Dear Sir or Madam,

Please find my application for a research (conference) grant attached.

Kind regards,
Julian Nowag

Dr Julian Nowag
DPhil (Oxon) MSt (Oxon) LLM European Legal Studies (Duisburg)
Senior Lecturer (Universitetslektor) in EU and Competition Law
Law Faculty, Lund University, SE-221 00, Sweden

My recent outputs:
1. "How Facebook's Aquila initiative provides an impetus to rethink the boundaries in competition law" (2016) 53/5 CML Rev 1441–1453

My new book with Oxford University Press:
Environmental Integration in Competition and Free-Movement Laws

On Twitter: @kaleidoscomp
Ansökan om forskningsmedel
Observera att bilagor endast ska skickas elektroniskt till konkurrensverket@kkv.se

1 Sökande (huvudansvarig för projektet)

<table>
<thead>
<tr>
<th>Namn</th>
<th>Julian Nowag</th>
</tr>
</thead>
<tbody>
<tr>
<td>Institution eller motsvarande</td>
<td>Lund University</td>
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<tr>
<td>Juridicum</td>
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<tr>
<td>Postadress</td>
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<tr>
<td>Postnr och ortsnamn</td>
<td>223350 Lund</td>
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<tr>
<td>Telefonnr (direktten inkl. riktnr)</td>
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<tr>
<td>E-post</td>
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</tr>
</tbody>
</table>

2 Anslagsförvaltare

| Institution eller motsvarande | Åsa Månasson                        |
| Juridicum                     |                                    |
| Postadress                    |                                    |
| Post nr och ortsnamn          | 223350 Lund                          |
| Telefonnr (direktten inkl. riktnr) |                              |
| Postgiro                      |                                    |

3 Projektskrivning

Projektet avses starta/startade, datum 2017-01-09

Sammanfattning av projektets syfte, betydelse och genomförande (högst 1400 tecken).
The proposed 1.5 days conference represents a debate opportunity for a selected number of academics, practitioners and regulators about the relationships between competition law, corporate law and financial markets law. The discussion takes place within five different panels. In the course of one day and a half, the members of the panels will delve into old and new interdisciplinary questions - in the light of the recent evolutions in competition law ad economics theory and in practice.

Bifoga en utförligare projektskrivning (max 10 A4–sidor).

4 Kostnadsredovisning
Fyll i de ofärgade cellerna med för projektet gällande information, så uppdateras de färgade automatiskt. Ge akt på de felmeddelanden i rött som visas vid överträdelser av Konkurrensverkets riktlinjer för anslag till forskningsprojekt.

### Projekt 1

<table>
<thead>
<tr>
<th>Personalnamn, akademisk titel (bifoga CV)</th>
<th>Månadslön enligt KKV:s riktlinjer</th>
<th>Anställningstid i projektet, månader</th>
<th>Arbetsstund i heltid</th>
<th>Lönkostnad inkl. sociala avg.</th>
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<tr>
<td>Dr Julian Nowag</td>
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<tr>
<td>Conference costs total see attached details (156536 SE</td>
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| Total kostnad inklusive sociala-, och förvaltningsavgifter | 0 |

### Projekt 2

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| Total kostnad inklusive sociala-, och förvaltningsavgifter | 0 |
4a Redovisning övriga kostnader

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5 Kostnadssammanfattning (anges i kronor) för nu sökt anslag

Total återstående projektkostnad

<p>| | | |</p>
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Därav söks från

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Tidigare erhållda anslag från

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<th>Annan anslagsgivare **</th>
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*Anslagsgivarens namn

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**Anslagsgivarens namn

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<th>Ansökan beviljad, datum</th>
<th>Beviljat belopp</th>
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6 Övriga projekt som samtidigt kommer att ledas av huvudansvarig

Projekttitel För att radbryta texten, använd Alt + Enter

Namn och institution på personer som beviljas forskningsbidrag kommer att publiceras på Konkurrensverkets webbplats.
Conference Proposal

Corporate Law and Finance Meets Antitrust Policy: Old and New Questions

Julian Nowag and Marco Corradi (Lund University)

Abstract

The proposed 1.5 days conference in 2018 represents a debate opportunity for a selected number of academics, practitioners and regulators about the relationships between competition law, corporate law and financial markets law. The discussion takes place within five different panels. In the course of one day and a half, the members of the panels will delve into old and new interdisciplinary questions - in the light of the recent evolutions in competition law ad economics theory and in practice.

