

KRISTINA NORDLANDER

Partner

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PRACTICES

- Antitrust/Competition
- Environmental
- Food, Drug and Medical Device Regulatory

AREAS OF FOCUS

- Antitrust and Unfair Competition
- Antitrust Counseling
- Antitrust Government Investigations
- Antitrust Legislative and Regulatory Representation
- Antitrust Litigation
- Environmental Regulation
- EU Law and Regulation
- Food and Drug Regulation
- Healthcare Antitrust
- International Environmental
- Market Access and Regulatory Barriers
- Merger Clearances
- Pharmaceuticals
- State Aid

ADMISSIONS & CERTIFICATIONS

- New York, 2001
- Brussels, 1999
- Sweden, 1996

EDUCATION

- Harvard Law School
(LL.M., 1998, Fulbright Scholar)
- University of Stockholm
(LL.M., 1996)
- Universität Hamburg
(LL.M., 1995)

KRISTINA NORDLANDER is a partner in Sidley's Brussels office, where she practices EU law with a focus on competition and regulatory law. She has particular experience in competition and regulatory issues affecting the chemical, pharmaceutical and financial services sectors.

Ms. Nordlander has extensive experience advising clients on the full range of EU competition issues, including joint ventures and cooperation agreements, merger control proceedings, state aid, cartel investigations and antitrust compliance. She has recently represented a number of major pharmaceutical companies on issues related to the sector inquiry undertaken by the European Commission. In addition, she has been involved in advising major banks on competition issues raised by state aid granted in connection with the financial crisis.

Ms. Nordlander has experience on a wide range of EU regulatory issues, with an emphasis on chemical regulation, including REACH compliance and classification and labeling rules, as well as on pharmaceutical regulatory and contractual issues, including distribution, supply, manufacturing, R&D and other cooperation agreements in Europe. For example, Ms. Nordlander recently advised a pharmaceutical client on various commercial agreements in setting up a new distribution network with external partners across the EU.

Together with Sidley's international trade team, Ms. Nordlander has helped clients challenge EU regulatory laws and decisions through World Trade Organization (WTO) agreements.

Ms. Nordlander is an experienced litigator before the EU Courts. She has represented clients in disputes involving antitrust, state aid, legal privilege and regulatory issues. For example, Ms. Nordlander served as co-counsel to the Government of Gibraltar in its successful appeal to the General Court (formerly the Court of First Instance) overturning a European Commission state aid decision against a planned corporate tax reform in Gibraltar. She is currently serving as co-counsel to the European Company Lawyers Association (ECLA) as an intervener in the appeal before the European Court of Justice against the General Court's judgment in the *Akzo* case regarding legal privilege for in-house counsel. On regulatory issues, Ms. Nordlander currently represents the global

nickel industry before the EU and UK courts in challenging classification decisions for almost all marketed nickel compounds.

In addition to chemicals, pharmaceuticals and financial services, Ms. Nordlander has advised corporate clients and trade associations in a wide variety of other industries and business sectors, in particular mining and minerals, media and broadcasting, agrochemicals and biotechnology.

Ms. Nordlander teaches and speaks widely on topics such as legal privilege, state aid, EU antitrust policy and procedure, and EU chemicals regulation. She features prominently in the competition, regulatory and environment rankings of the leading bar publications such as *Chambers*, *The Legal 500*, *PLC Cross-border Competition Handbook*, *PLC Cross-border Environment Handbook*, *Who's Who Legal* and *IFLR1000*, and she was named one of the leading "100 Women in Antitrust" by *Global Competition Review* in 2009.

In 2008, Ms. Nordlander founded the Women's Competition Network (WCN), the professional forum for senior EU competition law and policy professionals.

MEMBERSHIPS & AFFILIATIONS

- American Bar Association

PUBLICATIONS

- "Pharmaceutical Patent Settlements - A Presumption in Reverse", co-authored with Patrick Harrison, *GCP*, August 2009.
- "The Interplay of Patenting Strategies and Competition Law in the Pharmaceutical Sector Inquiry," *GCP*, February 2009.
- "Are You Ready for REACH?," *Chemical Engineering*, March 2008.
- "The Application of REACH and the Precautionary Principle to Mining & Minerals," Kristina Nordlander and Hazel Pearson, Rocky Mountain Mineral Law Foundation Institute on International Mining and Oil & Gas Law, Development and Investment, Buenos Aires, Argentina, 16-18 April 2007.
- "Switching to Action: Commission Applies State Aid Action Plan to Digital Switchover," co-authored with Hanne Melin, *European State Aid Law Quarterly* 2/2006.
- "Joined Cases C-189/02 P, C-202/02 P, C-205/02 P to C-208/02 P and C-218/02 P, Dansk Rorindustri and others v. Commission," Kristina Nordlander, *Common Market Law Review*, 2006, Issue 43.
- "The Commission's Policy on Recidivism: Legal Certainty for Repeat Offenders?" Kristina Nordlander, *The Competition Law Review*, Vol. 2, Issue 1, August 2005.
- "Discovering Discovery - US Discovery of EC Leniency Statements," Kristina Nordlander, *European Competition Law Review*, Vol. 25, No. 10, October 2004, pp. 646-659.