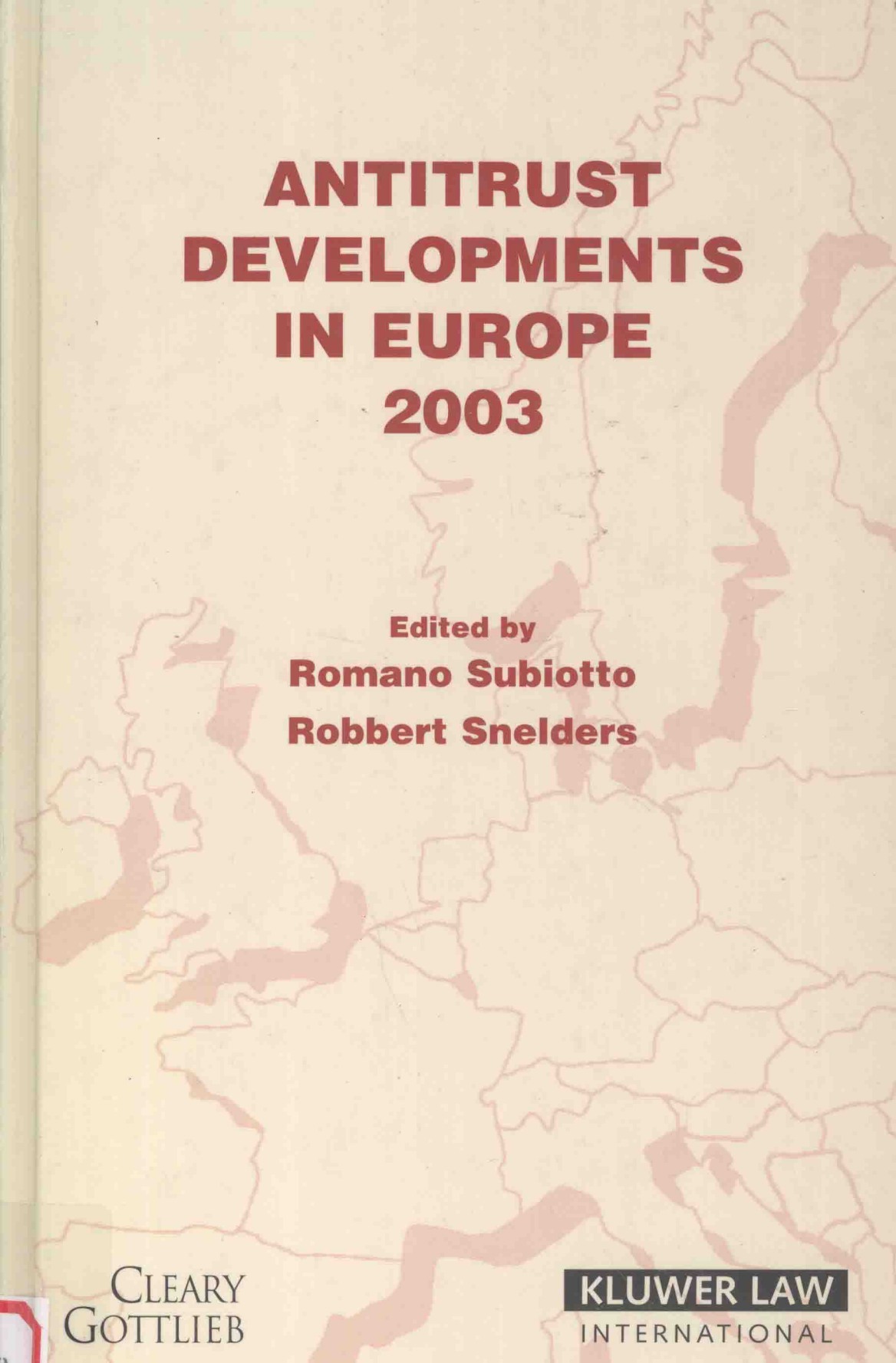




ANTITRUST DEVELOPMENTS IN EUROPE 2003

**Edited by
Romano Subiotto
Robbert Snelders**

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Robbert Snelders

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Antitrust Developments in Europe 2003

FOREWORD

As with prior editions, this book is divided into two main parts, Part I – EC Competition Law Developments and Part II – National Competition Law Developments. Part I is further broken down into topical sections related to Vertical Restraints, Intellectual Property and Licensing, Horizontal Agreements, Abuse of Market Power, Mergers and Acquisitions, Joint Ventures, State Aid, and Policy and Procedure. Within these sections, we have added sub-headings to distinguish among the various types of proceedings relevant to that section (*e.g.*, State Aid – CFI Judgments, or Mergers and Acquisitions – Second Phase Decisions with Undertakings). Part II is first broken down by jurisdiction, and then by topical headings similar to those used in Part I (*e.g.*, France – Abuse of Market Power).

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Romano Subiotto and Robbert Snelders
Brussels, June 2004

Editor's Note: Cleary, Gottlieb, Steen & Hamilton has a long-standing commitment to the practice of law in Europe. The firm's advisory work for the French Government, and in particular Jean Monnet, on the implementation of the Marshall Plan led to the opening of the firm's first European office in Paris in 1949. In the following years, the firm was invited to assist in the drafting of certain provisions of the Treaties of the European Communities, including its antitrust rules, and to advise and represent the European Commission and the European Atomic Energy Agency. The opening of the Brussels office in 1960 was followed by the opening of offices in London in 1971, Frankfurt in 1991, Moscow in 1992, Rome and Milan in 1998, and Cologne in 2004.

Cleary Gottlieb's antitrust practice is among the largest and longest-established in the world, comprising 25 partners and around 90 associates based in Washington DC, Brussels, Paris, Rome, Frankfurt, Cologne and London. The firm's European offices have developed a fully-integrated European antitrust law practice with extensive and varied expertise in advising plaintiffs, complainants, and defendants on the application of EC and national antitrust laws to domestic and cross-border mergers, acquisitions, joint ventures, and minority holdings; relations among competitors and among companies operating at different levels of trade; the behavior of dominant companies; the application of state aid rules; proceedings before the European Commission and national antitrust authorities; arbitration; and litigation before the European Courts and national courts.

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