

On 29 February 2012, the European Commission initiated formal antitrust proceedings within the meaning of Article 11(6) of Council Regulation (EC) No 1/2003 and Article 2(1) of Commission Regulation (EC) No. 773/2004 in case COMP/C-3/39.840 – The MathWorks.

The Commission will investigate the allegation that The MathWorks, Inc. has refused, and still is refusing, to provide competitors with certain software licenses and/or interoperability information in relation to its Simulink and MATLAB product families. If confirmed, this conduct may constitute an infringement of Article 102 of the Treaty on the Functioning of the European Union and Article 54 of the EEA Agreement. At this stage, proceedings are initiated against The MathWorks, Inc.

The initiation of proceedings does not imply that the Commission has proof of an infringement by The MathWorks, Inc. but merely signifies that the Commission will deal with the case as a matter of priority.

Pursuant to Article 11(6) of Regulation No 1/2003, this initiation of proceedings relieves the competition authorities of the Member States of their competence to apply Articles 101 and 102 of the Treaty on the Functioning of the European Union to the same case.