Re:

APPLICATION for annulment in part of Commission Decision C(2006) 4180 of 20 September 2006 relating to a proceeding under Article 81 [EC] and Article 53 of the EEA Agreement (Case COMP/F-1/38.121 – Fittings), and also, in the alternative, for a reduction in the fine imposed on the applicant in that decision.

Operative part

1. Dismisses the action;

2. Orders Viega GmbH & Co. KG to pay the costs.

Judgment of the General Court (Eighth Chamber) of 24 March 2011 — Legris Industries v Commission

(Case T-376/06)

(Competition — Agreements, decisions and concerted practices — Copper and copper alloy fittings sector — Decision finding an infringement of Article 81 EC — Imputability of the infringement)

1. *Procedure — Application initiating proceedings — Formal requirements — Identification of the subject-matter of the dispute — Brief summary of the pleas in law on which the application is based — General reference to documents annexed to the application — Inadmissibility (Statute of the Court of Justice, Art. 21; Rules of Procedure of the General Court, Art. 44(1)(c)) (see paras 30-32)*

2. *Competition — Community rules — Infringements — Attribution — Parent company and subsidiaries — Unilateral conduct — Criteria for assessment — Presumption of decisive influence exercised by the parent company over its wholly-owned subsidiaries — Subsidiary held by a holding company — Fact not sufficient to rebut the presumption (Art. 81(1) EC) (see paras 47-54, 58)*

Re:

APPLICATION for annulment in part of Commission Decision C(2006) 4180 of 20 September 2006 relating to a proceeding under Article 81 [EC] and Article 53 of the EEA Agreement (Case COMP/F-1/38.121 – Fittings).

Operative part

1. Dismisses the action;

2. Orders Legris Industries SA to pay the costs.

Judgment of the General Court (Eighth Chamber) of 24 March 2011 — IMI and Others v Commission

(Case T-378/06)

(Competition — Agreements, decisions and concerted practices — Copper and copper alloy fittings sector — Decision finding an infringement of Article 81 EC — Fines — Relevant turnover — Leniency Notice — Guidelines on the method of setting fines — Equal treatment)