Aim of the Conference:
The aim of this 1.5 day conference in 2018 is to provide a platform for meeting and discussing between researchers and practitioners interested in the relationships between antitrust policy and corporate law and finance. It aims at assembling contributions in five main areas: the anticompetitive effects of non-controlling equity holdings, the antitrust policy in the financial industry, 'borderline' cases of control, fining decisions of parent and subsidiary, and finally a discussion on 'other cases' where antitrust and corporate law interact. While corporate, financial and antitrust law often are applied to the same circumstances, in many cases the application seems to appear in parallel (the most common example being merger cases where each area of law seems to applied independently after one another). The interaction between academics and practitioners in the different fields is rare. One emerging field where the interaction is examined are issues of minority shareholding. Yet, the interaction between corporate law and finance and antitrust policy is still an underestimated and not sufficiently developed and researched field.

The Six Areas:
The following six areas will be discussed by panels of experts form different jurisdictions and disciplines. These areas provide an entry point to this new and emerging field. While they might be seen as partly overlapping, the structuring in this way provides some guidance in terms of the problems that have already appeared. Yet, at the same time it offers sufficient space to explore new avenues.
1. **Anticompetitive effects of non-controlling equity holdings**
The possibly the most developed area of this emerging field are issues of so-called 'minority shareholdings'. The recent debate in the EU on non-controlling equity holdings has been intense until the decision of DG-Comp Commissioner Vestager to abandon the reform efforts pursued with the 2015 EU White Paper on Merger Control Reform. Recent economic and legal literature shows the importance to carry on research efforts in this area. This panel will discuss old and new approaches for tackling the anticompetitive effects of non-controlling equity holdings, ranging from the treatment of traditional large non-controlling equity investments in competitors to the less detectable investment techniques adopted by investment funds - known as 'horizontal holdings'.

2. **The 'Borderline' Cases of Control**
The 2015 EU White Paper on Merger Control Reform tackled the anticompetitive effects of large non-controlling stakes in competitors. In particular, it considered the possibility that a large equity stake grants the holder the power to influence its competitor. This panel deals with the sliding scale approach to this industrial problem. It enquires on the concept of negative control and on the cases of control acquired through very exiguous equity stakes. In particular, it aims at addressing the question how we should set the thresholds for control normatively?

3. **Antitrust Policy in the Financial Industry**
From an antitrust perspective, the banking industry has always been affected by the very peculiar dilemma represented by the antinomy 'competition versus stability'. The proposed panel discusses the challenges inherent to the antitrust assessment of the financial industry, examining also the new forms of banking which pose a lesser degree of concern for stability (eg 'shadow banking' by hedge funds).

4. **Old and New Problems of Interactions between Corporate Law and Antitrust**
Corporate law may interact with antitrust policy in many cases beside the traditional ones known in literature, i.e. non-controlling financial holdings and control. This panel deals with various old and new problems related to the relationship between corporate law and antitrust policy, such as for instance interlocking directorships and the taking of corporate opportunities.

5. **The relationship between parent and subsidiary and fining**
Another area of overlap between corporate law and competition law is the relationship between parent and subsidiary. What standards should be applied when determining the fine for an antitrust infringement. When should responsibility be assigned to parent company? This issues is even more difficult in the context of financial institutions and their holdings. Should the holding of shares in infringing company for investment purposes be treated in the same was as standard competition cases?
6. State involvement and golden shares
A further area of interaction between corporate law and competition law is the one of companies with State participation. EU Member States have progressively dismissed control block holdings in industrial corporations. Nevertheless, they have often been granted so-called ‘golden shares’ – i.e. special rights. These rights are occasionally in violation of the four EU market freedom but they may also entail a degree of distortion of competition when not properly exercised.

