



Romano F. Subiotto QC

Romano F. Subiotto is a U.K. citizen, born in Geneva, Switzerland, on May 15, 1961. Mr. Subiotto's father was a U.K. citizen with Italian parents. Mr. Subiotto's mother is a German citizen.

Mr. Subiotto attended high school in Geneva, Switzerland (Institut Florimont -- 1968-1974) and in Worcester, England (King's School, Worcester -- 1974-1979).

Mr. Subiotto is a partner in the London and Brussels offices of Cleary Gottlieb Steen & Hamilton LLP. Mr. Subiotto received his Diploma de Estudios Hispánicos from the University of Málaga, Spain in 1980; his LL.B., First Class Honours, from the University of London, King's College, in 1984 (Harold Potter Prize in Property Law, Laws Exhibition, Second Maxwell Law Prize); his Maîtrise en Droit, Mention Bien, from the University of Paris I, Panthéon-Sorbonne, in the same year; and his LL.M. from Harvard Law School in 1986, where he was a John F. Kennedy Memorial Scholar. Following a two-year training period at Slaughter and May in London to qualify as a Solicitor of the Supreme Court of England & Wales, Mr. Subiotto joined the Brussels office of Cleary Gottlieb Steen & Hamilton LLP in 1988. Mr. Subiotto was appointed Queen's Counsel in 2009. Mr. Subiotto is fluent in English, French, Italian, Spanish and German.

Mr. Subiotto advises companies on a wide range of issues under European and national antitrust law, and represents companies in arbitrations and before the European Commission, national antitrust authorities, the European Courts in Luxembourg and the High Court in London. Mr. Subiotto has spoken widely on EC law issues and published numerous articles. He is also distinguished as a leading Competition/Antitrust lawyer by Chambers and Partners Global – The World's Leading Lawyers. Mr. Subiotto is a member of the Court of Arbitration for Sport as well as a member of the Advisory Council of Harvard Law School's Institute for Global Law and Policy.

Mr. Subiotto resides in Brussels with his Spanish wife and four British/Spanish sons.

**CASES BEFORE THE GENERAL COURT AND
THE COURT OF JUSTICE OF THE EUROPEAN UNION**

1. Case T-472/13 *Lundbeck v. Commission* (lead counsel for Lundbeck)

Re: Appeal against Commission decision fining the appellant for entering into reverse patent settlement agreements.

2. Case T-93/13 *United Kingdom of Great Britain and Northern Ireland v. European Central Bank* (lead counsel for the ECB)

Re: Representation before European General Court in appeal filed against the Guideline on a Trans-European Real-time Gross settlement Express Transfer system (TARGET 2) and a decision amending Decision ECB/2007/7 concerning the terms and conditions of TARGET 2-ECB.

3. Case T-45/12 *United Kingdom of Great Britain and Northern Ireland v. European Central Bank* (lead counsel for the ECB)

Re: Challenge to the ECB's standards for the use of central counterparties in euro system foreign reserve management operations.

4. Case T-496/11 *United Kingdom of Great Britain and Northern Ireland v. European Central Bank* (lead counsel for the ECB)

Re: Challenge to the ECB's framework policy concerning the location of central counterparty clearing systems handling euro-denominated transactions.

5. Case C-207/10 *Paranova Danmark A/S and Paranova Pack A/S v. Merck Sharp & Dohme B.V. and Merck Sharp & Dohme* (lead counsel for Merck)

Re: Indication of repackager on new packaging of imported medicines.

6. Case C-400/09 *Orifarm A/S, Orifarm Supply A/S, Handelsselskabet A/S and Ompakningsselskabet A/S v. Merck & Co. Inc., Merck Sharp & Dohme B.V. and Merck Sharp & Dohme* (lead counsel for Merck)

Re: Indication of repackager on new packaging of imported medicines.

7. Case T-540/08 *Esso Société Anonyme Française and Others v. Commission of the European Communities* (co-counsel for Esso)

Re: Appeal against a Commission decision fining the appellants for cartel activities.

8. Case C-441/07 P *Commission/ALROSA Company Ltd.* (lead counsel for ALROSA)

Re: Commission appeal against Court of First Instance judgment annulling the Commission decision.

