

**MEMORANDUM OF UNDERSTANDING ON ANTITRUST COOPERATION BETWEEN
THE UNITED STATES DEPARTMENT OF JUSTICE AND
THE UNITED STATES FEDERAL TRADE COMMISSION,
ON THE ONE HAND, AND
THE RUSSIAN FEDERAL ANTI-MONOPOLY SERVICE,
ON THE OTHER HAND**

The United States Federal Trade Commission ('FTC'), the United States Department of Justice (DOJ) (together the U.S. Antitrust Agencies) and the Russian Federal Anti-Monopoly Service (FAS) (together the Russian Antitrust Agencies),

Desiring to enhance the effective enforcement of their competition law by creating a framework for cooperation between the U.S. Antitrust Agencies and the Russian Antitrust Agencies,

Recognizing the benefit of technical cooperation between the U.S. Antitrust Agencies and the Russian Antitrust Agencies in order to enhance an environment in which the sound and effective enforcement of competition law and policy supports the efficient operation of markets and economic welfare of the citizens of their respective nations,

Recognizing that a well-functioning system for implementing competition law and policy includes not only competition agencies but also effective supporting institutions such as the judiciary, regulatory institutions, and the legal, business, and academic sectors, and

Recognizing that establishing a framework for regular communication between the U.S. Antitrust Agencies and the Russian Antitrust Agencies will contribute to improving and strengthening their relationship in order to cooperate as follows:

COOPERATION

The U.S. Antitrust Agencies will continue to pursue competition policy and enforcement developments in their respective jurisdictions, including proposed legislative and policy changes.

The U.S. Antitrust Agencies and the Russian Antitrust Agencies will cooperate together in technical cooperation activities related to competition law enforcement and policy. To reasonably available resources, the parties may jointly engage in appropriate activities in furtherance of that interest, such as, inter alia: (a) participating in training courses on competition law and policy organized or sponsored by one another; (b) providing comments on proposed changes to competition law, regulations, guidelines or other policies; and (c) assistance, where appropriate, in promoting and understanding of sound competition policy among important supporting institutions, such as the judiciary, other government agencies, the business community, bar associations, and academic institutions.

The U.S. Department of Justice shall evaluate the effectiveness of the technical cooperation under this MOU on a regular basis to ensure that their expectations and needs are being met.

WORKPLAN

The U.S. Department of Justice and the Russian Ministry of Internal Affairs, which may be revised by mutual agreement.

COMMUNICATIONS

The U.S. Department of Justice and the Russian Ministry of Internal Affairs shall coordinate competition law enforcement and policy.

DJIC, and ERSSIA each plan to appoint a liaison for the purpose of facilitating contact in furtherance of this Memorandum of Understanding. Such liaisons may meet via videoconference, or in person as appropriate.

Officials of the U.S. Department of Justice and the Russian Ministry of Internal Affairs, et, as appropriate, to exchange information on their current and contemplated policy and enforcement efforts and priorities.

CONFIDENTIALITY

It is understood that the U.S. Department of Justice and the Russian Ministry of Internal Affairs intend to communicate information to the other if such communication is prohibited by the law governing the agency possessing the information or would be incompatible with that agency's interests.

Insofar as information is communicated, the recipient shall, to the extent consistent with its law, maintain the confidentiality of any such information communicated to it in confidence. s,

EFFECTIVE DATE

Cooperation under this Memorandum is effective as of the date of its signature.

This Memorandum is intended to set forth an advisory framework for cooperation between agencies and the Russian Federation. Both the United States and the Russian Federation reserve their full discretion in implementing the Memorandum, and nothing in it is intended to change existing law, agreements, or treaties, or create enforceable rights.

Signed in Washington, DC on November 19, 2009 in three copies, in the Russian and English languages, with both languages being equally authentic.

John Laibowitz
Chairman
Federal Trade
Commission

Igor Artyev
Head
Russian Federal
Service

Ministry of
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Christine Varney
Assistant Attorney General
United States Department of
Justice