Preliminary Programme:

Day 1:
9:00 Arrival and registration

9:20-9:30 opening remarks

9:30- 11:00 Anticompetitive effects of non-controlling equity holdings (two speakers, one commentator)

Coffee: 11:00-11:20

11:20 - 12:50 The ‘Borderline’ Cases of Control (two speakers, one commentator)

13:00-14:00 Lunch time

14:00- 15:30 Antitrust Policy in the Financial Industry (two speakers, one commentator)

Coffee: 15:30-16:00

16:00- 17:30 Old and New Problems of Interactions between Corporate Law and Antitrust (two speakers, one commentator)

19:00 Speakers dinner

Day 2:

9:30 - 11:00 The relationship between parent and subsidiary and fining (two speakers, one commentator)

Coffee: 11:00-11:20

11:20 - 12:50 State involvement and golden shares (two speakers, one commentator)

12:50 closing remarks
Possible Venue:
Because the aim of the conference is to bring together practitioners and academics in particular from the corporate, antitrust and financial field, Stockholm might be the ideal venue, if possible at the KKV. Otherwise, it would be easy to organise the conference in Lund where sufficient venues can easily be organised.

Suggested Speakers (tbc):
Practitioners: KKV Swedish competition authority, the FI Swedish Financial, BKA (the German Competition Authority) European Commission
International academics: Peter Freeman (Chairman Competition Appeal Tribunal UK), Anna Tzanaki (UCL), Jose Azar (IESE), Einer Elhauge (Harvard), Florence Thepot (Glasgow), Okeoghene Odudu (Cambridge UK)

Preliminary Budget (80 participants incl. 12 national and international speakers)

<table>
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<th>Item</th>
<th>Cost</th>
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<td>4 trips Sweden à 1 500 SEK</td>
<td>6 000</td>
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<tr>
<td>7 trips Europe à 3 000 SEK</td>
<td>21 000</td>
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<tr>
<td>1 trip US à 8 000 SEK</td>
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<tr>
<td>12 trips to and from the airport à 540 SEK</td>
<td>6 480</td>
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<tr>
<td>12 accommodation à 1300 SEK</td>
<td>14 400</td>
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<tr>
<td>5 times coffee à about 50 SEK</td>
<td>20 000</td>
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<tr>
<td>1 lunch for 12 speakers &amp; 6 commentators à about 250 SEK</td>
<td>4 500</td>
</tr>
<tr>
<td>1 dinner for 12 speakers &amp; 6 commentators à about 350 SEK</td>
<td>6 300</td>
</tr>
<tr>
<td>Drinks separately for lunch and dinner à about 150SEK</td>
<td>5 400</td>
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</table>

Sub-total                                                            | = 92 080|
administrative additional University and Faculty costs 70% =        | = 64 456|
Overall total:                                                       | =156 536|

Publication Proposal:
The papers presented at the conference will be included in an edited book to be submitted for publication to the Oxford University Press (OUP) or Hart Publishing. The above-mentioned submission has high chances of success – given the absence books in this specific area and the high relevance for practice. Moreover, OUP usually attaches very high value to edited studies involving also practitioners and regulators.
Final Comments:

*This is very much a flexible project and we would welcome any kind of input, whether on substance or on organisation.*
Julian Nowag

Address: Nikolaigatan 4a, 214 21 Malmö, Sweden  
Tel: +49 (0) 69 380 977 097; +46 (0) 73 80 84 003  
Nationality: German  
Email: julian.nowag@iecl.ox.ac.uk