9. Case T-170/06 *ALROSA Company Ltd v. Commission* (lead counsel for ALROSA)

Re: Appeal against Commission decision prohibiting sale of diamonds by ALROSA to De Beers.
10. Case C-431/05 *Merck Genéricos Produtos Farmacéuticos v. Merck & Co. Inc.* (counsel for Merck & Co. Inc.)

Re: Direct effect of TRIPS Agreement in national patent law (reference from Portugal's Supreme Court).
11. Case C-348/04 *Boehringer Ingelheim and others v. Swingward Ltd. and another* [2002] ECR I-3759 (lead counsel for Boehringer Ingelheim)

Re: Extent of rights of parallel importers to tamper with original pharmaceutical packaging (reference from UK Court of Appeal).
12. Case C-95/04P *British Airways v. Commission* (lead counsel for British Airways)

Re: Regulation of rebates granted by a dominant company under Article 82 EC (appeal against judgment of Court of First Instance).
13. Case C-252/03 *Ministre de l'Economie c. Millennium Pharmaceutical Inc.* (lead counsel for Millennium, language of case: French)

Re: Effect of the 1924 Switzerland-Liechtenstein customs union on interpretation of the EC Regulation on Supplementary Protection Certificates (reference from high court in Luxembourg).
14. Case C-245/03 *Merck, Sharp & Dohme B.V. c. Belgique* (lead counsel for Merck, language of case: French)

Re: Interpretation of EC Directive on the transparency of national price-fixing and reimbursement measures for pharmaceuticals.
15. Case C-143/00 *Boehringer Ingelheim and others v. Swingward Ltd. and another* (lead counsel for Boehringer Ingelheim)

Re: Extent of rights of parallel importers to tamper with original pharmaceutical packaging (reference from UK High Court).
16. Case C-443/99 *Merck, Sharp & Dohme v. Paranova Pharmazeutika Handels* (lead counsel for Merck, language of case: German)

Re: Extent of rights of parallel importers to tamper with original pharmaceutical packaging (reference from Austrian court).
17. Case T-236/95 *TAT European Airlines SA v. Commission* (lead counsel for the applicants)

Re: Appeal against Commission decision authorizing the payment of the second tranche of

the FRF 20 billion state aid to Air France.

18. Case T-49/97 *TAT European Airlines SA v. Commission* (lead counsel for the applicants)

Re: Appeal against Commission decision authorizing the payment of the third tranche of the FRF 20 billion state aid to Air France.

19. Joined Cases T-371/94 *British Airways plc, Scandinavian Airlines System Denmark-Norway-Sweden, Koninklijke Luchtvaart Maatschappij NV, Air UK Ltd, Euralair International, TAT European Airlines* (applicants in Case T-371/94) and *British Midland* (applicant in Case T-394/94) v. *Commission* (sole counsel for the applicants in Case T-371/94)

Re: Appeal against Commission decision authorizing FRF 20 billion aid to Air France.

20. Case T-260/94 *Air Inter SA v. Commission of the European Communities* (lead counsel for the intervener, TAT European Airlines)

Re: Appeal by Air Inter against Commission decision liberalizing the air routes Orly-Marseille and Orly-Toulouse.

21. Case T-60/96 *Merck & Co. Inc., NV Organon, and Glaxo Wellcome plc v Commission* (lead counsel for applicants)

22. *Joined Cases C-267/95 and C-268/95 Merck & Co. Inc. and Others v. Primecrown Ltd and Others and Beecham Group plc v. Europharm of Worthing Ltd* (lead counsel for Merck)

23. Case T-2/93 *Société anonyme à participation ouvrière Compagnie nationale Air France v. Commission of the European Communities* (lead counsel for the intervener, TAT)

24. Case C-222/91 *Ministero delle Finanze and Ministero della Sanità v. Philip Morris Belgium SA, and others* (member of team lead counsel for Philip Morris)

25. Case T-35/91 *Eurosport v. Commission*, withdrawn, (member of team intervening on behalf of Sky Television plc)

CASES BEFORE THE HIGH COURT IN LONDON

1. *Adidas Salomon AG v. Lawn Tennis Association and others and Adidas Salomon AG v. International Tennis Federation and others* (2006)

