

5 Aldermanbury Square  
London  
EC2V 7HR  
United Kingdom

Kö-Bogen  
Königsallee 2b, 5<sup>th</sup> floor  
40212 Düsseldorf  
Germany

Kurfürstendamm 21  
Berlin 10719  
Germany

T: +44 20 3725 9011  
M: +44 7910 172203  
[tklein@compasslexecon.com](mailto:tklein@compasslexecon.com)

T: +49 211 88 242 236  
F: +49 211 88 242 200

T: +49 30 166 392 05  
F: +49 30 408 173 450

## EDUCATION

*Post Graduate Diploma in EC Competition Law*, Kings College, United Kingdom

*MSc in Economics*, University of York, United Kingdom

*Diploma in Latin American Studies*, Cologne Universities, Germany

## PROFESSIONAL EXPERIENCE

2016 - Present, *Executive Vice President*, Compass Lexecon, London and Düsseldorf

2012–2015, *Senior Vice President*, Compass Lexecon, London and Düsseldorf

2002–2012, *Senior Consultant*, NERA Economic Consulting, London

2000–2001, *Competition Commissioner*, National Institute for The Defence of Competition and the Protection of Intellectual Property (INDECOPI), Peru

2001, *Economic Advisor*, Ministry of Economy and Finance, Peru

1997-2000, *Head of Investment Promotion*, Commission for the Promotion of Peru (PromPerú), Peru

## SELECTION OF RELEVANT WORK ENGAGEMENTS

### Mergers and Acquisitions

- II-VI/Coherent; merger between two firms in the laser supply chain (Bundeskartellamt and other authorities, phase I, for II-VI)
- Liberty Global/ Telefónica; merger between UK telecommunications operators (European Commission phase I, Competition and Markets Authority phase II, for Telefónica)
- Google/Fitbit; merger between a digital platform operator and a wearable devices manufacturer (European Commission phase II, for Google)
- Telia/Bonnier Broadcasting; merger in the telecommunications sector (European Commission phase II, for a third party)
- E.ON/Innogy; merger case involving two energy firms (European Commission phase II, for E.ON)
- REWE/Lekkerland; acquisition of a wholesaler of grocery products by a supermarket chain (European Commission phase I, Bundeskartellamt and Austrian competition authorities, for REWE)
- T-Mobile NL/Tele2 NL; merger between two mobile network operators in the Netherlands (European Commission phase II, for Deutsche Telekom and T-Mobile NL)
- T-Mobile Austria / UPC Austria; merger between a mobile network operator and a fixed network operator (European Commission phase 1, for T-Mobile Austria)
- Liberty Global / Ziggo; merger between fixed network operators (European Commission phase 1 of re-edition, for a third party)

- Bene-Neudörfler/Hali-Svoboda; merger between office furniture manufacturers (Austrian competition authority, for Hali-Svoboda)
- Knorr Bremse/Haldex AB; merger of two manufacturers of brake systems (European Commission phase 2, abandoned, for Knorr Bremse).
- Siemens/Gamesa; merger of wind turbine manufacturers (European Commission phase 1, for Siemens).
- Dentsu Aegis/Media AT; merger of media agencies (Austrian competition authority, for Dentsu Aegis).
- Hutchison 3G Italy/WIND/JV; joint venture of two Italian mobile network operators (European Commission phase 2, for the merging parties).
- Siemens/Dresser-Rand; merger of two suppliers of industrial goods (European Commission phase 2, for Siemens).
- TeliaSonera/Telenor/JV; joint venture of two Danish mobile network operators (European Commission phase 2, for a third party).
- GE/Alstom; merger of two suppliers of industrial goods (European Commission phase 2, for a third party).
- Hutchison 3G / O2 Ireland; merger of two Irish mobile network operators (European Commission phase 2, for Hutchison 3G).
- Hutchison 3G Austria / Orange Austria; merger of two Austrian mobile network operators (European Commission phase 2 and proceedings in related case Telekom Austria / Yesss! before the Austrian Cartel Court, for Hutchison 3G).
- Vivatis / AVE; merger of two Austrian operators of animal rendering plants (proceedings before the Austrian Cartel Court, economic expert appointed by the Court).
- Sports Direct / JJB; store acquisition in the sports retail business (UK Competition Commission, for Sports Direct).
- Associated British Foods/GBI; merger between two suppliers of baker's yeast (European Commission phase 2, for Associated British Foods).
- Kronospan/Constantia; merger between two particleboard manufacturers (European Commission phase 2, for Kronospan).
- RWA / OMV Wärme; acquisition of OMV's heating oil business (European Commission phase 1, for RWA).
- EDF/British Energy; merger between two energy firms (European Commission phase 1, for British Energy).
- Dow Chemical/Rohm & Haas; merger between two chemicals manufacturers (European Commission phase 1, for Dow Chemical).
- Park Group / Home Farm; merger between two operators of Christmas saving schemes (UK Office of Fair Trading, for Park Group).
- Thermo Electron / GV Instruments; merger between two manufacturers of scientific instruments (UK Competition Commission, for Thermo Electron).
- Panavision / AFM; merger between two providers of rental equipment for film and TV productions (UK Office of Fair Trading, for main parties).
- Stagecoach/Scottish Citylink; joint venture between two providers of inter-city coach services (UK Competition Commission, for main parties).
- Dong/Elsam/E2; merger between Danish energy firms (European Commission phase 2, for main parties).