Work and Teaching Experience

FACULTY OF LAW, University of Lund

Senior Lecturer (Universitetslektor) in EU and Competition Law  
Aug 2015- Present
- Co-director of the Master in European Business Law
- Designing a new advanced course on competition law (Competition and Innovation)
- Organising and convenor of the courses: Internal Market Law, Competition Law Foundations, Advanced Competition Law and EU External Trade and Transport Law
- Organising and lecturing the online courses and the combined online-offline courses in EU Law
- Lecturing on Internal Market Law, Competition Law Foundations, Advanced Competition Law, EU External Trade Law and EU Environmental Law
- Supervising Master Theses
- Involvement in admissions for the LLM programme

GERMAN REFERENDARIAT, Zweites Juristisches Staatssexamen (Germany)

Rechtsreferendar (legal trainee)  
Feb 2013-Jul 2015
- Placement at sparrho.com as legal advisor to a start-up company (Mar 2015-Jun 2015)
- Placement at Allen and Overy, German Competition Department, Hamburg (Jun 2014-Mar 2015)
- Placement at the European Commission, Directorate Competition (Nov 2013-Feb 2014)
- Placement at the German Cartel Office (Bundeskartellamt) Directorate International Competition Matters (Aug-Nov 2013)
- Placement at the Private Law Court Hamburg St Georg (May-Aug 2013)
- Placement at the Public Prosecutors Office (Staatsanwaltschaft) Hamburg (Feb-May 2013)

DIPLOMATIC ACADEMY OF VIETNAM, Hanoi (Vietnam)

Visiting Lecturer  
Mar-Apr 2014
- Lecturing UK Contract and Company Law as part of a Comparative Law course
- Lectures on German Constitutional Law and Competition Law

FACULTY OF LAW, University of Oxford

Tutor  
2012-2013
- Subject EU Competition Law, undergraduate level

ST CATHERINE’S COLLEGE, University of Oxford

Tutor  
2012
- Subject EU Competition Law, undergraduate level

UNIVERSITY COLLEGE, Oxford

Tutor  
2010 – 2012
- Subject EU Competition Law for the City University of Hong Kong’s, undergraduate and postgraduate level

FACULTY OF LAW, University of Oxford

Graduate Teaching Assistant  
2010-2011
- Subject EU Law, undergraduate level

CENTRE FOR COMPETITION LAW AND POLICY UNIVERSITY OXFORD

Tutor in a Training Program for National Judges  
Mar 2010
- Subject EU Competition Law
Education

UNIVERSITY OF OXFORD, St Anne’s College Oxford, United Kingdom
- DPhil (PhD) in law
- Thesis Title: ‘Competition Law, State Aid Law, Free-Movement Law: The Case of the Environmental Integration Obligation (Article 11 TFEU)’

UNIVERSITY OF OXFORD, St Anne’s College Oxford, United Kingdom
- Master of Legal Research (MLL)
- Thesis Title: ‘The Environmental Integration Principle and its Effect on the Application of Article 101(3) TFEU’
2009-2010

DURHAM UNIVERSITY, Ustinov College Durham, United Kingdom
- LL.M European Legal Studies
- Thesis Title: ‘Police in Competition: An Assessment of Police Services as Undertakings under European Competition Law’
2007-2008

UNIVERSITY OF FRANKFURT AM MAIN, Germany
- First State Examination in Law with distinction (9.17 points) with a specialization in Public Law (Planning and Environmental Law) as well as Law of the Things
2003-29 Jan 2008

UNIVERSITY OF VIENNA, Austria
- Undergraduate studies in law, focus on Roman Law
2004-2005

UNIVERSITY OF KONSTANZ, Germany
- Undergraduate studies in law
2001-2003

ENGLISCHES INSTITUT HEIDELBERG, Heidelberg, Germany
- General Qualification for University Entrance (Abitur)
2001

Publications

Monographs:

Journal articles and book contributions:
- ‘UBER between Labour and Competition Law’ (2016) 3 Lund Student EU Law Review 94-103
XXXI


