in 2015, Mr. Gonzaga was a Post-Doctoral researcher with grant at University of Porto, Portugal, where he was involved in the analysis of pro-competitive policies to promote the process of innovation. He also developed theoretical and empirical research on collusion, which has been presented at several international conferences at universities of economics and law, competition research centres and competition authorities. He participated in a few consultancy projects in the financial sector and was a tutoring professor of industrial economics, microeconomics and game theory. Mr. Gonzaga has a PhD in Economics from University of Porto and has been awarded with several prizes and distinctions.



### Justus HAUCAP

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Professor Dr Justus Haucap, born in 1969 in Quakenbrück (Germany), is the director of the Düsseldorf Institute for Competition Economics (DICE) at Heinrich-Heine-University of Düsseldorf. Between 2006 and 2014 he served as a member of the German Monopolies Commission, which he also chaired for four years (2008-2012). Professor Haucap is a member of both the German Academy of Technical Sciences (acatech) and the Northrhine-Westfalian Academy of Sciences and Arts. After studying economics in Saarbrücken and Ann Arbor (Michigan, USA) and pursuing graduate doctoral studies at the University of Saarland Professor Haucap took positions at the University of California (Berkeley, USA), the New Zealand Treasury in Wellington (New Zealand) and the University of the Federal Armed Forces in Hamburg. Before he took his current position at the Heinrich-Heine-University of Düsseldorf (where he is since 08/2009). Haucap held positions at the Ruhr-University of Bochum (2003-2007) and the Friedrich-Alexander-University of Erlangen-Nuremberg (2007-2009). Professor Haucap chairs the working group on competition policy of the German Economic Association, he is a member of the scientific advisory board of the Federal Network Agency and several other boards. His main research areas are competition economics and regulation of infrastructure-based markets such as telecommunications, electricity and transport.



### Will HAYTER

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Will Hayter is Senior Director, Policy, Advocacy and International at the CMA. He is responsible for the CMA's policy across its various enforcement and markets functions, as well as cross-cutting topics such as digital markets, CMA proposals for reforming the competition and consumer framework, Brexit policy, and relations with the CMA's counterparts overseas. He previously led CMA market studies on statutory audit and digital comparison tools. Before that he was the first Director of the UK Regulators Network and a project director at Ofcom, having started his career in strategy consulting.



## Alexander ITALIANER

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Dr. Alexander Italianer, former Secretary-General and Director-General for Competition of the European Commission, provides strategic insight to clients on a range of global and European Union business issues including competition, international trade, foreign investment and regulatory affairs.

Dr. Italianer spent more than 30 years at the European Commission eventually rising to the position of Secretary-General under President Juncker. As Secretary-General, he provided policy advice on a wide range of issues to the President and his Vice-Presidents, organized the coordination of economic policies among EU Member States, promoted improved regulation, devised the structure for Brexit preparedness, and supervised preparations for the multiannual financial framework proposals through 2027. From 2010-2015, Dr. Italianer served as Director-General for Competition, handling key antitrust, merger, and state aid cases across all critical economic sectors.

During his distinguished career at the Commission, Dr. Italianer played a role in some of the most significant Commission initiatives, including negotiation of the Maastricht Treaty, the introduction of the euro, and was involved in relations with the International Monetary Fund and the World Bank.



## Robert KLOTZ

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Robert Klotz is a partner in the Antitrust & Competition Practice Group of Sheppard Mullin Richter & Hampton LLP. He is admitted to the Hamburg Bar as well as to the Brussels (Bar E-List). Based in Brussels for nearly 25 years, Robert advises on EU and German competition and regulatory law and represents numerous clients before the European Commission and national authorities, with a particular focus on regulated network industries. Previously he served for almost a decade as an official of the European Commission in DG Competition where he gained experience in the same field. He teaches EU competition law at the Universities of Berlin, Bonn and Saarbrücken and is a frequent speaker/panel chair at international conferences. He is co-editor and co-author of a standard EU competition law treatise, as well as managing editor of the European Competition and Regulatory Law Review (CoRe).



### **Assimakis KOMNINOS**

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Makis Komninos is a Partner at the Brussels office of White & Case LLP. He has acted or been part of the defence team in a number of landmark cases before the European Courts, such as Microsoft, Google (Shopping), Google (Android), GlaxoSmithKline, Greek lignites and Chalkor and has represented clients before the European Commission, national competition authorities, national courts and arbitration tribunals. He has also been involved in complex Phase II merger clearance cases in the airline, energy and telecoms sectors. Makis was a Commissioner and Member of the Board of the Hellenic Competition Commission (HCC) between 2009 and 2011.

