

List of references

- Aguilar, Luis/Waldfoegel, Joel/Waldfoegel, Sarah*: “Playlisting favorites: Measuring platform bias in the music industry”, *International Journal of Industrial Organization*, Vol. 78 (2) (2021): 102765
- Auer, Dirk*: “Case Closed: Google’s Wins (for now)”, *Truth on the Market*, November 19, 2021
- Bostoën, Friso/Madrescu, Daniel*: “Assessing abuse of dominance in the platform economy: a case study of app stores”, (2020), *ECJ 2020*, Vol- 16(2–3), pp. 431–491
- Bougette, Patrice/Budzinski, Oliver/Marty, Frédéric*: “Self-Preferencing and Competitive Damages: A Focus on Exploitative Abuses” *The Antitrust Bulletin*, Vol. 67/2 (2022), pp. 190–207
- Bougette, Patrice/Budzinski, Oliver/Marty, Frédéric*: “Self-Preferencing Theories Need To Account for Exploitative Abuse”, *ProMarket*, March 27, 2023
- Bourreau, Marc/de Streel, Alexandre*: “Digital Conglomerates and EU Competition Policy” (2019), SSRN
- Broder, Andrei*: “A taxonomy of web search”, (2002), *SIGIR Forum*, Vol. 36, No. 2
- Buchardi, Sophie*: “Die Selbstbegünstigung von Plattformunternehmen im Fokus des Kartell- und Regulierungsrechts”, *NZKart 2022*, 610-616
- Bunte, Hermann-Josef* (editor), “Kartellrecht”, 14th edition 2021
- Busch, Christoph* (editor), “P2B-VO: Verordnung (EU) 2019/1150 zur Förderung von Fairness und Transparenz für gewerbliche Nutzer von Online-Vermittlungsdiensten (P2B-VO)”, 2022
- Cabral, Luis M.B./Haucap, Justus/Parker, Geoffrey/Petropoulos, Georgios/Valetti, Tommaso M./Van Alstyne, Marshall W.*: “The Eu Digital Markets Act. A Report from a Panel of Economic Experts”, (2021), Joint Research Center, doi:10.2760/139337, JRC122910, SSRN
- Carugati, Christophe*: “Antitrust issues raised by answer engines”, (2023), *Bruegel Working Paper*, Issue 07/2023
- Cennamo, Carmelo*: “Competing in Digital Markets: A Platform-Based Perspective”, (2019), *Academy of Management Perspectives*, Vol. 35, No 2
- Chee, Foo Yun/Waldersee, Victoria*: “EU’s Vestager says Google’s antitrust proposal not helping shopping rivals”, (2019), *Reuters*
- Colangelo, Giuseppe*: “(Not so) Elementary, My Dear Watson”: A Competition Law & Economics Analysis of Sherlocking”, *ICLE White Paper 2024-03-08*, also *World Competition 2024*
- Colangelo, Giuseppe*: “Antitrust Unchained: The EU’s Case Against Self-Preferencing”, *72 GRUR Int.* (2023), pp. 538

