

## **ANTITRUST AND COMPETITION PRACTICE**

### REPRESENTATIVE CLIENTS

3M, Allergan, American Airlines, América Movil, Amports, CANIPEC, Cementos Chihuahua, DirecTV, DuPont, GICSA, Global Via, Google, HBO LAG Hidrosina, Kepco, Kio Networks, LaSalle Investment Management, Lodemo, Lukoil, Nissan, Red Bull, Rotoplas, Telefónica Móvil.

### REPRESENTATIVE MATTERS

#### **I. PRE-MERGER APPROVALS**

Obtained or participated in obtaining antitrust clearance, in the following:

- DuPont, in its US\$132 billion merger of equals with the Dow Chemical Company. This multi-jurisdictional transaction was conditionally approved, subject to global and domestic remedies.
- DIRECTV in its US\$67 billion merger with AT&T, and the implications arising from its 41% ownership of SKY Mexico, the largest DTH satellite Pay-TV provider in Mexico.
- Syngenta, in its US\$44 billion sale of assets to ChemChina. This multi-jurisdictional transaction required significant global and domestic remedies to obtain clearance.
- Allergan plc, in the US\$40.5 billion sale of its generics business, to Teva Pharmaceutical Industries, Ltd.
- IFM, in its bid to acquire up to 100% of OHL Concesiones' public shares, for approximately US \$1 billion.
- P.M.I. Holdings B.V., a wholly-owned subsidiary of PEMEX, in the US\$900 million transaction for the sale to BlackRock and First Reserve of its 45% equity participation in TAG Pipelines Sur and TAG Pipelines Norte, developers of the Los Ramones II Sur and Los Ramones II Norte pipeline projects.
- Grupo Fertinal, S.A. de C.V. and its subsidiaries in Mexico, in its US\$680 million sale of its equity to the newly-created Pemex Fertilizantes, a Pemex subsidiary.
- IFM Investors in the acquisition of a 24.99% stake in Organización de Proyectos de Infraestructura, a wholly-owned subsidiary of OHL México, for an amount of Pesos \$8,777 million (approximately US\$600 million). OPI owns Concesionaria Mexiquense, the holder of the Circuito Exterior Mexiquense 110 km toll-road in the State of Mexico.
- IFM in its US\$400 million acquisition of an additional 24.01% of the equity of OPI, the indirect holder of the Circuito Exterior Mexiquense.
- SixSigma Networks México (KIO Networks) in the US\$450 million acquisition of 100% of the capital stock of MetroNet, positioning KIO Networks as the preeminent infrastructure IT

service provider in Mexico. First transaction requiring antitrust regulatory approval both from COFECE and IFETEL.

- USS Nero Limited, OPT Trust Infrastructure Europe I, S.à.r.l. and Stitching Depositary PGGM Infrastructure Funds in the Euro €170 million acquisition of 100% of Globalvía Infraestructuras, S.A. and its Mexican subsidiaries that manage and exploit highway concessions in Mexico.
- Rotoplas, a major water solution publicly traded Mexican company, in its US\$100 million acquisition of Soluciones y Tratamiento Ecológico, S.A. de C.V., (SYTESA), a water treatment plants business.
- Minera México, in its US\$100 million acquisition of El Pilar, a copper mine in Sonora, held by Stingray, a Canadian Mining Company.
- Cinco M Dos, in its US\$20 million acquisition of Grupo Expansion, until then owned by Southern Cross.

## **II. PRE-MERGER APPROVALS (IN PROCESS)**

We are currently assisting our clients in obtaining clearance from the Mexican antitrust regulator in global transactions worth over US\$2 billion, including our representation of DuPont in its US\$1.3 billion sale of crop protection assets.

## **III. CARTEL BEHAVIOR, ABUSE OF DOMINANCE, ILLICIT CONCENTRATIONS AND BARRIERS-TO-ENTRY PROCEDURES**

Our team advises and represents economic agents (either as claimants, investigated or collaborating parties) in some of the most relevant investigations initiated by the Mexican Antitrust Commission, including:

- The investigation for alleged cartel behavior in the public procurement of health-related services.
- Maritime transport services of motor vehicles and rolling machinery.
- The investigation for alleged cartel behavior in the provision of air transport services.
- Air transport services using Mexico City's Airport (AICM) slots for landing and takeoff procedure (first process led by the Mexican Antitrust Commission to determine the existence of barriers to entry).
- The investigation of alleged abuse of dominance in a Mexican maritime port.