

## ANTITRUST AND COMPETITION PRACTICE

### REPRESENTATIVE CLIENTS

3M, Allergan, American Airlines, América Movil, Amports, Andeavor, DirecTV, DuPont, Google, HBO LAG, IFM Investors, Kio Networks, LaSalle Investment Management, Macquarie, Red Bull, Rotoplas.

### REPRESENTATIVE MATTERS

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

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

- DuPont in its US\$1.3 billion sale of crop protection assets to FMC in exchange of the transfer of FMC's health nutrition business in addition to a cash payment of US\$1.2 billion. For this transaction we jointly represented both DuPont and FMC before the Mexican Antitrust Commission.
- 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.
- Prysmian in its US\$1.3 billion acquisition of General Cable Corporation.
- 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.
- 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.
- 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.

## **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.
- The investigation for alleged cartel behavior in the market of hygiene products derived from cellulose
- 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.