

## CURRICULUM VITAE

### Dr. Elżbieta Głowicka

Director



Dr. Ela Głowicka has over 15 years of experience in competition economics from her roles in economic consulting, enforcement and academia.

Ela has worked in many jurisdictions and on all types of competition matters. She advised clients in private litigation cases for damages from cartels, vertical agreements and abuse of dominance in court proceedings in Austria, Brazil, Finland, Germany and Slovenia. She supported a complainant in an abuse of dominance complaint to the European Commission. She also advised merging parties in merger proceedings in front of the European Commission, the German Federal Cartel Office, the United Kingdom's Competition and Markets Authority and the Slovenian Competition Protection Agency.

In the area of State aid, Ela has extensive expertise in the ex-post evaluation of the European State aid rules. Within the fitness check of the State aid guidelines by DG Competition, she provided four retrospective evaluation studies for the regional State aid framework, the State aid guidelines for railways and the State aid rules for environmental protection and energy, all published by DG Competition. Moreover, in her doctoral thesis, she evaluated effects of rescue and restructuring aid on the survival probability of firms in difficulty. While working at the Chief Economist Team of DG Competition, Ela provided case advice to the Commissioner on State aid matters and she contributed to the staff working paper on the methodology of State aid evaluation.

Ela joined E.CA Economics as a manager in 2013 and since then was promoted to director. Before that, she gained first-hand insight into EU competition policy developments as a member of the Chief Economist Team in DG Competition. She holds a doctoral degree from Humboldt University for the thesis on competition policy applied to bailouts.

Ela works in English, German and Polish.

## Project experience

---

### State Aid

- **Support study for the review of the Community guidelines on State aid for railway undertakings.** The study provides factual, analytical and data inputs that inform the Railway Guidelines revision process and suggests policy options. Project work included management of an international team comprised of 15 members from four institutions.
- **Ex-post evaluation of the guidelines on State aid on environment protection and energy:** Two support studies within the Fitness Check of State aid guidelines 2019/2020 published by DG Competition in 2020 and 2021. The studies collected the required data and evaluated the impact of RES and CHP levies on the profitability of energy-intensive users in 11 EU countries. Project work included management of an international team comprised of 10 members from two institutions.
- **Retrospective evaluation of the regional aid framework** - support study for the European Commission within the Fitness Check of State aid guidelines 2019/2020 published by DG Competition in 2020. The study evaluated efficiency, effectiveness, relevance and coherence of the regional aid guidelines. Data collection included the review of academic literature, a survey of 66 national competition authorities, interviews with 5 experts and 22 case studies. Evaluation was based on an econometric, counterfactual-based methodology. Project work included management of an international team comprised of 11 members from three institutions.
- **Common methodology for State aid evaluation** - Co-author of the European Commission's staff working paper, 2014.
- **Ex-post review of the effectiveness of Rescue and Restructuring State aid** approved by the European Commission in the years 1995-2003. Dissertation, 2008.

### Abuse cases

- **Pay-for-delay in pharmaceuticals:** Assessment of damages from a pay-for-delay agreement for a defendant. Private litigation case in Germany.
- **Excessive pricing case in music copyright management:** Price and cost benchmarking analysis in Free-To-Air, Pay-TV and Video-On-Demand broadcasting for a private litigation case in Finland.
- **Abuse of dominant position in telecommunication services:** Assessment of damages from excessive pricing, margin squeeze and price discrimination in a private litigation case in Slovenia.
- **Exploitative abuse in gas transmission and supply:** Assessment of damages from long-term gas transmission contracts in a private litigation case in Austria. Product and geographic market definition.
- **Selective distribution in online sales of luxury hair styling products:** Assessment of damages from the alleged use of a selective distribution system to restrict online distribution and to enforce retail price maintenance in a private litigation case in Germany.
- **Margin squeeze in the market for hard disk drives:** Risk assessment for the damage exposure based on the as-efficient competitor test in a private litigation case in Germany.

- **Exclusionary conduct in the market for virtual fuel cards:** Economic assessment of anticompetitive effects of the refusal to supply a necessary input. Complaint to the European Commission.
- **Selective distribution system for running shoes:** Effects of restricted use of price comparison websites for retailers in the selective distribution system for running shoes. Private litigation case in Germany.
- **Pay-for-delay in pharmaceuticals:** Competitive assessment of reverse payment patent settlements. European Commission.
- **Limiting interconnector capacity in electricity transmission:** Market definition and effects of potentially abusive conduct. European Commission.