- “Staubsaugerbeutelmarkt II”; merger between two vacuum cleaner bag manufacturers (appeal of Bundeskartellamt decision before German Appeals Court, for main parties).
- Somerfield/Morrisons; store acquisition by a supermarket chain (UK Competition Commission, for ASDA Walmart).
- Kemira/Verdugt; merger in the chemical industry (multi-jurisdictional merger investigation by German, Austrian and other competition authorities, for main parties).
- AMI/RWA/Interfert; joint venture in the Austrian fertilizer wholesaling sector (European Commission, phase 2, for main parties).
- Group 4 Falck/Securicor; merger between two security services firms (European Commission phase 1, for a complainant).
- Arla/Express; merger between two dairy firms (European Commission, UK Competition Commission, for main parties).

### **Agreements and Abuse of Dominant Position**

- Ethylene; European Commission investigation of an alleged purchasing cartel (for one of the defendants).
- Gazprom; European Commission investigation into alleged abuse of dominance by Gazprom in relation to long-term gas supply agreements (for Gazprom).
- Finnlines vs OMB; dispute about excessive pricing for the provision of bunker at two ports in Germany in the Baltic Sea (for the claimant).
- EconGas; antitrust complaint from electricity provider Verbund AG against gas wholesaler EconGas (claims on foreclosure, excessive pricing).
- Bathroom fittings; investigation by the Swiss Competition Commission into alleged cartel behaviour of wholesalers of bathroom fittings (for one of the defendants).
- JOHA/UNO v. PlusCity; dispute before the Austrian Cartel Court about exclusivity clauses in contracts between a major shopping centre and its retailer customers (economic expert appointed by the court).
- PFG vs EUROPARK; dispute before the Austrian Cartel Court about exclusivity clauses in contracts between a major shopping centre and its retailer customers (economic expert appointed by the court).
- Dairy Retail Price Initiatives Investigation; Office of Fair Trading investigation into alleged concerted practices between dairies and retailers in the UK (for ASDA WalMart).
- Cathode Ray Tubes; European Commission investigation into alleged cartel behavior (for one of the defendants).
- Marine Hoses; European Commission investigation into alleged price fixing and market sharing (for one of the defendants).
- National Grid Meters; investigation of alleged abuse of dominance (market foreclosure) against a major UK utilities firm (OFGEM, Competition Appeal Tribunal, for National Grid).
- Newspaper and Magazine Distribution; Office of Fair Trading Review of the conformity of exclusive agreements between newspaper and magazine publishers and distributors with UK and European competition law (for the Association of News Retailing).
- Loyalty rebates; investigation of alleged abuse of dominance against a postal incumbent (for party under investigation).
- Margin squeeze; investigation of alleged abuse of dominance against a leading telecoms company (for main party).



