

### **Opening of Proceedings:**

On 17/07/2019, the Commission decided to initiate antitrust proceedings in case AT.40462 Amazon Marketplace within the meaning of Article 11(6) of Council Regulation No 1/2003 and Article 2(1) of Commission Regulation No 773/2004.

The proceedings were initiated with a view to adopting a decision in application of Chapter III of Council Regulation No 1/2003 and concern the use by Amazon of commercially sensitive information available to Amazon's marketplace operations, regarding in particular third party sellers, products listed by third party sellers or transactions with third party sellers on Amazon's marketplace, for the purposes of Amazon's retail activities, including the role of such information in the selection of the Featured Offer in the "Buy Box", in the European Economic Area. Infringements (within the meaning of Article 101/102 of the Treaty on the Functioning of the European Union and Article 53/54 of the EEA Agreement) were allegedly committed by **Amazon.com, Inc.; Amazon Services Europe SARL; Amazon EU SARL; Amazon Europe Core SARL** and all legal entities directly or indirectly controlled by them (together referred as "Amazon").

The initiation of proceedings does not mean that the Commission has made a definitive finding of an infringement but merely signifies that the Commission will deal with the case as a matter of priority.