



## Bastien Thomas

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Paris Bar (2006)

Partner at Racine since  
2015

## COMPETITION

Bastien Thomas co-manages Racine's Competition team.

With nearly 20 years of experience in French and European competition law, Bastien specialises in merger control at both the French and European levels, as well as state aid and anti-competitive practices (anti-competitive agreements, abuse of dominant position and damages actions). Bastien also specialises in foreign investment control.

Bastien has over 15 years of experience and in-depth knowledge of specific sectors, including automotive, mobility, agri-food, energy and microelectronics.

He regularly assists and represents his clients before the European Commission, the Competition Authority and French and European courts.

## RECENT TRANSACTIONS

- Advising Groupe PSA on the setting-up of a JV with the Nippon group Nidec
- Advising the AMIV in the framework of a procedure of the French Competition Authority in the agri-food sector in the French overseas departments
- Advising Mediawan on its acquisition of AB Group
- Advising the CDC and Engie / Solairedirect on their acquisition of photovoltaic plants
- Advising Econocom on its acquisition of Aciernet
- Advising Groupe PSA in the framework of the creation of Emov, active in the car-sharing rental sector in Spain
- Representing Eurofins before the Conseil d'État with respect to appeals lodged against the French Competition Authority's authorisations of the Bio-Access and Biomnis merger transactions
- Advising Perceva on the takeover of Cauval
- Advising LBO France / Karavel on the takeover of Fram
- Advising Eurofins in its acquisition of Bio-Access

## AREAS OF EXPERTISE

- Merger control
- Anti-competitive practices
- State aid
- Compensation proceedings
- Distribution

## CAREER BEFORE JOINING RACINE

- Linklaters (2008-2015)
- Jeantet Associés (2005-2008)

## EDUCATION

- Master II, European Business Law (Université Paris II Panthéon-Assas - 2004)
- ESSEC (2003)

## LANGUAGES

- French
- English
- German
- Italian

## OTHERS

- Lecturer in competition law - Masters 2 “Global Business Law and Governance”
- (Paris I Panthéon-Sorbonne University, Columbia University and Sciences Po) and “Droit international économique” (Paris I Panthéon-Sorbonne University).
- Member of the Association of Competition Law Practitioners (Association des Avocats Pratiquant le Droit de la Concurrence)
- Founding Member of the State Aid Monitoring Association (Association de Suivi des Aides d’État)

## PUBLICATIONS

- Guillaume Fabre, Bastien Thomas, Nicolas Chavonnard Valades, ‘Concentrations in the digital sector: Interplays between the DMA and EU merger control’, 1rst of September 2024, Concurrences No. 3-2024, Art. No. 119527,
- Co-author of the section ‘Litigation concerning compensation for anti-competitive practices’ in the journal Concurrences:
  - Starting point for the limitation period/settlement of conflicts of law over time (Carrefour v. L’Oréal judgment), Concurrences No. 4-2025;
  - Interest in bringing proceedings (Carrefour v. Valade judgment), Concurrences No. 4-2025;
  - Jurisdiction of administrative courts (Man Truck judgments), Concurrences No. 4-2025;
  - Existence of damage (Man Truck judgments), Concurrences No. 4-2025;
  - Proof of no passing on of additional costs (Carrefour v Valade judgment), Concurrences No. 4-2025;
  - Assessment of damage/contribution to debt (Cora and Match v Lactalis et al. judgment), Concurrences No. 4-2025;
  - Statute of limitations, Concurrences No. 1-2024;
  - Specialisation of judges: Spectacular reversal and return to the regime of lack of jurisdiction, Concurrences No. 1-2024;
  - Presumption of breach of Article 9 of the Damages Directive: Temporal and material application (Repsol judgment), Concurrences No. 1-2024;
  - Presumptions under Articles 9, 13 and 17 of the ‘Damages’ Directive: Temporal application (again!) (Vallée judgment), Concurrences No. 1-2024;
  - Assessment of damage: Scope of review by the Court of Cassation and damage regime Methods for assessing damages (Signaux Girod ruling), Concurrences No. 1-2024;
  - Statute of limitations: Cause for interruption of the statute of limitations (Carrefour v. L’Oréal ruling), Concurrences No. 2-2023
  - Limitation period: Starting point of the limitation period (Nord Signalisation judgment), Concurrences No. 2-2023
  - Expert assessment to evaluate damages (Centre hospitalier régional de Metz-Thionville judgment), Concurrences No. 2-2023
  - Burden of proof of the impact of additional costs under the pre-Directive regime (J&J SBF judgment), Concurrences No. 2-2023
  - Assessment of damages: Methods for calculating useful expenses incurred by the former co-contractor of the public entity convicted of collusion (road signage case), Concurrences No. 2-2023
  - Starting point of the limitation period (CNAMTS and Carrefour v. Vania judgments), Concurrences No. 3-2022;
  - Application ratione temporis of the rules of evidence (Volvo-DAF and Carrefour v. Vania judgments), Concurrences No. 3-2022;
  - Establishment of causality and damage – Passing on of additional costs (Carrefour v. Vania judgment), Concurrences No. 3-2022;
  - Limitation period: Confirmation regarding the starting point (Johnson & Johnson and Doux judgments), Concurrences No. 1-2022;
  - International jurisdiction: The place where the damage occurred is that of the affected market or that of the registered office in the event of multiple affected markets (Volvo judgment), Concurrences No. 1-2022; • Details regarding the dismissal of the case on the grounds of lack of jurisdiction of the non-specialised judge (La Chablisienne judgment and Carrefour Proximité judgments), Concurrences No. 1-2022;
  - Resolution of conflicts of law over time between common law and the texts transposing Directive 2014/104/EU (Cora, Doux and Johnson & Johnson judgments), Concurrences No. 1-2022;
  - Civil liability of the subsidiary for acts attributed to the parent company (Suma judgment), Concurrences No. 1-2022;
  - Classification of the offence (the ‘second homes’ judgments, Johnson & Johnson and Canal + v LFP judgment), Concurrences No. 1-2022;