- Antitrust risk assessment of public procurement contract; economic analysis concerning the compatibility of a long-term exclusive public procurement contract with Art. 101 and Art. 102 (for a government institution).
- Antitrust risk assessment of distribution agreements; economic analysis of supply chain and vertical issues as part of a review for a global communications company of the potential antitrust risks under Article 101 and Article 102 of various distribution agreements (for Inmarsat).

### Market Investigations

- BAA; economic advice to BAA in the market investigation by the UK Competition Commission into the London and Scotland airports operated by BAA.
- Payment Protection Insurance; economic advice to AXA in the market investigation by the UK Competition Commission into the supply of payment protection insurance.
- Supermarkets; economic advice to ASDA WalMart in the market investigation by the UK Competition Commission into the UK grocery retailing sector.
- Yellow Pages; economic advice in the market investigation by the Competition Commission into the UK Yellow Pages industry.

### Damages

- Heavy truck manufacturers: damages estimation following infringement of Article 101 TFEU, fined by European Commission in July 2016.
- Sugar producers: damages estimation following infringement of Article 101 TFEU, fined by the Bundeskartellamt in February 2014.
- Producers of thermal systems for cars: damages estimation following infringement of Article 101 TFEU, fined by the European Commission in March 2017.
- Hotel booking websites: damages estimation following infringement decisions by the Bundeskartellamt.
- Flour mill producers: damages estimation following infringement of Article 101 TFEU, fined by the Bundeskartellamt in February 2013.
- Manufacturers of acoustic components for automobile interiors and engine compartments: damages estimation following infringement of Article 101 TFEU, fined by the Bundeskartellamt in December 2015.
- Producers of automotive bearings: damages estimation following infringement of Article 101 TFEU, fined by the European Commission in March 2014.
- Car glass manufacturers: damages estimation following infringement of Article 101 TFEU, fined by the European Commission in November 2008.

### Other

- Office of Fair Trading State Aid Review; report for the UK Office of Fair Trading on the impact of state subsidies in distorting competition in markets and guidance on reform of the EU and UK state aids rules.
- International trade; economic advice to the UK Department for International Development (DFID) and other clients on the economics of the ongoing dispute about the European banana trade regime.
- Rail regulation; advice to a European rail infrastructure operator concerning the conformity of a new access tariff strategy with actual and planned European and national regulation.

### PUBLICATIONS

“A tale of two standards: empirical analysis in EUMR investigations of mergers between mobile network operators”, Competition Law & Policy Debate, Volume 3, Issue 4, November 2017.



“SSNIP-Test oder Bedarfsmarktkonzept? Marktabgrenzung in der deutschen Kartellrechtspraxis”, *Wirtschaft und Wettbewerb*, February 2010.

“Case Studies of Public Subsidies in the UK: A report prepared for the Office of Fair Trading by NERA Economic Consulting”, with David Matthew, January 2006, [www.offt.gov.uk/shared\\_offt/reports/comp\\_policy/oft828.pdf](http://www.offt.gov.uk/shared_offt/reports/comp_policy/oft828.pdf).

“Addressing the Impact of Preference Erosion in Bananas on Caribbean Countries: A Report for DfID”, by NERA Economic Consulting (David Matthew and Thilo Klein) and Oxford Policy Management, August 2004.

“Military expenditure and economic growth: Peru 1970-1996”, *Defence and Peace Economics* 15/3, June 2004.

“PromPeru’s Country Promotion Strategies: Efforts towards Country-Risk Reduction”, Beatriz Boza (ed.), *The Role of Country Promotion Agencies in Latin America: Towards an Academic Audit of PromPeru*, Lima 2000.

“From Stability to Sustained Development: Peru’s Economic Framework in the Nineties”, Beatriz Boza (ed.), *The Role of the State in Competition and Intellectual Property Policy in Latin America: Towards an Academic Audit of Indecopi*, Lima 2000.

“Die peruanische Währungsreform von 1990”, *Wirtschaftspolitische Forschungsarbeiten der Universität zu Köln*, vol. 11, Cologne 1996.

## LANGUAGES

- German (native)
- English (fluent)
- Spanish (fluent)