#### Merger cases

- **SKB/NKBM** (banking, 2021): Market definition, assessment of unilateral effects, proceeding by the Competition Protection Agency in Slovenia.
- **Oji/Mitsubishi** (thermal paper, 2019): Assessment of unilateral and coordinated effects, proceeding by the Federal Cartel Office in Germany.
- **Horizon/Brink** (automotive tow bars, 2018): Assessment of the closeness of competition with bidding data analysis, review by Federal Cartel Office in Germany and Competition and Markets Authority in the United Kingdom.
- **Cement industry** (cement, 2017): Merger risk assessment for the merging parties in Kenya and Tanzania.
- **Syngenta/Monsanto** (sunflower seed market, 2010): Product market definition. European Commission.
- **Sanofi Aventis/Zentiva** (pharmaceuticals, 2009): Assessment of the effects on potential competition such as generic entry. European Commission.
- **StatoilHydro/Conoco Philips** (fuel retail, 2008): Assessment of unilateral and coordinated effects, European Commission.
- **Galp Energia/Exxonmobil Iberia** (petroleum products, 2008): Assessment of unilateral effects. European Commission.
- **Sony/BMG** (music, 2007): Assessment of coordinated effects based on focal pricing. European Commission.

#### Cartel damage cases

- **Softwood timber** (sales bundling): Estimation of potential damages, support to the federal state Baden-Württemberg, defendant side, private litigation, German court proceedings.
- **Automotive brakes:** Assessment of potential damages, defendant side, private litigation, German court proceedings.
- **Cathode Ray Tubes:** Assessment of private damage claim due to cathode ray tubes cartel. Defendant side, private litigation, German court proceedings.
- **Air cargo services:** Damage estimation on behalf of a group of international freight forwarders (claimant). Proceedings in multiple jurisdictions and settlement negotiations.
- **Automotive bearings:** Estimation of damages from the automotive bearings cartel, EEA and Brasil. Defendant side, settlement negotiations and private litigation in a court in Germany.

- **Natural gas:** Quantification of overcharge and overall damage for a claimant, private litigation, German court proceedings.

## Professional experience

---

Since 2013	E.CA Economics (Manager, Associate Principal, Principal, Director)
2007 - 2013	Economist, Chief Economist Team, DG Competition, European Commission
2003 - 2007	Junior Research Fellow, Wissenschaftszentrum Berlin (WZB)

## Education

---

May 2008	Dr. rer. pol. (summa cum laude), Humboldt Universität zu Berlin
June 2002	M. A. in Applied Mathematics, Warsaw University
June 2001	M. A. in Quantitative Economics, Warsaw School of Economics (SGH)

## Publications

---

- Support study for the revision of the EU Guidelines on State aid for environmental protection and energy applicable in 2014-2020. Final Report by E.CA Economics, DIW Berlin, LEAR, Sheppard Mullin and UEA. Published by the European Commission, February 2021.
- Retrospective evaluation rules for environmental support study on State aid protection and energy. Final Report prepared by E.CA Economics, Centre for Competition Policy (University of East Anglia) and Sheppard Mullin Richter & Hampton LLP. Published by the European Commission, 2020.
- Retrospective evaluation of the regional State aid framework. Final Report prepared by DIW Berlin, E.CA Economics and Sheppard Mullin Richter & Hampton LLP. Published by the European Commission, 2020.
- Ex Post State Aid Evaluation in Environmental Aid, with Hans Friederiszick, Linda Gratz, Simone Lünenbürger, Andreas Rosenfeld, European State Aid Law Quarterly 4/2018 (Vol.17), 509 - 524.
- Price Comparison Websites and Selective Distribution Systems: An Effects-Based Approach, with Theon van Dijk, Hans W. Friederiszick, Complaw-blog, December 2017.
- Competition policy in modern retail markets, with Hans W. Friederiszick, Journal of Antitrust Enforcement, 2015, 0, 1-42.
- Resale Price Maintenance: An overview of EU and national case law, with Hans W. Friederiszick, 9 Jan. 2014, Bulletin e-Competitions EU Resale Price Maintenance, Art. N° 62050.
- Swedish Interconnector case: improving electricity cross-border trade, with Philippe Chauve, Martin Godfried, Edouard Leduc and Stefan Siebert, Competition Policy Newsletter, 2010-2.
- Generic entry in prescription medicines in the EU: main determinants, characteristics and effects, with Szablocs Lorincz, Enrico Pesaresi, Lluís Sauri Romero and Vincent Verouden, CET Discussion Paper, Brussels 2010.
- Fuel for thought - StatoilHydro / ConocoPhillips (JET), with Jérôme Cloarec, Dag Johansson, Philippe Redondo, Daniel Donath and Cyril Hariton, Competition Policy Newsletter, 2009-1.

- State aid and competition policy: the case of bailouts in the European Union, Dissertation, Humboldt University Berlin, 2008.
- “Rettung - für kurze Zeit” WZB Mitteilungen, Heft 118, December 2007, p. 32-34.
- A note on reserve price commitments in the Vickrey auction, with Jonathan Beck, 2006.

## Languages

---

English (fluent), German (fluent), Russian (basic), Polish (native)