

OECD-Korea Policy Centre, Competition Programme

Antitrust Workshop for the State Administration for Industry and Commerce, People's Republic of China

On

Abuse of Dominance

Shanghai, China, 20-22 October 2008

Seminar Overview

This seminar will explore the assessment of monopoly power and abuse of a dominant position in competition law enforcement. It includes discussions of the economic theory underlying abuse of dominance cases, and also presents case studies that raise practical considerations for competition enforcers. Participants will also evaluate and debate hypothetical cases that present some of the complexities that may arise in abuse of dominance cases.

Seminar Agenda

Monday, October 20 – Overview of Dominance, Market Definition and Market Power

9:00-9:10	Welcome and Opening Remarks from SAIC
9:10-9:20	Opening Remarks from OECD-Korea Policy Centre: <i>Mr. Jeong Kil JEONG, Deputy Director, Competition Programme</i>
9:20-10:30	Abuse of Dominance Cases, Overview: <i>Mr. Eric EMCH, OECD</i>
10:30-10:45	<i>Break</i>
10:45-12:00	Market Definition, Overview: <i>Mr. Joshua SOVEN, USDOJ</i>
12:00-1:30	<i>Lunch</i>
1:30-2:30	Identifying and Measuring Monopoly Power in Abuse of Dominance Cases: <i>Mr. Eric EMCH, OECD</i>
2:30-3:30	Collective Dominance: <i>Ms. Karin LUNNING, KKV/Sweden</i>
3:30-3:45	<i>Break</i>
3:45-4:45	Abuse of Dominance Case Study: <i>Mr. Deuk-Soo CHANG, KFTC</i>

Tuesday, October 21– Examination of Specific Practices

- 9:00-10:00 **Exclusive Dealing:** *Mr. Hiroo IWANARI, JFTC*
- 10:00-11:00 **Predatory Pricing:** *Mr. Eric EMCH, OECD*
- 11:00-11:15 *Break*
- 11:15-12:00 **Case Study on Exclusive Dealing:** *Mr. Hiroo IWANARI, JFTC*
- 12:00-1:30 *Lunch*
- 1:30-2:30 **Bundling and Tying:** *Mr. Eric EMCH, OECD*
- 2:30-2:45 *Break*
- 2:45-3:45 **Case Study on Bundling and Tying:** *Mr. Joshua SOVEN, USDOJ*

Wednesday, October 22 – Hypothetical Case Exercises and Intellectual Property Issues

- 9:00-10:30 **Hypothetical Case on Abuse of Dominance #1:** *Mr. Eric EMCH, OECD*
Overview (15 minutes)
Breakout Sessions (45 minutes)
Case Reports and Wrap-up (30 minutes)
- 10:30-10:45 *Break*
- 10:45-12:15 **Hypothetical Case on Abuse of Dominance #2:** *Mr. Eric EMCH, OECD*
Overview (15 minutes)
Breakout Sessions (45 minutes)
Case Reports and Wrap-up (30 minutes)
- 12:15-1:45 *Lunch*
- 1:45-3:15 **Intellectual Property Rights and Abuse of Dominance:** *Mr. William BLUMENTHAL, USFTC*
- 3:15-3:30 *Break*
- 3:30-5:00 **Hypothetical Case on Intellectual Property Rights:** *Mr. William BLUMENTHAL, USFTC*
- 5:00-5:15 **Closing Remarks**