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Press and Information

## INFORMATION FOR THE PRESS No 50/07

17 July 2007

### DELIVERY OF JUDGMENT IN CASE T-201/04 SCHEDULED FOR 17TH SEPTEMBER 2007

*Microsoft Corporation v Commission of the European Communities*

Judgment in Case T-201/04 Microsoft Corporation v Commission of the European Communities will be delivered on 17 September 2007 at 9.30 a.m. in the Grande Salle of the Court of Justice.

**Accreditation may be obtained from the Press and Information Service of the Court of Justice by returning the accompanying form no later than 12:00 CET on 7 September 2007.**

On 24 March 2004, the European Commission adopted a decision finding that Microsoft had infringed Article 82 of the EC Treaty by abusing its dominant position by engaging in two distinct types of conduct. It also imposed a fine of more than EUR 497 million.

The first type of conduct found to constitute an infringement consists in Microsoft's refusal to supply certain "interoperability information" to its competitors and to allow that information to be used in the development and distribution of products competing with its own products on the work group server operating systems market during the period from October 1998 until the date of adoption of the decision. By way of remedy, the Commission ordered Microsoft to disclose to any undertaking wishing to develop and distribute workgroup server operating systems the "specifications" for its client-to-server and server-to-server communications protocols.

The second type of conduct found by the Commission to constitute an infringement is the bundling of Windows Media Player with the Windows operating system. The Commission considered that that practice affected competition on the media players market. By way of remedy, the Commission ordered Microsoft to offer for sale a version of Windows without Windows Media Player.

On 7 June 2004, Microsoft brought an action before the Court of First Instance seeking annulment of that decision or a substantial reduction in the fine imposed on it.

The hearing in this case took place between 24 and 28 April 2006.

*Languages available: BG ES CS DE EN EL FR HU IT NL PL PT RO SK SL*

*This information for the press is also available on the Court's internet site  
<http://curia.europa.eu/en/actu/communiques/index.htm>*

*For further information please contact Christopher Fretwell  
Tel: (00352) 4303 3355 Fax: (00352) 4303 2731*

*Pictures of the delivery of the judgment will be available on EbS "Europe by Satellite",  
a service provided by the European Commission, Directorate-General Press and  
Communications,*

*L-2920 Luxembourg, Tel: (00 352) 4301 35177 Fax: (00352) 4301 35249  
ou B-1049 Bruxelles, Tel: (00 32) 2 296 4106 Fax: (0032) 2 296 5956*

## **PRACTICAL INFORMATION**

**A press release will be available after delivery of the judgment.**

**A press room fitted with office equipment (telephones: analogue lines, ISDN lines and Wi-Fi) will be available to you.**

**Please note:**

- **a live transmission of the delivery of the judgment will be provided by EBS (“Europe by Satellite”);**
- **only EBS cameras will be allowed in the hearing room;**
- **the press is requested to use the Thomas More entrance, Boulevard Konrad Adenauer;**
- **the public is requested to remain silent and seated until the end of the hearing;**
- **the use of mobile telephones or other electronic devices is forbidden during the entire hearing;**
- **the use of flashes or other supplementary lighting systems is not authorised;**
- **photographers and cameramen may not move around the hearing room in order to take photographs;**
- **if a great number of photographers and cameramen are interested, a “pool” can be arranged by the Press and Information Service.**

## ACCREDITATION

Accreditation to be sent by fax before 12:00 CET on  
7 September 2007 to number: (00352) 4303 2500

re: Delivery of judgment in Case T-201/04 *Microsoft v Commission*

For further information, please contact the Secretariat of the Press and Information Service  
Tel: (00352) 4303 2035

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two days before the hearing.**