List of references

- Condorelli, Daniele/Padilla, Jorge: “Harnessing Platform Envelopment in the Digital World”, (2020), *Journal of Competition Law & Economics* Vol. 16, Issue 2, pp. 143–187
- Crémer, Jaques/Montjoye, Yves-Alexandre de/Schweitzer, Heike: “Competition policy for the digital era”, (2019), European Commission, Directorate-General for Competition
- de Sausa, Pedro Caro: “What Shall We Do About Self-Preferencing?”, *CPI Antitrust Chronicles*, June 2020, Article 4
- de Stree, Alexandre: “Recommendations for the effective and proportionate DMA implementation”, (2022), CERRE
- de Stree, Alexandre /Bourreau, Marc/Feasey, Richard/Fletcher, Amelia/Krämer, Jan/Monti Giorgio (editors): “Implementing the DMA: Substantive and Procedural Principles”, (2024), CERRE
- de Stree, Alexandre /Liebhäber, Bruno/Fletcher, Amelia/Feasey, Richard/Krämer, Jan/Monti, Giorgio: “The European Proposal for a Digital Markets Act: A First Assessment”, (2021), CERRE Assessment Paper
- Dolmans, Maurits/Mostyn, Henry/Kuivalainen, Emmi: “Rigid Justice is Injustice: The EU’s Digital Markets Act should include an express proportionality safeguard”, (2021), *Ondernemingsrecht* issue 2–2022
- Duquesne, Guillaume/Bernard, Thibaut de/Kadambari, Prasad/Armstrong, Paul/Bowman, Thomas: “What Constitutes Self-Preferencing and its Proliferation in Digital Markets”, *GCR Digital Markets Guide*, 3rd Edn., Part. 1 (2023)
- Dryden, Neil/Khodjamirian, Sergey/Padilla, Jorge: “The simple economics of hybrid marketplaces”, *Competition*, 23(2) (2020), pp. 85–99
- Eisenmann, Thomas R./Parker, Geoffrey/Van Alstyne, Marshall W.: “Platform Envelopment”, (2011), *Strategic Management Journal* Vol. 32, No. 12, pp. 1270–1285
- Feyler, Emilie/Postal, Veronica: “Can Self-Preferencing Algorithms Be Pro-Competitive?”, *CPI Antitrust Chronicle* June 2023, Article 4
- Ferrari, Giulia: “Big Tech strategies across markets: the role of self-preferencing in Digital Antitrust”, (2021) SSRN
- Frank, Jens-Uwe/Peitz, Martin: “The Digital Markets Act and the Whack-A-Mole Challenge”, *Common Market Law Review* 61 (2024) (forthcoming) SSRN
- Graf, Thomas/Mostyn, Henry: “Do We Need to Regulate Equal Treatment? The Google Shopping Case and the Implications of its Equal Treatment Principle for New Legislative Initiatives”, *Journal of European Competition Law & Practice*, Vol. 11 (10), pp. 561–574
- Greaf, Inge: “Differentiated Treatment in Platform-to-Business-Relations: EU Competition Law and Economic Dependence”, 1 *Yearbook of European Law*, Vo. 38. (2019) pp. 448–499
- Hagiu, Andrei/Teh, Tat-How/Wright, Julian: “Should Platforms Be Allowed to Sell on Their Own Marketplaces?”, *RAND Journal of Economics*, 53(2) (2022), pp. 297–237
- Hermes, Sebastian/Kaufmann-Ludwig, Jonas/Schreieck, Maximilian/Weking, Jörg/Böhm, Markus: “A Taxonomy of Platform Envelopment: Revealing Patterns and Particularities”, (2020), *AMCIS 2020 Proceedings*, 17

- Höppner, Thomas: "Google's (Non)-Compliance with the EU Shopping Decision, a study based upon empirical data of 25 comparison shopping services", (2020), ISBN 978-3-00-066800-5
- Höppner, Thomas: "Digitale Werbung und das Google Ökosystem", 2023
- Höppner, Thomas: "Gatekeepers' Tollbooths for Market Access: How to Safeguard Unbiased Intermediation", CPI Antitrust Chronicles, February 2021
- Höppner, Thomas: "From Creative Destruction to Destruction of the Creatives: Innovation in Walled-Off Ecosystems", Journal of Law, Market & Innovation, Vol. 1 – Issue 2/2022, p. 10–38
- Höppner, Thomas: "The European Google Shopping Competition Saga, Compliance and the Rule of Law", (2022), Global Competition Litigation Review (G.C.L.R.) 1/2022, pp. 9–21
- Höppner, Thomas: "Antitrust Remedies in Digital Markets: Lessons For Enforcement Authorities From Non-Compliance With EU Google Decisions", Hausfeld Comp. Bull (Fall 2020)
- Höppner, Thomas: "Duty to Treat Downstream Rivals Equally: (Merely) a Natural Remedy to Google's Monopoly Leveraging Abuse", 1 CoRE (2017), pp. 208–221
- Höppner, Thomas/Nobelen, Martin: "Unhealthy Ranking Conspiracy: The German NetDoktor Judgments Banning the Favouring of a Health Portal with Google Search", Hausfeld Competition Bulletin 1/2021, SSRN
- Höppner, Thomas/Schaper, Felicitas/Westerhoff, Philipp: "Google Search (Shopping) as a Precedent for Disintermediation in Other Sectors – The Example of Google for Jobs", (2018), Journal of European Competition Law & Practice, pp. 627–644
- Jacobson, Jonathan/Wang, Ada: "Competition or Competitors? The Case of Self-Preferencing" Antitrust Vo. 48(1) 2023, pp. 13–20.
- Jansen, Bernard J./Spink, Amanda/Pedersen, Jan: "A Temporal Comparison of AltaVista Web Searching", (2005), JASIST, pp. 549–570
- Krämer, Jan/Schnurr, Daniel: "Is there a need for platform neutrality regulation in the EU?" (2018) Telecommunications Policy 42, pp. 514–530.
- Kuenzler, Adrian: "Promoting Quality Competition in Big Data Markets: What the European Commission's Decision in Google Search (Shopping) Achieves", (2019), SSRN
- Lao, Marina: "'Neutral' Search As A Basis for Antitrust Action?", Harv J. of Law & Technology (2013) SSRN
- Manne, Geoffrey A./Wright, Joshua D.: "If Search Neutrality is the Answer, What's the Question?", ICLE White Paper No 2011-14 (2011) SSRN
- Manne, Geoffrey A./Wright, Joshua D.: "Google and the Limits of Antitrust: The Case Against the Case Against Google", 34 Harv. JL & Pub. Pol'y (2011), 171).
- Marsden, Philip: "Google Shopping for the Empress's New Clothes -When a Remedy Isn't a Remedy (and How to Fix it)", (2020), JECLP, Vol. 11, Issue 10, pp. 553–560
- Monti, Giorgio: "The Digital Markets Act – Institutional Design and Suggestions for Improvement", (2021), TILEC Discussion Paper No. 2021–04