Re: Representation of The Lawn Tennis Association, and The All England Lawn Tennis And Croquet Club and Tennis Australia in two joined English High Court actions relating to alleged breaches of EU and UK competition law brought by Adidas Salomon AG against the operators of the "Grand Slam" tennis tournaments and the International Tennis Federation [2006] EWHC 1318 (Ch)

2. *The Queen (on the application of James Alistair Preston) v. Wandsworth Borough Council and the Secretary of State for Justice* (2010-2011)

Re: Counsel to Mr. James Preston in a judicial review action concerning a law that disenfranchises British citizens living outside the United Kingdom for more than 15 years

3. *Toshiba Carrier UK Ltd. and others v. KME Yorkshire Ltd. and others* (2011)

Re: Counsel to the KME group of companies in damages action following on from an EU Commission decision finding that the KME group of companies had participated in a cartel

II. ICC Arbitration

Counsel for *Rhône-Poulenc S.A. and Rhône-Poulenc Agro S.A. in ICC arbitration 10705/DB The Scotts Company (U.S.A.), Scotts Celaflor GmbH Co. K.G. (Germany) v. Rhône-Poulenc S.A. (France), and Rhône-Poulenc Agro S.A. (France).*

EXPERIENCE IN THE SPORTS SECTOR

I. CAS Experience

Arbitrator in the following cases:

1. CAS 2007/A/1395 *WADA v. NSAM & Cheah & NG & Masitah*
2. CAS 2008/A/1478 *Gianluca Coletta v. CONI* (Chairman)
3. CAS 2008/A/1479 *WADA v. CONI, FPI & Elga Comastri*
4. CAS 2008/A/1504 *SC Politehnica 1921 Stiinta Timiosara Invest SA v. Clubul Sportiv FC Srbianka Giuchici* (Withdrawn)
5. CAS 2008/A/1571 *Nusaybindemir SC v/ TFA & Sinak SC* (Chairman)
6. CAS 2008/A/1618 *Marco Cedroni v. CONI* (Chairman)
7. CAS 2008/A/1646 *Luca D'Andrea v. CONI* (Chairman)
8. CAS 2008/A/1707 *MKE Ankaragücü Sports Club v. Huzeyfe Doğan* (Sole arbitrator) (Withdrawn)
9. CAS 2008/A/1712 *Marta Bastianelli v. CONI*, consolidated with CAS 2008/A/1742 *UCI v. Marta Bastianelli & FCI* (Chairman)
10. CAS 2008/A/1744 *UCI v. Schachl & ÖRV* (Chairman)
11. CAS 2009/A/1807 *UCI v. Gallucci & FCI & CONI* (Chairman)
12. CAS 2009/A/1859 *Besiktas Jimnastik Kulübü v. FIBA Europe* (Chairman) (Withdrawn)
13. CAS 2009/A/1879 *Alejandro Valverde Belmonte c. CONI* (Chairman)
14. CAS 2009/O/2007 *Lorito Venture Capital*
15. CAS 2009/A/2024 *Giovanni Lucchetti c. CONI* (Chairman)
16. CAS 2010/A/2045 *Olympique Lyonnais c. UEFA & Fortuna Hjørring* (Chairman)
17. CAS 2010/A/2063 *UCI v. José Antonio Redondo Ramos & RFEC* (Chairman)
18. CAS 2010/A/2108 *Jamaican Football Federation v. FIFA & Vellibor Milutinovic* (Chairman)
19. CAS 2010/A/2120 *Desportivo Brasil v. FIFA & Schalke 04* (Chairman) (Withdrawn)
20. CAS 2010/A/2070 *Antidoping Switzerland v. Jan Ullrich* (Chairman)