- Existence of damage (Johnson & Johnson judgment), *Concurrences* No. 1-2022;
- Existence and assessment of damage caused by cartels (Cora and Doux judgments), *Concurrences* No. 1-2022;
- Limitation period (road signage case and SNCF Mobilités judgment), *Concurrences* No. 2-2021;
- International jurisdiction: tortious and contractual qualifications (Booking judgment), *Concurrences* No. 2-2021;
- Jurisdiction of the administrative court (SNCF Mobilités judgment), *Concurrences* No. 2-2021;
- Conditions for the communication and production of documents containing trade secrets (Renault Trucks judgment), *Concurrences* No. 2-2021;
- Qualification of abuse of dominant position by the compensation judge (Google v. Oxone case), *Concurrences* No. 2-2021; Causal link and loss of opportunity (judgment of the Court of Cassation in the road signage case), *Concurrences* No. 2-2021;
- Terms and conditions for compensation for damage suffered by public entities (judgment of the Council of State in the road signage case), *Concurrences* No. 2-2021;
- Compensation for damage caused by an umbrella effect (SNCF Mobilités ruling), *Concurrences* No. 2-2021;
- Assessment of damage by the administrative court (port painting works case), *Concurrences* No. 2-2021;
- Assessment of damage caused by the passage of time – ‘discounting’ / ‘financial damage’ (Digicel case), *Concurrences* No. 2-2021;
- Compensation for lost profits and moral damage caused by a vertical agreement (Pierre Cardin judgment), *Concurrences* No. 2-2021;
- Lack of interest in taking action on the part of an agent (Provera judgment), *Concurrences* No. 3-2020;
- Starting point and causes interrupting the limitation period in the event of a prior conviction (Council of State judgments in the road signage case), *Concurrences* No. 3-2020, pp. 213-215;
- Jurisdiction of the administrative court (Council of State rulings in the road signage case), *Concurrences* No. 3-2020;
- International jurisdiction of the French court (Google Shopping and Enigma cases), *Concurrences* No. 3-2020;
- Refusal to repair damage caused by an umbrella effect and assessment of the damage (Provera judgment), *Concurrences* No. 3-2020; • Assessment of damages (Council of State rulings in the road signage case), *Concurrences* No. 3-2020;
- Starting point and causes interrupting the limitation period in the event of a prior conviction (CNAMETS v. Sanofi judgment and SNCF Mobilités ruling), *Concurrences* No. 1-2020;
- Jurisdiction of the administrative court (SNCF Mobilités ruling), *Concurrences* No. 1-2020;
- Compensation for damage caused by an umbrella effect (SNCF Mobilités ruling), *Concurrences* No. 1-2020;
- Assessment of damages (Carrefour rulings), *Concurrences* No. 1-2020
- ‘Amazon/Delivery in the United Kingdom: the application of the failing firm exception, a sign of the times?’ in *Law in the face of coronavirus: how an unprecedented pandemic has put our legal system to the test*, Collective work, Le club des juristes, 2023
- Co-author of the article ‘Limitation period’ in the book ‘Competition Law, Private Enforcement of Competition Law in Europe, Directive 2014/104/EU and Beyond’, Chapter 7, p. 147, Ed. Rafael Amaro, Bruylants, 2021
- ‘The recent approach of the Paris Court of Appeal to compensation claims by displaced competitors’, *Revue Lamy de la Concurrence*, January 2018

## R A N K I N G S

- ‘Band 5’, Chambers and Partners Europe, 2025
- ‘Leading individual’, Legal 500 EMEA 2025
- Named in the Competition / Antitrust law category of Best Lawyers since 2020
- Recognized as ‘Thought Leader’ and recommended by Lexology Index in its 2025 edition dedicated to France (formerly Who’s Who Legal)
- Recommended by Global Competition Review (GCR 100) in its 2025 edition dedicated to France