February 13, 2012

Via E-mail and Express Mail

comp-greffie-antitrust@ec.europa.eu
European Commission
Directorate-General for Competition
Ref: HT.2742-stakeholder input
Antitrust Registry
1049 Bruxelles/Brussel
BELGIQUE/BELGIE

Dear Director General:

RE: Joint comments to the European Commission regarding its Regulation on the Application of Article 81(3) of the EC Treaty to Categories of Technology Transfer Agreements and the Commission Notice on Guidelines on the Application of Article 81 to Technology Transfer Agreements

On behalf of the American Bar Association Sections of Antitrust Law, International Law, and Intellectual Property Law, we are pleased to submit the attached comments to the European Commission regarding its Regulation on the Application of Article 81(3) of the EC Treaty to Categories of Technology Transfer Agreements and the Commission Notice on Guidelines on the Application of Article 81 to Technology Transfer Agreements.

Please note that these views are being presented only on behalf of the Sections of Antitrust Law, International Law and Intellectual Property Law. They have not been approved by the House of Delegates or the Board of Governors of the American Bar Association and should not be construed as representing the policy of the American Bar Association.

If you have any questions after reviewing this report, we would be happy to provide further comments.

Sincerely,

Richard M. Steuer
Chair, Section of Antitrust Law

Michael E. Burke
Chair, Section of International Law

Robert A. Armitage
Chair, Section of Intellectual Property Law

Attachment