He is currently a visiting fellow of the Centre for Law and Governance in Europe at University College London (UCL) and a member of the Executive Committee of the Global Competition Law Centre (GCLC) at the College of Europe. He holds a summa cum laude law degree from the University of Athens, an LL.M. from the University of Cambridge (Trinity College), an LL.M. from New York University, and a Ph.D. from the European University Institute. He is a member of the Brussels (E-list) and Athens Bars (Supreme Court). Makis is also a non-governmental advisor to the International Competition Network (ICN).



### **William E. KOVACIC**

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William E. Kovacic is Global Competition Professor of Law and Policy at George Washington University Law School, Professor of Law and Director of the Competition Law Center.

Since August 2013, Professor Kovacic has served as a Non-Executive Director with the United Kingdom's Competition and Markets Authority. From January 2009 to September 2011, he was Vice-Chair for Outreach for the International Competition Network.

Bill's papers and articles feature antitrust in the high technology industry, behavioral economics and its applications, competition agency design, integrity in public procurement, and on organizations such as the International Competition Network, World Trade Organization, and FTC. He has advised many countries and international organizations on antitrust, consumer protection, government contracts, and the design of regulatory institutions.

Prior to 1999, Professor Kovacic was the George Mason University Foundation Professor at the George Mason University School of Law (now the Antonin Scalia Law School). He has also served as Commissioner and Chairman of the US FTC, among other appointments, and in 2011 received the FTC's Miles W. Kirkpatrick Award for Lifetime Achievement. He is co-editor of the Journal of Antitrust Enforcement, and has published numerous papers on competition law and economics in leading journals both in the US and Europe.



**Thomas KRAMLER**

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Thomas is head of the unit dealing with e-commerce and the data economy in the European Commission's Directorate General for Competition. Before that, he was Head of the Digital Single Market Task Force responsible for the e-commerce sector inquiry. Mr. Kramler holds a law degree and a PhD from the University of Vienna, Austria. He has graduated with a Master's degree in European Community Law from the College of Europe (Bruges).

Previously Mr. Kramler was deputy head of the unit responsible for antitrust cases in the information industries, internet and consumer electronics sectors. Before joining the European Commission Mr. Kramler worked as agent representing the Austrian government before the European Courts in Luxembourg.



**Samuel LAURINKARI**

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Samuel Laurinkari heads up eBay's work on EU policies impacting eBay and its users, such as e-Commerce legislation, online platform policy, consumer policy, competition policy, and cross-border trade policy.

Prior to joining eBay, Samuel worked in government relations for LVMH Moët Hennessy Louis Vuitton and as a consultant for FTI Consulting.

Samuel grew up in Finland and Germany and studied European law at Maastricht University in the Netherlands.





### **Marianela LÓPEZ-GALDOS**

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Marianela López-Galdos is the Global Competition Counsel at the Computer & Communications Industry Association (CCIA), where she represents and advises the association and its members on competition issues as well as domestic and international regulatory policy matters. Previously, she served as Director of Competition & Regulatory Policy. She also teaches competition law, policy and economics at the George Washington University Competition Law Center and at the University of Melbourne Law School. She is a Non-Governmental Advisor to the International Competition Network.

Marianela joined CCIA in 2017 from the George Washington University Competition Law Center. Before that she worked at the Inter-American Development Bank, and at the Federal Trade Commission. She also practiced antitrust law at Hogan Lovells LLP. Ms. López-Galdos received her doctorate in law at George Washington University under Professor William Kovacic, Masters in Laws (LL.M.) from Georgetown Law School and the College of Europe in Bruges, and her law degree from the Universidad Pontificia DeComillas in Madrid.



### **Joaquín LÓPEZ VÁLLES**

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He is Director of the CNMC's Competition Advocacy Department since 2017. He has been Head of Sectoral Policies at the Economic Bureau of the Prime Minister of Spain (2016-17), National Expert at DG Competition of the European Commission (2013-16), and Head of Market Studies at the Spanish competition agency (2011-13). Prior to that, he has worked for the Spanish competition agency and for the Spanish Ministry of Economy and Finance. Economist by training (University of Zaragoza, 2002), he has the qualification of 'State Economist' in Spain (2005).