**Reports:**


**Forthcoming/submitted**


**In preparation: to be submitted 2017**

- Paper, working title: Impact Assessment in the EU Courts’ examination of proportionality and subsidiarity with Xavier Groussot, presented at the ‘The EU Better Regulation Agenda: Critical Reflections’ Conference, College of Europe – Belgium (October 2016)
- Paper, working title: ‘The Revolving door between Object and Effect’ presented Feb 2016 at the Swedish competition authority and Nov 2016 at the Nordic Competition Forum
- Paper, working title: On the nature of the EU's environmental integration clauses with Sanja Bogojević and Xavier Groussot
- Paper, working title: On Effectiveness and the EU Damages Directive (with Liisa Tarkkila)
- Paper, working title: The Evolving Conceptualization of the Firm and Competition Law-Public Policy question, to be presented at the Journal of Antitrust Enforcement Conference (June 2017)

**Selected Presentations and Lectures**
CV

Dr Julian Nowag
Oct 2016

- SWEDISH COMPETITION AUTHORITY, Stockholm Sweden: Presentation, title: The Revolving Door between Object and Effect Feb 2016
- UNIVERSITY OF LANCASTER, UK: Presentation at twenty-fourth CLaSF (Competition Law Scholar Forum) Workshop: Object and/or Effects in Competition Law, title: Minimum RPM agreements as object restrictions: challenging the conventional approach April 2015
- UNIVERSITY OF LUND, Sweden: Lecture, title: The clear object/effect distinction blurred? Can this be good? April 2015
- UNIVERSITY OF OXFORD, UK: Organising and chairing of the Round Table Discussion on Competition Law in the Emerging Markets with experts from India, Latin America and Hong Kong May 2014
- EL CENTRO DE ESTUDIOS DE DERECHO DE LA COMPETENCIA, PONTIFICIA UNIVERSIDAD JAVIERANA, Colombia: Lecture, title: Environmental Considerations in European Competition Law Nov 2012
- UNIVERSITY OF OXFORD, UK: Organising and chairing of the Round Table Discussion on Competition Law and the Latin American Experience with heads of Latin American Competition Authorities Jun 2012
- UNIVERSITY OF OXFORD, EU Law Discussion Group, UK: Lecture, title: Competition Law and Public Policy as a Sliding Scale: the Example of Environmental Protection Jan 2012
- UNIVERSIDAD DE CHILE/ UNIVERSIDAD DEL DESARROLLO, Chile: Lectures, title: Environmental Protection in EU Competition Law Dec 2011
- UNIVERSITY OF MALAYA, Kuala Lumpur/ UNIVERSITY TEKNOLOGI MARA, Selangor, Malaysia: Lectures, title: The New Malaysian Competition Act and Its European Roots Apr 2011
- INSTITUTE OF EUROPEAN LAW, Birmingham, UK: Presentation at the Conference After Lisbon: The Future of European Law & Policy Title: Changing the Competition Regime Without Altering the Treaty’s Chapter on Competition? June 2010
- CENTRE FOR EUROPEAN POLICY STUDIES, Brussels, Belgium: Presentation at Fifteenth CLaSF Workshop: Due Process and Innovation in EU Competition Law, title: Due process, Criminal Prosecution of Cartel Offence and the Risk of Hindering Cooperation between Competition Authorities Apr 2010
Organized and Convened Events/Groups

UNIVERSITY OF LUND, Lund, Sweden
- International Conference: ‘21st Century Challenges and Antitrust: Thinking Ahead’
  25 May 2016

UNIVERSITY OF LUND, Lund, Sweden
- Senior convener of the EU Law Discussion Group
  Aug 2015-
  Present

UNIVERSITY OF OXFORD, Oxford, UK
- Revived, organised and convened the Competition Law Discussion Group
  2012

ST ANNE’S COLLEGE, Oxford, UK
- Established, organized and chaired the St Anne’s Law Forum, a forum for
  the informal exchange of ideas on current research amongst, fellows,
  postgraduates, and undergraduates
  2011-2013