21. CAS 2010/A/2083 *UCI v. Jan Ullrich & Swiss Olympic* (Chairman)
22. CAS 2010/A/2162 *Doping Control Centre, Universiti Sains Malaysia v. WADA*
23. CAS 2010/O/2163 *Ilija Ivic v. FK Crvena Zvezda* (Sole arbitrator)
24. CAS 2010/A/2178 *Pietro Caucchioli v. CONI & UCI* (Chairman)
25. CAS 2010/A/2201 *M. Andrea Mangiante v. CONI & UCI*
26. CAS 2010/A/2229 *WADA v. FIVB & Gregory Berrios* (Chairman)
27. CAS 2010/A/2234 *Basquet Menorca SAD v. Vladimer Boisa* (Chairman)
28. CAS 2010/A/2252 *Oleksandr Zavarov v. FC Arsenal Kiev* (Chairman)
29. CAS 2010/A/2308 *Franco Pellizzotti v. CONI & UCI*, and CAS 2011/A/2335 *UCI v. Franco Pellizzotti, FCI, CONI* (Chairman)
30. CAS 2011/A/2445 *José Luis Sáez c. COE* (Chairman)
31. CAS 2011/A/2456 *Luciano Galletti v. Olympiakos FC & HFF* (Chairman)
32. CAS 2011/A/2463 *Aris FC v. Javier Edgardo Campora & HFF* (Chairman)
33. CAS 2011/A/2475 *Israel Basketball Association v. FIBA Europe* (Chairman)
34. CAS 2011/A/2490 *Daniel Köllerer v. Association of Tennis Professionals, Women's Tennis Association, International Tennis Federation & Grand Slam Committee* (Chairman)
35. CAS 2011/A/2501 *UCI c/Julian David Muñoz Giraldo & Federacion Colombiana de Ciclismo (FCC)* (Chairman)
36. CAS 2011/A/2543 *Gymnova v. FIG* (Chairman)
37. CAS 2011/A/2566 *Andrus Veerpalu v. International Ski Federation* (Chairman)
38. CAS 2011/A/2586 *William Lanes de Lima v/ FIFA* (Chairman)
39. CAS 2011/A/2615 *Thibaut Fauconnet v. International Skating Union/CAS 2011/A/2618 International Skating Union v. Thibaut Fauconnet* (Chairman)
40. CAS 2011/A/2625 *Mohamed Bin Hammam v. FIFA*
41. CAS 2011/A/2665 *Persipura Jayapura v. the Football Association of Indonesia (PSSI), the Asian Football Confederation (AFC) & Adelaide United FC* (Chairman)
42. CAS 2011/A/2678 *IAAF v. RFEA & Francisco Fernández Peláez* (Sole arbitrator)

43. CAS 2012/O/2722 *Francisco Pavón v. AC Arles-Avignon* (Chairman)
44. CAS 2012/A/2731 *Brazilian Olympic Committee & Brazilian taekwondo Confederation & Márcio Wencesiau Ferreira v. World Taekwondo Federación & Comité Olímpico Mexicano & Federación Mexicana de Taekwondo & Damien Alejandro Villa Valadez.* (Chairman)
45. CAS 2012/O/2734 *Álvaro Mejía v. AC Arles-Avignon* (Chairman)
46. CAS 2012/A/2773 *The International Association of Athletics Federations (IAAF) v. The Greek Athletics Federation (SEGAS) & Ms Irimi Kokkinariou* (Sole arbitrator)
47. CAS 2012/A/2775 *Al-Gharafa S.C. v. Hakan Yakin & FC Luzern* (Chairman)
48. CAS 2011/A/2362 *Mohammad Asif v. International Cricket Council*
49. CAS 2011/A/2364 *Salman Butt v. International Cricket Council*
50. CAS 2012/A/2851 *FC Metallurg v. Tkachenko Sergey Viktorovich* (Chairman)
51. CAS 2012/A/2879 *Associação Atlética Ponte Preta v. Ittihad Club* (Chairman) (Withdrawn)
52. CAS 2012/A/2907 *Abderrahim Goumri c. Fédération Royale Marocaine d’Athlétisme (FRMA)* CAS 2012/O/2923 *Bologna FC 1909 S.p.A v. Real Club Deportivo Espanyol de Barcelona* (Withdrawn)
53. CAS 2012/O/2923 *Bologna FC 1909 S.p.A v. Real Club Deportivo Espanyol de Barcelona* (Chairman)
54. CAS 2012/A/2959 *World Anti-doping Agency (WADA) v. Ali Nilforushan & Fédération Equestre Internationale (FEI)* (Chairman)
55. CAS 2012/A/2972 *Matti Helminen v. RLVB* (Chairman)
56. CAS 2012/A/2999 *Dario Orlando Donadio c/Raúl Bravo Sanfélix* (Chairman) (Withdrawn)
57. CAS 2012/A/3024 *Slovak Tennis Federation, Slovak Cycling Federation, Slovak Handball Federation, Slovak Football Association v. Slovak Olympic Committee* (Chairman)
58. CAS 2012/A/3046 *Amine Laalou v. FRMA* (Transferred to sole arbitrator)
59. CAS 2013/A/3071 *Ana Beatriz di Rienzo Bulcão v. Fédération Internationale d’Escrime*
60. CAS 2013/A/3157 *Panathinaikos BSA and Dimitrios Giannakopoulos v Euroleague Properties SA* (Sole arbitrator)