## Georgios MAVROS

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Georgios is a Public Policy Senior Manager at Google. He is working in a wide range of global economic issues with a particular focus on competition in the digital markets and the economic impact of technology. He joined Google from the European Parliament where he spent five years dealing with intellectual property files. Georgios holds a law degree from UCLouvain and an LLM from the University College London.



## Henri Piffaut

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Henri Piffaut is a Vice President of French Competition Authority. He is a former Adviser to the Deputy Director General for mergers at DG Competition of the European Commission. He has spent most of his career in the competition policy field. During the academic year 2016/17 he served as a fellow at Harvard University where he pursued research on the interaction of competition policy and platform industries. He has been a head of unit for merger control and for conduct cases. Both at DG Competition and in the private sector he dealt with pay-for-delay cases in the pharmaceutical industry, conduct and merger cases in the energy, payment systems, IT and telecom industries, State intervention in the transport industry and merger cases in a variety of industries. He holds degrees in science and engineering, political science and economics.



## Jacques STEENBERGEN

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Prof. Dr. Jacques Steenbergen (born in Antwerp (Belgium) in 1949) is since its establishment as an independent authority in 2013 president of the Belgian Competition Authority. He was from 2007 to 2008 director general of the directorate general for competition in the Belgian ministry of economic affairs. He teaches competition law at the University of Leuven since 1979. Before joining the competition authority, he was partner in the Brussels office of Allen & Overy, and he has been legal secretary to the President of the Court of Justice under the presidency of Prof. J. Mertens de Wilmars.

He is also member of the Bureau of the OECD Competition Committee, member of the board of editors of the Dutch-Belgian European law review SEW, member of the scientific committee of the law review Concurrences, member of the Board of the Stichting van het Koninklijk Conservatorium of Brussels (the foundation of the royal academy for music of Brussels), and honorary member of the Bar of Brussels (Nederlandse Orde van Advocaten bij de Balie te Brussel). He is a former member of the Brussels and Flemish Bar Councils.

He obtained a PhD at the KU Leuven with prof. dr. W. van Gerven on legal remedies and ailing industries (1978). He holds a masters degree in law from the KU Leuven (1972), and bachelor degrees or equivalent certificates in law, philosophy and economics from the University of Antwerp (UFSIA)(1969).



## Ben VAN ROMPUY

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Ben Van Rompuy is Assistant Professor of Competition Law at the Europa Institute of Leiden Law School. He is also an associate senior researcher at imec-SMIT (Studies on Media, Information and Telecommunication) and the Institute for European Studies of the Vrije Universiteit Brussel (VUB).

His main research interests lie in the fields of European and comparative competition law and EU internal market law. Ben has particular expertise in the application of European law and competition law in the media and sports sectors. He has published widely in these areas and regularly acts as an advisor and expert witness for media companies, sports associations, athletes, and public authorities.

Before joining the Europa Institute in August 2016, Ben was a senior researcher at the T.M.C. Asser Instituut in The Hague (2012-2016), where he headed the ASSER International Sports Law Centre. As a recipient of a Francqui Foundation Fellowship of the B.A.E.F., he started his postdoctoral career at the Georgetown University Law Center's Institute for International Economic Law (2011). During this time, he also served as a consultant in international antitrust for the US Federal Trade Commission. He previously was a visiting scholar at New York University (2009).

Ben holds a doctoral degree in law (2011) and masters' degrees in international and European Law (magna cum laude) and in communication sciences (summa cum laude) from the VUB. He is a member of the Advisory Board of the American Antitrust Institute, editor-in-chief of the Asser International Sports Law book series (Springer), and managing editor of the European Competition and Regulatory Law Review (CoRe).





# About

## About the Organizers

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CPI is a leading platform that promotes anti-trust debates via publications and live events worldwide. Every day CPI reaches out more than 30,000 readers in over 150 countries. Its readership encompasses enforcers, judges, lawyers, economists, in-house counsels, academics, and students in the US and around the world.

CPI releases daily newsletters, bi-monthly Anti-trust Chronicles, annual special edition Chronicles, and publishes antitrust books. CPI also organizes roundtables and conferences globally.



The European Competition and Regulatory Law Review (CoRe) reports on key legislative developments in the EU and its Member States, and analyses important judgments that shape the field of EU competition and regulatory law. CoRe is published by Lexxion – a leading European knowledge partner and provider of journals and events in specialised legal fields like European State aid, public procurement and data protection.

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