

In the Matter of
MARKER VÖ LKL (International) GmbH,
a corporation

Docket No. C-

COMPLAINT

Pursuant to the provisions of the Federal Trade Commission Act, and by virtue of the authority vested in it by said Act, the Federal Trade Commission (Commission), having reason to believe that Marker Völkl (International) GmbH ("Marker Völkl"), a corporation, hereinafter sometimes referred to as respondent, has violated the provisions of said Act, and it appearing to the Commission that a proceeding in respect thereof would be in the public interest, hereby issues its complaint stating its charges in that respect as follows:

Nature of the Case

1. This action addresses anticompetitive conduct in the ski equipment industry. Beginning in or about 2004, Marker Völkl and its rival Tecnica Group, SpA (Tecnica) agreed not

Völkl sells its skis and ski bindings in or into the United States. Since 2007, Marker Völkl has been a wholly owned subsidiary of its parent, Jarden Corporation.

Competition for Ski Athlete Endorsements

11. The most effective and

The Anticompetitive Agreements

16. In or about 2004,

all times outside of and apart from the collaboration. Consequently, the restraints did not align the disparate incentives of the companies in a manner that promoted the cognizable efficiency goals of the collaboration. Also, the restraints adversely affected competition for – and the compensation available to – athletes and employees whose services were unrelated to the collaboration.

23. Marker Völkl's conduct, as alleged herein, had the purpose, capacity, tendency, and likely effect of (i) restraining competition unreasonably, (ii) harming the economic