

## Dr. Falk Schöning

Partner

Berlin

Brussels

### Biography

Falk Schöning advises clients on all aspects of EU and German antitrust law, EU State Aid, foreign investment control, and export control. He focuses his practice on international cases which require coordination between different legal systems or representation vis-à-vis several regulators.

Falk regularly advises clients on structuring transactions, joint ventures or divestitures, and represents them in merger control and foreign investment control proceedings to ensure M&A transactions are successfully closed. He has extensive experience handling complex global mergers in front of the European Commission, the German Federal Cartel Office, and coordinating filings in jurisdictions globally. Falk has devised the strategy in multiple successful high-profile deals and procurements in the TMT, aerospace and defense, and chemicals sectors. He is praised by clients as solution-oriented, pragmatic and reliable.

Falk has substantial experience in the field of media and technology, where he deals with questions relating to data and competition law, the EU Digital Single Market strategy, artificial intelligence, blockchain and robots. In addition, as a leader of Hogan Lovells' European aerospace and defense group, he regularly



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### Languages

English  
French  
German

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### Practices

Antitrust and Competition  
Public Procurement  
Blockchain and DLT

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### Industries

Aerospace and Defense  
Technology & Telecoms

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advises on competition law, regulatory and procurement issues faced by airlines, defense contractors and UAV operators in Germany and Europe.

Thanks to his first-hand experience of policymaking in Brussels and Berlin, Falk can also assist clients effectively in policy advocacy projects both in Germany and at EU level.

## Representative experience

Advising IBM on the global merger control aspects of its US\$34bn acquisition of Red Hat.

Advising BASF on the global merger control procedure regarding the combination of its paper and water chemicals business with Solenis (combined sales of EUR 2.4bn).

Advised Dell in a US\$3bn deal to sell its global information technology services division (Dell Services) to NTT Data (EU Commission).

Advised Orbital ATK on its sale (US\$ 9.2 bn) to Northrop Grumman (EU Commission).

Advised Alstom as antitrust and foreign investment counsel in the sale of its power businesses to GE for €12.4bn and €700m acquisition of GE's transportation signalling business.

Advising SimpliVity regarding its US\$ 650m sale to HP Enterprise (German FCO filing).

Advised ARRIS Group, Inc. regarding the US\$2.1bn proposed merger with Pace plc. (German FCO filing).

Advising Air Canada regarding regulatory clearance by the European Commission of the trans-Atlantic cooperation A++.

## Awards and rankings

- Government Contracts, *Who's Who Legal*, 2020
- Competition, *Who's Who Legal Thought Leaders*,

## Areas of focus

Abuse of Dominance and Restrictive Practices

Agency Investigations

Cartel Investigations

Competition Compliance

Dawn Raids

Leniency Applications

Merger Control

State Aid

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## Education and admissions

### Education

Dr. iur., University of Bonn, 2007

Second State Exam in Law, Higher Regional Court of Berlin, 2007

First State Exam in Law, University of Bonn, 2002

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## Memberships

Forum Vergabe (German Public Procurement Association)

Studienvereinigung Kartellrecht (German Association for Antitrust Law)

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2020

- Acritas Stars Independently Rated Lawyers, *Acritas Star*, 2020
- Most renowned German antitrust lawyers, *Wirtschaftswoche*, 2019
- Global Leader for Competition and Government Contracts, *Who's Who Legal*, 2019
- Competition/European Law (Belgium), Foreign expert for Germany, *Chambers Global*, 2018-2019
- Public Procurement, *Legal 500 EMEA*, 2018-2019
- Competition: EU and Global, Next Generation Partner, *Legal 500 EMEA*, 2018-2020
- Competition: EU and Global, Belgium, Recommended, *Legal 500 EMEA*, 2019-2020
- Competition: EU and Global, Belgium, Next Generation Partner, *Legal 500 EMEA*, 2019-2020

## Latest thinking and events

- Hogan Lovells Publications
  - Public Procurement Law – Our experience
- News
  - At last the EU foreign direct investment screening becomes fully applicable
- Press Releases
  - Hogan Lovells advises Jennewein shareholders on its dual-track exit
- Hogan Lovells Publications
  - Aerospace and Defense Insights | Regulation of foreign direct investment on the rise in Europe
- Hogan Lovells Publications
  - Mastering Digital podcast series
- Analysis
  - Is national security a game changer for foreign investment control regimes and M&A transactions in Europe?

## Bar admissions and qualifications

Brussels (E-List)

Munich

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## Accolades

"excellent procurement and antitrust expert"

*Legal 500 EMEA 2018*

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