Other Academic Experience

RECHTSANWALT (Solicitor/Barrister) in Germany
- EDITOR for World Competition Law and Economics Review (Wolters Kluwer)
  - Part of the editorial team
  Aug 2016-
  Present

SUCCESSFULLY COMPLETED the Course to acquire the certificate in Learning and Teaching in Higher Education, University of Lund
- MANAGING EDITOR, previously ISSUE EDITOR, for The Journal of Antitrust Enforcement (Oxford University Press)
  - Managing of the review process and editorial meetings
  Oct-2015-
  Feb 2016

AFFILIATED RESEARCHER at the Oxford Centre for Competition Law and Policy
- Aug 2014-
  Present

Awards and Scholarships

SWEDISH COMPETITION AUTHORITY – Grant for 3 year research project on
- Competition law, economics and political decisions, value 2.1 million SEK
  Sep 2016- Sep 2019

LUND UNIVERSITY, Pufendorf Institute – Grant for an inter-disciplinary on
- energy justice, value 104635 SEK

SWEDISH COMPETITION AUTHORITY
- Grant for 3 year research project on Competition law, economics and
  political decisions, value 2.1 million SEK
  Sep 2016- Sep 2019

SWEDISH COMPETITION AUTHORITY
- Grant for a 3 year research project on Competition law, economics and value
  judgment: value 2.1 million SEK
  Oct 2016-Jun

LUND UNIVERSITY, Pufendorf Institute
- Grant for an inter-disciplinary project on energy justice: value 104635 SEK
  Apr 2010

FAZIT STIF TUNG
- Doctoral Scholarship for 2 and a half years: value 36000 €
COMPETITION LAW SCHOLAR FORUM (CLASF)
- Research fellowship for the presentation at the Fifteenth CLaSF Workshop and publication of an Article in the Competition Law Review, topic: Due process, criminal prosecution of cartel offence and the risk of hindering cooperation between competition authorities: value 2500 £

Other Skills and Experience

RECHTSANWALT (Solicitor/Barrister) in Germany

INTERNATIONAL COMPETITION NETWORK
- Non-governmental advisor to the cartel working group appointed by the European Commission

MAX PLANCK INSTITUTE, Hamburg, Germany
- Research visitor at the MPI for Comparative and International Private Law under the supervision of Jürgen Basedow

EUROPEAN UNIVERSITY INSTITUTE (EUI), Florence, Italy
- Research visit under the supervision of Giorgio Monti and Hans Micklitz

SAID BUSINESS SCHOOL, Oxford, UK
- Participated in a team in the Sustainable Venture Capital Investment Competition

UNIVERSITY OF OXFORD, Oxford, UK
- Appointed Graduate Officer of the Society for East-West Understanding

CARE REPORT ON CONSULAR AND DIPLOMATIC PROTECTION
- Appointed Country Correspondent for Germany (www.careproject.eu)

COLOMBIAN COMPETITION AUTHORITY
- Pro Bono advisor for the Colombian Competition Authority in a case concerning environment and competition law

CHARITABLE ENVIRONMENTAL FOUNDATION, Frankfurt, Germany
- Pro Bono activity as a legal advisor and manager of the creation of a charitable, environmental foundation (Jutta und Dr. Günter Welzien – Stiftung zur Förderung der natürlichen Lebensgrundlage von Mensch, Tier und Pflanze)
- Pro Bono activity as legal affairs officer and member of the board of the above charity

OTHER SKILLS
- Languages: excellent command of German (native) and English (fluent); Spanish (lower intermediate), French (lower intermediate), Latin proficiency certificate
- Computer: MS Office (Word, Excel, and PowerPoint), Literature management software
- Strong analytical, (intercultural) communication, presentation and organizational skills
- Ability to work in a team: rowing at Oxford for St Anne’s M1

Personal Info

Date of birth: 6 September, 1981 in Heidelberg