61. CAS 2013/A/3169 *Panathinaikos BSA v Euroleague Properties SA and Euroleague Entertainment and Services SLU* (Sole arbitrator)
62. CAS 2013/A/3199 *Rayo Vallecano de Madrid SAD v. RFEF* (Chairman)
63. CAS 2013/A/3112 *World Anti-Doping Agency (WADA) v. Lada Chernova & Russian Anti-Doping Agency (RUSADA)* (Chairman)
64. CAS 2013/A/3207 *TP Mazembe c/ Alain Kaluyituka Dioko & AI Ahli SC* (Chairman)
65. CAS 2013/A3327 *Marin Cilic v. International Tennis Federation consolidated with CAS 2013/A3335 International Tennis Federation v. Marin Cilic*
66. CAS 2013/A/3314 *Villarreal CF SAD v. SS Lazio Roma SpA* (Chairman)
67. CAS 2013/A/3339 *Liga Nacional de Fútbol Profesional v. FIFA & Federación Mexicana de Fútbol Asociación* (Chairman)
68. CAS 2013/A/3340 *Real Club Deportivo Mallorca SAD v. FIFA & Federación Mexicana de Fútbol Asociación* (Chairman)
69. CAS 2013/A/3373 *International Association of Athletics Federations (IAAF) v. Turkish Athletic Federation (TAF) & Nevin Yanit*
70. CAS 2013/0/3421 *Nikky Arthur Vuksan & Rasport Management AG v. Genoa Cricket and Football club S.p.a.*

II. Representative Legal Experience

1. Counsel to ISL Marketing AG in the 1990s and early 2000 in connection with IOC and FIFA matters, including in connection with the establishment of the IOC's TOP programs, defending FIFA against manufacturers' complaints against FIFA's licensing of FIFA Approved and FIFA Inspected denominations on footballs, and advising on a proposed securitization of receivables under FIFA's sponsorship program.
2. Counsel to the International Olympic Committee since 2002 on all EC competition matters, including the licensing of broadcasting rights and the sale of tickets to the Athens 2004, Turin 2006, and Beijing 2008 Games, and on the listing of live rights for free-to-air television in the UK.
3. Counsel to the Grand Slam Committee on the EC competition law issues raised by manufacturers' complaints against the size restrictions on manufacturers' identifications on the apparel of players worn at the Grand Slams. Legal representative of the All England Lawn Tennis and Croquet Club, the Lawn Tennis Association, and

Tennis Australia before the U.K. High Court concerning this issue.

III. Representative Sporting Experience

1. Road Cycling Competitions:
 - The Felice Gimondi (Bergamo: 165 km; 2800 m vertical drop): 2012, 2011, 2009, 2008, 2007, 2006, 2005
 - Quebrantahuesos (205 km; 3500 m vertical drop): 2013, 2011, 2010, 2009, 2007, 2006, 2005, 2004
 - La Marmotte (174 km; 5000 m vertical drop): 2009, 2007, 2006
 - The Gruyère Cycling Race (165 km; 2500 m vertical drop): 2007, 2006
 - L'Etape du Tour (Mourenx-Pau: 178 km): 2005
 - Cyclotour du Lemman (180 km): 2012, 2011, 2010
2. Rugby (1974-1979): 1st XV for three seasons (1976-1979); Worcestershire U-16s and U-18s; West Midlands U-16s; England trials U-16s (unable to attend).
3. Rowing: 1st school VIII and IV for three years. Participation in National Schools Regatta each year.
4. Skiing: Frequent guest at Canadian Mountain Holidays' heli-skiing lodges.