List of references

- Motta, Massimo*: “Self- Preferencing and Foreclosure in Digital Markets: Theories of Harm for Abuse Cases”, *International Journal of Industrial Organization*, Vol. 90, , September 2023, 102974
- Padilla, Jorge/Perkins, Joe/Piccolo, Salvatore*: “Self-Preferencing in Markets with Vertically Integrated Gatekeeper Platforms”, *The Journal of Industrial Economics*, 70 (2) pp. 371–395
- Peitz, Martin*: “The prohibition of self-preferencing in the DMA”, *Issue Paper, CERRE* (2022)
- Persch, Johannes*: “Should Google Still be Allowed to Crown the Kings in Digital Markets?”, *ProMarket*, July 13, 2021
- Petit, Nicolas*: “Theories of Self-Preferencing Under Article 102 TFEU: A Reply to Bo Vesterdorf”, *Competition Law & Policy Debate I CLPD* (2015)
- Podszun, Rupprecht* (editor), “Digital Markets Act”, *Article-by-Article Commentary*, 2024
- Portuese, Aurelien*: “The Digital Markets Act: European Precautionary Antitrust”, (2021), ITIF
- Salop, Steven C./Scheffman, David T.*: “Raising Rivals’ Costs”, (1983), *The American Economic Review* Vol. 73 No. 2, pp. 267–271
- Schweitzer, Heike*: “The Art to Make Gatekeeper Positions Contestable and the Challenge to Know What is Fair: A Discussion of the Digital Markets Act Proposal”, (2021), *ZEUP* 2021, 503-537
- Sullivan, Danny*: “Google Universal Search Expands”, (2008), *Search Engine Land*
- Vesterdorf, Bo/Fountoukakos, Kyriakos*: “An Appraisal of the Remedy in the Commission’s Google Search (Shopping) Decision and a guide to its interpretation in Light of an Analytical Reading of the Case Law”, *Journal of European Competition Law & Practice*, Vol. 9(1) (2018), pp. 3-18
- Vezzoso, Simonetta*: “‘Compliance by design’ with the messenger interoperability obligation under the Digital Markets Act”, (2023), SSRN
- Visnjic, Ivanka/Cennamo, Carmelo*: “The Gang of Four: Acquaintances, Friends or Foes? Towards an Integrated Perspective on Platform Competition.”, (2013), *ESADE Business School Research Paper* No. 245
- Wen, Wen/Zhu, Feng*: “Threat of platform-owner entry and complementor responses: Evidence from the mobile app market”, *Strategic Management Journal*, 40(9) (2019), pp. 1336–1367
- Zhu, Fene/Liu, Qihong*: “Competing with complementors: An empirical look at Amazon”, *Strategic Management Journal*, 39(10) (2018), pp. 2618–2642
- Zenno, Yusuke*: “Platform encroachment and own-content bias”, *The Journal of Industrial Economics*, 70(3) (2022), pp. 684–710
- Zimmer, Daniel/Göhl, Jan-Frederick*: “Vom New Competition Tool zum Digital Markets Act: Die geplante EU-Regulierung für digitale Gatekeeper”, *Zeitschrift für Wettbewerbsrecht (ZWeR)* 2021, pp. 29-58