

Guidance for Case Cooperation between the Ministry of Commerce
and the Department of Justice and Federal Trade Commission
on Concentration of Undertakings (Merger) Cases

November 29, 2011

1. The Memorandum of Understanding on Antitrust and Antimonopoly Cooperation signed on July 27, 2011, sets out the framework for cooperation between, among others, the Ministry of Commerce (MOFCOM) and the Federal Trade Commission and Department of Justice (hereinafter referred to as the U.S. Antitrust Agencies).
2. When MOFCOM and either of the U.S. Antitrust Agencies are investigating the same merger, case cooperation between the invest