

Private Enforcement of Competition Law 2021

Take advantage of the opportunities available to you by reviewing national developments in private enforcement across Europe. Compare winning strategies, whether you are a claimant or a defendant.

Tuesday 9th March 2021
Virtual Conference
All Timings in CET

08.30 Introduction to the Platform & Virtual Networking

09.00 Chair's Welcome and Introduction

09.10 Morning Keynote Address: Damages Directive: Assessments of its Impact on Litigation Across Europe

- Review of the impact of implementation of the Damages Directive across Europe
- How is it being used in Courts by plaintiffs and defendants?
- Time applicability of the Directive

09.40 Panel Discussion: Review of National Developments Across 6 Key Jurisdictions

- Review of key cases across 6 key jurisdictions:
 - Netherlands
 - Germany
 - UK
 - Belgium
 - France
 - Spain
- Forum shopping: practical differences in litigating in different jurisdictions

11.20 Virtual Networking Break & Informal Roundtable Discussion in the Networking Lounge

Join the Roundtables in the Networking Area to discuss practical issues in key jurisdictions with the speakers from the morning sessions.

Check out the list of attendees and schedule 1:1 meetings or take advantage of our interest-led networking app suggesting attendees for you to connect with based on your shared interests and background.

11.50 Panel Discussion: Trucks Litigation: Where are we Now?

- Review of Trucks litigation cases across Europe
- How to litigate across Europe
- How are the Courts approaching it?
- How do defendants think about strategies following Trucks?
- Applicability of law in light of Trucks

12.30 Panel Discussion: Approaches to Disclosure and Calculation of Damages

- New forms of disclosure introduced under The Damages Directive
- How the Courts are handling disclosure and expert evidence
- Access to evidence

- Different approaches to calculation of damages by the Courts across Europe
- Lessons learnt from *BritNed v Abb*

13.10 **Virtual Networking Break & Informal Q & A Speakers in the Networking Lounge**

Join the Roundtables in the Networking Area to pose your questions to our speakers in an informal setting, either by Video or through a Chat Function. Check out the list of attendees and schedule 1:1 meetings or take advantage of our interest-led networking app suggesting attendees for you to connect with based on your shared interests and background. Take time to visit our sponsors' booths to read their insightful White Papers and to learn more about their thought leadership. Click on a sponsor logo to access content and video chat with a representative.

14.10 **Afternoon Keynote Address: A View from the Court**

14.40 **Panel Discussion: Collective Action after Merrick and Other Developments**

- What lessons can be learnt from *Merrick*? What issues still remain?
- What is the future of mass certification?
- The new Dutch collective actions regime
- Pass-on defence including Commission's guidelines and practicalities of proving it
- Assignments and bundling
- Case management
- Carriage disputes after FX litigation
- The future of Class Action Directive: What are the proposals? Why is competition law not included?

15.30 **Virtual Networking Break & Informal Q & A Speakers in the Networking Lounge**

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15.50 **Panel Discussion: Big Tech & Opportunities for Other Damages Actions Beyond Cartels**

- European Commission's new approaches to investigating technology companies
- Claims against technology companies: what are the challenges?
- Opportunities in vertical restraints and RPM cases
- How to evaluate damages

16.30 **Panel Discussion: Winning Strategies for Claimants and Defendants**

- The business of running a claim: grouping of claims/book building
- Pros & cons of claims enforcement options: commercial deals & settlements, individual/collective action, claims assignment
- Deciding where to bring a claim
- Case management
- Managing multi-party actions/claims
- Review of different funding models
- Practical strategies and choices for defendants

17.15 **Chair's Closing Remarks & Close of Conference**