

## ANTITRUST & COMPETITION

### AT A GLANCE

McDermott Will & Emery is recognized as a world leader in the field of antitrust and competition law. Our antitrust and competition team includes lawyers with enforcement agency experience and provides comprehensive legal services to our clients across the full range of U.S., EU and international antitrust and competition law matters. Our first-hand knowledge of enforcement agency practice, together with our in-depth experience across a wide range of industries and expansive network of offices in the United States and Europe, as well as a strategic alliance with MWE China Law Offices in Shanghai, permits our team to offer creative, result-oriented legal advice to clients pursuing their strategic objectives on a local, regional, national and global basis.

### Experience

The success of our antitrust and competition practice can be measured both by the significant number of major corporations that we represent and by the exceptional results we have achieved for those clients across the full spectrum of antitrust and competition law matters, including the following:

- Antitrust/intellectual property issues arising in the context of licensing, joint development, pooling arrangements and intellectual property disputes
- Antitrust litigation and trial matters
- Compliance with U.S., EU and other international pre-merger notification requirements
- Consumer protection/advertising matters
- Criminal and civil investigations by government enforcement agencies
- Distribution practices, including distribution agreements, pricing and price discrimination, promotional allowances and services, and individual or system-wide dealer termination matters
- Mergers, acquisitions and joint ventures, both in representing parties to proposed transactions and third parties opposed to them
- Strategic supply arrangements
- Trade association matters, including governance, compliance and standard-setting activities

McDermott's Antitrust and Competition Practice Group works seamlessly across offices and is fully integrated with the Firm's other practice areas. This allows our lawyers to achieve well-informed and comprehensive global solutions to the most challenging legal problems, including the following:

- Complex cross-border mergers, acquisitions, joint ventures and strategic alliances
- Complex intellectual property licensing arrangements
- Complex multijurisdictional antitrust litigation
- Effective, legally compliant distribution strategies
- Energy industry/trading transactions
- Health care industry joint ventures involving physicians, hospitals, health insurers and other industry participants
- International cartel investigations
- Internet/e-commerce initiatives

### Scope of Services

- Cartel investigations
- Distribution practices & strategies
- E-business antitrust
- EU competition
- Health antitrust
- International antitrust & competition
- Intellectual property antitrust
- Mergers & acquisitions/joint ventures
- Trade associations

### Our Team

80+ lawyers

### Contacts

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## International Reach

Combining substantive experience with result-oriented creativity, our antitrust and competition team serves as lead counsel to an extensive list of international companies in a variety of industries. With experienced antitrust and competition lawyers in the United States and throughout Europe, our antitrust and competition group is capable of providing comprehensive, integrated representation to our clients in an increasingly global environment. This representation includes international cartel investigations, multinational mergers and acquisitions, international distribution matters and cross-border licensing arrangements. In addition, we have extensive antitrust and competition law capability in each of our European offices and close working relationships with an extensive network of competition lawyers in other jurisdictions.

## Recent Engagements

At McDermott, we seek to achieve only the finest results for our clients.

- Won major “Patent Misuse” case for manufacturer of visual factory products
- Represented one the world’s leading aerospace companies in a joint venture
- Obtained dismissal of antitrust case against a major defense contractor
- Won major price-fixing case for paper and packaging company
- Handling major price-fixing cases for a global electronics manufacturer, various hospitals and a producer of artificial sweeteners
- Obtained antitrust clearance for confectionary manufacturer in a \$23 billion acquisition
- Handled an acquisition that created the largest college software company in the industry
- Handled an acquisition that created the largest dialysis company in the world
- Represented a major biotechnology company in major antitrust cases against several competitors
- Handled an acquisition that created the largest explosives company in the world
- Handled an acquisition that created the largest provider of drivers’ licenses
- Representing a food equipment manufacturer in major international transaction

Our antitrust and competition practice is globally recognized.

- *Chambers Global 2008* describes the practice’s strength in “highly contentious cases that require an aggressive US antitrust approach.”
- *Chambers Global 2007* described our Brussels competition team as “intellectually strong and responsive.”
- *Chambers 2006* acknowledged our London office as a “first-class” performer.
- *Legal 500* ranked our London practice as one the leading UK practices.
- *The International Who’s Who of Competition Lawyers* consistently recognizes our lawyers.

## Our Firm

McDermott Will & Emery is a leading international law firm with a diversified business practice. We represent a wide range of commercial, industrial and financial enterprises, both publicly and privately held. Our clientele include some of the world’s largest corporations, small and medium-sized businesses, and individuals.

Currently numbering 1,100 lawyers, we have offices in Boston, Brussels, Chicago, Düsseldorf, Houston, London, Los Angeles, Miami, Munich, New York, Orange County, Rome, San Diego, Silicon Valley and Washington, D.C.